

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, APRIL 15, 2015 AT 5:30 P.M.**

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

CALL TO ORDER

PRESENT AT MEETING:

MAYOR THOMAS MASTERS

COUNCILPERSON KASHAMBA MILLER

COUNCILPERSON CEDRICK THOMAS

CHAIR PERSON DAWN PARDO

PRO TEM TERENCE DAVIS

CITY CLERK CLAUDENE ANTHONY

CITY MANAGER RUTH JONES

CITY ATTORNEY PAMELA RYAN

DIRECTOR OF COMMUNITY DEVELOPMENT MARY MCKINNEYMCKINNEY

DIRECTOR OF FINANCE RANDY SHERMAN

DEPUTY CITY MANAGER DANNY JONES

(Everyone stood for a moment of silence and the Pledge of Allegiance led by City Manager Ruth Jones)

AGENDA APPROVAL

CHAIR PARDO: Ms. Jones, do we have any additions, deletions or substitutions to the Agenda?

CITY MANAGER JONES: Yes, Madam Chair. I would like to remove from the Consent Agenda, Item No. 4. We had a request from the Purchasing Department to remove that Item for some clarification with the contractor.

CHAIR PARDO: Okay.

CITY MANAGER JONES: I would like to add a community benefits, Item No. 12 to the Fourth Annual Councilman Cedrick Thomas 5th Grade Fun Day, \$500 from Councilman Guyton. That's...

CHAIR PARDO: Okay. I think that should be Item 21A?

UNK: Yeah.

CITY MANAGER JONES: Okay.

CHAIR PARDO: Okay. Is that it?

CITY MANAGER JONES: Yes, ma'am.

CHAIR PARDO: Okay. Do we have a motion? First of all, do we have any disclosures by Council?

PRO TEM DAVIS: None.

CHAIR PARDO: Okay. Do we have a motion to adopt the Agenda?

PRO TEM DAVIS: I move.

COUNCILPERSON THOMAS: Second.

CHAIR PARDO: Madam Clerk:

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: PRO TEM DAVIS?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CONSENT AGENDA

CHAIR PARDO: Thank you. 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. Do we have a motion to accept Consent?

COUNCILPERSON THOMAS: So move.

CHAIR PARDO: Do I have a second?

COUNCILPERSON MILLER: pull some?

CHAIR PARDO: Excuse me?

COUNCILPERSON MILLER: May I be able to pull something?

CHAIR PARDO: Yes, ma'am.

COUNCILPERSON MILLER: 1, 2, 6 and 7.

CHAIR PARDO: 1, 2, 6 and 7 will be pulled. 1, 2, 6 and 7. Okay. So, do we have a second?

PRO TEM DAVIS: Well, that's for Items fi., what, 4 and 5?

COUNCILPERSON THOMAS: 3, 4 and 5.

CHAIR PARDO: Yes.

COUNCILPERSON THOMAS: Second.

CHAIR PARDO: No. Not even 4.

CITY MANAGER JONES: 4. 4 will be...

CHAIR PARDO: It's Item 3 and 5. Is there a motion to...

COUNCILPERSON THOMAS: Second.

CHAIR PARDO: Okay. It's properly moved and second. Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: *PRO TEM DAVIS?*

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: **CHAIR PARDO?**

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIR PARDO: Thank you. Item 1. Minutes from the Special Council Meeting held February 25, 2015. Ms. Miller.

COUNCILPERSON MILLER: Well, I wasn't on Council at that time so I wanted to make sure that I made that known at that time.

CHAIR PARDO: Okay. Alright. Do we have a motion to accept Item 1?

COUNCILPERSON THOMAS: So move.

PRO TEM DAVIS: Second.

CHAIR PARDO: Okay. Madam Clerk.

CITY CLERK ANTHONY: **COUNCILPERSON THOMAS?**

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: **COUNCILPERSON MILLER?**

COUNCILPERSON MILLER: No.

CITY CLERK ANTHONY: *PRO TEM DAVIS?*

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: **CHAIR PARDO?**

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vo..., no, that motion is approved with

COUNCILPERSON MILLER dissenting.

CHAIR PARDO: Thank you. Item 2. Minutes from the Canvassing Board Meeting held March 18, 2015. Ms. Miller.

COUNCILPERSON MILLER: I wasn't on the Council at that time so I wanted to make that known at the time.

CHAIR PARDO: Okay. Thank you. Do we have a motion to accept the minutes?

COUNCILPERSON THOMAS: So move.

PRO TEM DAVIS: Second.

CHAIR PARDO: Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: No.

CITY CLERK ANTHONY: *PRO TEM DAVIS?*

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: That motion is approved with **COUNCILPERSON MILLER** dissenting.

CHAIR PARDO: Thank you. Item 6.

CITY CLERK ANTHONY: Resolution No. 3815, a Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida authorizing the Mayor and City Clerk to execute a professional services agreement with J. H. Sprague Consulting, LLC to provide consultation services on the marina project to facilitate the development and implementation of the marina renovation and develop a monitor grant application process commencing April 1, 2015 authorizing the Director of Finance and Administrative Services to make payment from the contract services other account number 0-0-1-0-2-0-3-5-1-9-0-3-4-0-6 in an amount not to exceed \$58,000 and provide an Effective Date.

CHAIR PARDO: Do we have a motion?

COUNCILPERSON THOMAS: So move.

PRO TEM DAVIS: Second.

CHAIR PARDO: Okay. MR. JONES.

MR. JONES: Good evening, Mayor and Chair, Council Members.

CHAIR PARDO: Good evening.

MR. JONES: What you have before you is an agreement to continue services with Jag..., J. H. Spragues, LLC. As most of you know, Mr. Spragues has worked with the City for the past six or seven years in the capacity of a consultant working on the marina project for the City and CRA. During that time, we've, the City and CRA have been able to successfully complete Phase One and Phase Two of the marina improvements with a total investment of about \$17,000,000. Of that, about \$16.5 of those dollars, million dollars, were directly attributed to the success of Mr. Sprague's and his relationship, and ability to obtain grants.

What we're looking to do now is to continue the improvements in Phase 2A and 2B of the marina project. As you may recall, during your last regis..., regularly scheduled Council meeting, Mr. Spragues presented a FIND grant to you, Florida Inland Navigation grant, District grant to you in the amount of \$1.5 million. As a part of his continuing services contract with the City, he will ma..., monitor that grant and seek other opportunities to offset additional costs associated with the improvements. In addition, Mr. Spragues will also complete the necessary permit and permit applications with DEP and other agencies as required as part of the FIND grant application that is due before August of 2015.

I have Mr. Spragues here available to answer questions, as well as myself, if you have additional questions.

CHAIR PARDO: Okay. Do we have any questions?

COUNCILPERSON MILLER: Yes. I do.

CHAIR PARDO: Ms. Miller.

COUNCILPERSON MILLER: With Mr. Sprague. I notice that there were, we, there seems to be some retroactive contracts being done. Is this similar to what we dealt with, with the FIND grant where we're kinda going back?

MR. JONES: No, ma'am. Actually, I, I looked at the Resolution. There was a, a typo on the Resolution but, if you look at the contract itself, the Effective Date for the contract is April 15th. I think on the Resolution is says April 1st but, for the past two weeks, Mr. Spragues has not provided any services to the City that was outside of his original scope of work that would be billable. His contract will be effective today, April the 15th, if the Council approves it.

CHAIR PARDO: Alright. Anything else from the Board?

UNK: No, ma'am.

CHAIR PARDO: Okay. Are you done, ma'am? Okay. Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: No.

CITY CLERK ANTHONY: *PRO TEM DAVIS*?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: That motion is approved with **COUNCILPERSON MILLER** dissenting.

CHAIR PARDO: Thank you. Thank you, sir. Item 7.

CITY CLERK ANTHONY: A Resolution of the City Council...

CHAIR PARDO: Oh, I'm sorry. Hold on a second. I did have a public comment card. Mr. Willis.

MR. WILLIS: I'll [inaudible] it was answered.

CHAIR PARDO: Okay. Alright. I apologize for that, sir. Okay. I'm sorry. Madam Clerk.

CITY CLERK ANTHONY: A Resolution of the City Council of the City of Riviera Beach adopting a Citywide anti-discrimination and anti-harassment policy directing the Department of Human Resources to carry out the terms of the policy and provide an Effective Date.

CHAIR PARDO: Is there a motion?

COUNCILPERSON THOMAS: So move.

PRO TEM DAVIS: Second.

CHAIR PARDO: Okay. Ms. Miller.

COUNCILPERSON MILLER: I wanted..., have there been any complaints that have been lodged as to why we are, have this here on the Agendas?

CITY MANAGER JONES: The complaints that we have had have been filed either through the EEOC or through the regular labor process and then potentially to EEOC.

What this is doing is establishing, there was a request of all the municipalities within Palm Beach County to go back and look at their anti-discrimination policies to update them accordingly to whatever had transpired. Several adjustments were made in other municipalities and so we thought that this opportunity to formally bring this policy forward separately from our Equal Opportunity policy.

COUNCILPERSON MILLER: Okay. Can we have that policy read out to the public so that everyone is aware of what it is that's within that policy? Do we have it handy or no? Just so the public would be aware as well as our employees.

CITY MANAGER JONES: From the policy statement, I will read the purpose of the policy and what it's accomplishing. "It is the policy of the City of Riviera Beach to comply with all provisions of Title VII of the Civil Rights Act, of the American's With Disabilities Act, the Age Discrimination and Employment Act, the Genetic Information Non-Discrimination Act and all applicable state, federal and local laws prohibiting discrimination and harassment in the workplace. In order to do., to provide a professional, productive and pleasant working environment, it is important that the City maintain an atmosphere characterized by mutual respect and dignity. This policy sets forth the parameters for maintaining the same. Accordingly, verbal or physical conduct by any employee which harass, disrupts or interferes with another's work performance or which creates an intimidating, offensive, discriminatory or hostile work environment will not be tolerated."

CHAIR PARDO: That's it?

COUNCILPERSON MILLER: Alright.

PRO TEM DAVIS: Madam Chair?

COUNCILPERSON MILLER: Thank you.

CHAIR PARDO: Yes, Mr. Davis.

PRO TEM DAVIS: Will this policy have any retroactive implications on anyone that may have violated these policies prior to this being approved tonight?

CITY MANAGER JONES: The approval tonight would be the actual Effective Date going forward of anything that would be...

PRO TEM DAVIS: So, the answer's...

CITY MANAGER JONES: ...a violation...

PRO TEM DAVIS: ...no.

CITY MANAGER JONES: ...of this... Right. This respective policy.

PRO TEM DAVIS: Okay.

CITY MANAGER JONES: Unless there's something else they violated that's already in existence.

PRO TEM DAVIS: Thank you.

MAYOR MASTERS: Madam Manager. Madam Chair?

CHAIR PARDO: Yes, Mr. Mayor.

MAYOR MASTERS: Madam Manager, who made the request? You said a request was made to our municipality?

CITY MANAGER JONES: Oh, do you remember [inaudible].

MAYOR MASTERS: Whe..., where did that request come from?

CITY ATTORNEY RYAN: Madam Chair?

CHAIR PARDO: Yes, Ms. Ryan.

CITY ATTORNEY RYAN: While that question is being researched...

CITY MANAGER JONES: Yeah.

CITY ATTORNEY RYAN: Please understand that we already had policies...

CITY MANAGER JONES: Right.

CITY ATTORNEY RYAN: ...in effect. This policy is an updated policy. It includes other..., we, we never had a policy that included gender identity or expression, sexual orientation or any other category protected by applicable law. These..., the law changes all the time. We also made it, not only applicable to employees, we made sure that interns, volunteers and the elected officials fall under this policy as well. And that's one of the reasons why it's brought before City Council because it applies Citywide. Some of our policies are just, just applied to employees and those are the policies that you all don't see because the Manager has the authority to put those in place but, when we have policies that have a general application, not only to employees, we like to bring it to City Council so that you are putting your stamp on..., of approval on this as well.

MAYOR MASTERS: Thank you. Madam Manager, who made, who, who made the request? That's my question.

CITY MANAGER JONES: The original place where we saw it was three years ago, we were informed that we needed to continue to update our policies. We had a request from the IG's office for all of our policies and this updated policy was something that we noted that we needed to do and add those areas that Ms. Ryan just stated.

MAYOR MASTERS: And, do you also know that the request that was made to the other cities in the County, do you know, or do you not know, if those cities have likewise extended their policies or updated? Have all of them...

CITY MANAGER JONES: I haven't checked but...

MAYOR MASTERS: ...know where we are?

CITY MANAGER JONES: We, I don't know where other municipalities are.

MAYOR MASTERS: Thank you, Madam.

CHAIR PARDO: Okay. Thank you. We have two public comment cards. Margaret Sheppard and then Mrs. Mami Kisner.

MS. SHEPPARD: Margaret Sheppard. Riviera Beach.

CHAIR PARDO: Good evening, ma'am.

MS. SHEPPARD: Good evening, Madam Chair. Congratulations and also to Ms. Miller. It's the first time I've been in the Chamber since the change has come. But, during the election, um, you know, I have a group that goes out and take the, uh, people to the polls and give 'em breakfast and lunch. That's my charge. Um, I have people that give me gas money and money just to do that and really talk them through the process.

During the process, um, I've had, um, the, some of the employees and I've lost one of them because I didn't come to the Chamber really talk about what's going over into the Utilities Department. I have never set foot over there. I don't know what's going but just listening to the employees that they feel like they're being discriminated upon. I don't know the logistics of it. I haven't dug into it because I've had surgery and a little thing happened on Friday with my daughter, I told the City Manager and Reverend Davis, in a terrible car accident. But, to make all things clear, I think Mr..., is it Auridema? Is that, is that his name?

UNK: Aurigemma.

MS. SHEPPARD: Aumagemma. I think maybe, maybe you guys need to put him on administrative leave and put somebody over there to find out what is the harassment Mrs., um, Ryan. I don't know but I've heard it over and over again. And I just wrote it down. I kept writing it down, the people that really talked about it and I think we need to get a clear picture of this policy. Once again, I'm not sure what's going over there but I think it's gonna be a uprising after a while and I think that we should really put this policy in place and really send somebody over there and find out what's really going on. Everybody should be happy in their place of employment. Thank you.

CHAIR PARDO: Thank you, ma'am.

MAYOR MASTERS: Thank you.

CHAIR PARDO: Mrs. Kisner.

MRS. KISNER: Good evening, Mayor and Council and...

CHAIR PARDO: Good evening.

MRS. KISNER: ...Chair. Good evening. And City Manager. Mami Kisner. I've been here before speaking on behalf at least thirty residents of Riviera Beach. Um, I'm speaking on behalf of No. 7 because there is harassment. There is a hostile work environment. I have been tracking this and watching the Utility District for quite a while. I've been before you several times telling you that there are issues. It is getting worse in that environment over there. It's a daily harassment. Since you held one of the positions last September, there has been documented harassment that has been taking place. Supposedly there's an investigation going on but under the investigation, the employees were given a survey and told that they could not write what they wanted to. In a confidential situation, they could not even seal the envelopes. Actually, they were told they didn't have to fill the surveys out. Secondly, they came back. Supposedly the investigation that was taking place and only interviewed a few of the employees.

Now, common sense will tell you that if there is a harassment going on and a hostile work environment, you would want to interview all of the employees. You would want to interview the water employees as well and, if that's not taking place, it is not a fair evaluation of the work environment. These are hardworking employees and they deserve the right to be able to come to work without being harassed and they're being harassed from all levels. It is not fair. It's coming from the top and if the Utility Director is reporting directly to the City Manager, that's where the buck stops.

And I am asking you, again, on behalf of those employees which I see constantly who are calling me, as she has said, there is going to be an uprising. They have had confrontations over there and it's getting worse. Something has to be done and you cannot do an evaluation by telling people that they cannot do something confidential because they're wor..., they're worried about what may happen to them. They're names were on documents that were given to them that said it was supposed to be confidential. You cannot evaluate when you only interview seven or a handful of the employees. If you're gonna do an investigation, do it properly. Spend the citizens' money properly. Otherwise, we are wasting our money and we're really not getting to the root of it. I beg you and I plead for you to listen to these employees.

Thank you.

CHAIR PARDO: Thank you. Ms. Jones, would you...

COUNCILPERSON THOMAS: Madam Chair?

CHAIR PARDO: ...address that please?

CITY MANAGER JONES: Yes. Okay. Yeah. The Utility District Board will get the report from that assessment at their next Utility Board District meeting. It will address many of the issues that you have here. A random sample was conducted of all of the employees across all of the divisions. If it is the desire for everyone to be interviewed, then we'll go back and have to amend the contract to do that. But, it was a random sample that Staff selected, not the consultant.

UNK: [Inaudible].

CITY MANAGER JONES: But, we are prepared to present that at the next Utility Board meeting. This policy that they're speaking on is an initial step in addition to the other things that are taking place.

CHAIR PARDO: Mr. Thomas.

COUNCILPERSON THOMAS: I'm aware that we're actually talking about a policy that we're enacting or prepared to deal with. However, I did receive quite a few documents, one of which was a police report. Anytime that we're having a physical altercation or any altercation where law enforcement has to act, that is a problem. A major problem. And no one wants to come to work in that environment. I wouldn't want anybody to come to work in that environment. So, whatever we're doing, obviously it's not, it's not adequate enough and I believe that you should act. As a matter of fact, if not, then I believe that this Board should act immediately. I do believe that we, we're gonna have some exposure. We hear this time and time again. Unless, unless you're prepared to tell me that everything that the prior speaker just spoke is inaccurate, if that's the case, then that's something different. If it's not, then we need to act. And I mean, we need to act immediately. Like in, within the next twenty-four (24) hours.

CITY MANAGER JONES: Everything, a great percentage of what the last two speakers have said have been true. Yes, there have been employee, there have been issues over there. You've had employees against employees. It wasn't said that way but that's the reality of what is occurring. It's not, like, management and it's...

COUNCILPERSON THOMAS: But, it's, the buck stops with the management.

CITY MANAGER JONES: It's...

COUNCILPERSON THOMAS: If I have a manager, a di..., a Utility District Director who we pay to supervise these employees, if they're not doing the job, then that's a problem. Now, I know we assigned them to be put up under you but the Utility District actually answers to this Board directly. That Director is supposed to be answering to this Board directly.

UNK: [Inaudible].

