

**CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
CITY COUNCIL MEETING MINUTES  
WEDNESDAY, FEBRUARY 18, 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:** Is anyone -- if anybody's going to leave at this time, please leave quietly. Okay. Welcome everyone to our regularly scheduled City Council meeting.

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

**CHAIRPERSON DAVIS:** What?

**CHAIR PRO TEM PARDO:** She, like, spraying that (inaudible).

**CHAIRPERSON DAVIS:** You sneezing, yeah. Okay. We'll wait till you guys leave.

Again, welcome to our regularly scheduled City Council meeting. If you have cell phones, please turn them to the off or vibrate position at this time. Also, if you'd like to speak on a consent agenda item, please turn in your cards now because it comes up fairly quickly. Okay. Madam Clerk, roll call, please.

**Roll Call**

**INTERIM CITY CLERK ANTHONY:** Mayor Thomas Masters. Chairperson Judy Davis.

**CHAIRPERSON DAVIS:** Here.

**INTERIM CITY CLERK ANTHONY:** Chair Pro Tem Dawn Pardo.

**CHAIR PRO TEM PARDO:** Present.

**INTERIM CITY CLERK ANTHONY:** Councilperson Bruce Guyton.

**COUNCILPERSON GUYTON:** Here.

**INTERIM CITY CLERK ANTHONY:** Councilperson Cedric Thomas.

**COUNCILPERSON THOMAS:** Here.

**INTERIM CITY CLERK ANTHONY:** Councilperson Terence Davis.

**COUNCILPERSON T. 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.

**Invocation**

**Pledge of Allegiance**

**CHAIRPERSON DAVIS:** Okay. Let's all stand for a moment of silence and the Pledge, please.

(Everyone stood for a moment of silence followed by the Pledge of Allegiance led by Chairperson Judy Davis).

**AGENDA Approval: Additions, Deletions, Substitutions**

**CHAIRPERSON DAVIS:** Okay. Miss Jones, do you we have any additions, deletions or substitutions?

**CITY MANAGER JONES:** Yes, Madam Chair. You have before you three additions and I believe that there will another one coming from Councilman Davis. They're -- all three are community benefits. The first one is a -- to the Sickle Cell Foundation, \$5,000, from Mayor Thomas A. Masters, to provide services to local individuals and families.

**CHAIRPERSON DAVIS:** Okay. Where -- okay.

**CITY MANAGER JONES:** 9A. Probably --

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

**CITY MANAGER JONES:** -- probably 9A.

**CHAIRPERSON DAVIS:** These are -- that's presentations. Usually, okay. Wherever you want to put it. 9A?

**CITY MANAGER JONES:** Well, no, they go at the end.

**CHAIRPERSON DAVIS:** Yeah. At the end.

**CITY MANAGER JONES:** So we can probably make a number what?

**CHAIRPERSON DAVIS:** So let's make it number --

**CITY MANAGER JONES:** 11A?

**CITY ATTORNEY RYAN:** Oh, you took it off.

**CHAIRPERSON DAVIS:** Let's put it number 9A, but under regular -- under regular agenda.

**CHAIR PRO TEM PARDO:** Okay.

**CITY MANAGER JONES:** The next one is also a community benefit to the Department of Public Works.

**CHAIRPERSON DAVIS:** Which -- what was the first one?

**CHAIR PRO TEM PARDO:** 9A, the Sickle Cell.

**CITY MANAGER JONES:** Sickle Cell.

**CHAIRPERSON DAVIS:** Sickle Cell.

**CITY MANAGER JONES:** \$5,000 from Mayor Masters.

**CHAIRPERSON DAVIS:** Okay.

**CITY MANAGER JONES:** The next one is to the Department of Public Works of \$1,500 --

**CHAIRPERSON DAVIS:** 9B?

**CITY MANAGER JONES:** From Chair Pro Tem Dawn Pardo for street beautification project on Singer Island.

**CHAIRPERSON DAVIS:** Okay.

**CITY MANAGER JONES:** Councilman Davis.

**COUNCILPERSON T. DAVIS:** Madam Chair. At this time, I wanted to give \$500 to the Youth Empowerment for the new GED program, for the testing.

**CHAIRPERSON DAVIS:** Okay. 500?

**COUNCILPERSON T. DAVIS:** Yes, ma'am.

**CHAIRPERSON DAVIS:** Okay. Okay. That's 9C.

**CITY MANAGER JONES:** Those are all of the additions.

**CHAIRPERSON DAVIS:** Okay. No -- no more? Okay. Are there any disclosures by council?

**Disclosures by Council**

**CHAIRPERSON DAVIS:** Okay. Is there a motion to adopt the agenda?

**Adoption of Agenda**

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

**COUNCILPERSON THOMAS:** Second.

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

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

**COUNCILPERSON GUYTON:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

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

**COUNCILPERSON THOMAS:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

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

**CHAIRPERSON DAVIS:** Yes.

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

**CHAIRPERSON DAVIS:** Okay. I don't have any consent agenda speakers. I don't have any cards.

**COUNCILPERSON T. DAVIS:** Madam Chair.

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

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

**CHAIR PRO TEM PARDO:** I'd like to pull item 5, please.

**CHAIRPERSON DAVIS:** Okay. Any other --

**COUNCILPERSON T. DAVIS:** Madam Chair. Item 4.

**CHAIRPERSON DAVIS:** Item 4. Okay. Is that it? Hold on just a minute. I was just given a bunch of cards here. Let me just make sure -- okay. So I don't have any consent -- okay. I'm not gonna accept any more -- 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.**

**CHAIRPERSON DAVIS:** I don't have any consent agenda cards so is there a motion to approve the consent?

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

**COUNCILPERSON T. DAVIS:** Second.

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

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

**COUNCILPERSON GUYTON:** Yes.

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

**COUNCILPERSON THOMAS:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

**INTERIM CITY CLERK ANTHONY:** Councilperson Pardo?

**CHAIR PRO TEM PARDO:** Yes.

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

**CHAIRPERSON DAVIS:** Yes.

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

**CHAIRPERSON DAVIS:** Okay. Item 4.

**MINUTES**

- 1. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD, DECEMBER 17, 2014.**
- 2. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD, JANUARY 7, 2015.**

## RESOLUTIONS

3. **RESOLUTION NO. 17-15** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO APPROPRIATE \$15,000.00 FROM THE LAW ENFORCEMENT TRUST FUND (LETF) TO BE USED FOR SPECIALIZED TRAINING SUCH AS GANG RESISTANCE EDUCATION AND TRAINING (GREAT) IN SUPPORT OF THE 2014 COPS HIRING GRANT TO PLACE SCHOOL RESOURCE OFFICERS IN OUR CITY SCHOOLS AND A COMMAND OFFICER DEVELOPMENT TRAINING COURSE; AND PROVIDING AN EFFECTIVE DATE.
4. **RESOLUTION NO. 18-15** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING CHANGE ORDER NUMBER ELEVEN AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$22,821.74 TO B&B UNDERGROUND CONTRACTORS INC. FOR CHANGES IN THE ORIGINAL SCOPE OF WORK TO PROVIDE INSTALLATION OF ADDITIONAL LIMEROCK BASE, DUCTILE IRON PIPE TEE'S, GATE VALVES AND STRIPING ON WEST 13<sup>TH</sup> STREET BETWEEN WEST 13<sup>TH</sup> COURT AND AVENUE R; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 303-1127-541-0-6351; AND PROVIDING AN EFFECTIVE DATE.

**COUNCILPERSON GUYTON:** So moved.

**CHAIR PRO TEM PARDO:** Second.

**CHAIRPERSON DAVIS:** Okay. Mr. Davis.

**COUNCILPERSON T. DAVIS:** Thank you. I have a question. Mr. Johnson, this is work order -- no, change order number 11. Did all these change orders come before the Board?

**PUBLIC WORKS DIRECTOR JOHNSON:** Good evening, Council. Brynt Johnson, Director of Public Works. No. All of them did not come before Council. Two of them came before Council because they were additions to the scope of work. So if you notice in the resolution, it mentions that there was one for \$213,000 and one for \$75,000 that came before Council for approval. All of the other ones weren't required to come before Council because they were within the City Manager's 10 percent contingency.

**COUNCILPERSON T. DAVIS:** Okay. Now what -- what budget did -- are you asking for these funds to come from? Where are the -- where's the funding going to come from for this eleventh change order?

**PUBLIC WORKS DIRECTOR JOHNSON:** From the same -- from the same line items.

**COUNCILPERSON T. DAVIS:** And which budget is that? The reason I'm asking that question because after calculating all the funds we took, 'cause we're the City is -- we are the owner, correct?

**PUBLIC WORKS DIRECTOR JOHNSON:** Correct

**COUNCILPERSON T. DAVIS:** And we're working with the contractor.

**PUBLIC WORKS DIRECTOR JOHNSON:** Yes, sir.

**COUNCILPERSON T. DAVIS:** And after doing my calculations, it's almost as if we are about 27.5 percent over budget. And if you look at the 10 percent of the contingency, that will put us 17.5 percent over the contingency. And I want to -- like to find out how did that happen and did that -- will that put us -- how did something like that happen? That's what I'd just like to know.

**PUBLIC WORKS DIRECTOR JOHNSON:** I'm not quite sure what you're looking at, Councilman Davis. You may be including some of the previous change orders that Council approved.

**COUNCILPERSON T. DAVIS:** Correct.

**PUBLIC WORKS DIRECTOR JOHNSON:** The -- the 213 and the 75,000 but those weren't included in that 10 percent contingency. So technically, we're only one half -- less than a half a percent over the 10 percent once you approve this \$22,000.

**COUNCILPERSON T. DAVIS:** But when you look at the total budget versus where we are now, versus the work the City has done, versus the contractor, there was work done over the threshold that should've come before the Board, correct?

**PUBLIC WORKS DIRECTOR JOHNSON:** No, sir. Not to the best of my knowledge. Like I said, the only two things that came before Council were the 213 and the 75 --

**COUNCILPERSON T. DAVIS:** Okay.

**PUBLIC WORKS DIRECTOR JOHNSON:** -- that were required.

**COUNCILPERSON T. DAVIS:** All right. Thank you. One -- two last things. When is this project expected to be completed? What is the date?

**PUBLIC WORKS DIRECTOR JOHNSON:** This project is done. This is a -- this is a final reconciliation of all items --

**COUNCILPERSON T. DAVIS:** Oh, so this -- it's actually done.

**PUBLIC WORKS DIRECTOR JOHNSON:** This is it. Yes, sir.

**COUNCILPERSON T. DAVIS:** Oh, okay. So this is the --

**PUBLIC WORKS DIRECTOR JOHNSON:** This is the --

**COUNCILPERSON T. DAVIS:** -- 'cause I see 11 change orders..

**PUBLIC WORKS DIRECTOR JOHNSON:** This is it.

**CITY MANAGER JONES:** Closes it out.

**COUNCILPERSON T. DAVIS:** So this is the last change order.

**PUBLIC WORKS DIRECTOR JOHNSON:** Yes, sir.

**COUNCILPERSON T. DAVIS:** Okay. All right. Thank you.

**COUNCILPERSON THOMAS:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Thomas.

**COUNCILPERSON THOMAS:** Mr. Johnson, what have you put in place so that we don't continue to get 11 change orders?

**PUBLIC WORKS DIRECTOR JOHNSON:** Well, I mean, there's really not much you can do. I mean, every project's different. I know that this particular project, we sort of -- we had -- we had to fast track the design a little bit so that may have added to some of it but for the most part, you really can't predict how many change orders you're gonna get on any project. It just depends on the conditions of the infrastructure that's existing and that's pretty much it. They're unforeseen conditions.

**COUNCILPERSON THOMAS:** Okay. Miss Jones?

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

**COUNCILPERSON THOMAS:** Eleven change orders to me is unacceptable. I want to see something in place that we don't have to do 11 change orders above or even with the contingency that's in -- that's in place. I want to see a better job of these projects getting bid properly, trying to vet it properly so that we know. But 11 change orders just looks bad even if it is inside of the contingency. So I want to see something in place. What are we going to do to reduce the amount of change orders that we're getting and not just for Public Works, but city-wide. There's a perception that we're not paying attention to what's going on and maybe we haven't been doing a good enough job with that. But from this point on, I want to see something put in place, in writing, to say, Hey, this is what we're going to do to try to avoid this many change -- change orders.

Now let me ask you this question as well. The work is already done, so if we decided that we didn't want to approve this change order, what would happen?

**CITY MANAGER JONES:** The work is already done.

**COUNCILPERSON THOMAS:** I thought that's what I heard you say. It -- if that's not --

**CITY MANAGER JONES:** But the project is finished. We did the dedication.

**COUNCILPERSON THOMAS:** Right.

**CITY MANAGER JONES:** We did --

**COUNCILPERSON THOMAS:** So if we decided not to approve this change order, what would happen?

**CITY MANAGER JONES:** Then we'd probably get sued.

**COUNCILPERSON THOMAS:** Right. So my issue is I don't want this coming to us after the fact. Because, really, we don't -- we don't have a choice. We don't have a choice. Either we do it -- we either pay the change order -- or we increase Miss Ryan's budget. One of the two.

**COUNCILPERSON T. DAVIS:** Madam -- Madam Chair.

**COUNCILPERSON THOMAS:** No. If you -- if you got something to say, I --

**CITY MANAGER JONES:** No. I was trying to get clarification.

**COUNCILPERSON THOMAS:** Right. I don't like making decisions after the fact. Because if we say, Hey, we don't want to approve this particular change order, then we're -- we're sued. So we don't really have a choice. I don't like being in a position where we have to be forced to make a decision and right now, we are. They've done the work; obviously, they need to get paid. But this type of stuff shouldn't be coming to us afterwards. We -- we need to forecast it a little bit better --

**CITY MANAGER JONES:** Okay.

**COUNCILPERSON THOMAS:** -- than this. Obviously, we've had 10 times previous to this that we knew that we had some issues. So I'd like to see something in place for that.

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

**CHAIRPERSON DAVIS:** And, you know, part of the problem is that -- and I'm -- I'm gonna come to you, Mr. Davis. We approve the contingency which allows, you know, for the change orders to, you know, them to go forward with the change orders. And that's -- that's where the problem is. If we don't approve the contingency, then, you know, they would have to come back to us and -- and ask for approval. But, you know, which would probably cause hold-ups or whatever. But, you know, I know where we're going with this and we did the same thing on the -- on the City side the other -- other night -- I mean, the City -- CRA side --

**COUNCILPERSON THOMAS:** CRA.

**CHAIRPERSON DAVIS:** -- the other night. So anyway, Mr. Davis.

**COUNCILPERSON T. DAVIS:** Who was the architect?

**PUBLIC WORKS DIRECTOR JOHNSON:** The design engineer?

**COUNCILPERSON T. DAVIS:** Yes.

**PUBLIC WORKS DIRECTOR JOHNSON:** This was C3TS. They're now Stantech, but former C3TS.

**COUNCILPERSON T. DAVIS:** Doing some work over at the marina, right? So what you're saying is we -- we are not over the 10 percent contingency?

**PUBLIC WORKS DIRECTOR JOHNSON:** No. With this 22 -- with approving this \$22,000 change order, you're technically only approving I wanna say \$7,000 above the 10 percent contingency. But because --

**COUNCILPERSON T. DAVIS:** (Inaudible).

**PUBLIC WORKS DIRECTOR JOHNSON:** -- the \$7,000 is built into the 22,000 --

**COUNCILPERSON T. DAVIS:** Okay.

**PUBLIC WORKS DIRECTOR JOHNSON:** We're just asking you to approve the whole change order. But it's, technically, \$7,000 that you're approving above the Manager's authority.

**COUNCILPERSON T. DAVIS:** Okay. Okay.

**COUNCILPERSON THOMAS:** Miss -- Miss Davis.

**CHAIRPERSON DAVIS:** Yes.

**COUNCILPERSON THOMAS:** Let's make sure that we understand correctly. You came with two other change orders as well that you're not including in this process, correct?

**PUBLIC WORKS DIRECTOR JOHNSON:** Well, yeah. Those were -- those were additional -- those were additions to the contract now.

**COUNCILPERSON THOMAS:** I get it.

**PUBLIC WORKS DIRECTOR JOHNSON:** Not a -- necessarily a change --

**COUNCILPERSON THOMAS:** But I'm saying there -- there have been other --

**CHAIRPERSON DAVIS:** Uh-huh.

**COUNCILPERSON THOMAS:** -- add ons to this --

**PUBLIC WORKS DIRECTOR JOHNSON:** Yes, sir.

**COUNCILPERSON THOMAS:** -- here.

**PUBLIC WORKS DIRECTOR JOHNSON:** The -- the lights and some other things, yes, sir.

**COUNCILPERSON THOMAS:** I understand.

**PUBLIC WORKS DIRECTOR JOHNSON:** Correct.

**COUNCILPERSON THOMAS:** But what I'm saying is that is still a -- that is still an addition to -- that's a change order, whether -- whether it was added or not, it's in this total project. So we understand. All I'm saying is I want to see a reduction in change orders like that. If it's something that we can't avoid, we can't avoid it. That's what the contingency is for. But I want to see it reduced. I don't -- 11 change orders to me makes it seem like we really don't know what we're doing and I know that's not the case. It's the perception issue --

**COUNCILPERSON T. DAVIS:** Right.

**COUNCILPERSON THOMAS:** -- that I'm dealing with. Okay.

**CITY ATTORNEY RYAN:** May -- Madam Chair.

**CHAIRPERSON DAVIS:** It's fine.

**CITY ATTORNEY RYAN:** Maybe you should also clarify that all change orders are not related to money. Sometimes you have change orders --

**CHAIRPERSON DAVIS:** (Inaudible).

**PUBLIC WORKS DIRECTOR JOHNSON:** Yeah. Some of them are time, yeah.

**CITY ATTORNEY RYAN:** -- that's --

**PUBLIC WORKS DIRECTOR JOHNSON:** -- extensions of time, things like that. They're not always money.

**COUNCILPERSON THOMAS:** But these were related to money.

**CITY ATTORNEY RYAN:** All 11 were related to money?

**PUBLIC WORKS DIRECTOR JOHNSON:** Yeah.

**COUNCILPERSON THOMAS:** Yes.

**PUBLIC WORKS DIRECTOR JOHNSON:** They were -- I mean, there were small amounts but --

**CITY ATTORNEY RYAN:** I was trying to help him out.

**COUNCILPERSON THOMAS:** Right.

**PUBLIC WORKS DIRECTOR JOHNSON:** Thank you, Miss Ryan. I appreciate that.

**CITY ATTORNEY RYAN:** Right.

**CHAIRPERSON DAVIS:** Okay?

**COUNCILPERSON THOMAS:** (Inaudible).

**CHAIRPERSON DAVIS:** All right. Any other questions or comments?

**COUNCILPERSON THOMAS:** No, that's it.

**CHAIRPERSON DAVIS:** Madam Clerk.

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

**COUNCILPERSON T. DAVIS:** No.

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

**COUNCILPERSON GUYTON:** Yes.

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

**COUNCILPERSON THOMAS:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

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

**CHAIRPERSON DAVIS:** Yes.

**INTERIM CITY CLERK ANTHONY:** That motion is approved with Councilperson T. Davis dissenting.

**CHAIRPERSON DAVIS:** Okay. Item 5.

- 5. RESOLUTION NO. 19-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE SALE AND TRANSFER OF RETIRED K-9 POLICE DOG "DIETZ" IN THE AMOUNT OF \$1.00 AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE; AND PROVIDING AN EFFECTIVE DATE.**

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON T. DAVIS:** Second.

**CHAIRPERSON DAVIS:** Okay. It's been moved and second.

**CHAIR PRO TEM PARDO:** Okay. I pulled this. I'd like --

**CHAIRPERSON DAVIS:** Okay, go ahead.

**CHAIR PRO TEM PARDO:** All right. I have -- I have some questions and I have a comment and hopefully I'll be able to get some direction from the Board here. Two weeks ago, I found out that this dog was ill and I found out from -- and some of you know this -- I found out from a Palm Beach County Commissioner.

**CHAIRPERSON DAVIS:** Hmm.

**CHAIR PRO TEM PARDO:** Okay? Because the officer put on GoFundMe, right, he was out there trying to get funding to help this dog with an operation. And he said at the time that the City was not going to pay for the surgery that the animal needed. Well, I guess, you know, I don't know what happened, if the City was shamed into paying for the surgery, but the City went forward and the City told the officer that the City would take care of it.

After really thinking about this, all right, so I'm reading here that we're selling the dog now for \$1.00. In January, we sold the dog for \$500. These animals are highly trained, okay? They are police officers. When they are out in the field, they are police officers. If someone shoots and kills them, okay, the person -- the perpetrator -- will go to prison just like he would if he shot a person -- a -- a police officer. Our police officers, when they retire, they get benefits. They get a fine pension and these animals are sold for \$1.00 a year and then it's up to whoever purchases them to then take care of them. And I think that it should be up to the City of Riviera Beach to take care of these animals until their last day.

If a handler -- if -- and they're Riviera Beach police officer. It's their partner. If they purchase these animals from the City when the dog retires, I truly believe -- and I hope the Council will go with me on this -- that we should provide the veterinarian bills and the pharmaceutical bills for these animals until they go up to doggie heaven. I think we owe it to them.

So I'm asking Council if we can direct staff to put an ordinance together which will allow these animals to have proper care until their last dying breath. It shouldn't be up to the police officer who buys them. It should be up to us. These animals are out there protecting us and, you know, if you go and read about everything that this one particular animal has accomplished, it's incredible. Apprehended 38 felons, you know, he found eight pounds of weed. You know, just -- just all of this stuff, it's just incredible. We owe it to these animals to make sure that they are taken care of until their last dying breath. So Council, I'm asking for direction here to have staff put an ordinance together so we can take care of these animals.

**COUNCILPERSON THOMAS:** Madam Chair.

**CHAIR PRO TEM PARDO:** Yes. Oh, I'm sorry.

**COUNCILPERSON THOMAS:** Right. I was talking to the other manager.

**CHAIRPERSON DAVIS:** Mr. Thomas.

**COUNCILPERSON THOMAS:** I, you know, I -- I hear what Miss Pardo is saying and I'm inclined to agree. However, I do need to hear what's the cost of that's going to be, you know, what are all the implications of that, how that affects the City. So before an ordinance or whatever is done, maybe an exploratory committee should be put together and to see what this is going to cost. How do we track them? Do we only allow the -- the handler of the dog

to -- to purchase the dog or receive the dog? And I also want to make sure that we understand and exactly, what's going on with this particular story.

I'm -- I'm -- I'm -- I'm -- I'm -- I'm -- I'm a little bit bothered. I know that we weren't shamed into do -- to paying the bills on this dog. But I really want to know because it is out there in the community this happened. I don't know how it happened. As I just told the Manager, I want to make sure that nothing like that happens again. The dog is the property of the City of Riviera Beach and if -- and if something was wrong with the dog, which clearly it seems to be, then there should've been something in place to deal with that. But I don't want 12 or 25 or whoever to tell the story of what happened. Once it's made public then we need to come forth and make sure that we understand what -- what exactly happened with that. Do you have the information on what happened with that?

**MAJOR JOSH LEWIS:** I -- I do have some of that. I can clarify a lot of the questions that you had.

**CHAIRPERSON DAVIS:** Well, that's what I want -- go ahead and do the presentation 'cause I'd like to hear it, too.

**COUNCILPERSON THOMAS:** I didn't know if he was doing a presentation.

**MAJOR JOSH LEWIS:** My name is Major Josh Lewis, Riviera Beach Police Department.

**COUNCILPERSON THOMAS:** Okay.

**MAJOR JOSH LEWIS:** I can clarify some of the questions. The reality is there was a lack of communication between the officer -- the officer did not contact the proper individuals that he needed to. But consistent with our past practices of the Police Department, we are incurring the cost. We are taking care of it and we're doing what we consistently have done in the past. So that's -- the expense is being incurred by the Police Department.

**CHAIRPERSON DAVIS:** Well, let me -- oh.

**COUNCILPERSON THOMAS:** Okay.

**CHAIR PRO TEM PARDO:** Okay.

**CHAIRPERSON DAVIS:** Are you finished, Mr. --

**COUNCILPERSON THOMAS:** Let me just ask him another question.

**MAJOR JOSH LEWIS:** Yes.

**COUNCILPERSON THOMAS:** Have we had any kind of conversation of what it's going to take? Are there any other departments that take care of the dogs afterwards? If -- If we do - - and -- and I heard Miss Pardo. And -- and I understand that Miss Pardo is a dog lover and she -- she really has a nice dog. I'm gonna leave it at that. But what I wanted to know is, is this something that is of the norm to do --

**CHAIRPERSON DAVIS:** Yeah.

**COUNCILPERSON THOMAS:** -- and if it's not, it doesn't mean that we can't do it. I'm just trying to make sure that this cost doesn't, you know, become a -- a -- a real burden. Do we control the chain of command for that dog? So say the officer gets that dog and then decides, all right, well, you know, I can resell it or whatever the situation is, do we still take care of the dog after that? You know, all of those questions I think needs to be answered --

**CHAIRPERSON DAVIS:** Uh-huh.

**COUNCILPERSON THOMAS:** -- before we actually --

**CHAIR PRO TEM PARDO:** Well, that would be --

**CHAIRPERSON DAVIS:** It is.

**COUNCILPERSON THOMAS:** -- you know, have a -- you know, have an ordinance on it. But the -- if you can answer at least yes or no, have the Department looked at any of those questions that I just asked?