COUNCILPERSON THOMAS: We put him up under the City Manager for day-to-day supervision. Something needs to happen and it needs to become a priority. And, and this is one Member of the Board that's, that's speaking but what I'm saying is, this

needs to be handled, I'm saying within the next twenty-four hours. We can't just have that. I mean, that's..., you know, it appears that we just hearing these things and we are not doing anything and I do believe that that will, you know, make us, give us some exposure at this. So, I would like to see something done in twenty-four hours. And if we need a different strategy or whatever it is, I mean, you have signing authority, you know, up to twenty-five thousand. We can have somebody up under twenty-five thousand to, to do this or have our, have our police department do whatever needs to be done to investigate it. That's all.

CHAIR PARDO: Ms. Jones.

CITY MANAGER JONES: Yes. And we...

CHAIR PARDO: Yeah. Can someone either, you know, verbalize it right now or send me something in the morning about a police report being filed over there?

CITY MANAGER JONES: A police re..., a, it was, you know, okay, cause it was, it was between two employees but we'll get it. Yes.

CHAIR PARDO: Right.

CITY MANAGER JONES: Yes.

CHAIR PARDO: Because that's liability...

CITY MANAGER JONES: We can.

CHAIR PARDO: ...for the City.

CITY MANAGER JONES: Yeah.

CHAIR PARDO: If that happens here...

CITY MANAGER JONES: And that's why we're working...

CHAIR PARDO: ...in the workplace, that's a liability and we all need to be aware of it.

CITY MANAGER JONES: And we're working and the unions are informed.

CITY ATTORNEY RYAN: Correct.

CITY MANAGER JONES: They're working with us...

CHAIR PARDO: That's fine.

CITY MANAGER JONES: ...through this with their people and we will get you that report as it relates to that actual incident. Well...

CHAIR PARDO: That's fine.

CITY MANAGER JONES: ...this was more than one amongst them.

PRO TEM DAVIS: Madam Chair?

MAYOR MASTERS: Madam Chair?

CITY MANAGER JONES: And we will...

CHAIR PARDO: Yeah. I wasn't aware of any of the incidents. Alright. Mr. Davis.

PRO TEM DAVIS: Thank you. I would like to make sure that we all get a copy of that report. The one thing I would like to make sure is included in that investigation, and I don't if it was true or not with Ms. Kisner, what she stated, just making sure that everyone is interviewed during that investigation. Wanna make sure there's a fair and biased process so that when this in.., when this investigation's complete and come back to you so you can give a report to us that is very thorough. That's all I [inaudible].

CITY MANAGER JONES: Okay. Yes, sir.

PRO TEM DAVIS: Thank you.

CITY MANAGER JONES: Instead of the random sample.

CHAIR PARDO: Okay. Anyone else?

MAYOR MASTERS: Madam Chair?

CHAIR PARDO: Yes, Mayor?

MAYOR MASTERS: Madam Manager, have you seen the police report?

CITY MANAGER JONES: No. I haven't seen the police report. I had the conversations with the unions.

MAYOR MASTERS: But you've never seen the report?

CITY MANAGER JONES: Not the actual report. It was reported to me from the unions.

MAYOR MASTERS: Also, one of the citizens mentioned tonight that maybe we need to put the person who's responsible for the administration and the management of that department on administrative leave. Do you have that authority to put him on administrative leave within, with, in the morning? Tonight? Within twenty-four hours, do you have that authority to do that? Just want the Manager to say it on the record.

CITY MANAGER JONES: I would believe the Manager should have that authority.

MAYOR MASTERS: Thank you. So, you can exercise it. Thank you.

PRO TEM DAVIS: Hold on. Hold on. Madam Chair?

CHAIR PARDO: Go ahead.

PRO TEM DAVIS: Mayor...

MAYOR MASTERS: Yes?

PRO TEM DAVIS: ...You said, I believe the Manager should have that authority. So, why is, don't, don't you have that authority?

CITY MANAGER JONES: And I would have to check. I would think I would but I would have to be checking with the Charter to ensure...

PRO TEM DAVIS: Okay.

CITY MANAGER JONES: ..cause...

PRO TEM DAVIS: Madam, I just, I just...

CITY MANAGER JONES: ...I, I've gotta be clear.

PRO TEM DAVIS: ..wanna make sure that we're clear...

CITY MANAGER JONES: Yeah.

PRO TEM DAVIS: ...about this.

CITY MANAGER JONES: Yeah. I gotta be clear what...

PRO TEM DAVIS: I wanna make sure...

CITY MANAGER JONES: ...the Charter says.

PRO TEM DAVIS: ...that, you know, there's no loopholes with you being able to do your job.

CITY MANAGER JONES: Right. And...

PRO TEM DAVIS: Because...

MAYOR MASTERS: Madam, Madam Chair?

PRO TEM DAVIS: ...it needs to be done.

CHAIR PARDO: Hold on.

MAYOR MASTERS: I'm sorry.

PRO TEM DAVIS: Okay.

CHAIR PARDO: Let Mr...

PRO TEM DAVIS: I just wanna make sure that the City Manager understands that this Board is very clear that this is a top priority. You know, we wanna go ahead and put some water on this fire and stop it so we can focus on our environment with these employees and making sure the process is fair across the board.

UNK: [Inaudible].

CHAIR PARDO: And, and, you know what, and that's the key, fair...

PRO TEM DAVIS: Across the board.

CHAIR PARDO: ...across the board.

PRO TEM DAVIS: Across the board.

CHAIR PARDO: From the Executive Director all the...

PRO TEM DAVIS: Way down.

CHAIR PARDO: ...way down.

PRO TEM DAVIS: Mhmm.

CHAIR PARDO: Alright. Mayor?

MAYOR MASTERS: I wanna ask the City Attorney that same question. Does the City Manager have the authority to put the Director over there on administrative, administrative leave? Second question, does the Mayor have the authority to suspend?

CITY ATTORNEY RYAN: Number one, the City Manager certainly has the right to investigate and put one of her employees on administrative leave, should she choose to do so. It should not be because she's being directed, formally or informally by her, the City Council. And, number two, the Mayor does have the authority, under the charter to suspend an employee for neglect of duty, and there are some other things listed as well. And, if he does so, then the City Council also has the authority to review said suspension.

MAYOR MASTERS: Thank you. Madam Chair., Madam Cha., Madam Chair?

CHAIR PARDO: Yes, Mayor.

MAYOR MASTERS: Madam Manager, I'd like to meet with you in the morning. If possible, before twelve. Thank you. We'll work it out.

CHAIR PARDO: Okay. Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: *PRO TEM* DAVIS?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

END OF CONSENT AGENDA

CHAIR PARDO: Thank you. That's the end of the Consent Agenda. Petitions and communications for filing?

CITY ATTORNEY RYAN: None.

AWARDS AND PRESENTATIONS

CHAIR PARDO: Awards and presentations, Item 8. Presentation from the Office of Councilman Terence Davis in recognition of the significant contribution of individual schools in Riviera Beach of students that have scored Level 5 on the FCAT in reading and/or math from Washington Elementary School and West Riviera Elementary School.

PRO TEM DAVIS: At, at this time, Madam Chair.

CHAIR PARDO: Yes.

PRO TEM DAVIS: I'm gonna Ms. Terri from Bridges coming up and she's gonna tell what schools are here and then we're gonna do a presentation to each one of those students and we're gonna give 'em an invitation. And we'd like to have, after each student name is called, if they would come up and say what school you're from, talk about what, what you scored. I'll let Ms. Terri take care of this part.

[Chuckles]

PRO TEM DAVIS: I won't do all the talking.

CHAIR PARDO: Alright. Good evening, ma'am.

MS. FERGUSON: Good evening, Council and good evening, residents of Riviera Beach. My name is Terri Ferguson and I'm here this evening representing the Strive for Five initiative which Councilman Davis has been an avid supporter of.

Strive for Five was initiated in October 2014. The Strive for Five initiative's goal 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, West Riviera Beach Elementary, who is led by Principal Lat., Latson and Washington Elementary School, led by Principal Edwards. And these students have mastered the grade level standards, um, on the FCAT for the year 2014. And they mastered them by scoring five on that FCAT.

Students, we want to congratulate you and publicly recognize your efforts and say how very proud we are of your accomplishments. We also want to thank Prin., uh, parents for your support, principals, counselors, teachers and those who have been, uh, participants with the Strive for Five effort, many of whom are here this evening. Dr. Marianne Dupont, Dr. Aurora Francois, Cynthia Cobb and, of course, our own Councilman T. Davis. Uh, we also wanna thank counselors and every caring adult in the community who has ever encouraged our children to reach for the stars. Students, we encourage you to continue in your pursuit of excellence and always be the best that you can possibly be. And, at this time, we'd like to invite our two principals, Ms. Edwards and Ms. Latson to come forward and say a few words and then we'll have the school, the students come forward and, as Councilman Davis said, students, we want you state your name and name the school that you attend and the sections of the FCAT that you scored five on. Congratulations.

[Applause]

MRS. LATSON: Okay? Well, good afternoon.

CHAIR PARDO: Good afternoon.

MRS. LATSON: Members of the Board. I am **MRS. LATSON**, the Principal of the phenomenal West Riviera Elementary and I'll give you a little background about West Riviera. Right now, West Riviera is one of the largest elementary schools in Riviera Beach. We're about 726 students, pre-k to 5th grade and we have to rave about our students here tonight. I'm so excited about my beautiful babies that scored a Level 5, all in the areas of math. And I will first speak about the students that are in our absence. I'd like to repress., represent and recognize Emmanuel Andrez [sp], Level 5 in math. Herve Leverante [sp], Level 5 in math and David Ward, Level 5 in math. And the students that are here, that are par., that are present, we'll go ahead and mention their names and have them come up. Along with their parents if you guys don't mind. Five minutes of fame. The first one, Mr. Latavbious Baptiste [sp].

[Applause]

MAYOR MASTERS: He's going to school.

MR. BAPTISTE: I scored a Level 5 in reading and math.

CHAIR PARDO: Excellent.

MR. BAPTISTE: And my name is Latavious Baptiste.

[Applause]

MRS. LATSON: We have next, Ms. Sofia Grimes.

[Applause]

MS. GRIMES: Hello. My name is Sofia Grimes. Hello my Sophia Grimes Simmons and I scored a Level 5 in math.

CHAIR PARDO: Excellent.

[Applause]

MRS. LATSON: Up next, we have Ms. Nakacia [sp] Mendez.

[Applause]

MS. MENDEZ: My name is Nakacia Mendez and I scored a Level 5 in math.

CHAIR PARDO: That's great.

[Applause]

MS. MENDEZ: [Inaudible] Elementary.

MRS. LATSON: Up next, we have Ms. Dalia Ortiz.

[Applause]

MS. ORTIZ: I'm Dalia Ortiz and I go to West Riviera Elementary School and I scored a 5 in math.

[Applause]

MRS. LATSON: Up next, Mr. John Albert Villamosa [sp].

[Applause]

MR. VILLAMOSA: I am John Villamosa. I went to West Riviera Elementary School and I scored a Level 5 in math.

CHAIR PARDO: Yay.

[Applause]

MRS. LATSON: Next, Ms. Tiana Baron.

[Applause]

MS. BARON: Hello. My name is Tiana Baron. I go to West Riviera and I got a 5 on math.

CHAIR PARDO: Yay.

[Applause]

MRS. LATSON: And we have one of our students that just entered, Mr. Emmanuel Andrez.

[Applause]

MR. ANDREZ: My name is Manuel Andrez. I go to West Riviera Elementary and I got a 5 in math.

[Applause]

MRS. LATSON: Up next, we have Mr. Taquon Lewis [sp], please.

[Applause]

MR. LEWIS: Hello. My name is Taquon Lewis and I s., I go to West Riviera and I scored a 5 in math.

CHAIR PARDO: Yay.

[Applause]

MRS. LATSON: Anymore West Riviera students that just entered? I wanna make sure we recognize everyone, that I did not see enter.

PRO TEM DAVIS: At this time, we have Ms. Terri from Bridges. She's gonna take a group picture. But, parents, I wanna say congratulations for working really well with your students. In your hand, you have a special invitation for the event that I'm hosting for the first time. It's called a Taste of Inspiration. I'm partner with the Hilton and I partner with the Rapids Water Slide. The date, so please RSVP so we can make sure that we have a number for that event at the end of May.

MAYOR MASTERS: Wow.

PRO TEM DAVIS: Thank you.

MAYOR MASTERS: Madam Chair.

CHAIR PARDO: Yes, Mayor.

MAYOR MASTERS: Can we stand and give all these children a standing ovation?

PRO TEM DAVIS: Yeah.

[Applause]

MAYOR MASTERS: That o., that ovation also includes Councilman Terence Davis too.

MRS. LATSON: Yes.

MAYOR MASTERS: For a great job.

CHAIR PARDO: Congratulations. Keep up the good work.

PRO TEM DAVIS: Thank you so much. You all can, you wanna take one more picture? Okay. You all can have a seat. So, please make sure, parents, that you call and RSVP so we can have the correct number for that event. Okay? Next, we're gonna have Principal Edwards from Washington Elementary.

[Applause]

MS. EDWARDS: Good evening, Madam Chair.

CHAIR PARDO: Thank you, ma'am.

MS. EDWARDS: Thank you all, Terence, for this opportunity. I am so proud to say that Washington Elementary is an A school for two years in a row. Yes. We are so proud. We are so proud of that A and it's truly a team work that gets us that A, with parents support, community support, it all plays a part in receiving that A and we're looking for a threepeat this year so hopefully we'll get that A again this year. But yes, we are very excited and we thank you for the opportunity tonight that you are going to honor our students that really work hard at Washington Elementary. So, at this time, I'm gonna call my students to come up and I'll let them introduce themselves as well as tell you what their score was on their FCAT. So, Washington Elementary students, come on over.

MS. EDWARDS: Can you believe their shy? Go ahead. Introduce yourself and tell them your score.

MS. WILLIAMS: My name is Alicia Williams and I got a 5 in reading and math.

[Applause]

CHAIR PARDO: Yay.

MS. EDWARDS: Did you hear that? Reading and math. A Level 5.

[Applause]

CHAIR PARDO: Yay.

MS. DOVA: My name is Vanessa Dova. I got a 5 in math in the years of 2013 and 14.

[Applause]

MS. DOVA: And I got a Level 5 in reading for the year of 2014 as well.

[Applause]

CHAIR PARDO: Yay.

MAYOR MASTERS: [Inaudible].

MS. EDWARDS: And Vanessa didn't share that she actually had a perfect score on a Level 5 test. Yes. A perfect score.

[Applause]

MR. WILSON: Hi. My name is Damon Wilson and I got a ma., I got a 5 in reading and math.

[Applause]

MS. EDWARDS: Reading and math, Level 5. Could the parents that are here come on down with.., so you can celebrate with your kids?

MR. REYES: My name is Henry Reyes and I got a Level 5 on reading and I go to Washington Elementary.

[Applause]

CHAIR PARDO: Yay. The prize.

MS. COOPER: My name is Destiny Cooper and I got a.., I go to Washington Elementary and I got a 5 in reading.

[Applause]

CHAIR PARDO: Yay.

MS. EDWARDS: And Destiny's mom is one of my fabulous teachers at Washington Elementary.

[Applause]

CHAIR PARDO: Yay.

MAYOR MASTERS: [Chuckle]. Ms. Duncombe.

MS. PEWSEY: My name is Nicole Pewsey [sp] and go to Washington Elementary and I got a 5, a Level 5 in math.

[Applause]

CHAIR PARDO: Yay.

MRS. EDWARDS: Come on, come on down.

MR. RYDER: Hi. My name is J.C. Ryder. I go to Washington Elementary and I got a 5 in math.

[Applause]

CHAIR PARDO: Yay.

MS. EDWARDS: So, this is my Washington clan here. So, on behalf of Washington Elementary, we thank you for your, um, support tonight and your achi.., for allowing us to be here to honor their achievements.

MAYOR MASTERS: Madam Chair. Can we do a standing ovation?

CHAIR PARDO: Of course.

[Applause]

CHAIR PARDO: Yay.

MAYOR MASTERS: That also includes Terence Davis too, Councilman.

COUNCILPERSON THOMAS: Madam Chair?

CHAIR PARDO: Yes, Mr. Thomas.

COUNCILPERSON THOMAS: I would like to congratulate all of these students on a job well done and to announce that I will partner with Mr. Davis at my 5th Grade Fun Day to recognize these individuals in a special way, once again, on May 14th.

[Applause]

CHAIR PARDO: Great.

COUNCILPERSON THOMAS: Thank you. So, make sure you sign those permission slips. [Chuckling]

CHAIR PARDO: Students, congratulations. And to the parents...

MAYOR MASTERS: Yes.

CHAIR PARDO: Keep it going.

MAYOR MASTERS: Yes.

CHAIR PARDO: This is just great. And I see little Lockheed Martin engineers in the future.

UNK: Really?

CHAIR PARDO: Absolutely. I think it's wonderful. Keep up the great work everyone. Good job, Mr. Davis. Okay. Next, we'll continue. Alright. Item 9. Proclamation from the Office of Mayor Thomas A. Masters recognizing Municipal Clerk's Week, May 3rd through the 9th, 2015. Mayor.

MAYOR MASTERS: Proclamation of the City of Riviera Beach, Palm Beach County, Florida, Municipal Clerk's week. Certainly, although this is Municipal Clerk Week, this proclamation is being given to our City Clerk Office as having one of the best City Clerk's office in the State of Florida, in Palm Beach County. Let's just give them a hand right up front.

[Applause]

MAYOR MASTERS: WHEREAS, the Office of the Municipal Clerk, a time honored and vital part of local governments exist throughout the world and,

WHEREAS, the Office of the Municipal Clerk is the oldest among public servants and,

WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and

WHEREAS, Municipal Clerks have pledged to be ever mindful of the neutrality and impartiality, two big words for tonight, huh, rendering equal service to all; and

WHEREAS, the Municipal Clerk serves as the information center on functions of local government and community; and

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation and education programs, seminars, workshops and the annual meetings of their state, providence, county and international professional organizations;

WHEREAS, it is most appropriate that we recognize the accomplishments of our own, the, our own Office of the Municipal Clerk.

So therefore, I, Thomas A. Masters, the elected Mayor of the City of Riviera Beach, Florida by virtue of authority invested in me who do hereby proclaim this week of May 3rd through May 9th, 2015 as Municipal Clerk's Week in the City of Riviera Beach and further extend appreciation to our Municipal Clerk, Claudene L. Anthony, CMC and to all municipal clerks for the vital services they perform in expiatory dedication to the communities they represent.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the City of Riviera Beach to be affixed on this 15th day of April, 2015, the elected Mayor, Thomas A. Masters. Thank you.

[Applause]

CITY CLERK ANTHONY: Good evening, everyone.

CHAIR PARDO: Good evening.

CITY CLERK ANTHONY: I would like to take this opportunity to say...

CHAIR PARDO: Please state your name for the record.

CITY CLERK ANTHONY: My name is [laughter]. My name is Claudene Anthony.

CHAIR PARDO: Thank you.

CITY CLERK ANTHONY: I am your City Clerk and I would like to take this opportunity to say thank you on behalf of the municipal clerks throughout the United States and the world.

In 1934, Professor William Bennett Monroe, wrote in the.., wrote the following in one of the first text books on municipal administration. "No other office in municipal service has so many contracts. It serves the Mayor, the City Council, the City Manager and all administrative departments without exception. All of them call upon it, almost daily, for some service or information. Its work is not spectacular but it demands versatility, alertness, accuracy and no end of patience. The public does not realize how many loose ends of the city administration this office pulls together."

At this time, I would like to introduce the team members of the City of Riviera Beach, Office of the City Clerk.

PRO TEM DAVIS: Alright.

CITY CLERK ANTHONY: We have Ms. Jacqueline Burgess, who is our Senior Staff Assistant. [Applause]. We have Mrs. Tamika Thomas, who is our Office Assistant Senior. [Applause]. And our newcomer, Ms. Deborah Hall, who's our Staff Assistant.

[Applause]. Come on up. Without these ladies, I don't know what I would do. They are an awesome team of ladies. And so, we would like to invite everyone to like us on Facebook at Riviera Beach, Office of the City Clerk as well as follow up, follow us on Twitter @rbclerk.

In recognition of this time honor annual event, on Monday, May 4th at 215, of 2015, from 9:30 a.m. until 10:30 a.m., a meet and greet your City Clerk is scheduled with coffee, hot tea and danishes. On May 8th, lunch with the Office of the City Clerk from 11:30 a.m. until 12:30 p.m. will be available on a first come, first ser., first come, first serve basis. In addition, a daily trivia question will be posted on our Facebook Page and Twitter Page. Whoever answers the question correctly first, will receive a prize that I'm quite sure will be useful in the months to come. So, at this time, we, the team members of the Office of the City Clerk, would like to present each of you with something that will remind you and others of the importance of exercising your right to vote. Thank you.

CHAIR PARDO: Thank you.

[Applause]

MAYOR MASTERS: Madam Manager. While they're presenting, Ms. Anthony would you, you said that Jackie Burgess is the Senior, what, what was that?

CITY CLERK ANTHONY: And she's our Staff Assistant Senior.

MAYOR MASTERS: And how long has she been employed in that office?

CITY CLERK ANTHONY: Ms. Burgess has been em., an employee of the City of Riviera Beach for thirty (30) years. She has been employed within the., with the Office of the City Clerk for the past twenty (20) years.

MAYOR MASTERS: Thank you.

PUBLIC HEARINGS

CHAIR PARDO: Alright. We're gonna continue. Public hearing. Oop, we'll wait for the Clerk to get back up here. [Pause]. Okay. Public hearings. Item 10.

CITY CLERK ANTHONY: A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida approving an application from Tropical Shipping USA, LLC requesting cite plan approval to develop 5.21 acres of land at 1489 Dr. Martin Luther King, Jr. Boulevard and 501...

UNK: [Inaudible].

CITY CLERK ANTHONY: ...Avenue P...

UNK: Yeah.

CITY CLERK ANTHONY: Located on the south side of Dr. Martin Luther King, Jr. Boulevard, west of Avenue P for a two-story, 30,000 sq. ft. office building, solar panel, covered parking area and an employee walking trail within the IG General Industrial Zoning District and provide an Effective Date.

CHAIR PARDO: Do we have a motion?

COUNCILPERSON THOMAS: So move.

PRO TEM DAVIS: Second.

CHAIR PARDO: Okay. Who's doing the presentation?

MS. MCKINNEY: Um, I think, they're trying to fix the difficulty with the screen right now.

CHAIR PARDO: Okay.

MS. MCKINNEY: My name is Mary McKinney. I am service director of community development for the City. And this is, as the City Clerk read, a Resolution to approve a project on, at 1489 Dr. Martin Luther King, Jr. Boulevard and 501 Avenue P and it's for Tropical Shipping USA, LLC. Topical has had a longtime business presence within the City of Riviera Beach. Their existing facility, addressed at 1489 Dr. MLK Boulevard and 501 Avenue P, serves as a primary business hub. And there's the location on the screen although we have the other thing there which is difficult to see. They serve as a primary business hub for the, in the City. And Tropical desires to redevelopment and modernize their existing facility which is proposed to include a two-story, 30,000 sq. ft. office building. They will be demolishing fif..., about 51,000 sq. ft. of warehouse, keeping about 100,000 sq. ft. of existing warehouse. And, they will also be building a 50,000 sq. ft. of solar panels over their employee parking area and they'll have an employee walking trail.

City Staff determined that Tropical' s development proposal is consistent with the City's Comp Plan and Land Development Regulations and, on February 12, 2015, the Planning & Zoning Board reviewed Tropical Shipping's development proposal and unanimously recommended approval of this project to the City Council with the following condition. That construction activities on Saturdays must end at 4:00 p.m. And, don't really have a good picture because of the issue with the screen. The conditions of approval would be: construction must be initiated within eighteen (18) months of the Effective Date of the Resolution, all future advertising must state that the project is within the City of Riviera Beach and there will be fees and penalties assessed against any owner who violates this condition, a two year landscaping bond for a hundred and ten (110%) percent of the value of the landscaping is required and the Planning & Zoning Board added the condition that all construction occurring on a Saturday must end at 4:00 p.m.

And Staff recommends approval and the Planning & Zoning Board recommends approval. And there are representatives here this evening from Tropical to address any questions that the Board has.

COUNCILPERSON THOMAS: Madam Chair?

CHAIR PARDO: Okay. Thank you.

COUNCILPERSON THOMAS: Yeah. Before you give your comment cards. I did ask for this to be postponed.

CHAIR PARDO: Right.

COUNCILPERSON THOMAS: And I thank the Board for doing so to allow for Tropical to meet with me. I must report that we did meet. We had a very good meeting, a lengthy.., I toured totally. I'm, I'm very happy to report that, you know, they're making this their headquarters here, in our City. And I just wanted the residents to know they're making a huge investment. Not just with, you know, five plus million in building but they're also bringing all of their operations in terms of their headquarters here. And I just think that that is an awesome thing.

CHAIR PARDO: Okay. I agree. Alright. We have a couple of public comment cards. Mrs. Mary Brabham and then Fane Lozman.

MRS. BRABHAM: Good afternoon, Ms. Mary Brabham...

CHAIR PARDO: Good afternoon.

MAYOR MASTERS: Good afternoon.

MRS. BRABHAM: ...Riviera Beach. To the Board and to the Council I would just like to say that this project here, as neighbors, we were in the P&Z Board meeting because we said that anything that includes our neighborhood and surrounding areas, that we will be on guard. So, we were in agreeance with this and we set that criteria because I said that you can't work all day long, clean up until late, late at night. We need rest too so the company was very, very, very cooperative in accommodating that. Only until four o'clock on a Saturday. We also as, also brought up an issue which they said that, um, they would relieve that because in my comments I stated that wind, rain, storm, hurricanes and tornadoes and tropical storms and mankind does not have authority over those criterias that, because our concern has always been the stickin', the stikin' of those freight cars. And because you.., it is no guarantee with anything but the way that they are stiked high up there, we do have a climate change, whether or not our State would like to address that, it's the climate change, look all over the country.

MAYOR MASTERS: Mhmm.

MRS. BRABHAM: We know it is climate change. So, when we, uh, I, I talked.., I made mention to that in the P&Z Board meeting about it due to the fact, because we have

Head Start over there. We have schools. We have a community of lively, vibrant people. So, we do not want those things stacked up there because you never know what's gonna come flyin' through here. Man has no control over that so that was one of the things too that I would like for them to take in consideration about too.

As far as the project, we think that it is a good project and this is what I have said. Productive, constructive, conducive projects that's gonna really impact and make a difference to our neighborhoods. So, we also made mention about too, about the lighting. Maybe you can., you all can get with the county and stuff because those schools are in that area there. And we do know that the traffic is astronomical and I, I see 'em, these little kids walking up and down there every day. So, I, I expect, and I told them. They said, 'Mrs. Brabham, we will be good partners.' So, to let you all know too, you all stay on guard. Anything that you allow in this City here, you stay on guard with it. Make sure that the rules and regulations and everything are being applied. Welcome aboard.

UNK: Thank you.

CHAIR PARDO: Thank you, Mrs. Brabham.

CHAIR PARDO: Fane Lozman.

MAYOR MASTERS: Madam Chair. While Mr. Lozman is coming...

CHAIR PARDO: Yes, Mayor.

MAYOR MASTERS: For those of you who may not know who Mrs. Brabham is, she's the Rosa Parks of Riviera Beach. The only difference is, Mrs. Brabham wears those beautiful hats.

[Chuckle]

MAYOR MASTERS: Very fashionable and she's a neighborhood fighter.

CHAIR PARDO: Yes, she is.

MR. LOZMAN: You having a good day? Fane Lozman. The renegade property at Singer Island that still does not have an address. Um, first of all, I'd like to congratulate the architect. I don't know if he's around here but that is a wonderful design.

MAYOR MASTERS: It is.

MR. LOZMAN: The integration of the solar panels is magnificent and it should be a good lesson to any future development in the City to take a tour of your new facility and get some ideas on how new projects should be done for the 21st Century.

Second item is, in most municipalities in Dade County, site plan approval's good for two years. The reason it's two years is you have to go get your final engineering plans, you

have to get a building contract, you could have weather delays. I think, in the future, you should amend your approval to be two years instead of a year and a half, as she mentioned. And you can independently go, North Bay Village and other municipalities can confirm how long that approval process is.

But, again, thank you so much for having the vision to continue in Riviera Beach after how you were treated at the last meeting and good luck.

CHAIR PARDO: Okay. Anything from Council?

PRO TEM DAVIS: No.

CHAIR PARDO: Okay. Alright. Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Absolutely.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: PRO TEM DAVIS?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIR PARDO: Okay. Thank you. And thank you to Tropical...

MAYOR MASTERS: Yes.

CHAIR PARDO: For making your headquarters in Riviera Beach. We look forward to continuing to work with you and we look forward to you continuing to put our residents back to work.

MAYOR MASTERS: Yes.

CHAIR PARDO: So, thank you.

MAYOR MASTERS: Yes.

CHAIR PARDO: Ordinance on second reading.

COUNCILPERSON THOMAS: Madam Chair.

CHAIR PARDO: Item 11. Yes?

COUNCILPERSON THOMAS: [Inaudible].

CHAIR PARDO: Alright. Mark, do you wanna make a comment?

MR. CHAPMAN: Yes, ma'am. I just thank...

CHAIR PARDO: Just...

MR. CHAPMAN: My name is Mark Chapman. I'm the Vice President of business developments at Tropical Shipping and a couple things. First, I'd like to thank both the Staff and the Council Members for giving us a lot of good advice and guidance. We've been in Riviera Beach for thirty-five (35) years at this facility. As mentioned, this is our expansion of our corporate headquarters. We're delighted to be expanding our roots in Riviera Beach. We're committed to be a good corporate citizen. We're committed to Mrs. Brown to be a good corporate citizen in the neighborhood.

MAYOR MASTERS: It's Bram.

MR. CHAPMAN: Ms. Brown?

MAYOR MASTERS: Bram.

MR. CHAPMAN: Brown.

COUNCILPERSON THOMAS: Bram.

MAYOR MASTERS: Bram.

Mr. CHAPMAN: And we, and, uh...

[Chuckle]

COUNCILPERSON THOMAS: It's okay.

[Comments regarding pronunciation]

MR. CHAPMAN: Mrs. Brabham. [Laughter]. She's gonna be on me now from this point [inaudible]. And, uh, and I just wanna say thank you very much for everything that's taken place and we look forward it.

CHAIR PARDO: Okay.

MAYOR MASTERS: Thank you.

UNK: Thank you.

ORDINANCES ON SECOND READING

CHAIR PARDO: Alright. Ordnances on second reading. Item 11.

CITY CLERK ANTHONY: Madam Chair, the following ordinance was advertised in the April 4, 2015 edition of the Palm Beach Post. An ordinance of the City of Riviera Beach, Palm Beach County, Florida amending Chapter 14, Article II of the Code of Ordinances of the City of Riviera Beach relating to the retirement system for general employees providing for Internal Revenue Code compliance, providing for conflicts, severability and codification and providing an Effective Date.

CHAIR PARDO: Do we have a motion?

COUNCILPERSON THOMAS: So move.

PRO TEM DAVIS: Second.

CHAIR PARDO: Okay. Thank you. Ms. Jones.

CITY MANAGER JONES: This is the second read of the Item that we had at the last meeting. The General Employees' Pension Board is complying with IRS regulations and bringing their ordinances up to those standards.

CHAIR PARDO: Okay. Thank you. We have no public comment cards. Anything from the Board? Alright. Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: *PRO TEM DAVIS*.

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

ORDINANCES ON FIRST READING

CHAIR PARDO: Thank you. Ordinances on first reading. Item 12.

CITY CLERK ANTHONY: An ordinance of the City Council of the City of Riviera Beach, Palm Beach County, Florida amending Chapter 31 of the City's Code of Ordinances, entitled Zoning, Article IV, entitled Non-Conforming Uses, §31-79, entitled Restorations amending the manner in which restoration value is calculated and how building restorations are permitted within the City providing for conflicts, severability and codification and providing an Effective Date.

CHAIR PARDO: Do we have a motion?

COUNCILPERSON THOMAS: So move.

PRO TEM DAVIS: Second.

CHAIR PARDO: Okay. Thank you. Ms. McKinney.

MS. MCKINNEY: Um, this Code amendment was prompted during the discussion of the Coastal Setback Regulation when we were talking about restoring buildings that may be damaged by fire or hurricanes or any kind of events, storm event. So, we had, um, our restoration part of our Code only allowed for buildings to be restored at the hundred (100%) percent of the assessed value, which we know assessed value is very, is always low for buildings. So, we wanted to make it so that an individual, a company could restore their building, if it was totally destroyed by a hurricane or a fire, to current market, current market value would be the standard and not assessed value because nobody could meet the assessed value number was..., it's, it's always very low.

So, what this Code does, it allows for you to rebuild your structure or accessory structure which is damaged by fire, natural disaster or an act of God and it doesn't meet current zoning setbacks, then you can still restore it without restriction on the cost of repairs as long as you get a building permit or..., I'm sorry, apply for a building permit within eighteen (18) months of the qualifying event and that you get a Certificate of Completion or a Certificate of Occupancy within three (3) years of the issuance of the building permit and that all restorations, of course, would have to comply with current building and fire codes. So, you could build your structure with the same setbacks that you had after you obtained a building permit and you've complied with current building codes. Thanks.

CHAIR PARDO: Okay. So I have a question, just to make it clear to everyone. Let's take the Tiara. Okay? A hurricane comes by and just decimates the Tiara, the foundation and everything. The Tiara will be able, because it was an act of God or..., okay. So, they would be able to rebuild on the 79 line. They will not have to go back to the 97 line. Correct?

MS. MCKINNEY: That's correct.

CHAIR PARDO: Correct. Okay. Alright. Good. Alright. So, at this point we have a couple of public comment cards. Reverend Davis and then Lynn Hubbard.

[Inaudible audience discussions]

CHAIR PARDO: Okay. You have down here, there's only ordinance. Okay? Alright, Ms. Hubbard.

[Inaudible comment]

CHAIR PARDO: Okay. Lynn Hubbard?

MAYOR MASTERS: I don't think she's here, Madam.

CHAIR PARDO: Alright. Willis Williams.

MR. WILLIAMS: Good evening, uh, to the Board, to...

MAYOR MASTERS: Good evening.

CHAIR PARDO: Good evening, sir.

MR. WILLIAMS: Willis Williams. 1690 West 26th Court. My concern was, with this ordinance, it did mention, uh, the setbacks but I was concerned when I first saw it was that, uh, I was confused really. And maybe Mrs., uh...

UNK: McKinney.

MR. WILLIAMS: McKinney can answer this question while she's here. For those people who got caught in the 2007, 2005 with the, uh, with the, the way the housing market dropped and they didn't get..., they got their permits to build and wa'n't able to build. How does that affect them? How will this ordinance affect them and, in the future..., I mean, in the future that, if, if we do have a disaster by a hurricane or something of, of, of that nature, will the property owners be able..., you said a eight..., eighteen (18) month, uh, eighteen (18) days...

MRS. MCKINNEY: Eighteen (18) months.

MR. WILLIAMS: Eighteen (18) months...

MS. MCKINNEY: To apply.

MR. WILLIAMS: To apply. But now, what about grant monies? They were gonna get their grant money from the federal government. They were gonna get money. That would take a much longer time than eighteen (18) months. We're talkin', it could take up to three to four years to get the grant money to restore their building, so. Just explain that to me and, and then, you know, maybe we could, uh, resolve this issue. Thank you.

CHAIR PARDO: Yeah. Ms. McKinney, can you just answer it, please?

MS. MCKINNEY: Um, you.., the requirement is to apply for a building permit. If you're waiting for grant money, your application would just be submitted to the City and would be on hold until you are able to go through with getting the permit issued. Getting your plans ready and issued. It's not, it doesn't terminate. It's just you apply for the building permit.

CHAIR PARDO: Okay. Alright. Thank you. So, Lynn Hubbard? Last time. Alright. Fane Lozman.

MR. LOZMAN: Fane Lozman. Renegade property at Singer Island. Um, based on what Ms. McKinney said and the last speaker, this item needs to be pulled and this language rewritten and the legal, the City Attorney should of pointed that out to the Board because that's not what it says right there. It says Certificate of Completion within three (3) years of issuance of the building permit. It doesn't say we're gonna hold it until the grant is done. Okay?

Now, the other thing is, eighteen (18) months, you go through a Cat 5 hurricane, there's gonna, people's heads are gonna spinning for eighteen months. They're not gonna be able to meet that eighteen month deadline. Maybe the Tiara will. A big condominium with a lot of net worth of all the residents there but what about some of the lower income people in this community? Eighteen months, just like the, my previous comment, eighteen months is too close. If you make it eighteen months, you're gonna have people that are gonna lose their homes and vultures are gonna come in and take 'em. That eighteen months should be two years, two and a half years.