**MAJOR JOSH LEWIS:** I'm not sure if it's been looked at yet. I don't believe currently now we have that policy and I'm not quite sure if anybody else in the County does, either. That's something that we'd have to all get together and -- and -- and discuss and put the numbers together.

**COUNCILPERSON THOMAS:** Well, Miss Pardo, I'm okay with look -- forming a -- a -- a committee to -- to look at exploring it.

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

**CHAIRPERSON DAVIS:** Are you finished, Mr. --

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

**CHAIRPERSON DAVIS:** Go ahead.

**CHAIR PRO TEM PARDO:** Okay. And what about insurance? From what I heard from an officer, a retired officer, the City of Riviera Beach used to have insurance on these animals and -- health insurance on them, and we don't have them anymore. And you know what, I'm gonna put this into perspective. We were at a CRA meeting a couple of -- a couple of hours ago talking about building a -- a -- a bathroom for \$107,000 on property that doesn't belong to us. All right? And like I said earlier, these animals are police officers. They are police officers. And you know what? They're only gonna be alive for another four or five years. So if they need their, you know, if they need surgery, if they need their shots, whatever they need -- I'm sure the taxpayers of this City who rely on these animals every day to protect them, I doubt very much you're going to have any pushback from the majority of the taxpayers.

But what I would say is, I don't think we need a, you know, to put a committee together to, you know, decide what's best to do it. I would leave it to, you know, Denny Jones is a -- is a retired police officer and now he's part of our staff. Have him and -- and someone else put something together. And one last thing I'd like to mention, because of this incident, now

there's -- we have a State Representative and a -- a -- a State Senator looking to put legislation into place to make sure that these animals are taken care of.

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

**CHAIR PRO TEM PARDO:** So I think, you know, it would be great for the City to get out in front of this and even if no one else in Palm Beach County has it, it would be something that, finally, you know, Riviera Beach is, you know, leading the charge on this. We owe it to these officers. That's all I'll say. Thank you.

**CHAIRPERSON DAVIS:** And you -- and you know, I don't know if we, per se, need an ordinance or maybe we do. But what I could agree to is to handling the medical bills but, you know, have them sent to us or -- or something. But, you know -- and I'm assuming -- I think Mr. Hoffman, Joseph Hoffman is -- is the officer, right?

**MAJOR JOSH LEWIS:** Yes.

**CHAIRPERSON DAVIS:** Okay. So that's who we're -- who's getting the dog. Okay? Because I would have a problem with somebody else getting the dog and -- and we -- we -- we did that kind of thing. So --

**CHAIR PRO TEM PARDO:** Right.

**CHAIRPERSON DAVIS:** -- I can support it on some levels but I -- I really would like something brought back to us to -- to -- to --

**COUNCILPERSON T. DAVIS:** Madam Chair.

**CHAIR PRO TEM PARDO:** (Inaudible) doesn't (inaudible).

**CHAIRPERSON DAVIS:** -- to put it all into, you know --

**MAJOR JOSH LEWIS:** Of course.

**CHAIRPERSON DAVIS:** -- format. Yes, Mr. Davis.

**COUNCILPERSON T. DAVIS:** Real briefly, one of the things we can kind of keep in mind and use as an option is maybe looking using some of this drug seizure money and even some of our community benefits to pay for the annual physicals. So if that same dog is finding drugs, we can use that same money to reinvest in that dog. So there are things in place that we can go ahead and do the right thing by these -- by great officers.

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

**COUNCILPERSON THOMAS:** Wait a minute. Yeah. Madam -- Madam Chair hold on. Let -- let's not turn this into anything political. Okay? First of all, the community benefits goes away in another year.

**CHAIR PRO TEM PARDO:** Right.

**COUNCILPERSON THOMAS:** Okay? So let's -- before we start throwing all these things out there, that community benefits money goes away. If the dog is a police dog, it's a budget to take care of the dog.

**CHAIRPERSON DAVIS:** Exactly.

**CHAIR PRO TEM PARDO:** Period.

**COUNCILPERSON THOMAS:** All I ask for is a cost. You don't make decisions without knowing what it costs. That doesn't mean that we don't support it. It -- it -- it doesn't mean that we don't have to do it. It's a cost. A Councilperson said, Hey, look into this. The rest of us said, Hey, look, fine, no problem. But let us know everything about it. It's not -- you know, let's -- let's not be throwing out community benefits. That's gonna go away -- I think next year that goes away. So all of those dollars will be done and we won't have access to those dollars.

The drug seizure money, or whatever, yes. But --

**COUNCILPERSON T. DAVIS:** (Inaudible).

**COUNCILPERSON THOMAS:** -- we need to know -- we're coming up into a budget year. We need to know if that's the money that we need to add into this budget. You know, the Chief needs to have adequate enough time to make whatever arrangements within the budget if we make a policy direction to do that. So we can do it. We don't need to turn it into anything political. Find out what it's going to be and then we'll act from there. That's all.

**CHAIRPERSON DAVIS:** That's what I said. Would you bring something back to us, right?

**MAJOR JOSH LEWIS:** Of course, yes.

**CHAIRPERSON DAVIS:** Of how it's going to go down.

**CHAIR PRO TEM PARDO:** Can I make one last comment? I'm sorry.

**CHAIRPERSON DAVIS:** Go ahead.

**CHAIR PRO TEM PARDO:** Congratulations, Mr. Lewis, Major Lewis on -- do you --

**CHAIRPERSON DAVIS:** Make a motion.

**CHAIR PRO TEM PARDO:** -- does every -- no. And does everyone -- is everyone aware that he saved someone's life in Boynton Beach?

**CHAIRPERSON DAVIS:** Yes.

**COUNCILPERSON THOMAS:** No, I wasn't. I wasn't, but congratulations.

**CHAIR PRO TEM PARDO:** So congratulations to you.

**MAJOR JOSH LEWIS:** Thank you. Thank you.

**CHAIR PRO TEM PARDO:** Really.

**MAJOR JOSH LEWIS:** Any one of us would have done the same thing.

**CHAIR PRO TEM PARDO:** But you did it. Congratulations.

**CHAIRPERSON DAVIS:** Yep.

**MAJOR JOSH LEWIS:** Thank you.

**CHAIR PRO TEM PARDO:** Okay. That's it. Thank you, Madam Chair.

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

**COUNCILPERSON THOMAS:** Let's get that story out. Let's get that story out. I'd like to see what's --

**CHAIR PRO TEM PARDO:** Boynton Beach got it out.

**COUNCILPERSON THOMAS:** Yeah. I'd like to -- I'd like -- he's ours.

**CHAIR PRO TEM PARDO:** I know.

**COUNCILPERSON THOMAS:** I want to tout it. Let's put it up. Let's find out what it's about. Congratulations, Major.

**MAJOR JOSH LEWIS:** Thank you, Council.

**CHAIRPERSON DAVIS:** Okay. So the motion should be that we have directed staff to bring back something outlining how these dogs will be taken care of in the future.

**CHAIR PRO TEM PARDO:** Correct.

**CHAIRPERSON DAVIS:** Once they're sold.

**CHAIR PRO TEM PARDO:** Yes.

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

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

**COUNCILPERSON THOMAS:** Is that a motion or just a direction?

**CITY ATTORNEY RYAN:** I already have the motion --

**CITY MANAGER JONES:** But we have the motion on the item.

**CITY ATTORNEY RYAN:** -- on the floor.

**CHAIRPERSON DAVIS:** This isn't it. Well, it wasn't clarified, was it?

**CITY ATTORNEY RYAN:** No. That motion is just to sell the dog.

**CHAIRPERSON DAVIS:** Right.

**CITY ATTORNEY RYAN:** You have to vote on the motion to sell the dog.

**COUNCILPERSON T. DAVIS:** On the motion. We didn't get there yet.

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

**CITY ATTORNEY RYAN:** But -- and then after that --

**CHAIRPERSON DAVIS:** And then you're gonna amend --

**CITY ATTORNEY RYAN:** -- you dispose of the issue.

**CHAIRPERSON DAVIS:** Okay. All right. Okay. So let's go ahead and take the original motion. Madam Clerk.

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

**COUNCILPERSON GUYTON:** Yes.

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

**COUNCILPERSON THOMAS:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

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

**CHAIRPERSON DAVIS:** Yes.

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

**CHAIRPERSON DAVIS:** (Inaudible).

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

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

**CHAIR PRO TEM PARDO:** Okay. I would like to make a motion to have staff bring back to Council a -- an ordinance, let's see -- it would be an ordinance which basically would say that the --

**CHAIRPERSON DAVIS:** So, like, a budget and --

**CHAIR PRO TEM PARDO:** -- City of Riviera Beach would provide health benefits to these animals until they expire. And with that ordinance, staff will bring back all of the backup.

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

**COUNCILPERSON THOMAS:** Second. For question.

**CHAIRPERSON DAVIS:** Okay. Go ahead.

**COUNCILPERSON THOMAS:** Okay. I just want to make sure that we're going to explore the ramifications of this before we actually vote on the ordinance. Is that what --

**CHAIRPERSON DAVIS:** Yeah. They'll bring back all of that.

**CHAIR PRO TEM PARDO:** The whole thing will come back.

**COUNCILPERSON THOMAS:** Okay. Okay. Second.

**CITY ATTORNEY RYAN:** Okay. Just --

**COUNCILPERSON GUYTON:** Madam Chair.

**CHAIRPERSON DAVIS:** Hold -- hold on one second. Miss -- Miss Ryan?

**CITY ATTORNEY RYAN:** Just want clarification. Are we bringing back the ordinance or are we bringing back information which will lead you to make a decision on whether or not you want an ordinance.

**COUNCILPERSON GUYTON:** That is what I want.

**CHAIR PRO TEM PARDO:** Wouldn't it be in the backup?

**COUNCILPERSON THOMAS:** And I --

**COUNCILPERSON T. DAVIS:** Information.

**CHAIRPERSON DAVIS:** That -- okay. So --

**CHAIR PRO TEM PARDO:** Be in the backup, right? Like we do with everything else.

**CHAIRPERSON DAVIS:** -- well, hold on.

**CITY ATTORNEY RYAN:** But that's not what Mr. Thomas --

**CHAIRPERSON DAVIS:** But -- but that's what --

**COUNCILPERSON GUYTON:** Madam Chair.

**CHAIRPERSON DAVIS:** -- you -- your motion did not state that.

**CITY ATTORNEY RYAN:** Well, what do you want to do?

**CHAIRPERSON DAVIS:** So please rephrase it to indicate that it will be brought back --

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

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

**CHAIR PRO TEM PARDO:** I'd like to make a motion to direct staff to bring back an ordinance which would allow retired K-9 animals to receive healthcare benefits until they expire. In the backup, the staff should show us the pros and cons of the ordinance and also lay out the financial responsibility that the City would incur --

**CHAIRPERSON DAVIS:** Okay. Do we want --

**CHAIR PRO TEM PARDO:** -- with providing the benefits.

**COUNCILPERSON THOMAS:** Okay. I -- I -- I can second that.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON GUYTON:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Guyton.

**COUNCILPERSON GUYTON:** I'm not sure why we're stepping to making it a law right now without having the information, the cost associated with. It may ultimately lead to that but I'm not prepared just to jump out there and say, Let's do an ordinance right now, without having any preliminary -- I know it's coming with the backup, but there may be more discussion that we may have to have --

**CHAIR PRO TEM PARDO:** And then it's tabled.

**CHAIRPERSON DAVIS:** And we'll do it at that time.

**COUNCILPERSON GUYTON:** Yeah. But if we coming back, a ordinance on two readings, it's -- all right. Let me just -- feel like I'm not prepared to make it an ordinance right now. That's just my position. I -- I'm not saying I'm against it. I'm saying that there should be a process by which we can have more of a discussion, especially if we're the first ones jumping out here like that. In respect to the legal ramifications and all of the other things associated with committing dollars and I agree that we need to take care of them. But do we need to make a law? I -- I'm -- I'm not there yet. That's just me.

**COUNCILPERSON T. DAVIS:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Davis.

**COUNCILPERSON T. DAVIS:** I agree with Councilperson Guyton. Let's -- let's look at all the options what we have before jumping out there. When we jump out there up front, we want to make sure that we have everything locked and loaded the proper way 'cause everyone's gonna be watching to make sure that Riviera Beach is doing the right thing. Let's -- let's look at all the information.

**CHAIR PRO TEM PARDO:** Do it now.

**COUNCILPERSON T. DAVIS:** See what the State is doing. As you say, it's going to the State Representative, State Senate. Let's see what those committees are doing in Tallahassee and whatever they do, then we'd like to fall -- fall in the same guidelines as they do to support the chance to moving forward to make this a -- a law.

**COUNCILPERSON THOMAS:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Thomas.

**COUNCILPERSON THOMAS:** I don't have a problem with bringing it back as an ordinance with all of the backup in there because we can decide at that time whether we want to go forward or not with it. If this is -- if -- if you're -- if -- if you're saying that -- if -- if you're saying that we will grandfather -- I'm assuming we're trying to do this. Well, let me not assume. I'll ask Miss Pardo. I'll ask Miss Pardo. If we're trying to do this to include this dog that we know has some health issues, then I think if -- if -- if the Board is not comfortable, then we'll just retro this particular dog if -- if that's what the Board is not -- if that's what the Board is uncomfortable with. But I don't want to continue to let the dog that we know have some health issues not be covered if that's going to be our, you know, our plan. Once again, if the Board doesn't feel that that's the way we need to go, then we'll go the way the Board feels. But, you know, I'm okay with it coming back that way.

**COUNCILPERSON GUYTON:** Madam Chair.

**CHAIR PRO TEM PARDO:** That whole retro --

**COUNCILPERSON GUYTON:** And just one last thing.

**CHAIRPERSON DAVIS:** Hold -- hold on. Let me make a comment. I -- I have no problem - - this -- this particular dog, that has been taken care of. Okay? So going forward, you know, I don't mind it coming back with an ordinance but I want to take a look at all the backup also.

**CITY ATTORNEY RYAN:** Okay.

**CHAIRPERSON DAVIS:** Before making any kind of decision.

**CHAIR PRO TEM PARDO:** Me, too.

**CHAIRPERSON DAVIS:** And at that time, I may not feel that we need an ordinance. I don't know. But I don't have a problem with it coming back --

**CHAIR PRO TEM PARDO:** Yeah.

**CHAIRPERSON DAVIS:** -- in that manner

**CHAIR PRO TEM PARDO:** And the question about the retro, that's something that we need to discuss when the ordinance comes back.

**CHAIRPERSON DAVIS:** Okay.

**CHAIR PRO TEM PARDO:** I'm not -- I'm not saying right now whether or not this dog, Dietz or Dasty [phonetic] or, you know, Ajax, any of those animals need to be, you know, retro.

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

**CHAIR PRO TEM PARDO:** That's something that we need to discuss.

**CHAIRPERSON DAVIS:** Okay. Mr. Thomas, did you have anything?

**COUNCILPERSON THOMAS:** No. That's -- that's good.

**CHAIRPERSON DAVIS:** All right. You're done?

**COUNCILPERSON GUYTON:** Madam Chair.

**COUNCILPERSON THOMAS:** I just wanted to put my comments --

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

**COUNCILPERSON GUYTON:** Just one last comment. Right now, as I understand it, the Police Department is stepping up, taking care of the animal when it's with us. I guess the discussion is beyond that because right now, we're already taking of him. And if we're going to undertake additional costs, I would hope that we identify the approximate cost and establish a budget that would be able to accommodate what we are committing to. And I'm not sure if just bringing it back as an ordinance is going to give me time enough to make a rational decision based on the researched and data. But that's only me. Once we put it into law, you know, it is what it is. So I -- I think we're headed down the right track but I -- my personal opinion, I think we're putting the cart before the horse without really exploring it extensively to deal with all of the ramification of that decision. So I would not be supporting bringing an ordinance back right now. That's just me and that doesn't mean that I don't support it. And I do support taking care of the dog but I would like to have more information before I direct staff to do an ordinance and put it into law and all of the other things associated thereto. Thank you.

**CHAIRPERSON DAVIS:** Okay. All right. So we have a motion and a second on the floor. Madam Clerk.

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

**COUNCILPERSON T. DAVIS:** No.

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

COUNCILPERSON GUYTON: No.

INTERIM CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

INTERIM CITY CLERK ANTHONY: Pro Tem Pardo?

CHAIR PRO TEM PARDO: Yes.

INTERIM CITY CLERK ANTHONY: Chair Davis.

CHAIRPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: That motion is approved with Councilpersons Guyton and T. Davis dissenting.

CHAIRPERSON DAVIS: Okay. We're on Item 8, awards and presentations.

6. RESOLUTION NO. 20-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT BETWEEN THE CITY AND PALM BEACH COUNTY TO ACCEPT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN THE AMOUNT OF \$188,761 FROM PALM BEACH COUNTY FOR FISCAL YEAR 2014-2015 FOR THE RECONSTRUCTION OF WEST 23<sup>RD</sup> STREET BETWEEN AVENUE S AND STROZIER; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO APPROPRIATE A BUDGET AND APPROPRIATE FUND BALANCE FROM 301-1116-541-2-6355 IN THE PAVING AND DRAINAGE CONSTRUCTION FUND IN THE AMOUNT OF \$205,000; AND PROVIDING AN EFFECTIVE DATE.
7. RESOLUTION NO. 21-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AMENDMENT 004 TO THE NEIGHBORHOOD STABILIZATION PROGRAM AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND PALM BEACH COUNTY; EXTENDING THE DATE FOR SALE OF REMAINING PROPERTY FROM MARCH 4, 2015 TO MARCH 4, 2016; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

**END OF CONSENT AGENDA**

**PETITIONS AND COMMUNICATIONS FOR FILING**

**AWARDS AND PRESENTATIONS**

8. PRESENTATION ON THE 2015/2016 RIVIERA BEACH EDUCATIONAL SCHOLARSHIP PROGRAM.

**CHAIRPERSON DAVIS:** That is a presentation on the 2015/16 Riviera Beach Educational Scholarship Program.

**CHAIR PRO TEM PARDO:** Good evening, ma'am.

**REVEREND WILLIAM BURRS:** Good evening. Thank you all for allowing me to do this. I will be quick. I thank you for --

**CHAIR PRO TEM PARDO:** Please state your name for the record.

**REVEREND WILLIAM BURRS:** Oh. Y'all don't me? I'm sorry.

**CHAIR PRO TEM PARDO:** For the record.

**REVEREND WILLIAM BURRS:** Good evening, I'm Rose Anne Brown and I work with the Education Advisory Committee as a volunteer. And I am here in that capacity this evening to, first, thank you all for including the Scholarship Program in the budget this year once again. And I'm here simply to -- I'm not even here to ask you for more money. That's -- that's another day.

But I'm here to announce, if you will, that the scholarship application period begins on Monday, the 23<sup>rd</sup> of this month and the application deadline will be April 20<sup>th</sup>, 2015. We have established in the past -- not we, the City Council -- has established in the past a -- that you've just, for the last five years at least, awarded every qualified applicant a scholarship. We know that that's getting more and more difficult. So I was just -- want to let you know that we put a little blurb on the note at the back that just says that funds for the 2015-2016 Riviera Beach Education Scholarships were made available through a \$19,000 budget appropriation by the City Council.

Additional funds may be received from City business partners and private donations. Scholarship awards will be \$1,000 each. The City's goal is to award every qualified applicant. However, only the 19 top-ranked, qualified applicants are guaranteed a scholarship award. Additional scholarships will be awarded in ranked order, based upon available donations received.

So we know people are accustomed to if they are qualified, that they get an award. But we understand and quite frankly, I know you're tired of me coming bothering you all. If you notice, last year, I didn't come to one public meeting and ask you for money. I probably asked you behind the scenes. But I did not ask you publicly. But you guys were wonderful in supporting it and we lucked out. We had \$28,000 available to applicants -- did not -- who were qualified, did not -- I guess they decided not to go to school or whatever. But that did not submit their qualifying documentation. So once again, we were able to award through your additional donations and some private donations, everyone that -- that qualified. So just wanted to make sure that you were aware but also, to acknowledge that we know we cannot always continue to award every qualified applicant.

**COUNCILPERSON T. DAVIS:** Madam Chair.

**CHAIR PRO TEM PARDO:** Yes, Mr. Davis.

**COUNCILPERSON T. DAVIS:** Hey, Mrs. Brown, how you doing?

**REVEREND WILLIAM BURRS:** Hi.

**COUNCILPERSON T. DAVIS:** I just want you to take and have a great -- great this, actually, timing is. If you look around the room, you have a lot of youth in the community who's reached the Strive for 5 score -- 5 on the FCAT. So these will be your future applicants applying for these scholarships. So it's great that they see that you are here working with the City so that some day that they can be applying for this scholarship and be rewarded when these scholarships. So you can see that they're all here. We have youth doing really well in our community and -- and this is what we're here to do. We're here to promote the great things that our youth actually are doing.

**REVEREND WILLIAM BURRS:** And to --

**COUNCILPERSON T. DAVIS:** And thank you for being a part of that.

**REVEREND WILLIAM BURRS:** -- to my knowledge, you're the only municipality who does that --

**COUNCILPERSON T. DAVIS:** Uh-huh.

**REVEREND WILLIAM BURRS:** -- at the level that you do and we were planning to come to another meeting and bring you some of those whom you've helped. I ran into a young lady the other who wants to come talk to you. Her name is Christina Darveil [phonetic] Hendricks [phonetic]. And she is delighted that she is now -- she now has her Ph.D.

**CHAIRPERSON DAVIS:** Hmm.

**REVEREND WILLIAM BURRS:** And she's a pharmacist for Walgreens. And she attributes much of what she did in the early years to the support that she received from her City. So she's planning to come and talk to you.

**CHAIRPERSON DAVIS:** All right. That is awesome.

**COUNCILPERSON THOMAS:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Thomas.

**COUNCILPERSON THOMAS:** Before you go, Major Lewis, can you make your way up this way? I want to talk to you really quick, please. But before you go, are we putting this on our website? If we're not, it needs to go on our website so they can -- no. You can come this way, Major. I want to actually talk to you about that update we just got.

The -- is this on our website where they can actually download it and fill it out from our website?

**REVEREND WILLIAM BURRS:** From the last -- for the last few years, it has been on there. It's a fillable form.

**COUNCILPERSON THOMAS:** Okay.

**REVEREND WILLIAM BURRS:** And they can fill it out and print it out and sign it and turn it in.

**COUNCILPERSON THOMAS:** And I want to also make sure that the deadline is on our phone system and also run it on TV 18 to make sure that they can make the proper deadline for this. If it's -- if not all possible.

**REVEREND WILLIAM BURRS:** Yes, sir.

**COUNCILPERSON THOMAS:** All right. Thank you. Thank you, Miss --

**REVEREND WILLIAM BURRS:** I work with City staff for that. And I did want to tell you, though, I'm glad you called Major Lewis back up again. Having a meeting -- at the last police staff meeting, I was given permission to work with the O'Donnell Company to make sure -- O'Donnell Agency I think it is -- to ensure that we get full exposure for Major Lewis and understanding that -- I understand from the Chief of the Boynton Beach Police Department, they no longer have the Heimlich maneuver in their City. They have the Lewis maneuver.

**COUNCILPERSON THOMAS:** All right. All right.

**CHAIRPERSON DAVIS:** All right.

**COUNCILPERSON THOMAS:** Well, we -- we definitely appreciate that. We - - we definitely appreciate that. But Miss Brown, thank you to you and Miss Becton for not allowing this to die. I know in many years, it's -- it's been tough and it could've died but because of yourself and Miss Becton and Miss Gray and a lot of these other citizens --

**CHAIRPERSON DAVIS:** And Miss Pinckney.

**COUNCILPERSON THOMAS:** Right. -- that continue to keep this going, kudos to you -- hats off to you. So please take this and we'll be ready to award them.

**REVEREND WILLIAM BURRS:** Thank you.

**CHAIRPERSON DAVIS:** Thank you Miss Brown. And -- and I'm gonna let the public know that the engine car derailed and it's -- it -- Blue Heron Boulevard is blocked and that's what is being discussed down there. So if you --

**COUNCIL PERSON THOMAS:** Madam Chair, just so you can tell them, when you're leaving, just try 13<sup>th</sup> or Silver Beach.

**CHAIRPERSON DAVIS:** Yeah. I was gonna say --

**COUNCILPERSON THOMAS:** Right now, that's gonna probably be blocked for quite some time. So 13<sup>th</sup> and Blue Heron or you may even need to go into West Palm Beach or further into Gardens to -- to -- to deal with that. So govern yourselves accordingly, please.