And then, if that's a condition she said for the grant, then you have to strike the second sentence at the bottom of that slide. And you just can't take her word for it, cause her word has been worthless. You need to go ahead, remove that second sentence from the bottom and add more time. The people in this community don't wanna lose their homes, especially the lower income people that can't afford to meet these deadlines. These deadlines are too tight and I think Hurricane Wilma pointed that out. So this is not ready to be approved tonight. Especially given the representation that she just made.

CHAIR PARDO: Okay. Do we have anything from the Board? Anyone? Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: PRO TEM DAVIS?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

REGULAR AGENDA

CHAIR PARDO: Thank you. We are now at Regular Agenda. Item 13.

CITY CLERK ANTHONY: A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida designating RBC Capital Markets and Academy Securities to provide underwriter services for the Riviera Beach Public Improvement Revenue Bond Series 2015 and authorizing the Chairperson of the Council and City Clerk to execute a Bond Purchase Agreement and provide an Effective Date.

CHAIR PARDO: Do we have a motion?

COUNCILPERSON THOMAS: So move.

CHAIR PARDO: Is there a second? Second?

COUNCILPERSON MILLER: Second.

CHAIR PARDO: Item 13.

COUNCILPERSON MILLER: Second.

CHAIR PARDO: Okay. Alright. Who's doing the presentation? Mr...

RANDY SHERMAN: Good evening. Randy Sherman, Director of Finance and Administrative Services. Yes. If, if I may, what this is doing is just authorizing the City to negotiate with RBC Capital and, and their co-partner and I'm sorry I've..., Academy Securities. They were selected through RFP49515 and the recommendation results of the evaluation are attached to the Agenda.

If I may, I just have a, a couple of slides, just to give a little bit of background.

What the role of the underwriter is, is underwriters actually purchase bonds from issuers and then they turn around and they remarket those bonds and sell them to investors. The role of the underwrite for this transaction, again, is to purchase our Pension Obligation Bond so they will give the City the, the dollars for the bonds and then they turn around and they will market those. The selection process that was used was actually defined in the City's Debt Management policy and we had six criteria in selecting RBC and Academy.

The first selection criteria was the ability and experience at managing complex transactions, prior knowledge and experience with the City, willingness to risk capital and demonstration of risk, which means if they cannot resell those bonds, then they

actually take ownership of the bonds. They have to purchase them anyway. Their ability to sell, their quality and experience of personnel assigned to the engagement and then the financing plan that they have presented to us.

I just wanna give a little bit of background how we got here. As Mr. Davis pointed out at the last Council meeting, pension reform is, is a very hot topic and has been for, for quite some time. The City, back in Marcy of '22, 2012, excuse me, had a pension workshop. They directed Staff to take some action, do some research. Staff came back in April of '13 and recommended a defined contribution plan which the Council ultimately decided not to move forward with that. Back in November of 2013, Council authorized negotiating FRS participation with the unions and then in May 14th, it was Mr. Guyton that actually asked for, what the cost benefit would be of that. A copy of that report is attached. But there were two points and two methods of saving dollars, both of which the City can take advantage of. One of those methods is by joining FRS with the spread between the employer contribution rates will actually save the City \$96.7 million over thirty (30) years.

The second point is the Item that really is in front of you tonight, is the refi., financing of the unfunded liabilities of the pension plans. At that report at that point showed \$27.8 million savings of thirty (30) years. September of '14, all four labor unions had agreed through negotiations to allow the City to join FRS or to start the process of joining. And then in December, Council authorized proceeding towards the actual issuance of the Pension Obligation Bonds.

So, what you have in front of you tonight is the first step, that first action of getting an underwriter on board. Just to give ya, again, just a quick scenario, what pension obligation boards do, is it's just a refinance. It's no different than going in and refinancing your mortgage. It's just to get a lower interest rate. The savings from refinancing the unfunded liabilities right now is at about \$25,7 million. That's based on the latest interest rates. But, again, just to give you that snapshot, our current interest rate that we pay on our unfunded liabilities is about seven (7%) percent. We think we can easily get that down to five (5%) percent, hopefully, even lower. So on, with our \$56,000,000 of unfunded liabilities, that two (2%) percent interest rate savings will generate a \$1,000,000 savings every year.

And this is, you know, if you remember, we gave the, the union contracts, we gave the raises based on the fact that we would be generating these savings. So, we really need to get these savings into our budget for 2016.

CHAIR PARDO: Alright. I'd like to, I want some calcification...

RANDY SHERMAN: Sure.

CHAIR PARDO: ...from you. So, if we move forward with this unfunded liability. Right? Go out and get the bonds, do all of that. In time, we could still be on the line to, you know, we could still have an unfunded liability where either we're gonna have to come up with the money or go back out and either refi or, or do another bond offering.

This isn't saving the day. You know, short term it's saving the day but it's not the end of our pension problems.

RANDY SHERMAN: Well, what it'll do is it'll give you, as of the day that you've done its financing, you'll be a hundred (100%) percent covered.

CHAIR PARDO: Correct.

RANDY SHERMAN: Tomorrow, you're absolutely right, you could have a brand new unfunded liability. But this fifty six million...

CHAIR PARDO: Right.

RANDY SHERMAN: ...that we have here...

CHAIR PARDO: Right. So why would we want to, why would we wanna do this then?

RANDY SHERMAN: Because this \$56,000,000 you can take from seven (7%) percent to five (5%) percent. You're right, the new unfunded liability will...

CHAIR PARDO: We're still gonna have...

RANDY SHERMAN: ...be at seven but this fifty six will still be at five. So, you can save this \$1,000,000 a year for thirty years, on this \$56,000,000, and then if more unfunded liabilities come in the future, you're absolutely correct. But those unfunded liabilities are gonna happen whether you do this or you don't do it. So, you're right. This fifty six could be a higher number tomorrow.

And again, all this is doing is getting, giving us the underwriters to work with, bring back all the, the numbers, bring back all the contracts, bring back all the resolutions that need to be developed. Again, this is just giving us the authority. And, if you recall, last year when we did the utility bonds, you asked us to bring the underwriter back before we moved forward and that's what we're doing on this item.

CHAIR PARDO: Okay.

COUNCILPERSON THOMAS: Madam Ch...

CHAIR PARDO: And my other question...hold on, please. Academy Securities, I really never heard of them. So, where are they from?

RANDY SHERMAN: No. I have actually never heard of them either. They're actually out of the Midwest. They, they are a, a minority owned firm and, again, when we issue the RFP we asked them to, we asked the larger firms to partner up so we could get some minority firms. There are only so many minority firms so when we got

seven, eight proposals, you know, they went out and, and everybody found someone to partner up with.

CHAIR PARDO: Okay. Mr. Thomas.

COUNCILPERSON THOMAS: Yes. A couple questions. Can we get a lower interest rate than the five?

RANDY SHERMAN: Oh, I, I think if, if we can get this done before the feds starts to raise the rates, absolutely. I think we will.

COUNCILPERSON THOMAS: Okay.

RANDY SHERMAN: Th..., this is just an example of, of how it would work. Yeah.

COUNCILPERSON THOMAS: So, is there a potential that we will save more than \$1,000,000 a year?

RANDY SHERMAN: There is. Yes.

COUNCILPERSON THOMAS: Okay. Let me ask you this question here because I still think this is kinda piecemealed here. Are we gonna ever get some form of a whitepaper or something to show us from beginning to end after we make all these decisions so that we know how it really is...

RANDY SHERMAN: How it all turned up?

COUNCILPERSON THOMAS:: ...gonna end up? Yes.

RANDY SHERMAN: Absolutely. We can do that.

COUNCILPERSON THOMAS: I, I do understand that we have some other issues that are coming, forthcoming. Is this million gonna be enough to make sure that we take care of other obligations that we need in reference to the employees?

RANDY SHERMAN: Yes. It, it'll certainly help us balance next year's budget and be able to still provide, you know, tax relief that, that has been requested.

COUNCILPERSON THOMAS: Okay. That's all from me.

CHAIR PARDO: Alright. So, do we have that in writing that that's where the savings is going? You know, it's not gonna just, you know, disappear somewhere? That is going toward reducing, you know, because...

RANDY SHERMAN: The... wha...

CHAIR PARDO: ...here we are. We're the middle of April and we still haven't had a budget meeting. So, is there anything in writing that states that the savings will go toward reducing the millage rate?

CITY MANAGER JONES: Nothing is written in this Resolution cause the Resolution was just to negotiate. We have begun to build next year's budget with all of our obligations in it and, of co., our first priority is anything above that. We're recommending for the millage reduction as you all re., requested. And then we'll go from there if you have a desire to add things in, which would reduce that number.

COUNCILPERSON THOMAS: Okay. Madam Chair?

CHAIR PARDO: Yes.

COUNCILPERSON THOMAS: I, I have a, a problem that just occurred. I just asked was that million to go to raises for the employees. Ms. Pardo just asked for that to go to lowering the millage. I need to make sure that both of those things are going to happen. If not, I'd rather leave it how it is.

RANDY SHERMAN: No. And I, and I apologize if my answer wasn't clear. It, this will help balance the budget, which is paying for the raises that are in all the contracts and provide the tax relief.

COUNCILPERSON THOMAS: Okay.

RANDY SHERMAN: Cause again, you've got the FRS component. There's ot., I mean, there's other issues in play but, yes, there will be both.

COUNCILPERSON THOMAS: This is one of the reasons why I need to see exactly how this is all going to, you know, to play out. Whatever direction you get, it's gonna come from the Board. It's not gonna come from...

RANDY SHERMAN: Right.

COUNCILPERSON THOMAS: ...just myself or just Ms. Pardo. It's gonna come from the, the Board. But, we need to go ahead and start that process so that you know what direction this Board actually wants to go in terms of whatever savings that we get.

PRO TEM DAVIS: Madam Chair?

CHAIR PARDO: Yes. Mr. Davis.

PRO TEM DAVIS: Mr., Mr. Sherman, I heard two numbers. So, are you looking to refi on the \$56,000,000?

RANDY SHERMAN: The \$56,000,000 is the current unfunded liability.

PRO TEM DAVIS: And which one you wanted to lock in on with the writer? You said it's a percentage. Was it \$56,000,000 or...

RANDY SHERMAN: No. We would go off of the \$56,000,000.

PRO TEM DAVIS: Entire fifty six? And you're talkin' about refi'ing and potentially gettin' the...

RANDY SHERMAN: Correct.

PRO TEM DAVIS: ...\$5,000,000. What would prevent us from getting three (3%) percent versus five (5%) percent?

RANDY SHERMAN: Credit rating and just wherever the general market interest rates are at that, on the day we decide, you know...

UNK: [Inaudible].

PRO TEM DAVIS: And who negotiates that, that?

RANDY SHERMAN: That, that's actually market driven. Again, what, what the underwriter will do, is they...

PRO TEM DAVIS: I'm saying...

RANDY SHERMAN: They, they don't give us \$56,000,000 and then turn around and try to sell it. They actually go out and market it...

PRO TEM DAVIS: Okay.

RANDY SHERMAN: ...and take orders and then we negotiate the interest rates. So, they, they will contact, you know, the California Pension Fund and the, the, you know, all, all of the investment houses and say, 'I've got this \$56,000,000...

PRO TEM DAVIS: Mhmm.

RANDY SHERMAN: ...here's the interest rates and that's why the City has a financial advisor.

PRO TEM DAVIS: Mhmm.

RANDY SHERMAN: Cause, you know, obviously it's easier to sell a higher interest rate but our financial advisor's role is to make sure it's market rates. And then once they have their orders, that's when we actually swap the dollars.

PRO TEM DAVIS: Okay. Le.., let me ask you another question. One of the concerns I, I heard about the millage rate and I heard about employees but my other concern is the quality level of services. How this is gonna impact the services.

CHAIR PARDO: [Inaudible].

RANDY SHERMAN: Well, again, that's gonna help, it's going to help you provide the services that you currently have...

PRO TEM DAVIS: But I want...

RANDY SHERMAN: ...at a...

PRO TEM DAVIS: ...I want...

RANDY SHERMAN: ...at a lower dollar amount. Cause, again, what you're paying for your pension...

PRO TEM DAVIS: Uhuh.

RANDY SHERMAN: Is about fifteen (15%) percent of your operating budget. And this is going to lower that and I'll, you know, so it would be the same services, just at a lower price.

PRO TEM DAVIS: So, let me ask you this question. Let's say, potentially, we, this Board decides to wanna put in a Staff increase or something like that in the near future, how would this impact that?

RANDY SHERMAN: Well, once you refinance is set, your numbers are then going to be set. And, and again, that the choice at that point is, if you wanted to do something like that, as, as Ms. Jones said, we're also looking at the tax relief, you know, and reducing the millage rate. So, what, the thing it would impact is your ability to reduce the millage rate.

PRO TEM DAVIS: I, yeah, I got that part but we got level of service.

RANDY SHERMAN: Mhmm.

PRO TEM DAVIS: We talked about millage rate and what was the third one?

UNK: [Inaudible].

PRO TEM DAVIS: Employ..., employees...

RANDY SHERMAN: Employees.

PRO TEM DAVIS: Right?

RANDY SHERMAN: Yeah.

PRO TEM DAVIS: So, we're gonna negotiate this but I wanna make sure all three are included in that process.

RANDY SHERMAN: Th..., they're...

PRO TEM DAVIS: Cause, we...

RANDY SHERMAN: ...they're all...

PRO TEM DAVIS: ...can't keep...

RANDY SHERMAN: ...included in the budget.

PRO TEM DAVIS: We can't keep pension from one and then pass it to the other without expecting something to fail. We have to make sure that we..., as we get through the budget process, which I think this should of came during the budget workshop, before we consider making this decision because..., especially when you start talking about police and, policing the neighborhood and you got people out there, out there risking their lives and we're trying to determine on how we're gonna handling the funding so we can make sure that they feel that we're giving back to them as they're doing a great job in the community. I would rather see this come back during the budget workshop. Me personally. Because there's a lot., there's not enough in writing for us to make a decision cause right now we'd have to be like a magician, right now to kind of hope something happened based on the market. But if we're gonna negotiate \$56,000,000, I think that's something that should be..., we should be able to have a negotiation, which I feel that...

RANDY SHERMAN: Right.

PRO TEM DAVIS: ...that we can do. If I give a bank \$56,000,000 to negotiate, they're gonna be happy.

RANDY SHERMAN: Yeah.

PRO TEM DAVIS: So now they're gonna just tell, 'Eh, Riviera Beach, you have a great credit score. You've been doing a really good job but this is what we're gonna give you with your, with your percentage, with your interest rate.

RANDY SHERMAN: No. It, it the interest rate is, is negotiated.

PRO TEM DAVIS: Earlier...

RANDY SHERMAN: Be..., between...

PRO TEM DAVIS: ...you said it market driven.

RANDY SHERMAN: Well..

PRO TEM DAVIS: And that's why...

RANDY SHERMAN: ...it, it is.

PRO TEM DAVIS: Yeah.

RANDY SHERMAN: It is. But, the, the market is typically driven based on a triple A rate.

PRO TEM DAVIS: Correct.

RANDY SHERMAN: Okay? And then, they're going to the people who, the folks who are ultimately going..., the investors at the end of the line that are buying these, okay? They're going to expect..., this is, this is the risk reward. So, if they think that the City is a risk, they're going to ask for a higher interest rate. Okay? But there are millions, if not, billions of dollars on the market every day. Okay? So, if the City sh..., is, comes in as an A rating...

PRO TEM DAVIS: Hmm.

RANDY SHERMAN: Okay? Most A ratings around the country are going to be getting that same interest rate.

PRO TEM DAVIS: Okay.

RANDY SHERMAN: Okay? So that's where we, we watch the market. We know what happened yesterday. We know what's happened this morning, we know what the fed said last week, so you know how all of those inter..., interest rates should be reacting.

PRO TEM DAVIS: Okay.

RANDY SHERMAN: So, at the end of the day, if we say, 'Okay. The interest rate should be 4.6.' That's what our financial advisor comes..., and the underwriter comes back and says, 'Well, you know, we think it should be four (4%) percent,' there's a negotiation to get it to where it really should be.

PRO TEM DAVIS: But, but if they don't agree and, and the underwriter deci..., or was forced to purchase this, at what rate are the obligated to purchase...

RANDY SHERMAN: At the rate that we stated. It's our rate.

PRO TEM DAVIS: And what rate have you recommended?

RANDY SHERMAN: Well, it's all, that's all gonna be determined right before you actually go to market.

PRO TEM DAVIS: So this Board is...

RANDY SHERMAN: So, that could be sixty (60) days from now.

PRO TEM DAVIS: So this will come back to this Board?

RANDY SHERMAN: It absolutely will come back. Yeah.

COUNCILPERSON THOMAS: Madam Chair?

CHAIR PARDO: Yes.

COUNCILPERSON THOMAS: What is the significance of doing this right now?

RANDY SHERMAN: Well, the issue again, is you have interest rates that are at the absolute lowest that, that they've ever been at. Okay? So, again, trying to get this spread between the seven (7%) percent and the interest rate that you're going to get on the bonds, that, that's the factor that you really wanna try to take advantage of. Now, again, we looked at it a year ago and, as you know, the interest rates have not changed very much since, since last April when we did the analysis.

COUNCILPERSON THOMAS: So, is this going to affect the '15-'16 budget or is this going to affect the '16-'17 budget?

RANDY SHERMAN: '15-'16.

COUNCILPERSON THOMAS: So, it'd have...

RANDY SHERMAN: Yeah. Right...

COUNCILPERSON THOMAS: ...an immediate impact.

RANDY SHERMAN: Right, right now you have in..., we have our actual reports for next year. About \$4.7 million is required payment on the unfunded liability. The analysis that we currently have is that the payment on this would be about \$3.7. So, again, that's that \$1,000,000 that, that you will be saving out of next year's budget.

COUNCILPERSON THOMAS: Okay.

RANDY SHERMAN: Again, we need to get it done before we get into next year's bud...

COUNCILPERSON THOMAS: I, I get it.

RANDY SHERMAN: Yeah.

COUNCILPERSON THOMAS: I, I understand. I understand now. Okay. I'm good.

CHAIR PARDO: Alright. Anyone else? Alright. Madam Clerk.

CITY CLERK ANTHONY: Madam Chair?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: The heading on the Resolution is different from the heading that was printed on the Agenda. They.., heading actually reads, 'authorizing negotiations with RBC Capital Markets and Academy Securities.' And so on and so forth instead of we're authorizing the Chairperson and City Clerk to execute.

CHAIR PARDO: Okay. Well, thank you for proofreading, since no one else did. Could Staff please fix that and make sure everything is the same? Do you guys still wanna move forward with it?

COUNCILPERSON THOMAS: Yeah. Is it, it's correct in the actual Resolution?

RANDY SHERMAN: Yes.

CITY CLERK ANTHONY: So, the Resolution is actually correct but the.., what's on the Agenda is incorrect.

COUNCILPERSON THOMAS: But we're voting on the Resolution so I'm good.

CITY CLERK ANTHONY: Right. Okay. Just wanted to make sure.

COUNCILPERSON MILLER?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: PRO TEM DAVIS?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: No.

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

COMMENTS FROM THE PUBLIC -7:00 PM Non-Agenda Item Speakers

CHAIR PARDO: Okay. Thank you. At this time, we're gonna go to public comments. Okay. Public comment should be restricted to issues, matters and topics pertinent to the City of Riviera Beach. Please be reminded that the City Council has adopted rules of decorum governing public comment during official meetings which has been posted at the entrance to the Council Chambers in an effort to preserve order. If any of the rules are not adhered to, the Council Chair may have any destructive speaker

or attendee removed from the podium, from the meeting and/or the building, if necessary. Please govern yourselves accordingly. If you wanna make a comment card..., if you wanna make a comment, please get your card in in the next minute or so. Okay. First card, Monte Green and then Bonnie Larson.

MR. GREEN: Good afternoon, Council.

CHAIR PARDO: Good afternoon, sir.

MR. GREEN: Thank you. Um, I'm Monte Green and I'm Chairperson of the Library Advisory Board and the National Library Association has designated, this past week, as National Library Week. And I just wanted to let you know that our library staff and administrators have been working pretty hard to make our library meaningful to the citizens of Riviera Beach. And, this past week, we, well, in the beginning we started out with trying to, um, issue, issue new library cards. We gave incentives to give, give to those who, uh, would do so, if they used the card in the same day. Yesterday, we recognize the Staff and all the work, all the associated employees that, um, that work our library and, um, today we have the Cybermobile on display for everyone to see. And, um, tomorrow we will be raising awareness among our library employees and the citizens of our, you know, the purpose and benefits of our library. Just wanted to let you know that so you can be in tune with the fact that our library is a very important part of our total City.

Thank you.

CHAIR PARDO: It really is. Thank you, sir for doing everything you do for the library. Bonnie Larson and then Henry Taylor.

MS. LARSON: Good evening. Bonnie Larson. At the last meeting...

CHAIR PARDO: Good evening.

MS. LARSON: ...I was talking about the trailer parks which are being torn down on Broadway. The one at the north end is called Southern Court and I mentioned that the heavy equipment is sitting there. It looks terrible. For someone who wants to come into our City, they say, 'Gee, is the way the City of Riviera Beach leaves our property?' It, it looks bad. Are they gonna leave it there for the next six months? They can't store their heavy equipment on our property, so that's what we see. There're piles of rubble in there. There are piles of broken glass. It does look like, like the City, Ci., the lady who lived there, she said, 'It looks like a bomb went off.' It does. We need to clean that up. Have them get that heavy equipment out of there. Have them straighten up, the sand, have them remove all the concrete and all that broken glass. It's dangerous in there. And they half torn down trailers in there. The, um, LLC which is purchasing it, they also purchased the Oasis and they are flipping it. That's what I've heard on the street. They are flipping those properties. But, meanwhile, let's not have our City look like a dump. Let's have them clean it up and do it now. I mentioned it last week. Silver Beach and Broadway, that's a former bank. That fence, hurricane fence, I talked about it, I don't know how many times, countless times. It's, it looks like a truck ran into it. It's been

that way for several years. It's still in that condition. There's a "Welcome to Riviera Beach" sign right there, someone's planted vegetation underneath it, which has now grown. You gotta think, vegetation's gonna grow up. It, it's grown up so you can't even see the Riviera Beach part of it. Just says 'Welcome to,' and then you see all the plants, so. Let's think about that when we plant things.

BB&T Bank, corner of Broadway and Blue Heron, are not.., again, another visible property. They've turned off their water, the, the grass is all brown. That's a bank. They can afford to pay for watering their property. It's a highly visible spot. Broadway and East 27th, used to be a Subway restaurant. Those exposed bulbs. It looks like just an electrical situation that could cause a fire or something to have exposed bulbs there. We have that somewhere else on, on Broadway also. And, also, that tiki hut is decaying. It's all falling apart. So, we, we need to clean up Broadway. I asked, from this podium, who's gonna put in and when are those trees gonna be put in the median there on 27th Street. I asked. I didn't get an answer. I put in RofP. The response I got was, 'An employee wrote in 2014 to DOT and said a resident had complained. Do you know about that?' That's the response I got. So I have no answer to that. They owe us those beautiful trees in that median and they haven't done it and why would I get a response saying, 'A resident complained and do you know about it?' That's not what I asked. Get those trees in there. We, they owe us those trees. We have new business south of [inaudible] office. Let's hear about that. Let's, tell us some good news. There's also a new restaurant. There's a cardboard sign behind that yellow building across from Winn Dixie. I asked the City but no one seems to know what that is, some restaurant you have to go down that little path there. So, let's hear about that. And, um, let's just get our City cleaned up so that, that we look good. Oh, we have a new Viking representative.

MS. LARSON: We'd like to meet him. I think he's sitting next to me. We'd like to meet him. Thank you.

COUNCILPERSON MILLER: Madam Chair?

CHAIR PARDO: Yes.

COUNCILPERSON MILLER: City Manager, have we addressed the issue with the bulldozers over in the Southern Court?

CITY MANAGER JONES: I don't know. This mic is making the craziest noise. We have been over there. Correspondence has been sent to you in email, updating you on the latest as it relates to that. We are working with them. They are currently under a stop work order. And so that's why there's no activity in there now until they comply with what the City has asked them to do as it relates to the issues that the residents raised. And so, we need to get back with them. Ms. McKinney just sent a, a recent update and continue to get them to monitor to do what they need to do off in there.

COUNCILPERSON MILLER: Within that monitoring of it, they're not required to remove the bulldozer..., from out there? There's just a stop work order where it just remains there?

CITY MANAGER JONES: Right now, I believe that's what it is cause we were hoping that they would comply. Since it looks like it's gonna take them longer to comply, then we can put in some additional requirements. We was hoping they would comply...

COUNCILPERSON MILLER: Okay. So, since...

CITY MANAGER JONES: ...fairly quickly.

COUNCILPERSON MILLER: ...they, they haven't complied...

CITY MANAGER JONES: They haven't complied...

COUNCILPERSON MILLER: Right.

CITY MANAGER JONES: ...[inaudible]...

COUNCILPERSON MILLER: So what would...

CITY MANAGER JONES: ...standards.

COUNCILPERSON MILLER: ...be the next step from there?

CITY MANAGER JONES: It would be removal until they have the compliance to come back.

COUNCILPERSON MILLER: Do you know when that would possibly happen?

CITY MANAGER JONES: We can talk about it and make sure that we make that request of them tomorrow.

COUNCILPERSON MILLER: Okay. Sounds good.

CHAIR PARDO: Okay. Mr. Henry Taylor and then Margaret Sheppard. Good evening, sir.

MR. TAYLOR: Henry Taylor. Property owner in Riviera Beach. I come to you this evening with the items, referring to your Water District policy and some other things. I beg ta see that you sat up there as Council people and passed Items 12 and 13 and not trying to workshop 'em, like you should have. You taken an Item that we came before you about a letter, from the Water Department and I know that the Water District has a lot to do with it and you have changed it from that to work on the Water District policy and you are beginning to workshop it. You delayed it for months at a time and we came to you with a, a project that could be taken care of the same night. Councilman Guyton and some other Council people ready to make a decision and you did not make a

decision as far as your Water District policy was concerned and the concern that we had about the landlords on that letter.

You don't seem to take care of your residents. You don't wanna listen to them. You listen to some of these department heads that you have here that don't seem to care about the residents of the City of Riviera Beach.

Item No. 12, should have been really thought about. I worked for Palm Beach County as a building inspector and a supervisor. I had a degree. As far as a building official is concerned and eighteen months is not a long time. You need time for these people to be able to repair their houses, to get money from the insurance company. You need to workshop. You should of workshopped Item 13 but you listened to someone that has us all tied up with the Item as far as the Water District is concerned. You need to workshop these. You should of done with those the same way that you're doing with the Item from the Water District. And you have delayed us and delayed us and not gotten back with an answer to us and it just look like you don't care. You won't set up a meeting. And you just, you just not...

MR. TAYLOR: ...thinking about the citizens.

CHAIR PARDO: Thank you. Margaret Sheppard and then Greg Morey.

MS. SHEPPARD: Margaret Sheppard. Once again, um, congratulations, Mrs. Miller and our Chair and to all of you.

CHAIR PARDO: Thank you, ma'am.

MS. SHEPPARD: While I was out on the campaign trail... no, I didn't wear anybody's shirts. I don't wear people's shirts. I only wore one shirt and that was the Honorable Liz Wade, my friend, my mentor. If something, as I was taking 'em to the polls and talking with 'em and hold meetings, they, they asked me to convey you this. So I wrote it down on my little paper. They asked that we leave the Mayor alone. Just leave him alone and let him be the Mayor. Whatever that means, I'm not sure. They just said, "Leave the Mayor alone."

MAYOR MASTERS: Thank you.

MS. SHEPPARD: Then, another thing came across my desk. I'm crossin' it out so when they ask me, I can tell 'em. Tina White is not a [inaudible] to us. Tina White been here for a while and we're asking, or they're asking, to allow Ms. Miller as she's getting into her., and you see she's not talking much. She's listening and I like that and she's writing so, it's up there. That they leave Tina White alone.

UNK: Okay.

MS. SHEPPARD: And one thing, bringing it back again, they ask can the Mayor and the Chair and the City Manager suspend? Yes they can. If there's fighting going on, on over there, I didn't know it had got that bad but I got up today to come and ask you to suspend and send somebody over there until it's worked out. If the directors are not following protocol, this Board, and it seems like you all are getting settled up there. You're not at each other's throat. And I think you'll getting something done if you work together. The residents deserve better than what we got.

UNK: Right.

MS. SHEPPARD: We proved one thing. That, if you're not kind to us, we will get rid of you.

UNK: Right.

MS. SHEPPARD: They pro..., they told me that. They asked me, 'Just shut up. They got this.' And during the poll, they got it. And I hope that ya'll got it. It's time for a change.

I asked you all to pray for my daughter. Selma's mother had a terrible crash. She broke her hip, her tailbone...

CHAIR PARDO: Oh my God.

MS. SHEPPARD: ...and her arm. She's in a suspended state right now. She'll be in the hospital thirty days, rehab thirty days and, if the Lord say the same, I will be going home with Selma for about two months to take care of my child. I ask for your prayers, your donations. I'll be there for a while. I don't know where I'm gonna live. Don't know where I'm gon' but I have to go and take care of my child. So, I'm not into this funny stuff. The City and, and Mr. Thomas said all the time, "It's all about the City business." We need to stop. Protocol is that we have a new Councilperson who's working in our behalf. Guys, work together. We have a big marina project going on and we need to work together.

Thank you.

CHAIR PARDO: Okay. Thank you. And God bless your daughter.

MAYOR MASTERS: Yes.

CHAIR PARDO: Alright. Greg Morey and the Ms. Duncombe.

MAYOR MASTERS: Madam Chair, as he comes...

CHAIR PARDO: Yes.

MAYOR MASTERS: Certainly, Ms. Sheppard, we will include you in our prayers and, as you know, you're sitting next to Pastor Davis, your Pastor. One of the most

praying men that I know, in the Palm Beach County. So we're gonna pray you through this. The power of prayer. Thank you.

MR. MOREY: Council, Councilmen's and Chairperson and the City Managers and everybody. My name is Greg Morey. I'm, I'm a lifetime resident of Riviera Beach. My family's been here over 100 years. Um, I'm here to talk about my grandmother's house on 21st Street, which is a historical house. It's an, um, it's, it's all through the hist., history books that you have in Riviera Beach, Florida. I was at the CRA today and yesterday, reading about it. Um, so, we're comin', we're coming close now, closer to, I guess, what they're gonna be doing down at 20., 21st Street, 22nd Street in, in that area. I, I'm also., I got a lovely letter from Joe Kennedy as well. Sh., you know, in my, cause the Kennedy's did come from, lots of 'em came from Riviera. So, I'm sure there's a lot of people that wanna have, to talk about this issue. You know? So, Joe sent me a, a nice letter. "Thank you very much for stopping by with incre., incredible pictures of the Honey Fitz, the stories of Conch Town, USA. It's always been incredible to see the lasting connection my family has in Palm Beach areas." That's from Joe Kennedy right there.

COUNCILPERSON THOMAS: Wow.

MR. MOREY: And I just came from the Ted Kennedy Institute in, in Massachusetts. They opened up the Ted Kennedy Library. They invited me.

MAYOR MASTERS: Wow.

MR. MOREY: So, I'm a citizen from this community. I've been invited up there. I also live in Cambridge, Massachusetts and so I, I have the picture of the, of my grandmother's house and that's my property right there. So, we need a Resolution on my grandmother's house. What we're gonna do with it.

I also wanna add, I thank Judd Bush for stepping in and says, "Who are those people there? Stop what they're doing down there." So, Judd Bush gets a thank you from Greg Morey. And the Vicky Kennedy's and the Kennedy families. So I have about eight, eight of these that I can pass out. I got, uh, a picture of my property and my grandmother's house, right there, historical house. I got me and Joe Kennedy right there, communicating with each other, hugging each other, right there. Um, I have, um, I got the Honey Fitz and [inaudible] right there and the Honey Fitz boat right behind my grandmother's house. Okay? And then, of course, I have lovely Vicky Kennedy right here. And all, you bring everybody together and they're gonna say yes. You know, I believe he's telling the truth. Okay, so I'm gonna pass these out to all of ya's. I got eight of 'em. Is that the City Clerk here? She's the, the Clerk?

UNK: [Inaudible].

MR. MOREY: Alright. That's the letter from Joe Kennedy and the rest of that. I thank you very much and I'm proud of Riviera Beach. It's a beautiful and I'm proud of all these children that were here today and let's just keep up the good work. My name

is Greg Morey and, uh, it was nice reading all the history books and everything in Riviera. Let's bring everything together and put people back to work.

Thank you very much.

CHAIR PARDO: Thank you.

MAYOR MASTERS: Thank you.

CHAIR PARDO: Good luck to you. Norma Duncombe and then Mary Brabham.

MS. DUNCOMBE: Uh, Norma Duncombe. I'm here tonight to talk about the fact that, um, there should be a huge concern of stabilizing the entire City. And when I go back and look at certain things, I'm seein', rather than becoming better we are doing more things to destabilize the City. I look at, and I can cry when I go down between 1st and, what is it, 13th Street and see how Old Dixie looks. When you come out of there you have to look at all that junk from the port. I don't care if they have to build a wall fifty feet high, people should not have to look at that junk. No other community would allow a, a group to do something like that. So that the citizens., this, this is an old community where people, one of the first veteran's community. Where people came in and maybe bought their first home. And now, we're not doing anything to stabilize that community. I think when we don't stabilize the entire City we're doing things that will hurt all of us.

Okay. Now I'm gonna move on to this rental property business. I have never heard of any landlord being responsible for anybody's water bill. And I wanna tell the people who, last Council meeting, the Council voted that you don't have to be involved with those persons, in terms of their water bill, getting their water turned on. But what they did not do is they did not remove all of the, the liens and what have you that they have put on their property. Now, in the long run, you all are gonna be in trouble and you're gonna lose your property because this stuff adds up on a daily basis. You own rental property, you'd better not sit back. You had better go on. If you have to sue the City and I'm not saying you should but if that's what you have to do, you better get that cleared up. There is no other communit., well, I don't know anybody who makes the landlord responsible for somebody's water bill. The next thing, will they come up and., and who came up with that idea? Who gave that approval? Was it from the City Manager? Was it from the Council? Who gave that approval? That just does not make sense.

Now, the next thing I'm gonna get on, is something that affects me. I mail my water bill. Other people pay whatever way you pay. I am most disturbed when my water bill goes to Orlando for somebody to process it. There is absolutely no reason why the water bill cannot be processed here in the City. Orlando does not send anything down here to us to process. That is a job that somebody could have here.

The next thing, is I received a letter saying that I had had a false alarm. Number one, I just found out that I had to fill out an application for the alarm system whatever you call it. Why wasn't a letter posted to everybody in terms of the alarm, false alarm or whatever. Okay. I had, I, I had a problem with my alarm but I'm not gonna pay \$100

because I had a problem with my alarm. The people came out and repaired it but I don't., and, and I, and that goes to Orlando too, to be processed. And why does it have to go to Orlando to be processed? Am I calling somebody up there, or whatever, with my alarm? I do not understand it. What is going on with us?

UNK: Right.

MS. DUNCOMBE: And then on top of that, last thing, why can't the minutes be done by somebody here and be on time? I look in here and here you have two months ago that you're approving minutes for. That does not make sense. What is going on? Who is managing and how are we managing the City? I think the citizens can, we, we can do a better job than what we are doing. And I'm not criticizing you, I'm just saying we need to work better. Thank you.

MAYOR MASTERS: Madam Chair.

CHAIR PARDO: Thank you. Yes, Mayor.

MAYOR MASTERS: Ms. Duncombe, I just want you to know as Mrs. Brabham is coming that I think you made some very valid points. I think it's crazy, crazy that we are charging landlords for tenants. That's just horrible. Crazy. It's disgraceful that we're sending water bills to Orlando to be paid. We're giving people jobs up there. I agree with you and I will fight with you on both of those. Thank you.

CHAIR PARDO: Alright. Mrs. Brabham and then Willis Williams. Good evening again, ma'am.

MRS. BRABHAM: Good evening. Ms. Mary Brabham. Riviera Beach. I will forever advocate for the police department, fire department, the [inaudible] in this City here that brings clarity that we must have. My family in Lake Worth, the Scotts and the Brays and the Odems, they are on the police force down in Lake Worth. We practically owns half of that City of Lake Worth, my grandfather, okay?