**CHAIRPERSON DAVIS:** Thank you for saying that. I was about to say it but you went ahead --

**COUNCILPERSON THOMAS:** Oh, I'm sorry. I'm sorry, Madam Chair.

**CHAIRPERSON DAVIS:** -- so, all right. That's okay. All right. So we're now down to Item 9. That's Mr. Davis.

**9. PRESENTATION FROM THE OFFICE OF COUNCILMAN  
TERENCE D. DAVIS IN RECOGNITION OF SIGNIFICANT  
CONTRIBUTIONS OF INDIVIDUAL SCHOOLS IN RIVIERA BEACH  
THAT HAVE REACHED LEVEL 5 FCAT IN READING AND/OR  
MATHEMATICS.**

**COUNCILPERSON T. DAVIS:** Oh, yes. Miss Terri from Bridges. As you know, Miss Terri, she's director of Bridges right here in Riviera Beach, is the incubator that does a great job with making our community awareness and the issues with the education health or empowerment with our mothers and fathers and our children of our community.

**TERRI FERGUSON:** Uh-huh.

**COUNCILPERSON T. DAVIS:** She's going to talk about the Strive for 5 Initiative and how today we're going to acknowledge our youth and all our great schools within our community. We want to continue --

**TERRI FERGUSON:** Okay.

**COUNCILPERSON T. DAVIS:** This mic work. We want to continue to do the right thing by being proactive with our youth. We got together years ago to keep this momentum going with Dr. Dupont and one of the things we're going to do is the youth get up and then we'll acknowledge and we want to -- we want the people to see the youth at the microphone. At a later date, Miss Terri has reached out to the parents to get a sign-in sheet and I will be sponsoring a special dinner at a nice location for all the parents and the children from Councilman Terence Davis' office. But I'm going to let Miss Terri take care of it from here. Thank you.

**TERRI FERGUSON:** Okay. Good evening Council and residents of Riviera Beach. As Councilman Davis said, my name is Terri Ferguson and I'm here

representing the Strive for 5 Initiative, which Councilman Davis has been a -- a wonderful supporter of. It began in October, 2014. The goal of the Strive for 5 Initiative is to make sure that every parent encourages and supports their children outside school walls to strive for mastery of grade level standards and to reinforce strong character.

This evening we have students here from two Riviera Beach schools, JFK Middle and Dr. Mary McLeod Bethune Elementary who have mastered grade level standards by achieving 5 on the 2014 FCAT. Students, we want to congratulate you. We want to say how very proud we are of you and we want to publicly recognize you for your efforts. We also want to thank parents for your support as your children's first teacher. We want to thank Principal Brooks and Principal Granger for your support of our students. We want to thank teachers, counselors and every caring adult in the community who has ever encouraged our children to reach for the stars.

Students, I say to you, continue in your pursuit of excellence and always be the best you can be. At this time, we'd like to have each student come forward and share their name, share the school that they hailed from and also share the section of the FCAT that they scored 5 in.

**COUNCILPERSON T. DAVIS:** So we want to start with Bethune Elementary. Principal Granger, would you please come up to your students? All right, students. This is y'all time to shine, so enjoy the camera.

**KATRINA GRANGER:** Okay. I'd like to have, recognizing, of course, Mayor, in his absence, Chair, Co-Chair and Council, thank you so much for this opportunity, and residents of the City of Riviera Beach. Of course, I am standing on the shoulders of great leadership in that I'm the brand new principal of Dr. Mary McLeod Bethune Elementary School. And the students work accomplished last school year is based upon great leadership and some of those leaders are here today. Miss Jennifer Jones, Guidance Counselor, if you would come forward?

**COUNCILPERSON T. DAVIS:** (Inaudible) Miss Jones.

**KATRINA GRANGER:** And other staff members of Dr. Mary McLeod Bethune Elementary School, if you're here, if you would come forward. And then I'd like for the students who score at level 5 on the FCAT last year, if you would come forward, please.

**COUNCILPERSON T. DAVIS:** Here you go. Yeah.

**KATRINA GRANGER:** These are my great leaders, readers and scholars. So I'm going to -- isn't that awesome? So excited. So I'm going to have each student to come forward and give their name along with whether you scored at level 5 in the FCAT math, reading or both. Okay? So come on to the microphone.

**TROY:** Hello. My name is Troy and I scored a 5 in math.

**CHAIRPERSON DAVIS:** All right.

**KATRINA GRANGER:** Troy, come back. Troy -- Troy come back, please. I'd like for each family member to stand when your child approaches the platform here. If you would please stand. So Troy, I'd like for Troy's parents and family to stand. All right.

**ZERYAN:** My name is Zeryan [phonetic] and I passed a level 5 in reading on the last year's FCAT.

**CHAIRPERSON DAVIS:** Wow.

**CITY ATTORNEY RYAN:** All right.

**NATALIA:** Hello. My name is Natalia Smith and I got a 5 in reading.

**CHAIRPERSON DAVIS:** All right.

**FRANCELLI:** My name is Francelli [phonetic] Lopez and I'm thinking I scored a 5 in math.

**KATRINA GRANGER:** Well, let me say about Francelli, not only did she score a level 5, she received a certificate from the Governor because she scored a perfect score on the math FCAT.

**CHAIRPERSON DAVIS:** Wow. All right.

**JEREMIAH:** My name is Jeremiah Hiller and I scored a 5 on the math.

**CHAIRPERSON DAVIS:** All right.

**MARCUS JACKSON:** My name is Marcus Jackson and I scored a level 5 on math, FCAT math.

**JAMIAH:** My name is Jamiah [phonetic] Hillard and I scored a 5 on math.

**CHAIRPERSON DAVIS:** Wow.

**JAHEEM:** My name is Jaheem Wright and I scored a 5 on math, too.

**CHAIRPERSON DAVIS:** All right.

**COUNCILPERSON T. DAVIS:** And Dr. Dupont, would you like to say something? Dr. Dupont? Please come up. I'd like to take a real quick brief picture.

**DR. MARIE DUPONT:** While they're taking their picture, I just want to say how extremely proud I am of these young people and also I'm going to say to the Council how much I truly appreciate the time that you've given to show that you truly value our children. And I just can't say enough about how much I

appreciate this and it's just so special to me knowing that we can create this environment, that our children can achieve academic and character standards. And, again, I truly appreciate you all so much. In fact, I'm about to cry. Let me sit.

**TERRI FERGUSON:** Excuse me. I want to also acknowledge Dr. Aurora Francois who has also worked very diligently and supported this effort. Dr. Francois, do you have any words?

**DR. AURORA FRANCOIS:** Good evening and (Creole). I'm truly so honored to be part of this wonderful endeavor. And I congratulate each and every one of you for being such a supporter of our future (Creole). And congratulation to our parents, of course. Good job. (Creole). That was for Haitian parents. And good job. Thank you to our African-American parents. Thank you to all or our parents. (Spanish). Good job, students, and thank you to all of our staff. Let's keep up the good work.

**COUNCILPERSON T. DAVIS:** Next we have a old classmate of mine, Principal Corey Brooks, John F. Kennedy Middle School.

**COREY BROOKS:** Council, I can't thank you guys enough for, once again, allowing me to highlight some of the students that are doing some great things. In the words of Dr. Dupont, these children are thriving. So I can't thank you enough. And Miss Pardo, thank you for the calculators for my Math Department. Can we give her a round of applause?

**UNIDENTIFIED SPEAKER:** All right.

**COREY BROOKS:** I just want -- I just want to openly say thank you. At this time, I would like for my parents to stand also. Unfortunately, we had nine total, Councilman Davis, but six had other obligations. You know, in Middle School we have basketball, soccer, arts. But the three that showed up today, I'm going to have them come up. Come up, ladies. Parents, please stand.

**TANERA:** Salutations. My name is Tanera Tai Singer [phonetic] and I scored a level 5 on my eighth grade math.

**FELICITY:** My name is Felicity Rizzi and I scored a 5 on the math.

**VICTORIA:** My name is Victoria Williams and I scored a 5 on my math and reading.

**CHAIRPERSON DAVIS:** All right.

**COREY BROOKS:** And lastly, Councilman Davis, we will be going to Bethune tomorrow to recruit those other ones that were standing up with Miss Granger. Thank you, guys, so much.

**COUNCILPERSON T. DAVIS:** One last thing. I wanted the parents to understand that Terri and Dr. Dupont and others have worked extremely hard

to make sure that we do something special and one of the things we're going to do is we working on the date and it's going to be called A Taste of Inspiration, and it's going to be a special meal at a special location and you all are being invited. So I just wanted to get a head count today so I know who all respond. So you will receive some invitations and so I hope to see you all there at the Taste of Inspiration. Bye-bye.

**CHAIRPERSON DAVIS:** Great job, Councilman Davis, and congratulations to all of you. It's fantastic. And -- and -- and thank you to the parents who have been, you know, working with the kids and all the other -- Dr. Dupont, we go way back, School District days. But that's a fantastic job. Thank you so much. Congratulations.

Okay. It's not quite seven. We're going to move on to, oh, 9A, which is a community benefit to Sickle Cell from Mayor Masters in the amount of \$5,000.

**COUNCILPERSON GUYTON:** So move.

**CHAIR PRO TEM PARDO:** Second.

**COUNCILPERSON T. DAVIS:** Second.

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

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

**COUNCILPERSON T. DAVIS:** Yes.

**CITY ATTORNEY RYAN:** Councilperson T. Davis?

**CHAIRPERSON DAVIS:** Sir. Yeah. Walk over -- you have to walk over there.

**CITY ATTORNEY RYAN:** Voting.

**COUNCILPERSON T. DAVIS:** Oh, I'm sorry.

**COUNCILPERSON GUYTON:** The vote.

**COUNCILPERSON T. DAVIS:** Oh, yes.

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

**COUNCILPERSON GUYTON:** Yes.

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

**COUNCILPERSON THOMAS:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

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

**CHAIRPERSON DAVIS:** Yes.

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

**CHAIRPERSON DAVIS:** Okay. 9B is a community benefit to Public Works from -- in the amount of \$1,500 from Chair Pro Tem Pardo. Is there a --

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

**COUNCILPERSON GUYTON:** So moved.

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

**COUNCILPERSON THOMAS:** Second.

**COUNCILPERSON T. DAVIS:** Second.

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

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

**COUNCILPERSON T. DAVIS:** Yes.

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

**COUNCILPERSON GUYTON:** Yes.

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

**COUNCILPERSON THOMAS:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

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

**CHAIRPERSON DAVIS:** Yes.

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

**CHAIRPERSON DAVIS:** Item 9C is a community benefit to YEP from Councilman Davis in the amount of \$500.

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

COUNCILPERSON GUYTON: Move.

COUNCILPERSON THOMAS: Second.

CHAIRPERSON DAVIS: Okay. Madam Clerk?

INTERIM CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson T. Davis?

COUNCILPERSON T. DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson Guyton?

COUNCILPERSON GUYTON: Yes. Yes.

INTERIM CITY CLERK ANTHONY: Pro Tem Pardo?

CHAIR PRO TEM PARDO: Yes.

INTERIM CITY CLERK ANTHONY: Chair Davis.

CHAIRPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON DAVIS: Okay. We are now down to discussion by the City Manager.

### PUBLIC HEARINGS

NONE

### 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.

**CHAIRPERSON DAVIS:** Vanessa Lee and then we have Dr. Angela Wynn. Former Councilwoman.

**VANESSA LEE:** Good evening.

**CHAIRPERSON DAVIS:** Good evening.

**VANESSA LEE:** Vanessa Lee, 2420 Avenue O, as well as 602 Clear Lake in West Palm. I'm here before you all tonight as a member of a group, a community-based coalition called Unify. Unify is a community-based coalition of a diverse group of individuals and organizations, focused on justice and equity for black people in Palm Beach County. We will stand with our allies lending our voice, actions and resources to build better communities. We know the power is in the people. So tonight, I'm here before you to announce the Unify will be sponsoring a candidates forum here in Riviera Beach for -- is that District 2? A mental minute. Okay. For District 2 and that's going to be on Monday, February 23<sup>rd</sup>, here in City Hall and the time is from 6 to 7:30.

Some of the members -- some of the leading members represent groups like the NAACP, the Coalition for Black Student Achievement, SEIU, the Black Village Voice and the Urban League. So what we do, basically, some of the platforms that we have adopted with our election -- local election platform, include strengthening our neighborhoods; economic prosperity for all; our children shape our future, so basically, education; the government and accountability. So basically what I'm announcing is for everybody to come out on Monday and we'll be asking some tough questions. We are not -- we don't endorse, so this is not -- we're -- we're basically just about issues and people. So -- and it also will be televised, live, from 6 to 7:30 on Monday. And you --

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

**CHAIRPERSON DAVIS:** All right. Thank you, ma'am.

**MAYOR MASTERS:** I have a question, Miss Lee.

**CHAIRPERSON DAVIS:** Mayor Masters.

**MAYOR MASTERS:** Yes. You are -- did a very good job. Thank you for inviting -- you're inviting the public; is that correct?

**VANESSA LEE:** That's correct.

**MAYOR MASTERS:** My question is will there be any role for the public? Will the public be allowed to ask questions or are you just inviting them to come and watch?

**VANESSA LEE:** No. And I'm glad you asked that, Bishop. We have our election committee has come up with some -- some basic questions and following the format, we just did one in West Palm Beach and it was very well attended, over about 300 people. We did allow questions from the audience but they were screened because we want to make sure that we keep this thing decent and in order. But we'll -- yes. Absolutely. The audience will be able to participate that way.

**MAYOR MASTERS:** Thank you.

**CHAIRPERSON DAVIS:** Okay. Fane Lozman. I'm sorry. No. Angela Wynn. I'm sorry. And then Fane Lozman.

**DR. ANGELA WYNN:** Good night, staff, Councils. Riviera Beach, Angela Wynn. I want to make one thing clear, that Miss Davis suggested that I asked her for money for light bill last week. I never asked her for a dime. So don't stand up there and try to make me look bad. And, okay, for nothing. The only thing I asked for was for you to be in that seat. And I'm not asking you for not being in that seat no more. You can smile all you want, it's true. I'm gonna make sure you're not gonna be in this seat. And I -- I not have any problem with anyone up there. But you just feel like you are some Queen of Sheba. You can anger people any way you want to.

But I want to go back to Judy Davis (inaudible). I think it just come in from my friend over here, Mr. Fane Lozman. This is what he had here. He have here on a Knickerbocker. A Knickerbocker right here. And the Lysol spray (inaudible). And that's exactly what you deserve. He wrote it well. Nobody should vote for you anymore. You've been here a long time. You -- you -- you act like you are the Queen of the -- of the bunch. So I'm asking Riviera Beach, don't vote for Judy Davis anymore. It's time for her to go. And I'm not saying it and hiding it. I'm said it public. Riviera Beach, don't vote for Judy Davis. You getting too cocky and that's your problem. Thank you. And Cedric. We vote for you. No worry about you.

**COUNCILPERSON THOMAS:** Thank you.

**CHAIRPERSON DAVIS:** And I'll just say this. You didn't ask me for money once or twice and I didn't call your name. You asked me for money three times. So you can have a seat. Fane Lozman.

**DR. ANGELA WYNN:** No. You suggest that to me.

**CHAIRPERSON DAVIS:** Fane Lozman. You can have a seat, ma'am.

**DR. ANGELA WYNN:** No, no, no. You replying to me.

**CHAIRPERSON DAVIS:** You can have a seat. Officer, remove her from the Chambers.

**MAYOR MASTERS:** Wow, wow.

**DR. ANGELA WYNN:** You did say that.

**CHAIRPERSON DAVIS:** Remove her from the Chambers.

**MAYOR MASTERS:** Wow.

**CHAIRPERSON DAVIS:** Her time is up.

**MAYOR MASTERS:** Unbelievable.

**CHAIRPERSON DAVIS:** Your time is up.

**DR. ANGELA WYNN:** My time is up 'cause you did it.

**CHAIRPERSON DAVIS:** Fane Lozman. Come up and speak, please.

**DR. ANGELA WYNN:** You always call --

**CHAIRPERSON DAVIS:** Fane Lozman.

**DR. ANGELA WYNN:** -- you always call the policeman (inaudible).

**CHAIRPERSON DAVIS:** Fane Lozman. Come on up and speak, please.

**DR. ANGELA WYNN:** I'm gonna make sure (inaudible) you.

**MAYOR MASTERS:** Wow.

**FANE LOZMAN:** Fane Lozman, Singer Island. I was at the County Commission meeting recently and it was weird not to see Karen Marcus and Bert Harrison up there. And the reason they're not up there is term limits. So it's not a function of somebody doing a good job or a bad job. There's term limits for President Obama; there's term limits at the County Commission; there should be term limits for the City of Riviera Beach. So if you're doing a great job or a bad job, term limits should be part of the process so we get some new people in here. And I think that's -- a lot of political action can be term limits.

Now, you know, every time I come up here, I'm constantly screamed and yelled at and defamed by Mr. Guyton. The Commission on Ethics did an investigation. They concluded that he had violated the campaign disclosure laws by not disclosing a final judgment that the City obtained in 1996 for \$1,984. Now that final judgment was discussed after the Palm Beach Sun wrote a story about it. And it was mentioned up here briefly. The problem is when Miss Ryan talked to the Ethics investigator, she said it was never discussed yet there's a video of it being discussed. So, you know, perjury is a big deal when you talk to a State investigator, Miss Ryan. And the bottom line is that the Council talked about the final judgment, they talked about -- in -- you know, it's going to time out in May of next year. But if he's going back to get retroactive pension, he should pay his \$1,984 plus interest.

You know, now one of the things Mr. Guyton said in his response was he included his Bankruptcy Petition and he had implied that that judgment may be on the Bankruptcy Petition, which it was not. Other judgments were on his Chapter 13 but not the City's judgment. Now the Chapter 13 that Judge Freidman discharged was only for \$11,499. I never heard of anybody declaring Chapter 13 federal bankruptcy for \$11,499. That right there goes to show that Mr. Guyton doesn't have the brain, the financial common sense, that he would go to federal court for a three-year court case for \$11,499. I mean, that's -- that's ridiculous. We're going to put these documents up on the Internet where people can look at them. But -- but it just makes you -- it just makes you shake your head that if he wants a pension from -- to go back, you know, in this FRS, that -- he needs to pay his \$1,984.

And number two, Miss Ryan, when she talks to a State investigator, she has to be honest in her dealings with the investigator. And I've gone back and I've informed them where they can get the information and I've asked them to -- to reopen the investigation based on your misrepresentations to the investigator.

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

**COUNCILPERSON GUYTON:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Guyton.

**COUNCILPERSON GUYTON:** First let me say that Mr. Lozman, who has dumped his waste in our Marina and has been charged with or has been accused, allegedly, of attempted rape, has erroneous information. Mr. Lozman just suggested that somehow I was misleading on my Financial Disclosure form. What they found was -- and -- and let me -- let me say this, too. Mr. Lozman had to go back 20 years. Notice what he said, 1996, what -- whatever it was. So it took him a long time to go try to dig up some dirt on me and he thought that it was going to make a difference, but it didn't with the Ethics Committee because he tried to get me removed from office. That's what he attempted to do.

But let me just -- let me just clear up some things here. Miss -- Miss Ryan -- and Miss Ryan can speak for herself -- I wasn't part of the conversation. But to my understanding, she was not speaking in regards to any decision that this Board has made. Miss Ryan did not mislead this Ethics Committee and Mr. Lozman is trying to, in his own way, disparage the character of Miss Ryan. I don't care what you dig up on me. I am who I am. I grew up in this community. I had my challenges in life; I overcame my challenges. Went back to school, got a graduate degree, been on my job over 17 years. I might add, too, he went to the County trying to get me fired, too.

So this has been an ongoing battle from someone who definitely does not live in this community. But the Ethics Committee found that I should've listed what he just indicated on my form. They said, "Mr. Guyton, this is what we're going to do. That's not a serious infraction. You checked the wrong box," because you -- you should've checked cash disbursement and I checked another different box. But they said, "What we're going to do for those infractions, I'm going to charge you \$100 and it's going to be over." And Mr. Lozman clearly is not happy with that decision because he was trying to get me removed from office.

So now he thinks that this is going to do something. I don't know what he think it's going to do because my life is what it is. It's a open book. Anybody want to know anything about me, just come to me. I'll tell you. But I would tell you that there a lot of people who have encouraged me because they have gone through similar and even worse things in life and they said that I had the courage to put myself back out here and give back to my community. I am proud of me. I don't apologize. And if anybody want to know anything about me, just come to me and ask me and I'm going to tell you. Because my life is nothing to be ashamed of. Many have gone through worse and I want to be an inspiration. Don't ever give up because people try to disparage you and discourage you from doing things positive. They want you to always be ashamed and hang your head. I will never do that. Mr. Lozman knows nothing about municipal

government, not a thing and he think that he's going to build some boats in submerged area in our community. I am his biggest, biggest nemesis.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON GUYTON:** I'm going to always be a target. So Mr. Lozman can take a long walk off of a short bridge, about 10,000 feet in the air. Thank you.

**CITY ATTORNEY RYAN:** Madam Chair. I just have to add two quick things. Number one, to further that you know how this issue was a -- a non-issue --

**COUNCILPERSON GUYTON:** Oh, oh. Wait, wait, wait, wait, wait, wait. One last thing I forgot.

**CHAIRPERSON DAVIS:** Mr. Guyton.

**COUNCILPERSON GUYTON:** I did not request a pension. I have a pension. This was brought to me, thank you --

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON GUYTON:** -- and said that --

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON GUYTON:** -- if everyone else is getting it, Mr. Guyton --

**CHAIRPERSON DAVIS:** All right.

**COUNCILPERSON GUYTON:** Wait. No, no. He brought up the pension now. I mean, like, I went and begged for a pension. I -- I -- I'm, you know, fortunately, I have a pension, I have a job. There are people on this dais that they didn't have no job or pensions. And -- and -- and some think that somehow that was me going requesting it. It was not. So -- but that -- that was not the case at all. And whether I got this or not, Bruce is going to be okay by the grace of God. Thank you.

**CHAIRPERSON DAVIS:** But I will correct you. They thought it was me. Go ahead, Mrs. Ryan.

**CITY ATTORNEY RYAN:** Okay. On the issue -- Mr. Guyton, I'm going to speak about your ethics issue for a second. First of all, the forms that you have to fill out are difficult to understand. So much so that Mr. Lozman cited the wrong issues that he was trying to -- to get Mr. Guyton in trouble on and it wasn't his issues that they found a technicality on, it was one that they found themselves and it was concerning the dollar values versus the comparative percentages check-off box. And when I spoke to the investigator, he informed me that in the next year, they will be taking off the comparative percentages --

**CHAIRPERSON DAVIS:** Right.

**CITY ATTORNEY RYAN:** -- box because it confuses so many people, he said that, "You would be shocked to find out how many elected officials," and appointed people as well because I have to fill out the form myself -- how many people get that wrong. So it was not a big deal. Also, to -- so that Mr. Lozman understands, when I gave my statement, the -- the -- the investigator was acting -- asking about official action taken by the City. Mr. Lozman standing to the podium and making a comment about somebody not filling out their form correctly is not a discussion of the City Council. I know that some people may believe that public comment is official business, but it is not.

And this Council has never discussed the issue of Mr. Guyton paying back the -- the -- the judgment that was entered back in 1996 that nobody can find any documents on. Nobody has the documents. The courts don't have the documents, the City doesn't have the documents because it's almost 20 years ago. And Mr. Guyton spent his own money to try to get some of the federal documents -- the federal bankruptcy documents. And I just want to put that out there that Mr. Guyton didn't try to hide anything. I didn't try to hide anything. Mr. Guyton knew that I was speaking with them. There are other City officials and employees that spoke with them. Miss Perry spoke with them and she's already retired and she still spoke with them.

So it's a non-issue and Mr. --

**CHAIRPERSON DAVIS:** Okay.

**CITY ATTORNEY RYAN:** -- Lozman can do whatever he wants.

**CHAIRPERSON DAVIS:** Okay. Let's move on. Miss Bessie Brown and then KaShamba Miller.

**CITY ATTORNEY RYAN:** Oh, it's -- I apologized. So ridiculous.

**BESSIE BROWN:** Good evening, Bessie Brown.

**CHAIRPERSON DAVIS:** Good evening, ma'am.

**BESSIE BROWN:** Oh, I just have -- one thing I would like to say is that some -- this is a small agenda tonight but it doesn't seem so small. We're still going. I'd just like to say, on some of the items, because you all have changed from -- from ordinances to resolutions, it would be nicer for you all to put the account numbers -- account numbers on the -- on the items because they used to be on all of them. And I don't know why your procedures and something that sometimes you all change, you know, change the process.

But I -- I would -- the -- because sometimes it would be nicer for -- for -- for this residents to know where you're getting the money from or where you're spending the -- you know, what -- what -- what accounts you're using. I'd like to say to Mr. -- well, Cedric. I don't know why you thought that it was such a political thing when Mr. Davis said that maybe you could you use some of the drug money -- the monies that you get from the drugs to -- to -- to take care of the dog. I don't see where that was political at all. You just, like, you was just -- it was just such an outburst. I -- I didn't think that was necessary.

And the only -- and the other thing I have to ask is that -- where did it go? On our new auditor, well, an internal audit. Was it -- is this position budgeted and -- and is this an ongoing position?