Now, on yesterday, the officer K-9, I attended that ceremony and what a beautiful ceremony it was. Residents of Riviera Beach, as well as the outside residents that have contacted Mrs. Brabham, the kids, the youth and everyone, they are okay. The K-9 officers, because they are officers of the court. They are doing better. They are retired and what a beautiful program it was. Some of you kids and adults say, 'Mrs. Brabham, we want to see the dogs. We wants to see the animals.' So, Mrs. Brabham has had copies made out. Some kids at school they're gonna write about the dogs. They had a project. So this is how we filled out informations that pertinent to this City here too. So, I'm quite sure we will take care of the dogs. The termites, continue to work on those. BB&T Bank, the, I, I believe that the reason that we're fielding this out to Orlanda.., Orlando for payment is because the City said that we would recognize some of the, uh, [inaudible] within our own City and B&BT Bank is located here. Now, if I am incorrect...

UNK: Right.

MRS. BRABHAM: ...that's for the City Manager to inform the residents about. Why we are stationed in, in Orlando. The South Florida Times, congratulations to ya, Mrs. Miller.

COUNCILPERSON MILLER: Thank you.

MRS. BRABHAM: Well, done. Well-spoken and well said. She made a comment here. It did not take the whole endorsements of everybody. You speak for yourselves. That's what make you better candidates, better people. I don't have to have nobody to endorse me. Mrs. Brabham is who she is and I work for my people and she made that comment, "I work for the people." She had one endorsement and it came from the, from the Palm Beach, from the Police Benevolent Association. You didn't even need that. All you needed was the faith and the peoples of Riviera Beach. This what makes us great. All of you all makes us great. And I will...

MRS. BRABHAM: ...continue to say, work together. What you can iron out, iron it out. Thank you.

CHAIR PARDO: Thank you, ma'am.

UNK: Mrs. Brabham.

CHAIR PARDO: Willis Williams and then Fane Lozman.

MR. WILLIAMS: Good evening again. Willis Williams.

UNK: [Inaudible].

MR. WILLIAMS: 1690 West...

MAYOR MASTERS: Good evening.

MR. WILLIAMS: ...26th Court. It's appalling to me that, uh, on Item No. 7, where it said about the discrimination and race, uh, discrimination and harassment. That has been going on for quite some time here. We, that, that just hasn't started and let's not just go in the Utility Department when we do this, let's go all over the City cause a lot of your employees are being harassed by department heads. They are being told that they can't do this, they can't do that. I spoke with Mrs. Jones about it. This is earlier today. So, that needs to be looked in all over. Uh, you got discrimination suits that were filed with EEOC. I filed one before I left the City. Uh, down at the marina, the EEOC has, was filed for discrimination down there. There's the other EEOC place they be goin'. So, it's not just one area, it's all over the City. So, when you start doing this let's look at the entire City. Just don't look at one area.

The other thing is, I spoke with Ms. Jones in reference to a sign that was on Singer Island back some time ago. It was a beautiful sign that was taken down when the

renovations started on Singer Island. Had a clock in it, uh, and it's stored out at Public Works now. So, why don't we see can we get this sign back up. If it's not gonna go on, on, on the Island, back where it was, we need to get it in, in the redevelopment area. It talks about the best City, City in which to work, live and play. It's a beautiful sign so we need to get that back on board somewhere in the City.

The other thing is, uh, how long are we going to live with a marina director at the marina, when we don't have a Staff enough to even be talked about. That job should be gone. You only got four people working down there, five at the max and we got a director that's half the time not there.

UNK: [Inaudible].

MR. WILLIAMS: So we need to look into this. Okay? And I'm serious. Okay? And the other thing is about this water bill. I, I'm furious about it too and the liens on people property. Somebody needs to be accountable for this. Someone did this. I've got a lien against my property and I've never even been before a magistrate. So, how do you do this? I thought the procedure was, you got before a magistray, the magistray set a date, you have to comply, if you don't comply, then these, this, the process will go forward. I never even gone to a magistray. I just happen to get one of your cards in the mail that said, uh, the amnesty thing. I said, 'Amnesty? I don't have anything to, no complaints.' Luckily, I did pick the phone up and call cause, sure enough, 'Yeah. Mr. Williams, you got a lien on your property.' So this, this is un.., unrealistic what's happening here. So, please let's do the best and get this done right away.

Thank you.

CHAIR PARDO: Thank you, sir. Fane Lozman and then Reverend Burrs.

MR. LOZMAN: Fane Lozman. The five of you, or the four of you, Mr. Guyton's not here, are elected officials. You set the policy for the City. Okay? There was a major change made to comments from the public that the five of you did not set. It looks like it was unilaterally set probably by the City Attorney and the City Manager and that is, 'The public comment should be restricted to issues, matters or topics pertinent to the City of Riviera Beach.' That is a new sentence that's been added to the Agenda that is not on any other Agenda prior to my Civil Rights lawsuit of a few months ago.

Now, Mr. Davis testified for, uh, Mayor Michael Brown testified, other people testified that you can use public comments to talk about whatever. If you wanna talk about a fundraiser at your church, that's not City of Riviera Beach government business, that's other business but people wanna hear about that. So, whoever added that line, did so without the five of you authorizing it. If you wanna authorize it, fine. But you don't set policy Ms. Ryan and neither do you City Manager Jones. So, somebody added that. It shouldn't of been added. Go back to every other Agenda since I've been here and you won't see that line on there.

Now, City Manager Jones, for the last year I repeatedly asked to meet with her, she's refused to meet with me. Okay? As a taxpayer, as somebody that's trying to develop

property in Singer Island, when I say I wanna meet with you, you don't have to meet with me tomorrow, you don't have to meet with me a week from now, a month from now but you're gonna have to meet with me sooner or later. You haven't met with me. Ms. McKinney, I've been in her office numerous times. I've called numerous time. The Mayor set up a meeting for me and Ms. McKinney, she told the Mayor I don't have to show up and blew the Mayor off. Ms. McKinney, you're not the Mayor of the City. You're not an elected official. When the Mayor wants to talk to you, you have to talk to him. But yet, you blew him off and the Mayor can confirm that after I'm done.

Ms. McKinney, for a year, has interfered in the development opportunities of properties on Singer Island. I own and Dan Tilla owns. Why would you do that? You don't have the authority to do., not only has she interfered in the development by not meeting with us, she has spent her time driving out to the property and spending hours in a city vehicle supervising the Department of Environmental Protection inspecting the properties. She's not a code enforcement officer, that's not her job but she is harassing us. You talk about City employees harassing people, she is harassing me and Dan Tilla. She's putting liability on this City cause a) she's not doing her job and when the elected official wants to look into it, she blows him off. She says, 'Well, we don't have to talk to the Mayor. Get lost, Mayor.' Mayor, you're elected and you have the ultimate responsibility that you can suspend somebody. You should have suspended her for ignoring your request to come talk to you about what's going on there in Singer Island. And, finally, Ms. Jones. I have no confidence in you anymore. I don't think your contract should be renewed.

MAYOR MASTERS: Madam Chair.

CHAIR PARDO: Hold on. Please, Mayor.

CHAIR PARDO: Reverend Burrs and then David Frost. Mayor.

MAYOR MASTERS: I did ask for a, a meeting with Mr. Lozman and Ms. McKinney. I did speak to the Manager about it. That didn't, that meeting did not happen for whatever reason but the Assistant City Administrator did meet with Mr. Lozman and myself. I'm gonna be speaking more about citizens and meeting with department heads in my comments later. Thank you.

CHAIR PARDO: Good evening, sir.

REVEREND BURRS: Madam Chair, Council, City Manager. Reverend Burrs, Riviera Beach. I am concerned about concerning the issue that the schedule you brought before you all concerning the harassment that is taking place within the City, uh, within the departments. Willis Williams, he said it ought to be investigated Citywide, probably so. But, and someone had said that the problem start with the department head. I take it further. It start with you all. You all is the one that dissolve the problems that occurs in this City. It's because you all don't understand, or don't know, the history of the City and won't talk with anyone to give you history of the City.

You all talk about hiring citizens for jobs in the City. You all don't hire no citizens, uh, uh, in the City. You all hire people with the low payin' jobs.

I worked for the City for thirty years. I said this many times and our policy was, and I sat on the Council for two years, that was established by Mr. Tayl., Henry Taylor who stood at this podium, he started a system that, a system that, uh, 'partments to, uh, the directors, peoples who were assisting the department heads in the City. There was no assistant to no depar., , to the Public Works department. There wa' no assistant to the fire department. There wa' no assistants [sic] no departments in this City. He started this [inaudible] on this Council. Why he did it? Because, that he wanted citizen of Riviera Beach to get they positions when the department heads move out. When there was no department heads of Riviera Beach, in the City, that particular time but the fire the chief, but the fire chief.

You all don't care nuthin' about the citizens of Riviera Beach. Because, if you did, you would make sure that there would be assistants to the department head' in the City of Riviera Beach. The, the best department head person in this City ever been, was Carrie Ward, City Clerk. Now, she trained her de., her em., employees well. And she has no recon., she had not received no recommendation from none of ya'll sittin' up there since she been retired. None of ya'll. And she was the best department head in the City. She haven't, I feel, she haven't gotten the recommendation because she wouldn't bow to some of ya'll stupid things that she wanted, sh., you all wanted her to do.

Why is it that ya'll won't make sure that these department heads have assistants to these department hea' from City of Riviera Beach? You could do it easily. When these peoples come to ya'll asking for funds to send these sch., kids to college, that's good. I support that wholeheartedly. Make sure that they keep a record of these chi' where they goin' to school at, what their major is and when a position come op', go to them and say, 'Find that child and bring 'em back and give 'em that job.' Simply put, ya'll won't do it. Ya'll control the City Manager. Tell her whattch you want to do, whattch you., when you wanna do it and get it done. If they don't do it, fire 'em. It ain't hard to do. But you all are not concerned about., ya'll sing one song and dance to another tune. The only City person, the only person that been hired in this City, from under the department head was this young lady right here. She was trained well by the best City Clerk this...

REVEREND BURRS: ...City ever had and you all have not recognized her since she retired. Shame on ya'll.

COUNCILPERSON MILLER: Madam Chair?

CHAIR PARDO: Thank you. Hold on. David Cross and then Steve White. Yes, Ms. Miller.

COUNCILPERSON MILLER: Whenever we get a moment, I just wanted to kinda go back to what Mr. Lozman was saying about that sentence. Is that true that that was added on? City Attorney? Manager?

CITY ATTORNEY RYAN: It is true that it was added. I don't recall if the Council was aware of it or not but the City Manager, most of the stuff that's on the Agenda is set by the City Manager. And, I wanna be clear, that was added for a reason. You had a person testifying that he could come before the City Council and sing Mary Had a Little Lamb for three minutes and that will be allowed. The Court found that that was, that made absolutely no sense and nobody else testified to that. I think Mr. Davis may have alluded to something similar. But I assure you that the bulk of the people who testified, testified that it had to be something about City business and when a person comes up here about their church as he named, that is City business.

The statement is, 'Public comment should be restricted to issues, matters or topics pertinent to the City of Riviera Beach.' He threw in the word government. It has nothing to do with government. But, when you stand here, at a Council meeting, it is our position, and we thought it was okay to put it on the Agenda as we put other things on the Ag., on the printed Agenda, that it had to be pertinent to the City because we don't want anyone believing they can stand at that podium and sing Mary Had a Little Lamb for three minutes and we would just allow that. No City would allow that. And the Judge ruled that way and we wanted to make it clear.

There will be some other things coming back to the City Council, as I've stated to you all in emails, recar., regarding the rules of decorum. We're gonna make it more clear because if, I was at that five week trial. And some of the things that were said were outrageous but, if he believes it, then maybe somebody else does too and we're gonna make those rules even clearer than they are now. And, and this was one of the things that we did. We added to the Agenda.

PRO TEM DAVIS: Ma., Madam Chair?

CHAIR PARDO: Yes, sir.

PRO TEM DAVIS: I'm gonna be very brief. I will allow Mr. Cr., Mr. C., I'll wait until Mr. Cross get done.

CHAIR PARDO: Okay.

PRO TEM DAVIS: I don't wanna be disrespectful to his time.

CHAIR PARDO: Good evening, sir.

MR. CROSS: Good evening. David Cross. 1030 Sugar Sands. Uh, fifteen years, uh, Riviera Beach resident. I'd have to start by saying that, in all the fifteen years that I have enjoyed being here, I am more excited about what's going on in our City then I have certainly ever been. What I'm not excited about is the lousy job that we are doing in publicizing all the good things that are going on in the City. It's quite amazing to me.

We ha..., last year we signed a contract with O'Donnell on Palm Beach Island for \$99,900 and I'll get into what that contract was asking for in a minute. That was piggybacked on top of the CR., CRA contract. Uh, and the thirteen (13) month CRA contract, proud of that period, was for \$274,000? You know, this is a huge amount of money and, you know, it goes back to one of our basic problems, we love consultants. Oh do we love consultants. Ever since I've been here, we've loved consultants.

This seems to be a huge amount of money that's being spent for the O'Donnell Agency.

And let me just read you quickly cause I've got a little time about what's..., they are proposing to do for us. "Work with the City's leadership to clear consensus of the City Marketing communication goals." [Mumbling] I wanna hurry up cause I know I'm gonna be... "City of Riv...", "City of Riviera Beach, through increased communication with mainstream media, social media, and use that as website contents, email blasts, videos [mumble]," so on and so on, said all the things they're gonna do and one sentence here, 'For the education and information of City residents, business, business owners and neighboring communities.'" Well, I don't how, you know, O'Donnell is getting that to City residents and neighboring communities.

How often on Page 3 in the Palm Beach Post do we ever see anything about Riviera Beach? Boynton Beach? Lake Park? Lake Worth? Just about every day. Pu..., some people here think that the P., the Post is against Riviera Beach. When William Giles was here, a complete waste of space...

MR. CROSS: I went down to the Palm Beach Post and personally organized a person who would correspond and talk to and listen to William Giles, uh, never happened. I don't believe the Palm...

MR. CROSS: ...Beach Post is against us. I, I think with the proper negotiations, they'd print all the good things that are going on with Riviera Beach. I'm very, very dissatisfied with the amount of publicity that we are generating for the good things that are going in the City. Thank you.

CHAIR PARDO: Thank you. Steve White and then Rodney Roberts.

MR. WHITE: Good evening. Steve White.

CHAIR PARDO: Good evening.

MR. WHITE: I'm here again to talk to you about an educational opportunity for the, uh, youth in our City. And that is the, um, middle..., middle school academic summer camp that will be sponsored by the Riviera Beach Maritime Academy.

You know, there, there's always many, uh, opportunities during the summer for the, uh, young children, elementary age, but there's really, seldom, something for middle school students. So, this is an academic summer camp that will introduce middle school

students to the marine industry, as well as stress the, uh, the STEM programs which is science, technology, engineering and math. It's a free summer camp that begins on June 15th and we're really appealing to the, uh, residents of Riviera Beach to make sure that the youth in this City take advantage of this opportunity.

So, I just really want to stress that it's an opportunity for parents to engage their, uh, children in something very productive this summer and also to introduce them to some of the growing industries in our area which, of course, the marine industry being number one. So, I just want to encourage you all to take advantage of this summer camp. Again, and it begins on June 15th. You can contact the Riviera Beach Maritime Academy. The phone number's 8-4-1-7-6-0-0 and you can contact the school for additional information.

Thank you very much.

CHAIR PARDO: Thank you. Rodney Roberts and then Reverend Davis.

MR. ROBERTS: Good evening.

ALL: Good evening.

MR. ROBERTS: Rodney Roberts. 1581 West 14th Street, Federal Gardens. Mine's is a call to the poor men of the City. Poor men of the City, please come to the City Council meetings and participate in your City government. If you are downtrodden, if you cannot, uh, if your ends, your, your, your ends aren't meetin', if your bills are over your head, if you need a job, if you're an ex-felon, you need to come to the City Council meetings and the CRA meetin's and participate in your City government. You need to be seen, you need to be heard so that you can be counted and, and, and respected and stop hidin'. I'm not sayin' you hide, but stop not being seen, as if you're not there. If you're not being counted, they don't see you, they don't hear ya, they can't take you into account.

And I say this because Riviera Beach is a small city and it looks like there are a few men in this City. There are, there are not enough men in this City. We have basketball players, we have football players, we have lawyers, we have all these different things but we need the men of this City to stand up and be counted for what's important in a City. Your families, our families are what's important in this City. If, I don't know what else you're doin' that you feel is more important than that, but this is where it's at. This is where all the money is coming to. This is where you need to be.

Again, Riviera Beach is a small City and it looks like there are very few men in this City. So men, please stand up. Please be accounted. I'm asking because there is works that are going on in this City, against this City to cause us to lose this City. Every once in a while you hear about the sticks and you hear about, uh, Flagler and you hear about the Town of Palm Beach and how that was taken away from us, as black people. It's the same thing that's going on here in Riviera Beach right now, in your day and age, 2015. In gentrification has been going on for a very long time and I just implore you to

please come out, be counted. And, again, poor men, not just vote, that's March, that's in March 2016...

UNK: [Inaudible].

MR. ROBERTS: Be heard right now. If you think you're poor or if you don't think you're poor, come and find out whether or not you're poor, men.

CHAIR PARDO: Okay. Thank you. Last card. Reverend Davis, please.

REVEREND DAVIS: Reverend Davis. Hilltop Baptist Church. Let me say in love that I think this City's out of control. The code enforcement is out of control. They suppose' to work five days a week. They're working seven days a week, going around taking pictures of people home and of their grass. They're putting \$250 [inaudible] lien on the people, citizen's property. The other lady that has five boys, her husband has deceased. She's two months behind in her mortgage. The code enforcement informed her that she had to put down new grass. Where is she gonna get the money from? She does not have it.

Reverent A.C. Evans said the City of West Palm Beach has \$50,000 went for people in need. Ms. Mary McKinney or the City Council, someone need to contact them to see what, how they're doing this because people need help out here.

The Water Department's out of control. If you have a \$90 a month water bill and you cut your water use down to \$45 a month, the Water Department put, put a surcharge on you so you have to pay for the water you didn't use. I mean, where this come.., I, I, myself, to me it's just crazy. And it's sad that we don't take more notice of the citizens. I have a friend in Singers Island, attorney, James Stewart. He said he use 2,000 gallons of water a month. The City has charged him with 20,000 gallons of water a month. He has no leaks and it's impossible to get the bill to change. They just don't care. They act like dictators.

The Code Enforcement, the Water Department, other departments are just charging people these high amount of money and all to pay these big salary' that we are paying. \$200,000, \$180,000, \$150,000, \$120,000. I mean, it's, it's just a disgrace that we rob the poor for the rich.

If these developers who want, uh, this property, let 'em buy it. They are billionaires, they are trillionaires. They don't have to take these people property. They can buy it. A lady sold her house about eight years ago, two bedroom house for \$600,000. They can buy these people property. They, they don't need to take it from them. Or the, the government don't let, don't need to let these people take these people property. I'm saying this, that we need to stop and try to help these people. Do what we can to help 'em because it's a disgrace what we are going through with. We need to get together and try to help the citizen' of this City. God bless you. We will continue with our Regular Agenda. Item 14.

CITY CLERK ANTHONY: A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida approving the development of a one-story, 940 sq. ft. marina fuel building and retail store within the City's municipal marina docks located at 200 East 13th Street on the east side of Avenue C and providing an Effective Date.

CHAIR PARDO: Do we have a motion?

COUNCILPERSON THOMAS: So move.

PRO TEM DAVIS: Second.

CHAIR PARDO: Okay. Do we have a presentation? What?

[Inaudible]

CHAIR PARDO: No. Remember we asked for it to come back. But, do we need a presentation?

COUNCILPERSON THOMAS: I don't. I mean...

MAYOR MASTERS: I don't.

CHAIR PARDO: Ms. Miller, do you need a presentation?

COUNCILPERSON MILLER: Yeah.

CHAIR PARDO: Okay. Ms. McKinney.

MS. MCKINNEY: Okay. This was part of the marina's future plans to finish out the marina and the dock improvements and they plan to build a 940 sq. ft. marina fuel building and retail store on the recently constructed docks, within the marina, after the previous fuel building and ship store were demolished during installation of the new docks. And the aerial that's up on the board there shows you the location at the proposed new marina fuel building will be.

CHAIR PARDO: Wait, excuse me.

MS. MCKINNEY: It's alright.

CHAIR PARDO: Could you please take your private conversations outside?

UNK: Excuse me, I'm sorry [inaudible].

CHAIR PARDO: Okay. Go ahead, Ms. McKinney.

UNK: Oh, you know what, wait, no, it's here.

UNK: Oh.

UNK: Right here.

UNK: Oh, thank you, [inaudible].

UNK: Okay.

CHAIR PARDO: Okay. Sorry about that.

MS. MCKINNEY: And this is a, example, an illustration of the building as it would be built out over the dock. The building will be anchored on the southwest corner of Pier D in the existing floating docks, with access available from Pier D. The building will provide new retail space with a large transaction counter, interior display cases, wall mounted retail display and outdoor fuel facilities. And the revenues will be primarily generated from maritime patrons.

And on March 26, 2015, the Planning & Zoning Board, as advisory to the City Council, reviewed the marina's development proposal and unanimously recommended approval of this project to the City Council. Additionally, Staff finds that this development proposal to build the one-story 940 sq. ft. marina fuel building and retail store on the docks, is consistent with the City's Comp Plan and all applicable building codes. Thank you.

CHAIR PARDO: Alright, thank you.

COUNCILPERSON MILLER: Madam Chair?

CHAIR PARDO: Yes, Ms. Miller.

COUNCILPERSON MILLER: Will this be staffed by City employees?

MS. MCKINNEY: This will be staffed by City employees.

COUNCILPERSON MILLER: Okay.

CHAIR PARDO: Okay. That's it? Anything else? Okay. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: Councilperson Miller?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: Pro Tem Davis?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: Chair Pardo?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIR PARDO: Thank you. Item 15.

CITY CLERK ANTHONY: A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida recommending conceptual approval of Project Pisces, a company authorized to do business in the State of Florida as a qualified target industry business pursuant to Florida Statute 288.106 and conceptual approval of an incentive for Project Pisces for the State's Quick Action Closing Fund as a local required match for each incentive, providing for local financial support for the QTI program, not to exceed \$82,500 and for the QACF program, not to exceed \$167,500 and providing an Effective Date.

COUNCILPERSON THOMAS: So move.

PRO TEM DAVIS: Second.

CHAIR PARDO: Okay. Mr. Jones.

DEPUTY CITY MANAGER JONES: Madam Chair. Danny Jones, Deputy City Manager. What you have before you is an economic opportunity for a local business here in the City of Riviera Beach pursuant to Florida Statute 288.106. The company's identity, at this time, has, will remain confidential as the State of Florida, along with Palm Beach County and the Business Development Board are negotiating with the company to retain this company in the City of Riviera Beach.

Currently, this company established itself in Riviera Beach some five or six years ago with four employees. They currently have 149 employees at the time this particular item was draft but, as of yesterday I spoke with the CEO, they now have 165 employees. This is an incentive package to bring an additional 275 employees to the City of Riviera Beach, growing the total number of employees to this business, this manufacturing business here in the City of Riviera Beach, to nearly 500 over the next three years. What we're asking is to support the State in providing an economic incentive to this company, to assist this company grow in the City of Riviera Beach. The total investment over the next six years for the City of Riviera will be approximately \$250,000.

If you look at the backup materials, you'll see that there's a requirement for participation by the local governments, the State of Florida is going to provide a huge incentive for this program, nearly, with this state and local incentives, nearly \$4.5 million for 275 jobs. This company plans to purchase and occupy a space that's currently vacant in the City of Riviera Beach for 15,000 sq. ft. In talking and negotiating with the CEO and representatives for the company, they have committed to the City to do several things. One being, when they renovate the local, this property, they will use local contractors and work with our local vendors to purchase materials, as well as host three exclusive job fairs for the City of Riviera Beach.

When I mentioned earlier the 149 employees, this company has already demonstrated their ability to employ local residents. Currently, twenty (20%) percent of their workforce live, work and play in the City of Riviera Beach and they're looking, looking to increase that number. They've also agreed to partner with the City and use City facilities to use to train potential employees over the three year period. If you look out the job, look at the job increasing, how they will increase the jobs there, there will be 100 the first year, 75 the next year and 100 the following year. During those incremental stages of job increase, of increasing jobs, the City will work with this company to provide training to those employees who didn't meet the first round, to possibly meet the second round, to possibly meet the third round.

So Staff is recommending that you approve this conceptual program so that we are able to acknowledge to the State, the City's willingness to participate so that this incentive can be distributed. Thank you.

CHAIR PARDO: Okay. We have no public comment cards. Anything from the Board?

UNK: [Inaudible].

COUNCILPERSON MILLER: Yes. Madam Chair? Do you have the description of what type of jobs they will be, be able to look for, for our residents here or those that are gonna be applying?

DEPUTY CITY MANAGER JONES: I do not have the specific job descriptions and titles, today. I spoke with CEO and they will provide those to me in writing on Monday. But the jobs will be from warehouse to manufacturing to packing to professional jobs, including degreed positions. If I divulge the type of degrees, at this particular time, the specific ones, it'll kinda indicate the type industry that we're looking to target here.

COUNCILPERSON MILLER: Okay. Could I get a copy of that when you get that on Monday?

DEPUTY CITY MANAGER JONES: Yes, ma'am.

COUNCILPERSON MILLER: Okay. And also, would there be a penalty to the company if they don't come through with jobs for our residents?

DEPUTY CITY MANAGER JONES: There'll be a penalty if they don't come through with the jobs period.

COUNCILPERSON MILLER: Not guaranteeing that they have to get so many Riviera Beach residents?

DEPUTY CITY MANAGER JONES: There's no guarantee that they will provide those jobs to the City of Riviera Beach residents. What we have is, we have the word of the CEO who's already demonstrated their ability to employ Riviera Beach residents and their commitment to hold exclusive job fairs for the City of Riviera Beach residents

and their partnership with the City to host trainings at City facilities and to provide the necessary instructors to give our citizens the opportunity to become, not gainfully employed, but to have careers. They don't plan to go anywhere. Their product, currently, is being shipped around the world as well as being distributed from our largest local retail shops in the United States and in Riviera Beach.

UNK: Okay.

MAYOR MASTERS: Madam Chair?

CHAIR PARDO: Yes, Mayor.

MAYOR MASTERS: Mr. Jones, let me just kinda have a little conversation with you. So, you're telling me that this company has twenty (20%) percent of their job force is from Riviera Beach?

DEPUTY CITY MANAGER JONES: Yes, sir.

MAYOR MASTERS: What you're also telling me that eighty (80%) percent of their job force is not from Riviera Beach.

DEPUTY CITY MANAGER JONES: The current 149, yes, sir.

MAYOR MASTERS: Eighty percent, if twenty percent is Riviera Beach, then eighty percent isn't from Riviera Beach. Is that correct?

DEPUTY CITY MANAGER JONES: That is correct, sir.

MAYOR MASTERS: Thank you. Also, do you know whether this company has any minorities on their Board of Directors?

DEPUTY CITY MANAGER JONES: No, sir. I think it's a privately held company. I don't know if they have Board of Directors.

MAYOR MASTERS: Doesn't matter. They've got somebody. You don't know, if they have any African Americans at the top level? Let's go by the top level of management or administration. Do you know that?

DEPUTY CITY MANAGER JONES: I would say that they have African Americans in some of the top jobs at the company.

MAYOR MASTERS: Top level of administration. Do you know that?

DEPUTY CITY MANAGER JONES: Yes.

MAYOR MASTERS: Okay. I wanna be, wanna make sure I understand you clearly. We don't have any evidence, whatsoever, that what they're saying as far as 230, 40 jobs or whatever cause, you know what, I hear this all the time about companies that wanna come in here and the sell us a Bill of Sales. I heard it about

Stonybrook, I heard it about all kinds of stuff and I find out they tell us things. We, there was a company, that you and I had talked to that was from out of the state, they claimed that they were gonna hire Riviera Beach residents and when, when the, when it came out, they were looking for people that could speak Spanish. You know, so, you know, I hear these things and I, I'm suspect of what I hear because I don't see, see it at the end of the day. They tell us all this good stuff. Get us thinking that they're gonna do it. Do you have any evidence whatsoever that they're going to hire 240 or 50 people from Riviera Beach? Period.

DEPUTY CITY MANAGER JONES: No, sir. Other than their commitment to do so and the current workforce that their, they have on staff, employed on.

MAYOR MASTERS: So, basically, you're telling me that because they, they gave us their word? They had nothing in writing, correct? To this.

Riviera Beach citizens jobs, sir.

MAYOR MASTERS: But right now, eighty percent of the jobs they have is to non-Riviera Beach residents. Thank you, sir.

DEPUTY CITY MANAGER JONES: Yes, sir.

CHAIR PARDO: Alright. I'd like to make a comment because, you know, unfortunately, we can't announce who this company is. This company's been in Riviera Beach a long time and once it's made public, and I guess it'll be made public in a joint announcement with the State?

DEPUTY CITY MANAGER JONES: Yes.

CHAIR PARDO: Right? Because the State is participating in this along with the County?

DEPUTY CITY MANAGER JONES: Yes, ma'am.

CHAIR PARDO: You know, once it's made public, I think people will understand why we don't have a hundred (100%) percent employee participation, here and, you know, part of the problem is because of the skills that are needed and the education that's needed for a lot of these jobs. But, going forward with their expansion, there's going to be opportunities across the board. And I met with the owner yesterday and she talked about, you know, we spoke about the, the room that we have on the second floor in the library, with all of the computers and we talked about moving forward and doing job training in that facility to make it easier for the residents who would like to apply for the jobs. So the can do the training there, you know, right in the heart of the City.

Mayor, I'm with you. You know, we hear about companies coming in saying, "I'm gonna hire all Riviera Beach," and once they get approval, then, you know, they forget about Riviera Beach. But the good thing about this is, they have to meet certain

requirements to go after the money. It's not like the City's gonna write the check and then could do whatever they want. And the same with the County and the...

DEPUTY CITY MANAGER JONES: The state.

CHAIR PARDO: ...State. So there's a lot of, you know, different criterias they need to meet. I feel very optimistic about this. You know, they want to expand and I know that a couple of cities, north of us, have been trying to court them. But they would prefer to stay in Riviera Beach because this is where their business started and, you know, the City has worked with them and...

DEPUTY CITY MANAGER JONES: Thank you.

CHAIR PARDO: Yeah. I think, I just think it's a, a really good opportunity.

MAYOR MASTERS: Madam Chair.

CHAIR PARDO: Yes, Mayor, please.

MAYOR MASTERS: I'm glad you feel comfortable with it. I, I respect your comfort level but there's no one up here has worked harder to put people to work in this City, there's no one up here who has conducted job fairs, after job fairs, after job fairs. I'm insulted by the fact that no one told me. Why have..., why wasn't I told? Why wasn't I asked about this? I mean, why? I would like to know about this. It shouldn't be a secret from the Mayor, who's, who's known as the jobs Mayor. I don't know anything about it and, you know, I could have the same comfort level that the Chair would have. But, as the jobs Mayor, I think I should have been one of the first or second people to have been told. I'm offended.

CHAIR PARDO: Mayor, can I say something?

MAYOR MASTERS: Yes.

CHAIR PARDO: I, I promise you, I wasn't aware that you were not aware of this.

MAYOR MASTERS: I wasn't.

CHAIR PARDO: But, in the conversation that I had with the owner yesterday, she spoke about you and the job fairs that you have held in the past and she's been part of your job fairs.

MAYOR MASTERS: Tell her to speak to me.

CHAIR PARDO: So, I wasn't..., yeah. So, I just assumed...

MAYOR MASTERS: Yeah.

CHAIR PARDO: ...that, you know, you were part of the discussion.

MAYOR MASTERS: I was left out.

CHAIR PARDO: Yeah.

MAYOR MASTERS: MR. JONES, will you make...

CHAIR PARDO: I...

MAYOR MASTERS: ...sure that I...

CHAIR PARDO: ...I truly apologize...

DEPUTY CITY MANAGER JONES: I'll make sure...

CHAIR PARDO: ...for that.

DEPUTY CITY MANAGER JONES: ...that you're informed, Mayor. And...

CHAIR PARDO: I wasn't aware...

DEPUTY CITY MANAGER JONES: ...you, you sign off on the confidential...

MAYOR MASTERS: Tomorrow.

DEPUTY CITY MANAGER JONES: ...document.

MAYOR MASTERS: I wanna know...

DEPUTY CITY MANAGER JONES: Yeah.

MAYOR MASTERS: ...tomorrow. Thank you.

DEPUTY CITY MANAGER JONES: But, what we're asking for tonight is conceptual approval. We're not approving any dollars or funds. Just for Staff to further explore and bring back a contract to the Council.

CHAIR PARDO: Okay? Alright. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Miller?

COUNCILPERSON MILLER: No.

CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: Pro Tem Davis?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: Chair Pardo?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: That motion is approved with Councilperson Miller dissenting.

CHAIR PARDO: Thank you. Item 16.

CITY CLERK ANTHONY: A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida authorizing the Mayor and City Clerk to execute an agreement with Torcivia, Donlon, Goddeau & Ansay, P.A. to represent the City in the negotiation of labor contracts and to provide other labor legal services to the City, authorizing the Director of Finance and Administrative Services to make payment from account no. 0-0-1-0-5-1-2-5-1-9-0-3-1-0-1 and provide an Effective Date.

CHAIR PARDO: Do we have a motion?

COUNCILPERSON THOMAS: So move.

CHAIR PARDO: Is there a second?

PRO TEM DAVIS: Second.

CHAIR PARDO: Okay. Alright. We have some public comment cards. Bonnie Larson and then Willis Williams.

MS. LARSON: Bonnie Larson. I remember Mr., um, Torcivia, the attorney. We've had him for many years and we've known him for many years. He's worked for Riviera Beach multiple times and apparently was on the labor relations issue. He, from what I can gather, he was a partner of Mr. McLean, who's number seven, Item No. 17. They were partners at one time when we hired them to do...

UNK: Several things.

MS. LARSON: Well, we had both of 'em, anyway. Okay. We don't explain this here. There's no presentation, no nothing here. That was my understanding of it. So, apparently it was wrong. You can explain, not on my three minutes though. But anyway, um, we're hiring now, they, they both work for different companies now. So, No. 16 and No. 17 we're hiring both of those companies those two gentlemen work for. Why don't we just hire one of the companies? Why are we hiring both of them? Cause, like I said, it was my understanding that we had both of them before when they were partners. Apparently, that's not true but please explain why we're hiring two separate companies to do the labor negotiations contracts? Thank you.

CHAIR PARDO: Thank you. Willis Williams and then Fane Lozman.

MR. WILLIAMS: Willis Williams again. 1690 West 26th Court. And I'm kinda like Ms., the previous speaker here. I'm confused. If you've got labor attorneys and, and especially, uh, Torcivia, I wanna pronounce it right. They are serving as Mrs. Ryan's attorney that, as assistant attorney to Mrs. Ryan right now in the, on a day-to-day basis. In, in the City Hall?

CITY ATTORNEY RYAN: Mhmm.

MR. WILLIAMS: Aren't they working right now?

CITY ATTORNEY RYAN: Mhmm.

MR. WILLIAMS: On a day-to-day basis? Okay. So, why do we need two labor attorneys? Now, I've sat across the table with Mr. McLean. And four years ago, Mr. Thomas so adequately put it that, uh, why wouldn't, why couldn't we find some labor attorneys right here in Palm Beach County? Mr. McLean lives, and City Manager, way on the west coast. We bogged down in negotiations because he couldn't get there, and I'm going ahead of myself because I'm going to 17 cause I, I could stay here and get it all done one time, but, uh, we, we, we gotta problem here. You know? With both of 'em now, gon', we gon', we gon' hire both of them of labor attorneys. Mr. McLean ha., is City Manager over on the west coast plus he's a labor attorney, been around the City for quite some time. Mr. Thomas also said four years ago, why we cannot find some attorney right here in Palm Beach County? And I for sure there some labor attorneys here. So, why we keep doing this and, he, he brought it to the Board. So, why we still doing the same thing?

The other thing is, I see that Mrs. Jones talks about her contract on here tonight. I wanna know why Mrs. Ryan's contract is not back up before this Council. Because we, we, we got a problem. This, this time is going on and we're gonna renew her contract? We would need to talk about it. We need to get it on the Agenda cause we gonna slip right through the cracks like we've been doin'. So please, take the time. Table this if you have too but not, not vote on this tonight. Let, let's find out, get some more information here. Let's not just go with this cause Ms. Ryan put it on the Agenda.

CHAIR PARDO: Thank you. Fane Lozman.

MR. LOZMAN: Fane Lozman. I agree with the prior speaker to table this Item until Councilperson Miller and Councilperson Davis can review the transcript of the closed executive session where Glen Torcivia's law firm represented the City in a lawsuit I filed regarding written minutes. The City had not been producing written minutes of its meetings and I, and I pointed that out to the City Attorney and the City Manager at the time, and the response from the City Attorney was, 'Go file a lawsuit,' which I did.