**CHAIRPERSON DAVIS:** Please answer that question.

**CITY MANAGER JONES:** Yes. This budget -- this position is budgeted in -- in the budget and has been all this year.

**CHAIRPERSON DAVIS:** Okay? Miss KaShamba Miller. After her is Rodney Roberts.

**KASHAMBA MILLER:** Good evening. KaShamba Miller --

**CHAIRPERSON DAVIS:** Good evening, ma'am.

**KASHAMBA MILLER:** -- 28<sup>th</sup> Street, Riveria Beach. I just wanted to applaud Mr. Terence Davis for acknowledging our students who scored a level 5. I know with our standards being increased dramatically this year for our students, we need to celebrate the achievements that they made on last year because they're really trying very hard this year. And I know this is happening all across the District, all across the State. Just being able to acknowledge any time that our students are doing well. I know so many times we highlight all of the negative publicity that our students and -- and just our youth, in general, get. But I -- I really do applaud Councilman Davis for acknowledging those students.

Also, I just wanted to thank you all for providing us with a presentation regarding our audit. I know I spoke a few weeks ago and in -- in -- in reference to the audit that came out and there were some questions that were posed. And I feel that that was a -- a great start but I do have a lingering question or -- I'm not looking for an answer tonight. But I just want to know will there be some accountability being held for those actions that were taken or how things were handled with the findings of the audit? Thank you.

**MAYOR MASTERS:** Madam Chair, I have a question for Miss Miller.

**CHAIRPERSON DAVIS:** Mayor Masters.

**MAYOR MASTERS:** Miss Miller. Almost Dr. Miller and principal at Westward Elementary School, Assistant Principal. Your principal, Mr. Brooks --

**KASHAMBA MILLER:** Yes.

**MAYOR MASTERS:** Is the son of former chair Billy Brooks.

**KASHAMBA MILLER:** Yes.

**MAYOR MASTERS:** There was a young girl at that school and I wanted to mention -- this will be a good time. I don't know her name. You probably do, but I understand from her parents that this little girl, which you -- and I'm saying -- am prefacing this because of what you just said about accommodating the children that excel to do well. We always talk about children who are dropping out and not doing good, at-risk kids. So

when we have children at Kennedy or any other schools, that are going the extra mile and exceptional in the educational process.

There's a little girl at your school, on your watch, that received straight As through your school, Westward Elementary.

**KASHAMBA MILLER:** Uh-huh.

**MAYOR MASTERS:** And then she went to Roosevelt.

**KASHAMBA MILLER:** Uh-huh.

**MAYOR MASTERS:** And received straight As. What was her name?

**KASHAMBA MILLER:** Her last name was McCray.

**MAYOR MASTERS:** Miss McCray.

**KASHAMBA MILLER:** It was -- I can't think of her first name. It's from last year. Her last name is McCray. I do know who you're talking about.

**MAYOR MASTERS:** Let her --

**KASHAMBA MILLER:** I can't recall her -- her first name offhand.

**MAYOR MASTERS:** Let her mother know that I'm going to do some kind of recognition. Because when -- anyone that can make straight As, straight through --

**KASHAMBA MILLER:** Yes.

**MAYOR MASTERS:** -- school and to junior high, which is, I guess middle school.

**KASHAMBA MILLER:** And I know last year, her aspiration is to be the first female president. So she -- she has high aspirations. So I'm --

**MAYOR MASTERS:** Okay.

**KASHAMBA MILLER:** -- and she's on her way to achieving that because she's a brilliant little lady and she has a good head on her shoulders.

**MAYOR MASTERS:** Okay. I'm going to recognize her at a later date.

**KASHAMBA MILLER:** Okay.

**MAYOR MASTERS:** Thank you.

**CHAIRPERSON DAVIS:** Okay. Rodney Roberts, yeah.

**CITY ATTORNEY RYAN:** Hold on a second.

**RODNEY ROBERTS:** Good evening. Rodney Roberts, 1581 West 14<sup>th</sup> Street. Thank you. Federal Gardens.

**MAYOR MASTERS:** Rob 7, right? Rob 7.

**RODNEY ROBERTS:** Excuse me?

**MAYOR MASTERS:** Rob -- I'm just kidding. Rob 7.

**RODNEY ROBERTS:** The 7 Robs. The 7 Rob.

**UNIDENTIFIED SPEAKER:** Lee 7 rob.

**MAYOR MASTERS:** Eight, seven?

**UNIDENTIFIED SPEAKER:** No. Lee 7.

**CHAIRPERSON DAVIS:** Your time is running out.

**RODNEY ROBERTS:** I know. Okay. Again, I just want to make that quick announcement that tomorrow night at the Utility District building there will be a candidates' forum put on by Park Manor Neighborhood Association starting at 6:00. So you can come out and see who it is that you're voting for and possibly ask them some questions and -- a time before, I came after the election and said something about, really emotional, about how voter participation is just, you know, it's not. And on the streets, you have a lot of young kids that are able to vote and you're not voting and you need to understand that if you're not voting, then you're not winning. I don't care where the City goes or what you see the City doing or what you think the City is doing, if you're not being a part of the process, you are not winning. You're not moving with the City. You are not helping the City make the decisions that need to be made for the City. You might be living in the City, but you're not a part of what's going on because you're not voting.

If you don't know it, you're really suffering. You are at a loss. When it comes time -- when you see your friends and everybody, it's -- it's hard times, when the jobs are not there, when the police are arresting you, when people are getting shot, getting killed. The City is keeping -- it -- it keeps moving. It doesn't stop. It does not skip a beat. And when you do not participate, when you do not put your voice in, when you do not let your voice be heard by voting -- by voting people that have your interests at heart, that are going to help put food on your table, that are going to help bring jobs to the City for you. When -- whatever the functions are that you want to have in your City, when you don't vote for those kinds of people, it's because you did not vote -- you did not let your voice be heard.

This is not a game. This is real life. It is not about scores. It is not about -- it -- it is not about 107.1, listen to them damn dogs. Excuse me. It's about all of that. It is about all of that. But at the same time, that's play, play. What's going on inside these City Chambers are what shape -- are what's shaping the community. And if you're not a part of that, you might as well be, you know, go ahead and -- and lock yourself up. Go -- go

ahead and lock yourself up. Go ahead and put yourself in the cemetery 'cause that's where it's all heading to for individuals that are not a part of the process.

**CHAIRPERSON DAVIS:** Okay. Thank you, sir. Rick King and then Willis Williams. Good evening, sir.

**RICK KING:** Good evening. Rick King, Palm Beach County PBA, 2100 North Florida Mango Road. First of all, I -- I wanted to initially, I guess, applaud you all for your decision to even explore the possibility of taking care of our K-9 police officers after their service is done. Many times the public sees those dogs in just their -- their roles of apprehension or bomb or drug sniffing. But the most -- I guess the most important role of that dog and the role they play most significantly, is it's their job to protect the officer and the handler during firefights. Those dogs are trained to go toward firefights and not shy away from gunfire. So to take care of them in their -- at the end of their service, I applaud you for that decision. Just even to explore it at this point.

What I'm really here to talk about tonight is as you're aware, the Bargaining Unit members rejected the FRS in a vote and what I wanted to express to the Council is that we are prepared and we're looking forward to sitting down with you at that table and trying to find a pathway to get it done. We want to work together with you -- well, we're committed to working together with you and we -- we desire to come back to the table. We want to sit down and we want to get it worked out.

**CHAIRPERSON DAVIS:** Okay.

**RICK KING:** Thank you.

**CHAIRPERSON DAVIS:** Thank you. Willis Williams and Reverend Burrs.

**WILLIS WILLIAMS:** Good evening. Willis Williams.

**MAYOR MASTERS:** Good evening.

**WILLIS WILLIAMS:** 1690 West 26<sup>th</sup> Court. I -- it's been troubling, really, watching different times these meetings go on and on and seem like we don't get any further. I, since retiring, I don't have much to do anymore. So I've been riding the City and I don't see any people of color at the Marina. We're coming out of the ground now and I've been down there on more than one occasion. I see a lot of things being torn down but I don't see people that look like me working.

I ride on the west side of the track, I can find people standing around all over and looking for jobs, but there's nobody there giving them anything. So I think that really needs to be looked into and find out why that everybody that's down at the Marina now, don't look like me. I've -- I -- I own six pieces of property here in this City. And all six of them, I -- I worked hard for them. I pay taxes on all six of them.

**MAYOR MASTERS:** Hmm.

**WILLIS WILLIAMS:** Nobody gave me one of them; nobody left me one of them by dying or anything of that nature. I worked for them. They're mine. I'm paying for them. And it hurts me to see you take my tax dollars and misuse them.

**MAYOR MASTERS:** Hmm.

**WILLIS WILLIAMS:** You said you want to go back to 1997. You're going to retroact pension plans for Councilpeople and things of that nature. And that's your prerogative. You do what you want to do but let me say this. You had an opportunity to retroact your -- your people who work for you, your grunts, they worked furlough for seven, eight years and didn't get a dime for it. You could have retroact their pay, but you didn't do so.

If you're going to retroact your pay or whatever, I think that it should be knowing that now you become a public employee, that you should all be subject to drug testing, randomly. I think (inaudible) Ethics Commission in Tallahassee says that it should be done.

So please find out for me, why is it that no color is coming out of the ground at the Marina, around the Marina? That job fair that was hosted at Wells rescue [sic] today, that was a joke. That wasn't nothing but a joke. And I was there so don't sham me about -- I stayed there to make sure to see if any of my people were coming in there looking for those jobs. Nobody did a good job of getting them out there. That's the problem. So we need to take a more closer look at ourselves.

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

**MAYOR MASTERS:** Madam Chair.

**CHAIRPERSON DAVIS:** Mayor Masters.

**MAYOR MASTERS:** Yes. Mr. Williams, would you come back, please, for a second? Just a second. You made a -- a valid point. Something I've always thought about. You -- especially now that we are getting benefits and we're getting this and we're getting that pension, almost like a full time employee which I guess we are in -- in a way. And our employees are subject to a random drug testing. It seems like this is an issue that always happens to pop up during -- well, I'm not a -- I'm not running -- but I'm a year ahead. But I -- I agree with you that I do feel that public officials, elected officials, should adhere to the same thing that the employees. And I can tell you now, I'll -- I'll be the first. I'll take one tonight -- a drug test and any other time. So I'm just going to put it out there. I'm the first one on the Council. Here I am to whoever's gotta do it, I'll take it. I can't speak for anybody else on the Council, but I'm definitely speaking for me. Thank you.

**CITY ATTORNEY RYAN:** Madam Chair.

**CHAIRPERSON DAVIS:** Yes, Miss Ryan.

**CITY ATTORNEY RYAN:** Just so that no one is confused. All of our employees are not subject to random drug tests. That would be illegal. Only public safety, those who

drive cars, you know, City vehicles, are subject to the random drug tests. Anyone else would have to -- there would have to be reasonable suspicion for a drug test. Can the City Council voluntarily take drug tests? Absolutely.

**MAYOR MASTERS:** Well, I just did.

**CITY ATTORNEY RYAN:** But you're not -- but I'm letting you know that all of our employees are not subject to random drug tests.

**MAYOR MASTERS:** Madam Attorney, what about the legislative assistants? Don't they have --

**CITY ATTORNEY RYAN:** They're not subject to random testing.

**MAYOR MASTERS:** -- have -- have to take physicals and all that? But not --

**CITY ATTORNEY RYAN:** Those are not random drug --

**MAYOR MASTERS:** Well -- well, let's not talk about random. Let's just talk about when --

**CHAIRPERSON DAVIS:** Hey, can we --

**MAYOR MASTERS:** -- they are hired. Do they have --

**CITY ATTORNEY RYAN:** Pre -- that's pre-employment testing.

**MAYOR MASTERS:** They have to take a drug test then?

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

**MAYOR MASTERS:** Well, hire me. I'll take one tonight. Thank you.

**CHAIRPERSON DAVIS:** Let's get back to the public comments.

**MAYOR MASTERS:** I volunteer.

**CHAIRPERSON DAVIS:** Reverend Burrs. You're there already.

**REVEREND WILLIAM BURRS:** Madam -- Madam Chair, y'all done took two of my minutes, seconds, rather.

**MAYOR MASTERS:** They'll put that -- they'll put it back.

**CHAIRPERSON DAVIS:** No. You're just starting.

**REVEREND WILLIAM BURRS:** Madam Chair, my -- my concern is -- is not on the agenda but I was looking at the last Council meeting when the issue did come up about retroactive Councilpersons' retirement. (Inaudible) as Willis -- as Willis said, that's your choice. But it bothers me when I came here the -- the -- must -- Councilman Guytons

[sic] -- Guytons were not on the Council that time nor Terence. I came and stood right here and asked this Council (inaudible) approval by the pension board, don't do me no favors. Do it for those peoples that have been working for this City for over 30-some odd years, making less than \$400 a -- a -- a month in pension, to bring their salary up to \$700. That did include me and many others and you all refused them poor peoples. Some of them died. And here y'all want to do that? That's embarrassing. These guys had labored. Now this job what y'all got, is not a full time job. I did a survey from Boca Raton to Jupiter. I took my time and took -- called all -- most of those cities. Not -- not one city, this Council make more money than any City in this -- in this -- in this State, in this County except West Palm Beach and Palm Beach Gardens.

I got proof. I called them on my time and asked them. And those peoples gave me this information voluntarily because they said that it's -- is public information. When I called Riviera Beach, they got something to hide. I gotta come over and fill out a -- fill out a application to get this information. Ridiculous when peoples put you through that then they must be hiding something. What is your Council's benefit? I know what it was. I know what y'all Council benefit is. Y'all benefits, y'all just passed it -- passed it before that y'all get y'all insurance and pay for the family insurance. That's over \$1,000 for the family insurance. Now no municipality in this County do that. If anybody told y'all that's -- that's what they do, they's not telling you all the truth. I did this survey on my owns.

There are some -- there are some cities that does give their employees, the Councilperson, insurance. They don't give it to them, but they said that they have to participate just like any other employee. There are some municipalities, West Palm Beach, that give their Councilperson pension. They have to participate just like any other employee. If anybody telling you all anything difference, they're not telling you all the truth. You all shouldn't sit there and take care of yourself better than you do your employees. This is a part time position. This is a part time position and not a full time position. There's no -- Palm Beach Gardens, their Councilperson get 29 -- \$26,000 and some odd dollars. Plus, they don't get car allowance. Y'all get \$6,000 a year for car allowance. The only other city get car allowance in this City, in this County, is West Palm Beach. No other city.

**MAYOR MASTERS:** Wow.

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

**REVEREND WILLIAM BURRS:** Palm Beach -- Town of Palm Beach, they're Councilperson don't get one dime for working.

**CHAIRPERSON DAVIS:** Thank you very much. Lorita Brown --

**MAYOR MASTERS:** Unbelievable.

**CHAIRPERSON DAVIS:** -- and then Arthur Matthews.

**LORITA BROWN:** Good evening to the Mayor --

**MAYOR MASTERS:** Good evening -- good evening.

**CHAIRPERSON DAVIS:** Good evening.

**LORITA BROWN:** -- and Council. I would like to first say congratulations for Mr. Davis for dealing with education. Outstanding. I remember a few years ago right quick when several of you helped me with (inaudible) kids. We were going to a college and we needed some funding and you stepped in. The Mayor, Miss Pardo, Miss Judy Davis and I don't think the rest of you were here during that time.

**CHAIRPERSON DAVIS:** Uh-huh.

**LORITA BROWN:** But I will vote for you. I want you to say that. My thing today is landlords, tenants and the City of Riviera Beach water bill. Personally, I feel that I should not have to pay when I -- when they sign a lease, my tenants, I should not have to pay their water bill. Whether the dog is out there, which you did not tell me, or someone is stopping the water meter person from reading the meter, and then when I look up, I have a water bill of over \$1,000. I don't think that that should happen. I paid my water bill and I just feel that something should be done. When a water bill -- I thought it was a little thing that said when a water bill got to a certain percentage that they will shut your water off. Well, today I'm finding out that they did shut it off and the tenants turned around and they turned it on again. It was never turned on in my name. So why should I have to pay for something that wasn't turned on in my name? They said because I'm the owner and I'm responsible for the bill.

**MAYOR MASTERS:** Hmm.

**LORITA BROWN:** Now somewhere along the line between 200 and 300, it even got that far. I should've been notified and something should've happened. Now when I did find out something was happening, they immediately took the whole meter out, totally. But something should have happened between that period. Because I live in the City of Riviera Beach and I have a different address. And I'm always notified when my bill is due and I pay it. I think I've lived in the City of Riviera Beach all my life just about, except for going to school. So I would like to see something done. I'm -- I believe that I'm not the only landlord that has complained about this. If I am, I'll be the first and I'd like to see something done 'cause it's wrong. And I don't think that I should held -- be held responsible for a \$1,083 water bill that I have to pay. And I can't get any tenants in my house until I make a bargain with the City of Riviera Beach to pay at least half of that and \$172, that's what they told me today.

**CHAIRPERSON DAVIS:** Okay.

**LORITA BROWN:** And I think something should be done.

**CHAIRPERSON DAVIS:** All right. All right. Just quiet down. Thank you very much, ma'am. Arthur Matthews.

**MAYOR MASTERS:** While he's coming, ma'am, let me just tell you I agree with everything you're saying. I think it's outrageous that we make owners do that. It's horrible. I agree with you.

**ARTHUR MATTHEWS:** My name is Arthur Matthews. I live at 1065 West 7<sup>th</sup> Street, Riviera Beach, Florida. And I don't know if this is on your agenda tonight, what -- what I'm bringing to you. Right side of my house there is a big pile of sand that the City or someone have dumped there. They didn't cover it up. They told us about the park. They come on the television saying this is where the park gonna be. But guess what? They didn't show no park, they showed my house -- the picture of my house. They ain't show nothing about the park and I'm very concerned about it. I don't think it's fair and I wish you all would take it off the television. If you're going to show something, show the park, but not my house.

**CHAIRPERSON DAVIS:** Okay.

**ARTHUR MATTHEWS:** Thank you.

**CHAIRPERSON DAVIS:** All right. Thank you, Mr. Matthews. Delores Dawson. After her is Suzanne Allen.

**DELORES DAWSON:** Delores Dawson, 669 West 6<sup>th</sup> Street, South Side Coalition and the Concerned Mothers and to -- to speak -- we are here because we are a little bit concerned about it and we know that Mr. Thomas is going to do well by -- by us soon. But then we -- we -- we were kind of mad at each other. We're glad Mr. Matthews told about that 'cause I was gonna say it either way. But one of the things we notice and we are disgusted in our -- in our meetings is, Miss Davis, you -- we are grateful to you for the change of our park. But yet we heard you say the other night, and maybe you can help us, this summer we had 10 weeks of our -- in which we had program for the children in our neighborhood. Ten weeks, day and night, the children had to use my bathrooms and wash their hands in mine because the City said -- the Health Department wanted to make sure they use the bathroom to wash their hand and not the soap. And we were glad that you mentioned that at the CRA meeting because if they can have all of those bathrooms -- can have bathrooms and all of that over to the Community Garden, I'm sure we could have a hand-washing sink or a bathroom. I don't mind using mine, but if they can spend all that money they're spending over there, our neighborhood is not even mentioned. They said they took surveys of neighborhoods. I live on 6<sup>th</sup> Street and half of 6<sup>th</sup> Street where I live, the sidewalks are not even done and they're not even finished. But they on the other side, they are finished.

We -- we talked about the manual, the tool kit. We glad you send Mr. -- Mr. Thomas, that you're going to need to be revised. We need it revised because we're interested in the demolition; we are interested in the restoration. We had all these things in the kit. We're interested in them in our side of town. It's funny how they -- you can spend so much money in that area of Riviera Beach Heights and we live in Riviera and nobody do nothing for -- for us. It's just a shame because all that money for gardens.

Now I went to New York and I saw a garden. I went to Texas and I saw a garden. And I'm pretty sure you didn't have to spend that much for a garden and can't do anything for us over there. Nothing be done and Miss Pardo, you said you -- in the meeting when I was here, you said when the CRA meet, that we was going to be informed, but we watch it on TV and our name wasn't mentioned except for Miss Davis said about the bathroom.

We're gonna continue to fight our fight because now we see that you have the money to spend everywhere else and denying us. And so we want something done. Thank you.

**COUNCILPERSON THOMAS:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Thomas.

**COUNCILPERSON THOMAS:** Just so Miss Dawson knows, I'm going to be talking briefly about that during my comments. But I've also started an initial plan to bring for the Board's consideration, to the same in reference to a -- a restroom facilities inside of that park.

**CHAIRPERSON DAVIS:** Yeah.

**COUNCILPERSON THOMAS:** So I'll give more of a detailed answer in my -- in my comments. Just so she knows.

**CHAIRPERSON DAVIS:** Okay. And I just want to let -- you can come on up, ma'am -- but I wanted to let Miss Dawson know that I'm -- my cousin just texted me a little while ago. Someone has spray painted on the -- the sign. So I'll get on that tomorrow and see how we can fix it. Okay. Go ahead, ma'am.

**SUZANNE ALLEN:** Suzanne Allen.

**UNIDENTIFIED SPEAKER:** (Inaudible).

**CHAIRPERSON DAVIS:** Okay.

**SUZANNE ALLEN:** 1250 West 3<sup>rd</sup> Street, Riviera Beach. And I'm a member, also, of MIMA, the Concerned Mothers. And I'm bringing to you all attention is that we need -- the Concerned Mothers would like to bring to the Council's attention that we need two folding tables, about six folding chairs and another bench. They had one out there but it was broken and they never replaced it for Sadie McCray Park. And the Concerned Mothers would like to know if the City Council will be able to donate these items to the park.

**CHAIRPERSON DAVIS:** I have two six-foot tables that I'll donate to you.

**SUZANNE ALLEN:** Okay. Thank you.

**CHAIRPERSON DAVIS:** Okay. Clementine Butler.

**MAYOR MASTERS:** Madam --

**CHAIRPERSON DAVIS:** After her is Dorothy Gay.

**MAYOR MASTERS:** -- Madam Chair, while she's coming, when you got the text from your cousin, did he indicate why that someone would do things at the park that quick.

**CHAIRPERSON DAVIS:** I wouldn't know why.

**MAYOR MASTERS:** We don't know why they --

**CHAIRPERSON DAVIS:** How would he know why?

**MAYOR MASTERS:** -- I don't know. I guess maybe they might heard a rumor or something. It's brand new. Somebody must not be happy.

**CLEMENTINE BUTLER:** I -- I'm sorry. When I came up earlier in the other meeting, I wasn't thinking that the -- it was that meeting. I was thinking about this meeting.

**CHAIRPERSON DAVIS:** Okay.

**CLEMENTINE BUTLER:** So that's why I came up. But -- so I'm back up again. Clementine Butler, 865 West 2<sup>nd</sup> Street, Riviera Beach, Florida. Now the three of us are from the South Side Coalition and the Concerned Mothers and basically saying the same thing. We're talking about bathrooms for that park, at least one, and then we -- well, she mentioned the tables, so I'm just back up here because I had wanted to announce it and I didn't know whether they would get her or not. So we're asking for help for that park for us -- young people.

**CHAIRPERSON DAVIS:** Yes, ma'am. Thank you. Dorothy Gay and then Fane Lozman. Oh, no. I'm sorry that's Item 11.

**DOROTHY GAY:** Thank you, Miss Davis. I thought I was about to be left out again.

**CHAIRPERSON DAVIS:** Ohh. No, ma'am.

**DOROTHY GAY:** You know, I always look for you to leave me out or put the card somewhere --

**CHAIRPERSON DAVIS:** No, ma'am.

**DOROTHY GAY:** -- because I'm going to say the same thing. So we will continue to hear me talk about the problems as we see it as landlords. You have made it very difficult for us continuously and it seems to be something that precedes and continue to fester. And as I've said before, something needs to be in writing in force where it eliminates us as landlords from the form that was formulated. Now I get highly upset when I look at that form that you have. It should have never been approved because everyone there must -- evidently, don't have any sentiment or anything.

Sympathy for us, don't have any. You could care less about landlords. Your only focus is the money part of it and if a person brought it to you to say I can make at least \$200,000 off all the landlords in the City of Riviera Beach because we're going to require them to pay those astronomical amounts. However, hopefully, you have heard; you're listening. You're going to do, not hear us say it over -- and redundantly because even if we're saying it, you -- you're not absorbing and saying I'm going to take action.

It has to be done. Continue not to hear us. You're not listening to us. You could care less. You're seeing dollar signs; you're seeing who are we going to ride on the backs? As I read my brochures, I read from the Florida Bar, on the arms they continuously ride

on the arms of landlords and do not allow them to continue that process. So speaking as a landlord and, like, I -- I give credit, Mr. Thomas, when he listens to me. He always say, I am about this. I'm fully 100 percent. I get emotional; I get into it. And I -- I want to be persistent about what I'm saying at all times. So hopefully you're listening to us and you hear us and as I said, I have no problems until somebody listens. Hopefully you do because we say it, you hear it, you digest -- whatever.

**MAYOR MASTERS:** Madam Chair.

**DOROTHY GAY:** Thank you so much.

**CHAIRPERSON DAVIS:** Okay. Thank you, ma'am. Mayor -- Mayor Masters.

**MAYOR MASTERS:** Miss Gay, I just want to assure you -- I -- I can't speak for any of my colleagues, but I just want you to know from the Office of the Mayor, that form is outrageous. They don't do it in West Palm Beach. If PL doesn't do it, the cable don't do it, then we shouldn't do it. It's -- I think it's just wrong and I hope -- I'm happy that Mr. Thomas is -- is working and had the meeting. But just from -- from me, myself and I -- break some rules of grammar -- you are absolutely right. It's outrageous. No one should have to pay somebody else's bill. If somebody made the bill, you go after the person that made it. You know, that's why you got bill collectors. Thank you very much.

**CHAIRPERSON DAVIS:** Okay. We're now moving down to Item 11. That's the end of the public comment cards. Item 11 is the third notification by the city attorney of employment --

**CITY ATTORNEY RYAN:** But the Manager said she had some other stuff.

**CHAIRPERSON DAVIS:** You -- what?

**CITY MANAGER JONES:** Okay. No. We can do it another time.

**CHAIRPERSON DAVIS:** No. What -- what is it?

**CITY MANAGER JONES:** Oh, no. I -- I had not finished under my comments.

**CHAIRPERSON DAVIS:** Oh, okay. Well, go ahead.

**CITY MANAGER JONES:** So just real quickly.

**CHAIRPERSON DAVIS:** Okay.

**CITY MANAGER JONES:** I won't take much time. I know there has been a lot said about the IG's audit. I've heard all of the stuff that's going on in the streets and who's saying what and I -- and I -- I don't mind that 'cause I know that there will be opinions. It wasn't a good report. None of us are happy with it. And we want to put in place the things to -- to -- to assure the Council that we're on top of these items. I've heard all that's being said after meetings and those sorts of things.

Mr. Brown's comments were the first step in the process in order to show you that we were knowledgeable of the issues and we had already started working on the issues before the IG report. And as it's been stated, the IG even stated that we had already started working on the issues before the IG report.

The IG report that was submitted was a cash disbursement audit. And this is where they go in and they look at all avenues of your financing and procurement. You might want to call it a comprehensive audit. It's very interesting that the IG has only conducted this audit at South Bay, Pahokee, Belle Glade and Riviera Beach. The other audits conducted for Wellington, Gardens, Boca and Boynton, I -- oh, it might be Delray -- only dealt with p-card. So they dealt with one fifth in those cities, what they did in Belle Glade, Pahokee, South Bay and Riviera Beach. Now you take what you want from that but it kind of stands out just real clear.

First of all, this audit was conducted for one full year and it was from October the 12<sup>th</sup> through September 30<sup>th</sup>. During that time, our annual budget was \$100 and -- \$104,989,084, of which they only looked at \$9 million worth of -- of transactions. We, in that year, completed 41,000 invoice transactions in the year that they audited. The audit was conducted from February, 2014, to August, 2014. The OIG received our full participation and whether -- let me be very clear for anyone that thinks I'm not concerned about this -- I am concerned. We're working on it. I believe in accountability and we're going to fix these things.

The City does not agree with the "questioned cost" or "avoidable cost" figures determined by the IG. However, we must adhere to our policies and procedures. There is no excuse for departments and -- and transactions not adhering to the policies and procedures.

What did they find? They found that internal controls need improvement. We had already found that out and had hired a Internal Auditor and a Contract Administrator because we realized that the internal controls needed improvement. You recognize that, as well as the Council, and approved both of those positions in the budget.

The City has been proactive in improving its internal controls. All of these words are taken straight from the report. They're not mine. They're the IG's. The IG said, "The City has been proactive in improving the internal controls." They acknowledge that we had hired an Internal Auditor and the Contract Administrator and the role that that would play. In the process of purchasing, the acknowledged that we were already working on a new automated fuel management system and so I really appreciate the fact that in audits like they did, you -- you have them balanced and they were balanced and at least giving us credit for the things that we had done. However, like with every audit, it doesn't change the outcome of what they -- and their opinions. It's just there.

The questionable cost that was listed was \$880,504. The footnote as to what the IG says questionable cost is, it can include costs incurred pursuant to the

potential violation of provision of a law, regulation, contract, grant or other agreement or document governing the expenditure of funds. Finding that they may not have the adequate documentation didn't mean that anybody was trying to push something under the rug. It's just that there might not have been a signature; there might not have been three sheets of paper when there should have been two.

**MAYOR MASTERS:** Hmm, hmm, hmm.

**CITY MANAGER JONES:** And from the amen corner, it's not indicative of a potential fraud or waste.

**MAYOR MASTERS:** Hmm, hmm, hmm.

**CITY MANAGER JONES:** What were some of the findings? Payments that exceeded the amount of the contract amounts. What they were looking at was a situation where the contract was renewed later. We didn't pay when there wasn't an -- there wasn't an invoice. We didn't -- but one of the things that will happen as a part of those findings and in doing that is establishing a true contract management and administration policy. Contract management and administration in Riviera Beach was very decentralized. Everyone was on their own to do -- to monitor the contracts. Now that activity can be centralized in the Purchasing Office.

Payments made for work performed after the contract expired. Yes. Because that's when you got the invoice for the -- for the information. A change order not approved by the City Manager. This was an error on the part of a department head. The City Manager awarded contracts exceeding her authority of \$1,500, which is a 1957 ordinance.

When I got here, it was already \$10,000. It's no excuse. We will change the ordinance but somebody missed that boat from 1957, from a dollar figure of \$1,500 when we were already up to \$10,000. Way before I ever got here. But we're going to correct it on my watch.

Not all contracts were competitively procured. There is a difference of opinion when we could point out to the IG, other parts of the Florida Statutes that allowed you to procure professional services. So whether they felt as though it should've been for a full procurement, we felt as though using another definition. But we will make sure that we are taking those actions to correct that.

The ordinance that will make the change for -- will be to Council in May, which will change that 1957 ordinance. Correspondence had been sent to department heads and had been discussed in the department head meetings, their responsibility to adhere to the procurement, p-card, contracting and all other applicable procedures. This will continue for the remainder of this month. We will discuss correspondence in the department head meeting and department staff meetings as I go around to the respective departments, making them aware that they need to adhere to the policies and procedures

that's ongoing and to follow the established disciplinary procedures for handling incidents of non-compliance on a repetitive basis is ongoing.

**CHAIRPERSON DAVIS:** All right.

**CITY MANAGER JONES:** We also have the actions as it relates to the Contract Administrator. That individual has been given the task to come up with a -- the requisite policies and procedures for contract administration in the May and June timetable of this year. That Contract Administrator will also make sure and -- well, not -- they will conduct -- I will make sure everyone attends, but they will conduct the required training for department heads and designated staff. All department and directors and designated staff will be mandated to attend formal retraining which will be provided by the Contract Administrator in the months of July and August.

The Contract Administrator is to monitor all the contracts and to ensure that all the City departments are doing what they need to do. Noncompliance will be reported to the Purchasing Manager -- Department Manager and the City Manager for action. All department directors and project managers and designated staff will be retrained to understand their role in the contract administration and monitoring process. We might have an individual that has contract administration oversight as their main responsibility. But it's the responsibility of every department head and -- to make sure that their department is adhering to the rules. I can't and will not put that on one individual as their responsibility; it's everyone's responsibility.

Then as we move forward with the other actions that need to take place in that, of course, we know about the -- the -- the Internal Auditor and the periodic, independent assessment that they will do and provide that to the City Manager and to the Council.

Then we have the area of -- or purchasing. Here they said that you -- we use check requests instead of electronic requisition or purchase order. Now I don't know how many of you within your respective departments, you get an invoice and then you do a check request for that invoice and you get that invoice paid. They're saying that our system is you should do electronic requisition. The requisition then turns into a purchase order. Once it turns into a purchase order, then you will be able to draw down on that purchase order for payment and not do check requests.

We had been very lenient in this City for doing check requests. As a result of the report, we're going to go back and adhere to the rules. And that means it's going to be difficult for all of us because that -- if those are the rules and if we're going to get zinged for not following the rules, the exceptions that we made using check requests in the past will have to stop. That will mean there will have to be a lot of planning. You have to look for your orders and order stuff real early. You can't come in at the last minute.

And we want it -- what has happened in this organization, and it's not uncommon -- that you begin to have a system to meet your exceptions. And

we're going to back -- go back to no exceptions. We also recognize that this was an issue because that means you -- you need to have more people in purchasing.

**CHAIRPERSON DAVIS:** Okay. Miss Jones. Let -- I need to ask -- I need to just make a comment here. That is going to really tie up the operations --

**CITY MANAGER JONES:** Yes, Miss. It'll tie up operations.

**CHAIRPERSON DAVIS:** -- of this City.

**CITY MANAGER JONES:** Yep, yep.

**CHAIRPERSON DAVIS:** I worked, as I said, in the Palm Beach County School District for 32 years and I worked in many different departments. There is a limit where a person should be able to request a direct payment as long as all of the backup information is attached. But, you know, anything over that, I agree, you should put in a requisition and, you know, go from there. But this is really gonna back up payments to vendors, all -- it's going to create all kinds of problems. So, you know, I think that you -- you know, that's something that needs to be thought about. You know, you -- you got people who are -- who are giving you product that we're buying, you know, things from. And if they don't get their money, you know, in 30 days, that's a problem.

We had this issue a long time ago in the School District where people weren't getting paid for months. And what we did, we just instituted a process where if we received invoices by a certain cutoff date, then those invoices were guaranteed to be paid on Friday, on the following Friday.

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

**CHAIRPERSON DAVIS:** So I -- I -- I don't know what we have to do but, you know, this is -- I -- it may be the IG's recommendation, but it does not mean that, you know, how we do things are wrong. So I think probably we need to have some conversation with them and -- and -- and -- and let them know, you know, what problems we may incur or -- or face, you know, if we do it -- do it this way.

**CITY MANAGER JONES:** Also -- okay. Thank you. Can -- can you hear that? Also one of the things they said where we should segregate the duties of Purchasing and Information Technology. That was already done in the budget that you also received. Back in August we -- we realized that and that had already taken place. P-card and corporate -- they call them corporate cards, they're called -- they're really store cards. The policy was not followed.

A store card, for example, is a card for Home Depot. They are kept in Purchasing. The person does not keep the card on their person. When they have to purchase something from Home Depot, they go to Purchasing, they get a PO and they get the card. Some places will allow you just to have a

corporate in the name of the City of Riviera Beach. Home Depot wants someone's name on that card and -- so that they'll know who came and picked up the goods. And so what we're doing now is that we have gone through, we have taken all of those, we have cut down the number of those cards considerably so that departments in the field -- Parks, Public Works, Utilities -- any of them that are out there that need something, we have limited the number of cards that are out there. But I did not want the residents thinking that these are just store credit cards because that is not what they are.

**CHAIRPERSON DAVIS:** Right.

**CITY MANAGER JONES:** It's kind of like a ID card to go to Home Depot so they'll know you're representing Riviera Beach and you have authorization to use that purchase order that you have.

Some of the other thing that we're doing, as I mentioned, we segregated out the positions. We will continue to work on the procedures. I won't go through all of these. We will place this as we have with the other documents on our website. I am available to answer any questions that you have. You know, just like you, I was not pleased with the audit. I know that there are things that need to be done and, well, such as the things that are listed on the board are the -- what kind of things need to be done. And these are the things that we're going to do. I recognize that individuals want to use this report for their own respective needs and I understand that as we're going through this.

Our fuel was another area that they listed and in the fuel area, they talked about needing a policy, needing a procedure -- the fuel transactions and -- that were not accurate. So what we have done, and had already done, and they acknowledged it in the report. We had already started doing our due diligence. You had approved as early as last fall, a new fuel system on this agenda -- on this Council. So we had brought it to you as a need.

You recognized that it was a need and you voted for us to be able to go and to put in a new fueling system so we can have better checks and balances in understanding the fuel and the fuel distribution and what's taking place with that. That system should be up in the month of March.

There will be a complete training for those and it's a two key -- there's a key that goes with the car and a key that goes with the person. So that way, the data that's in the system, we know how many miles has been on the car and so it's a better system than the current one that we have and we want to thank you for agreeing last fall to providing us the opportunity to purchase that system that will be up and running. And we will continue to work on these and all the other actions in the report.

The -- the City is demonstrating its due diligence in addressing the findings and pro-activity, striving to improve the overall operations, controls and compliance with policies, new systems, training, monitoring and accountability. If we had the perfect world, we would have preferred that none of this happened. However, we do not live in a perfect world. So what we have to do

is to stay on top of things. Correct things when things come along and make our environment better and make sure that we're providing all of our employees with the resources in order to do the job.

It is my goal to operate as responsible and efficiently as possible on behalf of the citizens.

**CHAIRPERSON DAVIS:** Okay.

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

**CHAIRPERSON DAVIS:** Miss Pardo.

**CHAIR PRO TEM PARDO:** Okay. I have a comment. As many of you know, it is the annual meeting season over on Singer Island. I've been in -- in -- invited to almost every condominium and HOA and I hear the same thing at every condo meeting. They want to know what's going on with this; how did it happen? And quite honestly, I'm telling them it happened but it didn't happen because of me. The City Council has policy and procedures in place and at the end of the day, it's up to the City Manager to make sure everything is enforced. At this point, I would suggest that you reached out to the major groups around this City and go in front of them and, you know, state your case to them. Because I've made it clear, this is something that I am not -- I'm not defending it and it's unconscionable and I can tell you after spending 35 years in, you know, in the private investment world, if something like this happened, people would have been fired immediately.

**MAYOR MASTERS:** Absolutely.

**CHAIR PRO TEM PARDO:** So, you know, Miss Jones, this is really -- this is on you. At the end of the day, this is on you. So like I said, I would suggest you reach out. Over in my district, reach out to COSI and see if you could get on their agenda so you can, you know, basically tell them what you told us tonight. And I really hope that we stay on top of this because right now, I don't have the confidence. I know that we have someone working over at the Marina. They've been working for six or seven months without a contract and they're still working. And we found out, well, the IG pointed out a couple of instances where people were working without, you know, with an expired contract. So, you know, I really hope that --

**CHAIRPERSON DAVIS:** Who is it?

**CHAIR PRO TEM PARDO:** Sea -- it's Sea Diversified, the engineer, Bill Sadler.

**MAYOR MASTERS:** Hmm, hmm.

**CHAIR PRO TEM PARDO:** So I would say, you know, you need to -- this -- this is, at the end of the day, Miss Jones, this is on you. You're the City

Manager. Everything goes through you and, you know, I hope that you can really bring us to the place where we need to be.

**CITY MANAGER JONES:** And -- and I appreciate that and I will reach out to those -- those entities. I wish everything did go through me. A lot of it stops at the department level. So now I have to make sure I double up on the accountability with them 'cause then that is also then my accountability if they don't do what they ought to be doing. And I -- I do hear you on that.

**CHAIR PRO TEM PARDO:** Right.

**CITY MANAGER JONES:** As to where it starts and where it stops.

**CHAIR PRO TEM PARDO:** Okay.

**CHAIRPERSON DAVIS:** Okay. We're moving on?

**MAYOR MASTERS:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. -- Mayor Masters.

**MAYOR MASTERS:** Yes. First of all, let me commend and compliment Councilwoman Dawn Pardo for being courageous tonight in speaking truth to power. I was there and, Madam Manager, I hope -- I'm not going to ask you any questions -- I'm just going to make my statement and hope that if you, you know -- that you are respectful to whatever I have to say 'cause I'm not going to tolerate any disrespect from anybody.

Let me just say this. I was at the meeting the other night at CICA. There was a gentleman that was sitting -- I don't even know his name -- sitting in the chair as I was walking out and he said to me that you should be fired. And he said, "That's a no-brainer." I just kind of kept walking and didn't respond. But it is the Council that -- that hires; it's the Council that -- that fires. I've also -- have held meetings in communities on this side, on the mainland, and it doesn't matter what we say and how we spin it. At the end of the day, it's going to be whether the people believe us or not. They expect for the City to put the best face in the place and to spin it. Justify, rationalize, come up with all kind of things after the fact. But the fact is the Office of Inspector General -- and I'm not a candidate. I wish I was because if I was a candidate, I'd be all over the place talking about this report because it is embarrassing to me as the Mayor of this City.

It's embarrassing to the City, the residents, that the Office of Inspector General's Audit Report has identified -- they shouldn't have to identify a dollar. Why do we have to have somebody tell us what we're doing and what we didn't do? We have all these people making these big salaries and then we've, you know, got the Inspector General telling us, "You guys didn't do something to the 1957," that's outrageous. The fact that they said "questionable spending." Now they found \$880,504. The question, Well, how much they didn't find, is another question.

No one speaks for me. I speak for myself. I believe this report. I have confidence in the Office of Inspector General. Now there may be some areas that the City can't agree on, but -- or maybe disagree -- but over -- overall -- overall, I stand on -- I stand, as the Mayor this City, by this report.

The fact is, now I have a question for you, Madam Manager. I want to make sure I understood you correctly. You said at the beginning of your presentation, defense, or whatever you -- you call it, you said that the -- the Office of Inspector General only conducted this type of audit in South Bay, Pahokee, Belle Glade -- I don't know how you said it, but will you repeat that again, about these cities that you named?

**CITY MANAGER JONES:** The cities that have a cash disbursement audit -- where they have been conducted. The full audit has been Belle Glades [sic], South Bay, Pahokee and Riviera Beach. Wellington, 'cause you recall, Miss -- you asked Mr. Brown about other audits. He could -- we can't find them anyplace else because Wellington, they only looked p-cards.

**MAYOR MASTERS:** Okay. My question is, South Bay, Pahokee, Belle Glades and Riviera Beach. What are you suggesting?

**CITY MANAGER JONES:** It's real clear to me.

**MAYOR MASTERS:** But what is it?

**CITY MANAGER JONES:** I'm suggesting that they have an order in which they go and conduct these audits.

**MAYOR MASTERS:** But all of these cities are predominately African-American cities that you just named. So is that what you're suggesting? Well, I -- hold -- hold --

**CITY MANAGER JONES:** That's -- they -- they have an order of where they go.

**MAYOR MASTERS:** So if you're telling me that their order is to go after the African-American cities and do something different with African-American cities that are predominately -- than the other cities, I don't -- I don't understand how you can say that.

**CITY MANAGER JONES:** I just stated the fact.

**MAYOR MASTERS:** Okay.

**CITY MANAGER JONES:** If you -- that's all. It's just the fact that if you go on their website of the reports that are out there, this is what you'll see.

**MAYOR MASTERS:** Well, I'm going to state this and I'm going to leave it alone. I don't know what you're suggesting and what you're not suggesting, but I don't think that the Office of Inspector General has any beef to pick with

cities that are predominately African-American. I hope that whatever they do is fair and equal among all cities. So I'm not going to play the race card on here at all. Thank you.

**COUNCILPERSON GUYTON:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Guyton.

**COUNCILPERSON GUYTON:** We know that there has been an effort by some -- some on this dais -- to make Miss Jones not look in the best light. Been orchestrated, been very obvious. But that's just politics. But let me just get right to the point. Ultimately, I, as a Councilperson, am responsible for everything that goes on in this City. Miss Jones is hired to do the day-to-day operations and I expect her to do that and oversee it.

But ultimately, when things like this are brought to my attention as an elected official, I go to Miss Jones and then we have a discussion about what she is doing for it. Because Miss Jones is one person. She has 400 employees. She cannot stand over every department head and make sure that they're following the policies.

Now when something is brought to her attention, I expect her to deal with it. So to suggest that somehow Miss Jones is solely responsible, theoretically, I need to throw myself in there as an elected official. Because I don't look over everybody's shoulder. If we hire Miss Jones to run the day-to-day operation, but she's not involved in every transaction.

So what I did, as I always do, I had a meeting with staff. And what we did -- or what I did -- I went through each item. We didn't skip over anything. Told them, "I'm not glossing over it." We read what the alleged infraction was and my question to her on every item, "What action are you going to put in place to prevent this?"

I know everybody is ready to go home. I don't get off till 5. I work full time and I give 150 percent to this City. I know people try to attack me and try to attack my character. But one thing that I'm committed to is this City. We went through every item, Mr. Sherman, the City Attorney, the Deputy City Manager and Assistant to the Manager. I told them I wanted a copy of the entire audit for everybody in the room. I don't want to be passing papers and take a look -- no. So when we turn to a page, everybody's on that page.

The point that I am making is that in my opinion, as a City Manager, Miss Jones has done and is doing what is humanly possible to prevent this from happening again. There is no perfect system. But I know, I'm comfortable that she is taking the actions that are needed in order to prevent this. We have some people, at least one on the dais who doesn't even come to Budget Hearings, that makes a point about Miss Jones. When we do our budget, that is the time for us to have these logical discussions about what we're going to allocate and even what controls we may want to put in.

For the politics that's going on out there, Miss Jones has my full support. If at any time, I think that it's to the point where her performance is not up to par, I will let you know that. I wouldn't care if 300 people came in here with an opinion. I deal with data, documents and evidence. I don't let the politics drive me. I don't get attached to this seat. I won't be a lost soul if I'm not elected again. I don't make my decisions that way. There are people that would like for you to do, if they call you and get emotional, they expect you to go and respond in the manner that they want you to respond. Bruce Guyton would never do that, ever.

It's not about whether you like me or dislike me. This is about having a substantive, logical, rational approach to decision making. Not putting your finger in the air, finding out which way the wind is blowing -- the political wind - - and how many people are saying this, and how many people -- I don't make my decisions that way. When you go to the polls, you can vote however you want to for me, that's your decision.

But Bruce Guyton's going to do it with data, documents and evidence. I went through the documents, I looked at the data and I reviewed the evidence and I'm comfortable that the City Manager, with the Deputy and the City Attorney and their assistants, are all over this, very concerned, very proactive. And let me just read and I'll be done. "It is important to point out," this is the OIG, "that not all questionable costs are indicative of fraud or waste." The other thing that it said that a lot of people, you know, talked about and Miss Jones alluded to, but I -- I'll quote it. "During the course of our audit, we -- we did find that the City has been proactive in improving its internal controls." We were already doing a lot of what they suggested, essential, what they're saying. So as the politics surface and as everybody circle the wagons and we gotta get rid of Miss Jones. You do not have my support because I have read and reviewed the documents and if it was something in there that I didn't think she was doing, I would say it and -- and -- and if she was lacking, she wouldn't have my support. I don't roll like that 'cause I'm -- this seat doesn't define me. So I don't have to make my decision based on whether somebody's going to support me for reelection.

So having said that, Madam Chair, I just want to put my position on the record and let everybody know that I didn't take anybody's political opinion. I went through every issue myself and directed staff to tell me how you gonna deal with it and they did that and I'm satisfied. And all I have to do is now, as an elected official, monitor to make sure that they follow through. It's not just on Miss Jones. It's on me as an elected official, too. So what -- whatever reflects her, reflects me. Or whether it's her or somebody else, whatever reflects that City Manager.

So I'm not distancing myself when the ward is get a little rough. Everybody start bailing. Everybody wanna get away now. Everybody -- you know. That's not my style. I'm gonna be there to the very end to ensure that this City is being run as efficiently as it can and I'm not throwing my employees under the bus unnecessarily. If the evidence suggests that, that's where they going.

They're not going to have my support. But until that is determined by me, staff is going to have my support and they still have it. Thank you, Madam Chair.

**CHAIRPERSON DAVIS:** Okay. Any other questions, comments from anybody? Okay. We're moving to Item 11.

## **REGULAR**

### **DISCUSSION AND DELIBERATION**

#### **DISCUSSION BY CITY MANAGER**

##### **10. PRESENTATION ON THE STRUCTURES & OBJECTIVES OF THE INTERNAL AUDIT OFFICE.**

**CITY MANAGER JONES:** Thank you, Madam Chair. Shortly after my arrival as --

**CHAIRPERSON DAVIS:** Hold on one second. I only have the one community benefit to sign, that is for Mayor Masters. So if y'all give me the other ones, I'll sign them before we leave tonight. Go ahead, Miss Jones.

**CITY MANAGER JONES:** One of the things that I became aware of there early in my tenure here was the fact that we did not have the entity that periodically went through and started auditing and looking at controls and payments and other things, so that we could identify our issues before someone else did.

You, as a Council, graciously agreed and the budget to approve an internal auditor position. What I would like to do right now is to introduce William Brown. He is the Internal Auditor. He will talk to you about what the audit -- Internal Audit office does and how he plans on proceeding. Once he finishes, then I will do a PowerPoint presentation showing the actions that are being taken to address the OIG report. Mr. Brown?

**INTERNAL AUDITOR BROWN:** Good evening. My name is William Brown -- Will Brown. I am the City's Internal Auditor. I would like to thank the City Manager for allowing me this opportunity to come before you this evening with a -- a short presentation on some internal audit basics as well as my vision for internal audit here at the City of Riviera Beach.

The -- the -- the role of the Internal Auditor is as the presentation is entitled, Providing Assurance of Efficient, Effective and Fully Accountable Government. Any area that the internal auditor goes into and performs an audit, the outcome of that is going to be a report on the efficiency and the effectiveness and the accountability that exists in that particular area. Tonight's presentation will start at a -- a high level and then I'll drill down through the slides to give you a presentation on Internal Audit.

I'll start at the -- the mission level. The Mission of the Internal Audit is -- I have -- I have two screens, two -- two slides on the Mission of Internal Audit. As you read through this -- this first slide, there is a -- a key take-away is that internal audit, its mission is to independently provide evaluations of internal controls used by management. Management uses internal controls to effectively conduct their responsibilities, to achieve the objectives of their departments. Likewise, with the City Manager. The Internal Auditors role is to independently perform evaluations and assessments of those internal controls to make sure that they are functioning as they are intended.

The second slide on the Mission of Internal Audit, is -- I have five points here to cover. The first is really an overarching concept of the Mission of Internal Audit and it's simply that the role of audit is to assist the City accomplish its objectives. And my sole function and purpose is to see the City be successful.

The next two points on this slide, you can think of as inputs into that mission. These are things that are -- can be thought of as givens to have a successful internal audit function. The -- the first is independence and objectivity. An auditor is to maintain his independence and to be objective. This gives users of audit reports the confidence that what they're looking at has been developed and presented in an unbiased fashion.

The next point there is an input into the Mission of Internal Audit, is the systematic and disciplined approach is to be used. This, again, lends confidence that there is a consistent process that the internal audit function carries out in order to perform its work for the City.

The next two points can be considered outcomes of the internal audit's mission. And that simply is to add value by improving City operations. The mission in any audit area is, once I leave, for that area to be improved.

Finally, internal audit is to manage -- is to assure decision-makers of the City that risk is being managed and -- through improved internal controls. Again, internal controls are the things that are put in place to help a department or the City as a whole, achieve its objectives.

So the Mission of the Internal Audit activity is to promote honest, efficient, effective and fully accountable City government in this way. I would like for you to -- to know that internal auditors are held to the highest professional standards. The three are listed on -- on screen. The first there, issues by the Comptroller General of the United States is for those auditors working in a government entity. And then the next bullet points are international professional practices framework and code of ethics. That has to do with the methodology used and the professionalism undertaken to conduct audits. That is, those things are promulgated by the Institute of Internal Auditors, the only internationally certified body of internal auditors.

Now we can drill down a level and talk a little bit about internal audit scope. These are the areas in which internal audits can be conducted. Internal audit scope is all about reliability, integrity of information; ensuring compliance with

policies and procedures, ordinances, laws, safeguarding assets. The City has many assets and there are many ways to safeguard and secure those assets, whether you're talking about technology or people or equipment, information. Also audit -- an audit scope would include appraising the efficiency of City resources and ascertaining whether programs expectations are being met -- whether programs are meeting established objectives.

And finally, and -- and really all-encompassing, the internal audit scope would include a -- a report on how effective the City is managing overall risk that exists in the City.

A little bit about the internal audit process. Again, drilling down one more level, I've included this flow chart that illustrates the internal audit process at the activity level. One thing I'd like to point out is the left side of the flow chart, the rows offer -- indication -- the rows are entitled Audit Guidance, Internal Auditor Activities, Area Being Audited and City Manager Activities. These offer guidance on exactly what happens and who's involved in the internal audit process. The whole thing starts at the top left there with the Annual Audit Plan which is a -- a plan of the internal auditor's time. It's allocated throughout the year for what it's going to accomplish -- what the auditor is going to accomplish. And then Audit Areas are listed in a prioritized and sequenced manner on the Annual Audit Plan.

In brief, the activities in the flow of the internal audit process is there in the second row. And they are, step one would be to conduct a survey and risk assessment of the audit area. Step two would be to conduct field work. That's where you -- you gather data and you analyze the data that you are able to gather. Analysis of reports, conducting interviews and so forth would happen at that point. Step three, you see that is a -- a draft report is created where you would document the findings and then also offer any recommendations for improvement.

That draft report goes down to the audited area for comment and discussion. Then the -- the commentary is then included back into a final audit report and then step five, distribution of the final report, goes to City Manager, City Council and the audited area.

As part of the Annual Audit Plan, there are follow-up audits to be conducted and -- and then, you know, second audit in the Audit Plan drops out and work begins on that. And that's the -- kind of the activity level of the internal audit process. I will point out that it's fully transparent and it -- a systemized approach and everything is fully documented throughout.

Now I'd like to -- I entitled this slide Recent Past and Near Future. I would like to give Council an idea of what the Internal Auditor has been doing recently and then what you can expect to come out of the office in the near future. The first thing that I did after coming on board was to -- to meet with members of City Council and Department Directors. I wanted to receive your input into the areas of concern at the City. Asked Department Directors to -- to tell me what was going right and what needed improvement. Made a lot of notes and --

and was all ears during those meetings. But it gave me a -- a background on some historical perspective of the City which is a good thing.

Secondly, in the recent -- not too recent past, I participated with the City Manager's staff on a number of projects. Again, reviewed past audits, the State audit, the most recent -- most recently the OIG's audit, reviewed those thoroughly. Some of the areas that I've -- I've had some participation in include reviewing City Marina operations and offering internal audit perspective input into the RFP process for the -- the -- the third party management of the Marina.

I've developed a -- a matrix of City-wide policies by Department and by subject matter. And I have additionally put together a risk universe for the City and kind of shepherded the -- the risk assessment process in the City Manager's office.

This next point gives you an idea of what I have planned for the near future. I'll be putting together an internal audit policy document. That will be a formal - formal establishment of the -- the Office of Internal Audit. And you can expect the -- the 2015 Audit Plan to be -- to be published.

The last level of detail that I wanted to drill down for you on tonight is to give you an idea of the potential audit topics that are being discussed for inclusion and prioritization in the 2015 Audit Plan. And they are as follows: Parks and Recreation, Police Department, Fire Department, Utility District. In the OIG audit, the Parks and Recreation and the Utility District have to do with cash handling and record -- recordkeeping. The Police Department issue is -- or audit area would be the Evidence Unit. The Fire Department area would be the controlled substances inventory area. And of course, very important one is the -- the OIG audit to verify the implementation of the City's Action Plan and the City's response to that audit.

So I hope this has given you a little bit of an idea of my vision for the Internal Audit Office. And, again, I'd like to thank the -- the City Manager for allowing me this time before you this evening.

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

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

**COUNCILPERSON THOMAS:** Madam Chair.

**CHAIRPERSON DAVIS:** I heard Mr. Thomas first and then Miss Pardo.

**COUNCILPERSON THOMAS:** Yes. Just a few quick questions. Who do you report to?

**INTERNAL AUDITOR BROWN:** The City Manager.

**COUNCILPERSON THOMAS:** Okay. And where is your office?

**INTERNAL AUDITOR BROWN:** It's in the Finance Department.

**COUNCILPERSON THOMAS:** Okay. And what is putting in place so that we know that the information that you're gathering and giving to us is accurate and not doctored or -- I want it raw. I don't want anybody to be able to say, okay, don't tell the Council this or don't tell the Council that. How do we know that that information is in its pure form?

**INTERNAL AUDITOR BROWN:** Well -- well, number one, that -- the -- the professional standards that I live by that allow me to keep my certification are dependent on me being independent and objective in offering an unbiased approach throughout the process.

Secondly, there is a -- a -- the -- the -- all along, the -- the activities of the flow chart that I reviewed earlier, the -- you get full documentation and full transparency on where -- where numbers are derived from and -- and supporting documentation. And then periodically, the office has to go through a peer review in which folks come in from the outside, fellow internal auditors, and unrelated, and they conduct an -- a -- a review of your work and your documentation. You know, proof will be in the pudding and that's my job to -- to -- to recognize that concern and to address it as I go forward.

**COUNCILPERSON THOMAS:** Okay. Miss -- Miss Jones, were there any other -- were there any other steps or things that needed to go to -- to verify the background of this individual and, you know -- I just want to make sure that, you know, who we got, who is supposed to be looking out and I just want to make sure that the information is -- is -- is accurate. So you did hire this gentleman?

**CITY MANAGER JONES:** Yes, I did. And I did do a thorough background check. He's worked with the County; he's worked with the City of Wellington and some other --

**COUNCILPERSON THOMAS:** In those -- in this capacity as an Internal Auditor?

**CITY MANAGER JONES:** Internal Auditor capacity.

**COUNCILPERSON THOMAS:** Okay.

**CITY MANAGER JONES:** Either as contract or an employee.

**COUNCILPERSON THOMAS:** So how did we come up with the rules and regulations and job duties because we never had one before so what did we do? How did -- what did we adopt it from somebody or what did we do to -- to come up with his perimeter or work scope?

**CITY MANAGER JONES:** We adopted other Internal Auditor job descriptions and adapted it to our own. But we took it from other municipalities that have this function.

**COUNCILPERSON THOMAS:** Okay.

**CITY MANAGER JONES:** Yeah.

**COUNCILPERSON THOMAS:** Okay.

**CITY MANAGER JONES:** And to answer, also, another question, when the -- it's my experience that when an Internal Auditor presents the final report, they present the information, they give the respective department an opportunity to respond. That -- they don't change their document, they just attach the response. So there may be -- even if there's disagreement, you -- he -- the Internal Auditor doesn't change the document. They just attach that response so that it can try and stay -- it won't be influenced by a department with a desire to not want something to come forward.

**COUNCILPERSON THOMAS:** Okay.

**CHAIR PRO TEM PARDO:** All right. Madam Chair, am I next?

**CHAIRPERSON DAVIS:** Yes.

**CHAIR PRO TEM PARDO:** Okay. So Miss Jones, when was Mr. Brown hired? (Inaudible).

**CITY MANAGER JONES:** He's been here now about six months.

**INTERNAL AUDITOR BROWN:** August 17<sup>th</sup>.

**CITY MANAGER JONES:** Yeah, August 17<sup>th</sup>.

**CHAIR PRO TEM PARDO:** August 17<sup>th</sup>. Okay. So what is your opinion of the OIG's report -- well, reports?

**INTERNAL AUDITOR BROWN:** Well, I -- I think that the fact that the City concurs with the findings on a majority of the -- the things that were reported is -- is not unusual. I think any City that hasn't gone through the process is going to have similar findings. I think it's -- it's important just to have that recognition and to try to put in, again, the internal controls that will prevent it from -- from happening in the future.

**CHAIR PRO TEM PARDO:** Okay. And -- and you really, you know, you mentioned independence and that you would be objective. My -- and I'm, you know, I'm sure you're a very ethical person, but at the end of the day, you are -- it's not like you're totally independent. You are really dependent on the City for the paycheck. You're dependent, you know, the City Manager oversees you. And I am not questioning your integrity or anything. It's -- it's really toward the -- the City Manager. If he was totally independent, that would be one thing. But since he is an employee and, you know, you are basically directing him, that's really my issue with all of this. I would be more comfortable just having the OIG over us and having them lay out what we

should be doing, what we shouldn't be doing because at the end of the day, they don't report to us.

You know, they rely on the County for their funding, right? And I'm sure, in time, the City is going to have to turn around and pay them. And that's coming. And, you know what, and that's okay. So, you know, that's -- that's my issue with this whole problem. Just knowing what goes on inside City Hall and, you know, pressure could be put on this person or another person might think, you know what? I don't have to listen to him or her. I can continue doing my own thing until the Inspector General issues their report and then it's, you know, and then everyone starts backpedaling. So I just question how objective a City employee can be. So that's -- that's --

**COUNCILPERSON GUYTON:** Madam Chair.

**CHAIRPERSON DAVIS:** Well, I can -- I can --

**CHAIR PRO TEM PARDO:** Let me just see if that's all I had.

**CHAIRPERSON DAVIS:** Is that it?

**CHAIR PRO TEM PARDO:** Yeah. So that -- those are just my comments.

**MAYOR MASTERS:** Madam Chair.

**COUNCILPERSON GUYTON:** Madam Chair, I had --

**CHAIRPERSON DAVIS:** Okay. I -- I was going to make some comments, then I'm going to go Mr. Guyton and then to the -- Mayor Masters. Yeah. I worked for the School District for 32 years and we had an auditor that reported, at one point, to the Superintendent, I think and then directly to the Board. It worked very well. And, you know, I know that it can work. Just people have to cooperate and give the -- the documents that are needed for this gentleman to make -- make decisions and -- and give accurate information. So I -- I don't have a problem supporting, you know, this process and I'm going to go to you now, Mr. Guyton, and then down to you, Reverend Masters or Bishop -- Mayor Masters.

**COUNCILPERSON GUYTON:** Thank you, Madam Chair. I just --

**MAYOR MASTERS:** It's okay.

**COUNCILPERSON GUYTON:** -- wanted to say, first -- first of all, thank you, for the presentation. I think it was done very well to kind of capture what your responsibilities would be. I've had the good fortune of working in government all my adult life. That's really all I know, other than the streets, as they say. But that's -- that's my experience and it is commonplace, especially down at the County, they have internal auditors. Many governments have internal auditors. As we do, we also have outside auditors to come in and do an annual audit to -- to give that level of independence. So, first, I just want to

ensure that what is being done here -- this structure is not uncommon. I -- quite to the contrary, very common.

**INTERNAL AUDITOR BROWN:** Yes.

**COUNCILPERSON GUYTON:** Yes. Very common in government. And -- and -- and it's something that I feel is very needed because we have somebody on the ground on a day-to-day basis and as indicated, even when a department or someone else disagrees with the internal auditor, it does not change that opinion. They just have an opportunity to respond and -- and -- and give their comments to what you have identified. So I think that it's very useful; it's very common and I'm glad that we finally have done it.

The OIG, as was done in this last instance, they're already auditing us. So, you know, we don't necessarily have to say that we're just under the OIG. This is in addition to the OIG because we still, unless some legal decision changes, going to remain under the OIG. So welcome aboard. This move, as a matter of fact, I read the OIG report. They recommended an Internal Auditor.

**CITY ATTORNEY RYAN:** Yeah.

**COUNCILPERSON GUYTON:** Yes. So --

**CHAIR PRO TEM PARDO:** How independent?

**CHAIRPERSON DAVIS:** Hold on -- hold on, Miss -- Miss Pardo.

**COUNCILPERSON GUYTON:** So this is something that one was recommended by the OIG but we were already a step ahead of them as was in other instances. When I read the report, the OIG did indicate that the City has been proactive in some of the controls that they recommended but they still pointed them out. But -- and I'll get into that maybe after the City Manager gives her comments. But thank you. Welcome aboard.

**INTERNAL AUDITOR BROWN:** Thank you.

**COUNCILPERSON GUYTON:** And we didn't get a chance to talk, but I'll (inaudible).

**INTERNAL AUDITOR BROWN:** Thank you, Councilman.

**CHAIRPERSON DAVIS:** Mayor Masters.

**MAYOR MASTERS:** Thank you, Madam Chair. Sir, you have -- kind of got here on the -- on the end but I did know about the presentation. So let me just ask you a couple of things. I heard that you have been in this position for other cities and the County as well.

**INTERNAL AUDITOR BROWN:** That's correct, yes.

**MAYOR MASTERS:** Uh-huh. Okay.

**CHAIRPERSON DAVIS:** I'm sorry. Mayor Masters, let me make this statement. Let the record reflect that you're here on the dais.

**MAYOR MASTERS:** Thank you. You have read our report from the OIG?

**INTERNAL AUDITOR BROWN:** I have, sir, yes.

**MAYOR MASTERS:** And for the public, the OIG came into existence, voted by the people --

**INTERNAL AUDITOR BROWN:** Uh-huh.

**MAYOR MASTERS:** -- of the County.

**INTERNAL AUDITOR BROWN:** Correct.

**MAYOR MASTERS:** The cities that voted for it are the cities that are under its jurisdiction. Is that correct?

**CHAIRPERSON DAVIS:** No.

**MAYOR MASTERS:** Is that not correct?

**INTERNAL AUDITOR BROWN:** I -- I -- I -- I -- I can't offer an opinion on that.

**MAYOR MASTERS:** Okay. Well, the people voted for it, right?

**INTERNAL AUDITOR BROWN:** Yes, yes.

**MAYOR MASTERS:** The people wanted to have this type of oversight --

**INTERNAL AUDITOR BROWN:** Absolutely. Yes.

**MAYOR MASTERS:** -- over our spending. The question is, of all the cities that you have worked for in the County, have you ever seen a report like this? We're talking about the amount, almost a million dollars.

**INTERNAL AUDITOR BROWN:** Of -- for organizations that I have personally worked for, no, sir.

**MAYOR MASTERS:** You have not.

**INTERNAL AUDITOR BROWN:** The closest was Village of Wellington and it was not quite to -- to the extent as the Riviera Beach report.

**MAYOR MASTERS:** Yes. That's kind of what I thought. Also, have you had any relationship with the City of West Palm Beach?

**INTERNAL AUDITOR BROWN:** No, sir.

**MAYOR MASTERS:** Okay. Do you know our Finance Director, Randy Sherman?

**INTERNAL AUDITOR BROWN:** I do, yes.

**MAYOR MASTERS:** Okay. Have you ever been in a position before now where you -- your findings or whatever you do -- that you say you do, is contrary to the OIG, if you understand what I'm saying? They're saying one thing, they're saying A, B, C and you're saying, No, it's not. It's D, E, F. Completely opposite.

**INTERNAL AUDITOR BROWN:** I -- I'm sorry. Say that again, please.

**MAYOR MASTERS:** Have you been in a position with being an Internal Audit --

**INTERNAL AUDITOR BROWN:** Uh-huh.

**MAYOR MASTERS:** -- Internal Auditor, rather --

**INTERNAL AUDITOR BROWN:** Right.

**MAYOR MASTERS:** -- versus the OIG?

**INTERNAL AUDITOR BROWN:** No, no, sir.

**MAYOR MASTERS:** Thank you very much.

**CHAIRPERSON DAVIS:** One question for you.

**INTERNAL AUDITOR BROWN:** Yes.

**CHAIRPERSON DAVIS:** Miss Jones -- well, it's for Miss Jones. How many people applied for this position, just out of curiosity? Do you remember?

**CITY MANAGER JONES:** I wanna say about 35.

**CHAIRPERSON DAVIS:** Okay. All right. Thank you very much. Thank you very much for your presentation.

**INTERNAL AUDITOR BROWN:** Okay. Thank you.

**CHAIRPERSON DAVIS:** Okay? Okay. Now we're down to public comment.

#### **DISCUSSION BY CITY ATTORNEY**

### **11. 3<sup>RD</sup> NOTIFICATION BY CITY ATTORNEY OF EMPLOYMENT AGREEMENT EXPIRATION.**

**CHAIRPERSON DAVIS:** We have one public comment card, Fane Lozman.

**FANE LOZMAN:** Fane Lozman, Singer Island. I don't have an address for the Singer Island property so I can't give it --

**COUNCILPERSON GUYTON:** Because you don't live here.

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

**FANE LOZMAN:** Mr. Guyton, I pay a lot more taxes than you do, sir, on the Singer Island property. It wasn't given to me by mum.

**CHAIRPERSON DAVIS:** Speak to the item, sir.

**FANE LOZMAN:** You need to censure your Councilperson for speaking up --

**CHAIRPERSON DAVIS:** Speak to the item.

**FANE LOZMAN:** -- when I'm talking, okay?

**CHAIRPERSON DAVIS:** Speak to the item.

**FANE LOZMAN:** Okay?

**CHAIRPERSON DAVIS:** Okay.

**FANE LOZMAN:** We're talking about City Attorney Pam Ryan. City Attorney Pam Ryan, her performance was outlined in the State Auditor General's Audit Reports. Okay? What was talked about, hundreds of thousands of dollars of unnecessary legal fees. Okay? You -- the five of you who sit up there and the Mayor, you're not attorneys and you depend on your City Attorney to keep you out of trouble, to say, you know, some -- you're doing something dumb. You know? For example, it was dumb, that whole deal with that -- with that administrative law judge and possible millions of dollars of fines. I know Cedric Thomas was upset with it; Terence Davis. You know that whole mess is going to explode.

I was out in the hallway, some woman said that she's going to file a class action lawsuit on behalf of 100 landlords over the water bill. Okay? But I didn't see your City Attorney say, You know something? Our policy isn't legal. She encourages legal actions against the City 'cause her buddies at Roberts, Reynolds, Bedard & Tuzzio get paid for them.

Now I'm always the whipping boy up here by Guyton and City Attorney Pam Ryan. But the bottom line, if you look at the raw data, she spent close to a million dollars on the Supreme Court case that I won. I haven't been paid for my floating home yet, but I will. But the bottom was I won a case at the US Supreme Court that the City went after me for. My floating home was the defendant. I didn't sue the City, the City sued me over something stupid because they didn't want my floating home at the Marina. And after they lost

the eviction case, they went to Admiralty Court. You went on her guidance to do that case. You followed her guidance and when she won at the lower court, she said, you know, we won at the District Court. Ha, ha. We won at the Appellate Court. Ha, ha. And then out of the blue, I win at the Supreme Court. There needs to be accountability when somebody squanders a million dollars worth of money.

Now I just lost a case on a civil rights case. I lost that case twice before and won in Atlanta. They overturned it. I just spent \$60,000 writing checks this week to get the transcript and pay some legal fees and I'm going to win that case again. But that case could've been settled for a lot less money than the City has spent litigating it. The written minutes case could have been settled for 15 grand and she spent \$200,000. She doesn't like me; I don't really like her. But the bottom line is the taxpayers are losing because of her vindictive battles against me and against people in this community that she does not like. She needs to go. Any other city, she would've kicked out of there 10 years ago. But for some reason, as Judge Rogers says, this City doesn't have the guts to fire a black woman and that's a black chief judge who said that.

**CHAIRPERSON DAVIS:** Thank you very much. Thank you, sir. All right.

**COUNCILPERSON GUYTON:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Guyton.

**COUNCILPERSON GUYTON:** Let me just say that Fane Lozman said he won the Supreme Court and it did absolutely nothing for his legal position. Pam Ryan is whipping him from one side to the other. He thought he was gonna get \$300,000 --

**CHAIRPERSON DAVIS:** Okay, sir. You need to -- you need to -- you need to be quiet.

**COUNCILPERSON GUYTON:** So our community, I want to understand, that Pam Ryan has been winning. The only thing he can say is he won at the Supreme Court. What you got for it? Zero. He got bragging rights which hasn't done anything in the courtroom. When he goes to court to try to benefit off that, the City wins. Wins. That means nothing. Pam Ryan did a fantastic job by carrying that case to the Supreme Court. She didn't carry it to the Supreme Court, he did. You know why? The City kept winning, lower court. He just said it. On District Court, Appeal Court. If you are winning, why would you settle?

So my point is, people can say what they want to at that mic. It doesn't mean that it represents the truth. Fane Lozman is getting drug through the mud. Pam is mopping the floor with him in the courtroom. She is winning. And whatever she needs, as long as I sit here, I'm going to support it. And Pam has finally got some respect for this community because people like Fane Lozman think that he can threaten a lawsuit and we would get scared and run.

He said in the paper that the judge didn't -- the -- the -- the jury didn't want to award him anything because this is a poor community. That, to me, is class discrimination. He thinks that because some -- our poor in our community, that he was treated unfairly. That is not the case. The court made their decision based on facts and we won. Thank you.

**CHAIRPERSON DAVIS:** Okay. This is third notification by the City Attorney of an Employment Agreement expiration.

**UNIDENTIFIED SPEAKER:** (Inaudible).

**CHAIRPERSON DAVIS:** Well, the third time.

**CITY ATTORNEY RYAN:** The third time. And I'm just going to say this. I'm not going to deal with Mr. Lozman and the things that he says. I'm not dealing with them. But I would hope that when I meet with each of you to discuss my performance, that I am judged by more than the Fane Lozman case.

As you all know, we do a lot of work in this City. We have a lot of cases; we have issues; we have contracts. We are busy -- I am busy. Each one of the Council members knows how busy my office is. And so I would hope that the public understands as well that Fane Lozman is just a blip in the things that we do in this office.

This is the third notification. My Employment Agreement expires and I have to give you all three -- three individual notices, three months in advance and this is the third notification. The -- the contract expires on June 17<sup>th</sup>.

**UNIDENTIFIED SPEAKER:** (Inaudible).

**CITY ATTORNEY RYAN:** Yes. Oh, you can say that if you want. Yeah. And so I think we discussed at the last City Council meeting that we would negotiate a new contract if the Council decided not to terminate.

**CHAIRPERSON DAVIS:** Okay. And, you know, each of you in your own schedules can get with Miss Ryan and schedule an appointment. Do I -- I guess I'll -- I'll send you a copy of the evaluation tool or you can do your own, whichever way you want to do it. Okay. Any --

**COUNCILPERSON T. DAVIS:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Davis.

**COUNCILPERSON T. DAVIS:** I would just like to ask the Board, 'cause I have a difficult time with receiving correspondence in the proper time to be (inaudible) at times. But I'd like to be the first one to do the evaluation. So please allow her to book me first and then book you later because I get bumped off the schedule quite a bit and I'm sick and tired of it. So I would like this Board to support me by allowing me to do the very first evaluation. That's all I ask.

**CHAIRPERSON DAVIS:** Okay. You can set -- set it up with her whenever you want.

**COUNCILPERSON T. DAVIS:** No, no. The problem is, every time I send it -- I sent -- I don't want to have this discussion 'cause this is a public meeting. I'm trying to redirect how we do business. And all I'm asking this Board is that when I tell my City Manager, my City Attorney, that I need a meeting and I give her some options of times, I shouldn't -- it shouldn't come an hour before the meeting, the times I want to say, Hey, you know what? I meet you now. No. If I have a time, I don't need to hear that this person has a meeting. No. This person -- no. I want a meeting first out of the gate.

**CITY ATTORNEY RYAN:** He does not have a point. No.

**COUNCILPERSON T. DAVIS:** Oh, oh. Listen. This not -- this not the conversation for it.

**CITY ATTORNEY RYAN:** No.

**COUNCILPERSON T. DAVIS:** That's why I tried to -- I'm -- I'm talking to the Board.

**CITY ATTORNEY RYAN:** No. No. No.

**CHAIRPERSON DAVIS:** I'll -- I'll -- I'll (inaudible).

**COUNCILPERSON T. DAVIS:** But if you want to go down -- I'm just trying to -  
-

**CITY ATTORNEY RYAN:** You're definitely going to go there.

**COUNCILPERSON T. DAVIS:** -- let -- leave it alone. See? That's unprofessional. That's the history. But I'm going to step back. I'm going to take a step back and I'm asking the Board --

**CITY ATTORNEY RYAN:** I will meet with you.

**COUNCILPERSON T. DAVIS:** -- I -- I -- all I ask the Board is -- and this has happened in the CRA. Councilman Thomas is -- votes his issue. But (inaudible) there are certain staff members that get first preference on these meetings and I'm tired of the fact that when I try and set up meetings and try to be a team player, my schedules get bumped around and it's not fair. And I'm just asking that this Board allow me to have the first option for the first meeting.

**CHAIRPERSON DAVIS:** I have --

**COUNCILPERSON T. DAVIS:** I'm not asking Miss Ryan, 'cause it's not going to happen.

**CHAIRPERSON DAVIS:** I have no idea what's -- what's going on --

**COUNCILPERSON T. DAVIS:** Well, I'm -- well, listen.

**CHAIRPERSON DAVIS:** -- here. So --

**COUNCILPERSON T. DAVIS:** I'm -- all -- all I'm saying is this here.

**CHAIRPERSON DAVIS:** I -- I heard you. I heard you.

**COUNCILPERSON T. DAVIS:** That's -- that's it.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON T. DAVIS:** I don't want to have a discussion, go back and forth.

**CHAIRPERSON DAVIS:** Okay. So would you -- would you please --

**COUNCILPERSON T. DAVIS:** I just want to be a very calm meeting and just ask the Board to support me. Say, listen, we want Councilperson Davis to have the first meeting and we'll book around that because he keep getting the last meetings.

**CITY ATTORNEY RYAN:** I will say this. Mr. Davis asked for a meeting to meet with me at 5:00 on a Tuesday. He asked on a Monday. My staff informed his staff that I have a standing meeting with Mr. Guyton every Tuesday at 5:00. Mr. Guyton has taken that time. It is always my rule that whoever asks for a meeting first gets the preference. I have never, ever turned a Councilperson down for a meeting. When -- I have the paper trail that shows that when we schedule meetings, I get the responses. That time doesn't work. Can we meet another time? I say, Yes; I say, No. If I have something on my schedule, it's on the schedule. But I spend an inordinate amount of time meeting with Council members. I keep track of my time and I would say in the last six or seven months, I probably spent at least 50 percent of time in meetings.

I am one person. I have staff. I, you know, I try to accommodate everyone. But to give the impression that I do not make myself available on -- during the day, at -- in the evenings and if you really want to meet with me, on the weekends as well. I try my very, very best.

**CHAIRPERSON DAVIS:** Okay. Here's what --

**MAYOR MASTERS:** Madam Chair.

**COUNCILPERSON T. DAVIS:** Madam Chair. I'm -- I'm going to let --

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

**COUNCILPERSON T. DAVIS:** -- I'm going to let the Chair --

**CHAIRPERSON DAVIS:** Wait. Hold one second. I'm -- I'm -- hold on.

**COUNCILPERSON T. DAVIS:** -- handle it. I'm going to let you handle it, Miss Davis.

**CHAIRPERSON DAVIS:** Okay. What I would suggest, Miss Ryan, is to give -  
- give us a printout with dates that you're available and times. And the -- and -  
- and --and whatever date is good for Mr. -- for Councilman Davis, put him in  
the first slot, please.

**CITY ATTORNEY RYAN:** Okay.

**CHAIRPERSON DAVIS:** When -- and everybody else can go from there. If --  
if -- can we do that?

**CITY ATTORNEY RYAN:** Absolutely. And I'm -- I'm happy --

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

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

**CHAIRPERSON DAVIS:** -- very much.

**CITY ATTORNEY RYAN:** -- if you all want to say Council meetings --

**CHAIRPERSON DAVIS:** Okay.

**CITY ATTORNEY RYAN:** -- that I have with you --

**CHAIRPERSON DAVIS:** Okay. Now (inaudible).

**CITY ATTORNEY RYAN:** -- I have no problem doing that. I have no problem  
with that.

**CHAIRPERSON DAVIS:** Give us some dates of your availability, send it to  
everybody and if Mr. Davis is available on that first date or second date or  
whatever, give him the first time slot.

**COUNCILPERSON THOMAS:** Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Thomas.

**COUNCILPERSON THOMAS:** Mr. -- Mr. Davis, you asked the Board to give  
you that first opportunity. It's fine with me. I'm just asking that you do it in an  
appropriate time so that the rest of us are not waiting to get the paperwork  
done.

**COUNCILPERSON T. DAVIS:** No. I'll do it right away. The -- the issue -- I don't want to go back and forth.

**COUNCILPERSON THOMAS:** No. I'm just saying, for me --

**COUNCILPERSON T. DAVIS:** Because -- 'cause I don't want to hear --

**COUNCILPERSON THOMAS:** -- you asked the Board --

**COUNCILPERSON T. DAVIS:** -- yeah, yeah.

**COUNCILPERSON THOMAS:** -- and I'm saying for me, that's fine. You said can you get the first slot?

**COUNCILPERSON T. DAVIS:** I just want to lock in the time. I don't want to get bumped out.

**CHAIRPERSON DAVIS:** We -- we -- we --

**COUNCILPERSON T. DAVIS:** That's it.

**CHAIRPERSON DAVIS:** -- we're handling it. Okay? No -- no problem.

**COUNCILPERSON THOMAS:** I just want you to know that's fine with me. I guess my question is have we decided that we're going to retain Miss Ryan because I want to know that if we're going to retain her so we can move forward with whatever things that we need to do. When are we going to make that determination? Not just so we know, but -- so that she knows as well.

**CHAIRPERSON DAVIS:** Well, her -- her -- I would -- I would suggest that we get the evaluations done as quickly as possible and make the determination based on her evaluation.

**COUNCILPERSON THOMAS:** Okay. So do we want to say that we'll do that by next meeting or next City Council meeting?

**CHAIRPERSON DAVIS:** I would say, in -- in -- you know, I would like to do the evaluation before the election in the event something happens. But I would say, yes, before the next Council meeting and that is February 25<sup>th</sup>.

**COUNCILPERSON THOMAS:** Okay. So if -- if it's okay with the rest of the Board, can we just all agree?

**CHAIRPERSON DAVIS:** No. I'm sorry.

**CHAIR PRO TEM PARDO:** It's March.

**CHAIRPERSON DAVIS:** It's March 3<sup>rd</sup>.

**CHAIR PRO TEM PARDO:** Right. This is our second meeting.

**CHAIRPERSON DAVIS:** No. We're -- oh, the 18<sup>th</sup>. I might -- I might not be here. Who knows?

**CITY ATTORNEY RYAN:** We're having a special meeting.

**COUNCILPERSON THOMAS:** No. We -- we're having a special meeting on --

**COUNCILPERSON T. DAVIS:** Yeah. The special -- special -- special meeting.

**COUNCILPERSON THOMAS:** -- yes. Next week. I -- I mean, I know I can get mine done within that time, but if that's not enough time for the Board, then I understand. But I would like to go ahead and let Miss Ryan be able to either plan one way or the other, but I would like to give her -- give her the notice that she needs by next week if that's okay with everybody else.

**CHAIRPERSON DAVIS:** Okay. I'm just not keeping all these dates in my head. When is the special meeting?

**CITY MANAGER JONES:** Well, be -- be reminded. You're sitting at the special meeting as the Utility District. You're not sitting as the City Council meeting.

**CHAIRPERSON DAVIS:** Well, that's what I'm -- that's what I thought.

**COUNCILPERSON THOMAS:** Okay. Well, let's --

**CHAIRPERSON DAVIS:** So we need to -- to do a special meeting --

**COUNCILPERSON T. DAVIS:** Give -- give a date.

**CHAIRPERSON DAVIS:** -- for this Council.

**CHAIR PRO TEM PARDO:** Okay. I think there's something else. If we're going to have a special meeting, and maybe Miss Ryan can talk about this, the Ocean Mall, remember we discussed it briefly at the CRA meeting?

**CITY ATTORNEY RYAN:** Right. That was going to be my --

**CHAIR PRO TEM PARDO:** Can -- can you address that, please?

**COUNCILPERSON THOMAS:** Okay. But while we're still on Item 11, I just want to make sure --

**CHAIRPERSON DAVIS:** Yes, right.

**COUNCILPERSON THOMAS:** -- that we -- we get that cleared.

**CHAIRPERSON DAVIS:** Okay. So on the 25<sup>th</sup>, we're going to be meeting as the special Utility District and CRA, right?

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

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** Yes.

**CHAIRPERSON DAVIS:** So do we want to have 30 minutes or an hour added to that and have a special City Council meeting?

**COUNCILPERSON THOMAS:** I'm -- I'm fine with it.

**COUNCILPERSON T. DAVIS:** (Inaudible).

**CHAIR PRO TEM PARDO:** I'm fine with it also.

**CHAIRPERSON DAVIS:** So we'll have another 4:00, 4 -- 4:30.

**COUNCILPERSON THOMAS:** We're already meeting at 4.

**COUNCILPERSON GUYTON:** Hmm.

**COUNCILPERSON THOMAS:** I mean, I don't foresee us having to need all of that time. But we keep running into an issue. It -- I'm fine with that but Mr. Davis, is that fine with you? Would you be able to get it -- get her done between --

**COUNCILPERSON T. DAVIS:** Monday.

**COUNCILPERSON THOMAS:** Okay. Okay.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** I'm fine with that.

**CHAIR PRO TEM PARDO:** Is that time good with Mr. Guyton?

**CHAIRPERSON DAVIS:** (Inaudible).

**CITY ATTORNEY RYAN:** Nope. I'll make myself available.

**CHAIRPERSON DAVIS:** Okay.

**CITY ATTORNEY RYAN:** I'll cancel everything I have.

**COUNCILPERSON GUYTON:** Yeah. I -- you know, but I can say that the City Attorney has my full support. So --

**CHAIRPERSON DAVIS:** Yeah. We know. Okay.

**COUNCILPERSON GUYTON:** I -- I mean, you all can work out whatever you need to work out. She's going to have my support unless something come up before then. Like she said, I meet with her weekly. I have a standing meeting with her and all the staff.

**CITY ATTORNEY RYAN:** Uh-huh.

**COUNCILPERSON GUYTON:** So I'm in close communication and I evaluate their performance.

**CITY ATTORNEY RYAN:** Uh-huh.

**COUNCILPERSON GUYTON:** And -- and, you know, I -- I'm -- so I -- I -- I'm comfortable with what they are doing and she has my full support. So --

**CHAIRPERSON DAVIS:** Okay. All right. So we are going to have schedule -  
-

**COUNCILPERSON THOMAS:** Hold on. Miss Jones wanted -- I'm sorry. But Miss Jones --

**CHAIRPERSON DAVIS:** Go ahead.

**COUNCILPERSON THOMAS:** -- wanted to say something.

**CITY MANAGER JONES:** Again, just for clarification for advertising purposes, do you think you'll need more than an hour for Utility District? I have from 4 to 5. I mean, you could do City Council from 5 to 5:30.

**COUNCILPERSON THOMAS:** Yeah. I think --

**CITY MANAGER JONES:** CRA from 5:30 on.

**CHAIR PRO TEM PARDO:** (Inaudible) going to go with that (inaudible).

**CHAIRPERSON DAVIS:** You think we only need half an hour for -- well, half hour. There was something else.

**COUNCILPERSON T. DAVIS:** Yeah.

**CITY MANAGER JONES:** Or do you need longer?

**COUNCILPERSON T. DAVIS:** Half hour.

**COUNCILPERSON THOMAS:** At --

**CHAIRPERSON DAVIS:** Anything else you wanted to (inaudible).

**COUNCILPERSON THOMAS:** No. I -- I think that an hour would be more than enough time.

**CHAIR PRO TEM PARDO:** Yeah.

**CITY MANAGER JONES:** Okay.

**COUNCILPERSON THOMAS:** Since it seems to be that we have most of the work done already.

**CITY MANAGER JONES:** Yeah. And we'll get the document to you --

**COUNCILPERSON THOMAS:** Yeah.

**CHAIRPERSON DAVIS:** (Inaudible).

**CITY MANAGER JONES:** -- the draft, quickly.

**CHAIRPERSON DAVIS:** Okay.

**CITY MANAGER JONES:** Okay? So then we'll advertise a special -- a Utility Special District meeting from 4 to 5; a special City Council meeting from 5 to 5:30 and then we know that there's a CRA meeting at 5:30 next Wednesday.

**CHAIRPERSON DAVIS:** Okay.

**CITY MANAGER JONES:** Thank you.

**CHAIRPERSON DAVIS:** I don't know if we're going to be able to get to the Ocean Mall stuff in the special City Council meeting.

**CHAIR PRO TEM PARDO:** Okay. Then --

**CHAIRPERSON DAVIS:** (Inaudible).

**CHAIR PRO TEM PARDO:** Okay. Then that might be a problem because the TJAC [phonetic] is supposed to close on the 11<sup>th</sup>. Miss Ryan --

**CITY ATTORNEY RYAN:** Yeah.

**CHAIR PRO TEM PARDO:** -- can you give us an update on that, please?

**CITY ATTORNEY RYAN:** I've sent you all, prior to the beginning of this meeting, a memorandum which you will have in your office.

**COUNCILPERSON THOMAS:** Through email?

**CITY ATTORNEY RYAN:** No.

**COUNCILPERSON THOMAS:** Okay. I haven't seen it yet.

**CITY ATTORNEY RYAN:** I'm sorry. So that you can review it and -- my train of thought is not together -- so we'd like you all to --

**MAYOR MASTERS:** You're getting (inaudible).

**CITY ATTORNEY RYAN:** -- to review it and we'd like to have one-on-one meetings. I know that Mr. Guyton has already requested one to discuss some of the issues in TJAC's proposal. We sent a letter to GSF today because we've heard from -- from TJAC but we didn't hear from GSF that they were giving them permission to negotiate with the City. So, yes. So you need to review the packet that we sent to you. And we'd like to have -- to schedule one-on-one meetings if we can to discuss this matter with you. If you're trying to put it on the agenda next week, that means we need to work quickly. We can just do a phone conference if it's better. I know it's very difficult to get everyone here.

**CHAIRPERSON DAVIS:** But -- but the issue is the time that is being proposed for this meeting which is from 5 -- I'm sorry, from 4:30 to -- 5:00 to 5:30.

**CITY ATTORNEY RYAN:** Right.

**CHAIRPERSON DAVIS:** So it's not enough time. So, you know, what -- what do you guys want to do?

**CITY ATTORNEY RYAN:** And quite frankly, I don't think that -- in my conversations with TJAC, they don't need the City Council to vote on a new amendment by the 11<sup>th</sup>, they want to have some assurances before that time. And -- and one takes the form the estoppel letter which we had given to TJAC before. So that wouldn't be a problem. I just really want the Council to review the packet and give us direction and maybe we can just get some direction at the February 25<sup>th</sup> meeting if it's going to be too much for you to discuss as a, you know, in -- in a full-blown manner.

**COUNCILPERSON THOMAS:** Okay.

**CITY ATTORNEY RYAN:** But you may want to just have some discussion on it.

**CHAIRPERSON DAVIS:** All right.

**COUNCILPERSON GUYTON:** Madam Chair, a quick question.

**CHAIRPERSON DAVIS:** Mr. Guyton.

**COUNCILPERSON GUYTON:** Staff had developed an action plan on the Ocean Mall before this latest scenario surfaced. It's -- it was my understanding that staff was directed to continue that action plan, the legal action plan as well, until we've actually come to some type of agreement. So

the legal action plan and the other action -- the maintenance action plan, are those two still moving forward?

**CITY ATTORNEY RYAN:** Yes. I -- I apologize for not mentioning that. As a part of the letter that we sent to GSF, we did remind them that they still were in a pre-default posture and that they need to continue to work on those items. And that's why with the estoppel letter that they're asking for, we have to be careful because the -- depending on what it is that they're asking for. Because one of the questions that they usually ask is for you to say that they are not in a default posture. And though -- although they're not in a technical default posture, by the time we get to that point, they may be if they don't continue to clean up the Ocean Mall in the way that we have asked them to.

I got a report from Community Development that I still need to go through: a very exhaustive list of the things that they've done and have not done. I need to -- I have Mr. Jarolem here. We need to meet to discuss that so that we can send him another letter on that. So we have made it abundantly clear to them that although we understand that they want us to pursue this assignment of the lease with TJAC, that they still have to move forward with cleaning up the Ocean Mall because we don't know whether or not, you know, we've seen developers come and go. So we -- we are pushing them on that.

**COUNCILPERSON GUYTON:** Okay.

**CITY ATTORNEY RYAN:** I apologize.

**CHAIR PRO TEM PARDO:** And they've -- and they've been there.

**COUNCILPERSON GUYTON:** Okay.

**CHAIR PRO TEM PARDO:** I -- they were there all last week.

**CITY ATTORNEY RYAN:** Okay.

**CHAIR PRO TEM PARDO:** Yeah.

**COUNCILPERSON GUYTON:** Yeah.

**CITY ATTORNEY RYAN:** Yeah.

**CHAIR PRO TEM PARDO:** They're there.

**CITY ATTORNEY RYAN:** But I think the report was good.

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

**COUNCILPERSON THOMAS:** Okay. So you -- Madam Chair.

**CHAIRPERSON DAVIS:** Yes, sir.

**COUNCILPERSON THOMAS:** So you're going to -- you're going to have a very busy week it seems. But you're going to get with us individually on what exactly is being negotiated and making sure that we all have some input and we're okay with it. You also in that time are going to find an opportunity to go over your evaluation, all before Wednesday. I just want to make sure that you understand the type of week that you're going to have and if there are some concessions that need to be made just so you don't miss someone's expectation, I just want to make sure that you have enough time to -- to do that.

**CHAIRPERSON DAVIS:** Well, it -- it, you know, I -- I'm -- maybe she might not even need to meet with me. Because I just usually, just briefly, go over her evaluation and give it to her. And we might just need to meet with the -- meet about the Ocean Mall.

**COUNCILPERSON THOMAS:** Okay.

**CHAIRPERSON DAVIS:** 'Cause I'm pretty up to speed on everything.

**COUNCILPERSON THOMAS:** That's fine. I can do some phone stuff if that'll, you know, that'll help out. I just want to make sure that, on top of your already busy schedule, you know, you're trying to fit in a lot of important stuff in the next few days. So that works. I just want to make sure that, you know, you're understanding that and I'm good.

**CHAIRPERSON DAVIS:** Okay? All right. Are there any committee reports?

#### CITY COUNCIL COMMITTEE REPORTS

**CHAIRPERSON DAVIS:** None? Statements by the Mayor and Council.

#### STATEMENTS BY THE MAYOR AND CITY COUNCIL

**CHAIRPERSON DAVIS:** Who wants to go first?

**COUNCILPERSON THOMAS:** I would love to go first.

**CHAIRPERSON DAVIS:** Go first. Okay. Okay. Let's start with Mr. Thomas.

**COUNCILPERSON THOMAS:** Well, thank you, Madam Chair. It's a couple of things I want to discuss up front. The -- the first thing is, you know, I -- I've heard some -- some comments tonight about drug tests and City Council members and, you know, if somebody, you know, wants the Council to take drug tests, I -- I mean, you know, I don't mind and I'm sure no one up here minds doing that. It's just -- you know, I just want to -- you know, I know it's election time and during campaign season it's -- it gets kind of nasty. But, you know, it's -- it's at a all-time low right now.

Well, we're saying, you know, you need to take drug tests. But I guess the good thing is everybody up here is willing if it -- if we need to do that. I wish it didn't have to be this

way but, you know, I've been up here long enough to know that, you know, this is how it gets.

The other thing that I want to talk about is the Florida Retirement System. For the people who understand what Florida Retirement System is, then they -- they understand it. Every employee that's at the City, whether it part time or not, will be a part of the Florida Retirement System. And I know sometimes that rushing through things and they chose to do the City Council first because it was the smallest group. There's a lot of tedious information that has to be put in for tracking of the Florida Retirement System. Everybody will be allowed to go back and get, I think it's five years of service, if they elect to go into the plan. So it's not anything different or anything special. Everybody also has to become a part of the Florida Retirement System if they've elected and voted to go.

I don't know -- I know that's out there. I've received a few calls. The vesting time for the Florida Retirement System is -- depending on when you enter it is either 6.58 or 10 years. If you don't get those times in, then you just have years in the system, period. That does not necessarily mean that you get a retirement. It just means that you are part of the retirement plan. I just want everybody to understand that just because people say it doesn't necessarily mean it's true. And I know punch lines and punch words, you know, they carry, especially during a, you know, political time. I think everybody up here is approachable. I think you have the right and I think you have the duty to question how any money is being spent on -- no matter what it is. You know, from a piece of candy to the purchase of a building, a vehicle or whatever. You know, you have the right to do that.

All of our opinions are not always going to agree but it is our job to make sure that we try to make you understand it. I guess this comes down to a trust factor. You may not trust each and every one of us. I'm hoping you would. I would like to -- I hope I've earned your trust and I would like to continue to earn your trust, but I don't mind you questioning me. I don't. Sometimes I do mind getting yelled at in the middle of a southern kitchen. But as far as the question, I don't mind you questioning me. I'm okay with that. I don't even mind the comments that you make at the -- at the mic during your public comment. I would hope that we could make those comments, you know, about City business or community business. It -- it -- it would be much more appreciated.

Moving on to some of the other things. The concern, our mothers' association and the -- I'm sorry the South Side Coalition and Concerned Mothers, thank you -- they -- they've brought up several items to me. We have been looking into, you know, potential spots and I've had Mr. Jones working on a detailed report that he will have ready for me. Yeah. I -- I know you gave it to Hope but I want you and I to go over it so that I know directly. We're going to have that. I will go over that tomorrow and I'll be calling the meeting with the South Side. As a matter of fact, I have a meeting tomorrow at 10:30 a.m. -- a meeting with the -- the large family day cares on the progress, what needs to happen. I'll be getting all that information. Everybody's welcome to come.

For the Concerned Mothers in South Side, we can meet directly after that meeting if you like to -- to get that information out. It's important to know that people are watching what's going on. Two quick things. The first thing is let's be careful when we're putting somebody house on these slides. I got a call after the last meeting. People were not happy about their name being called and their houses being put, you know, on there. I know you can just take a picture of someone house and put it on there but let's just kind of be conscious of that fact. I know Deacon Matthews came up and say, Hey, look, I -- I don't like the fact that you, you know, you're showing my house. Let's -- you know, let -- let's have some type of attack and let's have some type of tact when we're -- we're doing those and let's make sure everybody's okay before we utilize their -- their homes.

In reference to the -- to the bathrooms in that park, they have been asking for that quite some time. They've been asking for a -- tables and, you know, so Miss Jones, by -- by Friday, I need to have something about what we can do in reference to, you know, those tables. You know, what's the holdup with it? In reference to the bathrooms, you know, I'm getting that and I know that that's a -- that's an expense that I do plan to bring up in this budget year with my colleagues.

We must be careful. Riviera Beach Heights is doing some work but Riviera Beach Heights is inside of the City -- inside of the Community Redevelopment Agency. It's hard. People just don't understand that, okay, I live a block over but I'm not inside of the CRA so why are you not doing this? And when they hear us discussing and talking about bathrooms and \$100,000 bathrooms and all of these things and they're wondering, you know, why they can't do it. If we can put it in a garden, why we can't put it in a park. Why are we not doing that?

And -- and -- and to be honest with you, I -- I'm sort of exhausted with the excuse of "It's in the CRA." That's where the tiff is; that's where -- we need to have some type of fluid plan that goes all the way through. I understand that there's talk of expanding the CRA but people who've been suffering and underserved and properties have gone and areas have gone without attention for so long, they just really don't want to wait anymore and I gotta say, I don't want to wait any longer either.

So I'm coming with an aggressive plan for that area and all of that area of the west side that I think has been underserved and had a lack of attention over the -- over several years. So the next thing that we're doing is we're going to have a meeting, I believe it's March 12<sup>th</sup>. Is it March 12<sup>th</sup>? And that's at what time, Hope? 4 p.m. March 12<sup>th</sup>, 4 p.m. We'll send out a flyer. We'll get you some more information. It's going to be a community meeting. We're going to do it in the streets. We're going to be in the streets with this. We want everybody to come out. The -- we'll have all the staff members there as well as our master developers, the owners. Not only the employees, the owners will be there. We'll have our CRA Director making this announcement now, Miss Jones, so you can make sure that staff is available on March 12<sup>th</sup> to deal with this. We'll be on the west side.

You know, Mr. Guyton does this every three months and I don't see the need to not duplicate that particular process across the City. So we'll be coming out to, I want to say it's 9<sup>th</sup> and G. Right in front of Allen Temple. It's 9<sup>th</sup> and G or 9<sup>th</sup> and I, or something like that. But we'll get more information out to you about that.

Now as far as the politics goes, you know, we have a City to still keep together after these political situations happen. We have one on the 10<sup>th</sup> and ironically as it might sound, this is going to probably be the easy one because it's only going to be two individuals with that. But the remaining part of the Board comes up, whoever going to run, file your papers, work hard in the community, ask the community for your support. But allow -- allow us to continue to do business, you know? We understand that it's -- it's going to be a fight and you want to utilize the podium to, you know, get your message out. Yeah. Go ahead and do that. But the best work to do is -- is knock on doors and go to the community. Allow us the ability to be able to conduct business. It's a lot of business that we still need to get done over the course of the year.

I'm not going to campaign from here and I'm not going to campaign from down there either. I am going to state that I do plan on running again and that's just where it is. I understand that while some people are able to run unopposed, but most of us never run unopposed. So it's just part of the, you know, the -- the process. So we'll -- we'll get going with that.

I think that Miss Davis, I don't -- this is not gonna be our last meeting so I'll congratulate you next meeting. We keep adding them on. I'll be thinking that it's going to -- to -- to stop. The -- with the NPO Miss Davis, I know that you've been kind of --

**CHAIRPERSON DAVIS:** Tomorrow's my last -- last meeting.

**COUNCILPERSON THOMAS:** Okay. I just wanted to -- 'casue I've been getting some calls as to why that is. I know that you've been working on some -- some things so I've been trying to be, you know, it's to -- to get that done. I do want to go ahead and get in -- involved with that. That pretty much is it for my announcements. And if I have anything else, I'll wait till the next meeting. That's all.

**CHAIRPERSON DAVIS:** Miss Pardo.

**CHAIR PRO TEM PARDO:** Okay. Thank you. I'll start off with some positive news. There was an article in the Huffington Post about five places to visit on Florida's Gold Coast and I'm happy to say Singer Island was number one. The Town of Palm Beach was number five. And it's very short and I'd like to read it. Number -- all right. It -- so it says, "So if you're thinking of heading to south -- south for the winter, here are five places you should check out. Number 1, Singer Island. The oceanfront neighborhood which is part of the City of Riviera Beach serves up seven miles of white sand beaches and upscale hotels and resorts. Not to mention John D. MacArthur State Park is located on the island offering kayak launch, hiking and bike trails, beach access and a nature

center. Also, be sure to stop by the Marriott Resort which boasts full equipped, oceanfront condos, two pools, a private beach an in-house spa and fine dining experience at restaurant 3800 Ocean." And then they go and they name other cities and the Town of Palm Beach was number five. So, you know what? Finally we're getting some good recognition.

All right. I have a couple of things. Miss Manager, Miss Jones, okay. So what's going on with the -- the overpass study? Have we hired an engineer? You know, the -- the City Council approved funding to hire someone to do a study of possibly putting an overpass down the road. What's -- anything going on with that?

**CITY MANAGER JONES:** I'm not sure about the allocation of the monies. What we've done in-house is kind of talk with the current engineers that we have on staff about what would be the feasibility of --

**CHAIR PRO TEM PARDO:** No. I -- I'm aware --

**CITY MANAGER JONES:** -- of doing that. So that's kind of where we are, using whatever engineers we have. 'Cause they were asking us how much property did we want to take out.

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

**CITY MANAGER JONES:** Because then that determines on their slopes whether they start --

**CHAIR PRO TEM PARDO:** Okay. So you guys are working on it? So can --

**CITY MANAGER JONES:** We're just talking to our internal -- we have an -- the engineers that we have on contract.

**CHAIR PRO TEM PARDO:** Right.

**CITY MANAGER JONES:** Those are the ones that we have been talking to.

**CHAIR PRO TEM PARDO:** Okay. So can someone give us an update -- give us a report on --

**CITY MANAGER JONES:** Yeah. Because that's the concern.

**CHAIR PRO TEM PARDO:** -- you know, what's going on?

**CITY MANAGER JONES:** Do you want to start taking out houses as quick as Australian forward? Because if you're doing an overpass, you're going to have take a lot of

property. Right. And so we -- we're trying to say, Well, what would happen if we started it at those points?

**CHAIR PRO TEM PARDO:** Okay, fine. So if someone can give us --

**CITY MANAGER JONES:** Something --

**CHAIR PRO TEM PARDO:** -- an update on it, you know, because when I brought it up the last time and I believe and I'm going to pull the minutes tomorrow, I believe we said, Okay, we didn't give you a certain amount of money but we said that we would allocate some money to do a study. And this is about looking into the future of, you know, what's going to happen with the City, with the redevelopment that is occurring and will be occurring over the next couple of decades on the east side. And with the, you know, with All Aboard Florida coming, the additional 32 trains. So -- so I'd like an update on that.

The other thing is there was a volleyball tournament over on Singer Island this weekend and once again, I wasn't notified. So I don't know what, you know, I have to do. You know, I bring this up all the time. If something is happening in my district, I would appreciate the respect of knowing.

What else? As most of you know, I sit on the Lagoon Initiative Steering Committee and we are the group that supports doing environmental projects in the Intracoastal and the Lake Worth Lagoon. Anyway, the County is looking at possibly doing a little environmental project right -- in the Intracoastal right off of Riviera Beach. And there's going to be a public meeting on February 26<sup>th</sup> at 5:00 here in the Chambers to alert the residents on what the County is, you know, proposing to do and seeing if there is any support to do it. And really, it's -- it's filling in a dredge hole. You know, there's a hole that has -- there's not light that goes down, there's no life or anything. And what the County does all throughout, you know, the Intracoastal, they'll fill that hole and then they put sea grass, they plant oyster beds and it does two things. It -- those oysters clean up the water and then it also brings additional life to that area. And the area that they're proposing is just north of Marina Grand and the hope is then they'll be able to attract more of the fish that were getting under the bridge and they're thinking about possibly doing a couple of little trails like they have in West Palm Beach. You know, that little --

**COUNCILPERSON T. DAVIS:** On -- on that trail, will there be trees added to that or just --

**CHAIR PRO TEM PARDO:** No. They don't put trees --

**COUNCILPERSON T. DAVIS:** It just -- it's going to be pretty much under the water.

**CHAIR PRO TEM PARDO:** It's -- right. The -- the dredge hole is filled under the water and --

**COUNCILPERSON T. DAVIS:** Nothing comes out.

**CHAIR PRO TEM PARDO:** -- you not going to see the sea grass --

**COUNCILPERSON T. DAVIS:** Okay. Okay.

**CHAIR PRO TEM PARDO:** -- but if they do the little trails, then you'll see some mangroves.

**COUNCILPERSON T. DAVIS:** Oh.

**CHAIR PRO TEM PARDO:** And it's just like -- and they'll bring photographs of the, you know, other projects. There's a big project, Snook Island, that they did down in Lake Worth. And then in West Palm Beach a couple of years ago, they did --

**COUNCILPERSON T. DAVIS:** So they won't be blocking the residents view --

**CHAIR PRO TEM PARDO:** Oh, no.

**COUNCILPERSON T. DAVIS:** -- that's looking across, back (inaudible).

**CHAIR PRO TEM PARDO:** Oh, no, no.

**COUNCILPERSON T. DAVIS:** Okay.

**CHAIR PRO TEM PARDO:** It doesn't block it. But you need, you know, all the residents along the water --

**COUNCILPERSON T. DAVIS:** That -- that's what I was wondering like a tree -- okay.

**CHAIR PRO TEM PARDO:** -- there has to be --

**COUNCILPERSON T. DAVIS:** Okay.

**CHAIR PRO TEM PARDO:** -- you know, buy into it.

**COUNCILPERSON T. DAVIS:** Okay.

**CHAIR PRO TEM PARDO:** But what it does do is it will protect the -- the wave action, the waves that hit the seawalls. So it provides a little protection to them. So anyway, that is going to be February 26<sup>th</sup>. The County did send out letters to all of the, you know, the -- the people along the waterfront.

**CHAIRPERSON DAVIS:** Could -- who -- who's -- who all is on that committee? I know it exists but I -- I just can't remember all the names.

**CHAIR PRO TEM PARDO:** Lake Worth -- there's -- it's myself, it's the County Commissioner, Paulette Burdick.

**CHAIRPERSON DAVIS:** Uh-huh.

**CHAIR PRO TEM PARDO:** There's a representative from DEP, a representative from South Florida Water Management District.

**CHAIRPERSON DAVIS:** Yeah.

**CHAIR PRO TEM PARDO:** And the representative from Florida Inland Navigation.

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

**CHAIR PRO TEM PARDO:** And that's all I have. Thank you.

**CHAIRPERSON DAVIS:** Okay. I'll go next. Actually, Mr. Thomas talked about pensions a little bit and, you know, I've -- the meeting that I missed, I -- I heard some conversations about it. And I heard Mr. Guyton, you know, say something. And I just want to make it clear, I have a pension. I -- I don't need a pension but as a part of this Board, if it is something that is voted on by this Board, I'm a part of it, then I'm a part of it. But I think the better question is, you know, there was an opportunity and there was talk about, you know, that it may be vetoed. And the bigger question is why wasn't it? So just wanted to make that clear.

Also, as it relates to our policies and procedures for many, many years, you know, in looking back, we had none. We had hardly -- very few policies and procedures in place. And I believe it was in '08 and '10 when we really pushed our City Manager to start developing policies and procedure. I don't even know how the City operated, you know, for so many years without any written policies and procedures in place. They have started to be developed but I will tell you that policies and procedures are always changing and you need somebody to stay on top of it for -- forever, actually, but particularly in the development of them.

This is not a job that our City Attorney can do in addition to handling all of the legal matters that she has to attend to. I've suggested to Mrs. Jones that at some point, we are going to need to bring in a contracted attorney or paralegal or somebody to continuously, you know, develop our policies and procedures.

And as I -- I keep forgetting that we're adding on meetings. I was prepared to make my speech tonight but, again, there's -- there's one more meeting. So all right. Let's go on to Councilman Davis.

**COUNCILPERSON T. DAVIS:** Just one thing. Earlier, I'm looking at this Board for supporting community benefits for the Youth Empowerment Center. For those who may

not know, this year it's -- just got started. The Youth Empowerment Center which is located on 1550 West 28<sup>th</sup> Street, which is the Lindsey Davis Center, is now hosting or conducting free GED testing for Riviera Beach residents. Each class is limit to -- to 30 students. Registration began from, I guess, from February 9<sup>th</sup> to April 23<sup>rd</sup>. So I want to make sure all the residents of Riviera Beach understand that they have a great opportunity to go over to the Lindsey Davis and get themselves signed up. The number that's for Miss -- Miss Grimsley is 561, of course, 707-8345. And I just want to really encourage those who have not received their GED to please take advantage of this. Go over there; ask a few questions and take the next step bettering your opportunity. It's your life. And that will be all.

**CHAIRPERSON DAVIS:** Mr. Guyton.

**COUNCILPERSON GUYTON:** Thank you, Madam Chair. Just a couple of quick things. First of all, tonight there was some reference to a court case 20 years ago that I was involved with the City on and they were awarded a certain amount of funds. Let me just say politics has always been one of the obstacles to progress in our City. I served on the Council from '91 to '95. After I left the City Council, I got a notice saying that my benefit plan was single or family and they didn't take enough out for my benefit plan.

When I got that notice, I threw it in the garbage, quite frankly. 'Cause what are you contacting me for, telling me about what you didn't take out of my pay. So I know people wondering what -- how that developed and the City actually filed charges. And I -- I was in office for four years, nobody said anything. They waited till I left office to contact me about what they didn't do. So I didn't respond and there was a default judgment entered. Had I shown up, I think that it would have been resolved. But I was going through some issues, parent sick, and I wasn't dealing with it.

So as a result of that default because they didn't do what they -- or at least they said they didn't -- but that's how that all came about. It wasn't anything that was given to me. It wasn't anything that I took from the City. It was just something that they didn't do and I didn't respond to the paperwork because I thought it was a bunch of BS quite frankly. Contacting me after I left office. I had been in office four years. So that is what that was about. Didn't even respond to it. So now our class A I-D-I-O-T, he brings it up from 20 years ago now so it is what it is. That -- that's what that is about.

There was also some discussion about whether we have our people working down at the Marina. And let me just say, some people take this position --

**CHAIRPERSON DAVIS:** (Inaudible).

**COUNCILPERSON GUYTON:** -- as the people who sit here would do anything to stay here. That's not me. It's not. I do this because I love my City. And when my City is ready for me to go, I'm gone. I -- I -- I'm not attached to it. So don't think that I'm your average elected official and that, you know, I'm going to do anything to stay here. I'm

not. Whenever the people feel that my service is not wanted or I feel that way, I'm gone. I don't have a desire to be here a long time. Before I ran this time, I was going back, I was applying back to school again. People came to me, "Bruce, you -- you have a degree in Planning and you've been elected and we feel that you can add something to the dais." You know, I agreed to it, but, you know, I don't want people to think that I'm going to do anything to stay elected. I'm not going to compromise my dignity, pride or manhood. I say that all the time.

But while I'm here, my City would get 150 percent from me. I work seven days a week. Some of my colleagues call me on a weekend. First thing say, "Are you in the office?" They don't ask me what I'm doing. They know that I'm going to be grinding. So I'm going to give my community all I have while I sit here. But -- but don't think I'm going to kiss up to stay here.

The -- the -- the other thing is that this Council serve on three boards. The City Council, the CRA, the Utility District. We're trying to compare what -- the Council is getting in benefits to others who only serve on one board. I -- for each of those boards, there is a budget and there are -- there are documents and data that we have to review. And it requires a lot of time. People think if you're elected, you do it because you want to serve the community and you stay destitute. I -- I don't wanna stay here long, but those who stay here, I don't think that's fair. You know, even though people do volunteer to do this, you shouldn't expect them to want to be destitute.

Mr. Thomas made a good point about the pension. Just because you're in the pension, that don't mean you're gonna get a dime. If -- if you don't be here for the required time to be vested, you get zero. So -- and the Florida State plan I think is eight years now.

**CHAIRPERSON DAVIS:** Six.

**COUNCILPERSON GUYTON:** You're -- or six, whatever it is. But the point is, people thinking if you're in the pension plan then you're going to start getting some money. That is not the case. So -- but for my colleagues who want to be here a long time, I think it's unfair to them that this community would think that you put all that time and energy in and don't expect anything to take care of your families. That's absolutely ridiculous to me and I don't apologize for it. Because if I had -- if I can do it -- I can't do it because it's -- it's a charter-controlled procedure, I'll put a motion on the floor for a raise for them. And --and -- and, I mean, I don't understand why if people volunteer like they do that people still expect them to do it for literally nothing.

The last thing I want to say, too, we have data down that can be produced about the minority and local participation at that Marina down there. Weiss Construction has said on more than one occasion, We have broke all kind of records for African-Americans working. I can produce the data; I can produce the data for the local participation and I can produce the data for the small businesses that we have.

**CHAIRPERSON DAVIS:** (Inaudible).

**COUNCILPERSON GUYTON:** Right now, for the minority, local participation, we're at 36 percent. Our ordinance recommend 15. We doubled it and we're still growing. So just because people get to the mic and say that they don't see people like us down there, we have made sure that people like us, and others, have a part of this pie. And I always tell people, you can't get a piece of the pie unless you create a pie. Cedric Thomas, Judy Davis, Dawn Pardo, led the effort to create this pie. When I got on here, everything was in place --

**CHAIRPERSON DAVIS:** Uh-huh.

**COUNCILPERSON GUYTON:** -- and it was -- I felt it was my job just to support what was there. It's not smart to get on the Council and start trying to change everything. Judy Davis, Dawn Pardo and Cedric Thomas. But you know how that happened? They were here long enough to do it. They've been here seven and eight years. And one thing that I would hope is that we understand that continuity is very important on this dais. That' show we make progress. That's how they gained experience. And that's how we're going to continue to grow, by keeping people with experience and who've been through all of these public hearings and charrettes and went through the negotiations with the developers to get us to this point. So just because people come to that mic doesn't make it so. I know I'm going to be a big target because I talk a lot. So it is what it is, you know? I mean, I -- I'm from -- I'm from the 'hood. I mean -- and I don't -- I don't make any excuses about that. But I had enough foresight and the last thing, if -- if we want to participate in the growth of our community, we need to make sure that we have the skill sets, too.

To participate in that Marina development project, we -- we have apprentices programs through the unions for any trade that you want. But sometimes we in the community think that because we live here, we supposed to get a job. No. If you have the skill set, you get a job. We present an opportunity -- preparation and opportunity equal success.

**COUNCILPERSON T. DAVIS:** (Inaudible).

**COUNCILPERSON GUYTON:** Opportunity with no preparation equals complaints. I can't get anything. I can do -- it -- we need to have some tough love in our community that if you want to be a part of this process, you need to go get trained in something. And we presented that environment so that you can enjoy the -- the fruits of your labor. So thank you Madam Chair and thank you for a job well done. Thank you to Dawn Pardo and Cedric Thomas and somebody said, "Bruce are you Councilman Thomas really good friends?" I said, "Yeah. What --" Said, "We can't tell it when you're up there." And -- and I -- and I said, "That's a good thing," because even though we're friends, we understand, one, we can't talk about these issues off of the dais so we don't know what our position is. But two, we don't let that interfere with our decision making process up here. So whenever Mr. Thomas decide to run for office, he has my full support. And we'll get up

here and disagree and then we'll go and have a good time with our families. And -- and -  
- and that -- that's the way it is. So -- but -- but we -- we need in the -- in this community  
to understand that we're making a lot of progress and we need to keep our core  
members in place and that's Judy Davis, Dawn Pardo and Cedric Thomas.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON GUYTON:** Thank you, Madam Chair.

**CHAIRPERSON DAVIS:** All right. Mayor Masters.

**MAYOR MASTERS:** Thank you, Madam Chair. Thank you, Mr. Guyton for a beautiful  
campaign speech for Chair Judy Davis. When I say something, it's political but others  
can say, "these three, these three, these three." But if that's not political, what is?

You know, it's amazing to me that about this OIG report, I wasn't the first one that spoke  
against it. It was Chair -- Co-Chair Pardo talked about the no confidence and this, that  
and the other and in her world, if this would've happened, somebody would get fired. But  
when I say it, it's political. I'm not running for Mayor, like the president. I've won four  
campaigns so I'm not -- I'm not running for Mayor now. I'm not a candidate.

Someone mentioned about the veto.

**CITY ATTORNEY RYAN:** Someone.

**MAYOR MASTERS:** The Chair did, I guess. The veto should only be used when there's  
a possible chance that the Mayor's veto would be -- would be sustained. After  
conversations with the City Attorney and others, it was clear to me that of the four -- four  
votes --

**CHAIRPERSON DAVIS:** You didn't know where my vote was (inaudible).

**MAYOR MASTERS:** -- four to -- four to one, it was clear -- well, even -- well, anyway.  
Madam Chair, will you let -- I didn't interrupt you.

**CHAIRPERSON DAVIS:** I'm not talking -- I'm --

**MAYOR MASTERS:** But you're talking loud enough for me to hear you. I mean, please.  
Okay. So let's not put that on the Mayor, you know, four people voted one way, twice  
probably.

But anyway, absentee ballots, the ballots will probably be in the mail tomorrow from the  
Elections Office, or the next day. And as you know, for years, I've always volunteered for  
those that as a courtesy that you would for the Mayor or anyone on my team to pick your  
ballot up, freely and voluntarily, you may call 247-2713. We are prepared to pick up

hundreds of ballots that I know that you know that I know you have them. And you know I know how to contact you about them so we'll be certainly doing that as a -- as a courtesy.

A few weeks ago, there was an incident at the Muvico Theater. I only bring it up because I have -- there she goes again -- put the picture up. Walter, the Chair said put the picture up, so come on, put it up. I have received a written apology from the chief security about this incident. I only bring it up because as I move around the community, people bring it up to me. I never brought it up publicly. I never said anything about it. It was one of the Chair's supporters, Chair Judy Davis, that brought it up. I never brought it up. But I have received an apology. And I'd like to read it.

**UNIDENTIFIED SPEAKER:** Oh, right here (inaudible).

**MAYOR MASTERS:** The picture surely -- surely shows Chair Davis, security and the police officer. There's another picture that I don't have 'cause when I came out, there were three to four officers that were waiting to talk to me but I just happened to go to the restroom. But the Chair said -- made a statement that I was lying. I'm not a liar. I have no reason to lie. I didn't get here, where I am today, by lying. Trust me. I have no reason to lie on anyone.

**UNIDENTIFIED SPEAKER:** Jesus Christ.

**MAYOR MASTERS:** This is the letter that I received from Willie Perez, Regional Director for PFC. "Sir, I can only speak for my end in regard to the incident. I simply received a call over the security radio in regard to an issue --" Walter, will you put the email up, please. "I simply received a call over the security radio in regard to an issue with the Mayor of Riviera Beach and responded appropriately. I did not officially document this -- the event seeing as if it was resolved in a fairly short amount of time without any true disturbance. I spoke to the officer on the scene were called by the Commissioner," which is Chair Davis, "to address alleged unauthorized entry from you into a reserved theater space and then spoke to you directly. I gathered all appropriate facts from you and then went along to speak to the Commissioner," Chair Davis, "who was the one complaining in the first place about your presence in the theater and explained said facts. Based on what I gathered about the situation, I expressed to the Commissioner," and we're talking about Chair Davis, "that I came to the following resolution. You -- you were within your rights to be there and I would not be removing you from the theater. After speaking one-on-one to the Commissioner," that's Chair Davis, "Lieutenant Hale, spelling of his last name may be incorrect, "from the West Palm Beach Police Department was on the scene and addressed me. I explained to Lieutenant Hale the ultimate consensus I came to. However, the lieutenant expressed that he wanted to speak to you anyway because he had been instructed that he was to attend to the issue personally. I discouraged him from doing so merely based on the facts but he insisted on speaking to you. At this point, I left the scene in the proper authority hands as Lieutenant Hale stated no police action was requested. I exited the

scene. I am genuinely sorry for any inconvenience or embarrassment you experienced. We welcome you to Muvico in City Place in general at any time. Sincerely let me know if I can be of further assistance."

If I can receive an apology from the theater, I'm asking publicly for Chair Judy Davis to apologize on her behalf for this incident.

**CHAIRPERSON DAVIS:** Never happen. Anyway --

**MAYOR MASTERS:** Thank you very much.

**CHAIRPERSON DAVIS:** -- you publicly made a statement here when I determined that I was going to spend community benefit dollars to take a group of senior citizens to Muvico. You said you would never spend money to do that. That you would spend money to do more important things.

**MAYOR MASTERS:** And I bought my own ticket.

**CHAIRPERSON DAVIS:** So you absolutely decided that, well, I guess you did -- did want to be there. But the -- the last sentence in your email regarding the police; it was because I told him no police is -- action is necessary.

**MAYOR MASTERS:** Oh, how could you say that? You called the police --

**CHAIRPERSON DAVIS:** So is there a motion for adjournment, please?

**MAYOR MASTERS:** -- then you tell them not to do. How can somebody call the police and then tell them not to. That's crazy.

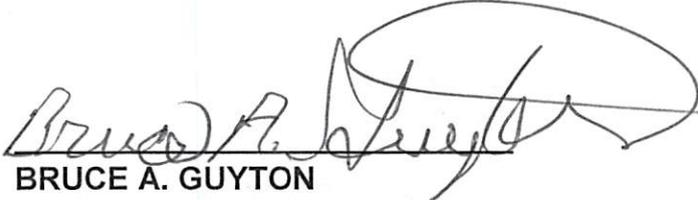
### **ADJOURNMENT**

**UNIDENTIFIED SPEAKER:** (Inaudible).

(END OF MEETING)

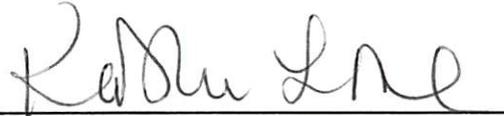
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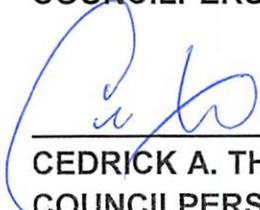
  
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THOMAS A. MASTERS  
MAYOR

  
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BRUCE A. GUYTON  
COUNCILPERSON

ATTEST:

  
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CLAUDENE L. ANTHONY  
CERTIFIED MUNICIPAL CLERK  
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KASHAMBA L. MILLER  
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DAWN S. PARDO  
COUNCILPERSON

  
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TERENCE D. DAVIS  
COUNCILPERSON

MOTIONED BY: \_\_\_\_\_  
SECONDED BY: \_\_\_\_\_

B. GUYTON      AYE

K. MILLER      NAY

C. THOMAS      AYE

D. PARDO      AYR

T. DAVIS      NAY

DATE APPROVED: 04/01/15