CITY ATTORNEY RYAN: That's a lie.

MR. LOZMAN: And the...

CHAIR PARDO: Alright. Wait. Cause this isn't group participation.

MR. LOZMAN: And, and the City., so, anyway, we filed the lawsuit and the City hired Glen Torcivia to represent the City. Okay? While this was going on, I, my legal bill's being run up and I gave a settlement offer of the City. I said keep the written minutes and pay me \$16,000 for my legal fees. That settlement offer never made it to Lynn Hubbard and when Judy Davis asked was the settlement offer made. No. Even though, when, when I get the material to ya, I'll email to ya, there was a settlement offer made.

What happened was, the case went to the lower court, the state court and we won summary judgment. Glen Torcivia came to an executive session that Mr. Thomas and, and Ms. Pardo was and convinced the City to file an appeal on my victory. Even though, at the time, I think it was., I can't think of her name but one of the two people that voted to replace the, the City Attorney, Shelby Lowe and the other lady. They said that doesn't make sense. Why are we appealing, we know we have to keep written minutes and Torcivia said, you know, they encouraged to go with the appeal and didn't disclose that a settlement had been made for sixteen grand. Anyway, we go the appellate court, there's oral argument and the Judge, on the panel, the Chief Judge of, African American lady, like, laughed at Torcivia. Or Ms. Goddeau who was representing Torcivia at the oral argument, said the Supreme Court of Florida said you have to keep written minutes. Why are we here? That panel affirmed the lower court ruling and the City wrote me, wrote me eighty-five, a check for \$85,000 and agreed to keep the minutes. Okay?

But Torcivia misled you throughout that process. But you don't have to take my word for it. I will get you the transcripts of the executive sessions that were attended by everybody up there cause, they also misled Thomas and Pardo and Davis. Especially Davis cause Davis didn't wanna keep fighting the written minutes too cause you have to keep written minutes. That's just the way it is. But I will get you that information and you will see that, forgetting the legal advice from your City Attorney that was reprehensible, the legal advice from Torcivia was generated, was given to generate billable hours for his firm.

MR. LOZMAN: Table this. Look at the material I'll give you and then come back and vote on it.

CHAIR PARDO: Thank you. Okay, Ms. Ryan.

CITY ATTORNEY RYAN: Madam Chair.

CHAIR PARDO: [Inaudible]. What's going on?

CITY ATTORNEY RYAN: First I'm gonna say, it is very difficult to sit here and have to listen to outright lies.

MR. LOZMAN: [Inaudible] the truth.

CITY ATTORNEY RYAN: It's very difficult. The issues about Mr. Lozman's lawsuit were rehashed in the five week trial with Judge Hurley. If you want, are interested in finding out what happened with that case, I'm happy to provide that to you. As it relates to Mr.

Torcivia's, the labor agreement with Mr. Torcivia and with Mr. McLean, technically, this is a human resources item as they are in charge of labor negotiations. However, let me explain the history for those of you do not remember and for the benefit of both Mr. Davis and Ms. Miller. And, as I stated, as it's stated in the Agenda Item, in 2011, 2012, the City Council decided that it wanted to go out for bid, for lack of a better phrase, for labor services. We had been using the same firms for years and the Council just decided it wanted to go out. We're not required to under the Procurement Code but we did. We went for RFP and there were four firms that were interviewed and ranked and brought back to the City Council for consideration.

The City Council review 'em and Ms. Pardo, if I recall correctly, brought up and... the issue about having local attorneys participate and, at that time, the City Council decided that it wanted to hire both Mr. Torcivia from his office, Glen Torcivia's office and Mr. McLean, McLean, McLean. They both have different law firms. Mr. McLean has been doing labor services for the City since before I became an employee of the City. He is an excellent attorney, as many of you know. And, his reputation is impeccable. The same with Mr. Torcivia. They have done the work for three years.

The Resolution that was presented to the Council three years ago had both of their names in it only because the City Council voted to have them, they voted that night at, at a Council meeting and we just brought the item back for formal ratification with the separate agreement. So, they were under one Resolution. Tonight, because we're not doing the same thing, we decided to put them on separately, as two different Resolutions. Of course, the City Council can decide what it wants to do but Mr. Torcivia has represented the City as it relates to the fire union contract and with PMSA, if I'm correct. And, Mr. McLean has represented the City on the police contract and on the general employee's contracts for the last three years. So, you know, if you have any further questions but that is, that's basically the, the meat of how they ended up separately on the Agenda this time when they were together the last time. And I think that their agreements from before are included for your review.

COUNCILPERSON MILLER: Madam Chair?

CHAIR PARDO: Ms. Miller.

COUNCILPERSON MILLER: Do we know, well, I know we should probably know but, can someone tell me about how many of our lawsuits are outsourced? Do we do any in-house representation of the lawsuits or most of them are outsourced?

CITY ATTORNEY RYAN: Are you talking about labor or are you talking in general?

COUNCILPERSON MILLER: In general.

CITY ATTORNEY RYAN: In general, we have two attorneys.

COUNCILPERSON MILLER: Mhmm.

CITY ATTORNEY RYAN: And we represent the City on some of the small claims and foreclosure lawsuits and on EEOC complaints and, you know, any of the, any small issues that come up. But because, if there are only two attorneys in-house, we do outsource most of the litigation.

COUNCILPERSON MILLER: Okay.

CITY ATTORNEY RYAN: I wanna talk to you about a, a case that we won tonight a, a little bit later. But yes. And they've done the labor for many years. The City Attorney's office did do labor many years ago but, because of the work load, it was decided to, to send it out.

COUNCILPERSON MILLER: Okay. Okay.

CHAIR PARDO: Wha.., anything else from Council?

PRO TEM DAVIS: Madam Chair?

CHAIR PARDO: Yes, Mr. Davis?

PRO TEM DAVIS: Are there any other services they provide outside of labor agreements? Labor negotiations?

CITY ATTORNEY RYAN: Yes.

PRO TEM DAVIS: Okay.

CITY ATTORNEY RYAN: Which.., who, who are you talking about?

CHAIR PARDO: Item 17.

PRO TEM DAVIS: Well, just on this Item here alone.

UNK:

PRO TEM DAVIS: 16.

CITY ATTORNEY RYAN: Mr. Torc...

PRO TEM DAVIS: Mr. Torcivia.

CITY ATTORNEY RYAN: Torcivia's office?

PRO TEM DAVIS: Yeah.

CITY ATTORNEY RYAN: Yes. Mr. Torcivia's office provides a myriad of services for the City. A few years ago, the City Council, when we, the City Council decided that it no longer wanted to have an in-house police advisor...

PRO TEM DAVIS: Mhmm.

CITY ATTORNEY RYAN: ...and wrote that position out of the budget. They gave the police department \$50,000 a year to.., we ended up saving, the, the in-house attorney was a, you know, the budget was around \$150,000. And the police department asked if they could have an outside attorney provide the services that the then police general counsel, or, used to provide. So, Mr. Torcivia's office has filled that role for them and, as Mr. Willis stated, since my Assistant City Attorney has been out, I have used Mr. Torcivia's office to provide some Assistant City Attorney work for me a couple days a week. They review contracts, they meet with some of the departments and just provide some of the work while I'm still going through the process of hiring and Assistant City Attorney.

PRO TEM DAVIS: And what budget they're being paid out of?

CITY ATTORNEY RYAN: That is being paid out of my salary line item account.

PRO TEM DAVIS: Which is, wha.., what your previous Assistant City Attorney was covered under, correct?

CITY ATTORNEY RYAN: Well, I'm paying it out of my services line item...

PRO TEM DAVIS: Okay.

CITY ATTORNEY RYAN: ...and I'm transferring the money from salaries...

PRO TEM DAVIS: Salaries.

CITY ATTORNEY RYAN: ...to that account...

PRO TEM DAVIS: Okay.

CITY ATTORNEY RYAN: ..because the, I'm not paying for that position right now.

PRO TEM DAVIS: Okay. So right now just workin' on, your office [inaudible] reviewing contracts...

CITY ATTORNEY RYAN: Correct.

PRO TEM DAVIS: ...more than an advisor and now, how do we get to the three years? Who determined the three years for the contract?

CITY ATTORNEY RYAN: That's what the contract was before.

PRO TEM DAVIS: Okay.

CITY ATTORNEY RYAN: That was not determined by.., that was just, we just renew.., put the contract on for the same lim.., same number of years as before.

PRO TEM DAVIS: So, it's saying here that \$75,000 here, budget for the two agreements and then, two agreements. Is this with just Torcivia and McLean or...

CITY ATTORNEY RYAN: Yes. That, this is under human resources and, and...

PRO TEM DAVIS: I know because...

CITY ATTORNEY RYAN: ...human resources can...

PRO TEM DAVIS: ...his name...

CITY ATTORNEY RYAN: ...speak to that.

PRO TEM DAVIS: ...is not mentioned. Oh, well.

CITY ATTORNEY RYAN: That's in the, the human resources line item. They paid them for those services.

PRO TEM DAVIS: For both?

CITY MANAGER JONES: For labor.

CITY ATTORNEY RYAN: Correct.

PRO TEM DAVIS: For labor.

UNK: Labor.

CITY ATTORNEY RYAN: For labor issues.

PRO TEM DAVIS: I'm looking at the backup here. Yeah, where [inaudible] McLean, what's his firm listed under? Okay, I see..

CITY ATTORNEY RYAN: He's the...

PRO TEM DAVIS: ...it in the back. I see it...

CITY ATTORNEY RYAN: Yeah.

PRO TEM DAVIS: ...down there.

CITY ATTORNEY RYAN: He's in the, the second Agenda Item.

PRO TEM DAVIS: Cause [inaudible] recommendations. Okay.

CHAIR PARDO: Item 17.

PRO TEM DAVIS: So, but back in 17, that's something separate, from McLean?

UNK: [Inaudible].

CITY ATTORNEY RYAN: It's the separ..., it's Mr. McLean's agreement.

PRO TEM DAVIS: Okay.

CITY ATTORNEY RYAN: For, to provide the same services.

CHAIR PARDO: For police.

CITY ATTORNEY RYAN: For, for police.

CITY MANAGER JONES: For police.

CITY ATTORNEY RYAN: And for SEIU services.

PRO TEM DAVIS: So, Torcivia will not be doing police anymore then?

CITY ATTORNEY RYAN: He's never done police. Oh no...

CHAIR PARDO: He's fire.

CITY ATTORNEY RYAN: Okay.

PRO TEM DAVIS: You did say...

CITY ATTORNEY RYAN: I'm sorry.

PRO TEM DAVIS: You did say...

CITY ATTORNEY RYAN: He, that's under a separate...

PRO TEM DAVIS: 2011, 2012, correct?

CITY ATTORNEY RYAN: Under a separate agreement, the police department hires Mr. Torcivia's office...

PRO TEM DAVIS: Okay.

CITY ATTORNEY RYAN: ...to fill...

PRO TEM DAVIS: Okay.

CITY ATTORNEY RYAN: ...the role of the police general counsel.

PRO TEM DAVIS: Okay.

CITY ATTORNEY RYAN: But since the City Council took that position out of the budget.

PRO TEM DAVIS: Alright. I got it.

CITY ATTORNEY RYAN: Does that make sense?

PRO TEM DAVIS: Yeah. I got it.

CHAIR PARDO: Okay. So, just to clarify it, alright, this Item is for the Torcivia fi., law firm to provide labor services to the fire department.

CITY ATTORNEY RYAN: Well, not...

CHAIR PARDO: Or to...

CITY ATTORNEY RYAN: ...to the fire department.

CHAIR PARDO: No, to the Fire...

CITY ATTORNEY RYAN: As it relates to...

CHAIR PARDO: ...Pension Board.

CITY ATTORNEY RYAN: ...the fire union...

CHAIR PARDO: Right.

CITY ATTORNEY RYAN: ...issues and...

CHAIR PARDO: And all the labor.

CITY ATTORNEY RYAN: And the PM...

CHAIR PARDO: For the fire.

CITY ATTORNEY RYAN: And PMSA and their labor issues.

CHAIR PARDO: Okay.

CITY ATTORNEY RYAN: That is correct. And they both, the Coun., they met with the Council on several occasions in closed executive sessions.

PRO TEM DAVIS: Mhmm.

CITY ATTORNEY RYAN: When we talked about the FRS issues, they were both, Mr. McLean and Mr. Torcivia, were both here.

PRO TEM DAVIS: Okay.

CITY ATTORNEY RYAN: For that.

PRO TEM DAVIS: PMSA, that's the supervisors, correct?

CITY ATTORNEY RYAN: Correct.

PRO TEM DAVIS: Okay.

CITY ATTORNEY RYAN: Professional...

CHAIR PARDO: Right.

CITY ATTORNEY RYAN: Managers...

CITY MANAGER JONES: Supervisors [inaudible].

CITY ATTORNEY RYAN: Supervisors Associates.

CHAIR PARDO: Okay.

PRO TEM DAVIS: Okay.

CHAIR PARDO: Alright?

COUNCILPERSON MILLER: Can I make a motion?

CHAIR PARDO: Yes, you can.

COUNCILPERSON MILLER: I'd like to..., I, I had the opportunity of meeting of them on yesterday. They gave a very good presentation and gave me a, a quick overview as to some of the services that they provided and who they, who they've sat with and negotiated with and that was very enlightening. I do wanna make a motion that we award him a possibly of the six month contract at the rate of two ten and maybe that would be able to give me a little time to be able to provide a little more insight into furthering the contract. So, I'm making a motion that we extend the six month contract at a rate of \$210.

CHAIR PARDO: Is there a second?

PRO TEM DAVIS: Second for discussion.

CHAIR PARDO: Go ahead.

PRO TEM DAVIS: So, you're, you're a... Madam Chair?

CHAIR PARDO: Yeah. Go, go ahead.

PRO TEM DAVIS: So, if Councilman...

COUNCILPERSON THOMAS: [Inaudible].

CHAIR PARDO: Yeah.

COUNCILPERSON THOMAS: Just so I understand this. You, it's, it's a live motion?

CHAIR PARDO: It's a live motion.

CITY ATTORNEY RYAN: There was already a motion on the floor.

COUNCILPERSON THOMAS: I know. That's what I was trying to...

CHAIR PARDO: But...

COUNCILPERSON THOMAS: ...figure out.

CITY ATTORNEY RYAN: I, I know.

COUNCILPERSON THOMAS: Is this a li... Is this a live motion on the amended motion Ms. Miller is making?

CHAIR PARDO: Correct.

COUNCILPERSON THOMAS: Okay.

PRO TEM DAVIS: Thank you. So, you're asking for more time?

COUNCILPERSON MILLER: Yes.

PRO TEM DAVIS: [Inaudible]. So you're asking us to extend the contract...

COUNCILPERSON MILLER: To do six months instead of the three years.

PRO TEM DAVIS: Okay. That's fine.

CHAIR PARDO: And reduce the rate.

COUNCILPERSON MILLER: Yes.

PRO TEM DAVIS: Okay. I second that.

COUNCILPERSON MILLER: Until we can look at it a little more.

PRO TEM DAVIS: And then bring it back later for discussion. I second it.

CHAIR PARDO: Alright. Madam Clerk.

CITY CLERK ANTHONY: **COUNCILPERSON THOMAS?**

COUNCILPERSON THOMAS: On the amended motion, no.

CITY CLERK ANTHONY: Correct. Okay. **COUNCILPERSON MILLER?**

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: *PRO TEM DAVIS?*

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: **CHAIR PARDO?**

CHAIR PARDO: No.

CITY CLERK ANTHONY: That motion fails.

CHAIR PARDO: Okay. Fine. So, we have the original motion on the floor to move forward with this three year contract.

[Inaudible discussion]

CHAIR PARDO: Anything else?

CITY ATTORNEY RYAN: It's an amendment to the motion.

COUNCILPERSON MILLER: No.

CITY MANAGER JONES: The amendments...

CHAIR PARDO: There was an amendment to the motion.

CITY CLERK ANTHONY: The amended motion failed.

CHAIR PARDO: Correct. So now we're going back to the...

CITY CLERK ANTHONY: Original motion.

CHAIR PARDO: ...original motion

CITY CLERK ANTHONY: Mhmm.

CHAIR PARDO: So, anything else from Council on the original? Alright. Madam Clerk.

CITY CLERK ANTHONY: **COUNCILPERSON THOMAS?**

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: **COUNCILPERSON MILLER?**

COUNCILPERSON MILLER: No.

CITY CLERK ANTHONY: Councilperson, *PRO TEM DAVIS*?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: *Pro*, **CHAIR PARDO**?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: That motion is approved with **COUNCILPERSON MILLER** dissenting.

CHAIR PARDO: Okay. Thank you. Now we have Item 17.

CITY CLERK ANTHONY: A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida authorizing the Mayor and City Clerk to execute an agreement with McLean & Co., LLC to represent the City in the negotiation of labor contracts and to provide other labor legal services to the City, authorizing the Director of Finance and Administrative Services to make payment from account number 0-0-1-0-5-1-2-5-1-9-0-3-1-0-1 and provide an Effective Date.

COUNCILPERSON THOMAS: So move.

CHAIR PARDO: Is there a second? Second? Is there a second? Okay. There's no second. Motion fails. There's no motion.

CITY ATTORNEY RYAN: Okay.

CHAIR PARDO: Alright. We will continue. Discussion and Deliberations. Item 18.

CITY MANAGER JONES: [Inaudible].

CITY CLERK ANTHONY: The motion died.

CITY MANAGER JONES: The what?

DISCUSSION AND DELIBERATION

CITY CLERK ANTHONY: A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida authorizing the Mayor and City Clerk to execute a Memorandum of Understanding between Urban League of Palm Beach County, Inc. and the City of Riviera Beach for a period of three years commencing April 15, 2015 to provide services and support that will sustain the National Urban League Incentive to excel and exceed NULITES Program and provide an Effective Date.

CHAIR PARDO: Do we have a motion?

PRO TEM DAVIS: I, I move.

CHAIR PARDO: Is there a second?

COUNCILPERSON MILLER: Second.

CHAIR PARDO: Okay. Do we have a presentation or?

PRO TEM DAVIS: Yes.

CHAIR PARDO: Go ahead.

PRO TEM DAVIS: I have Ms., Ms. Scott here. She came out with, on behalf of the Urban League. This is MOU is dis..., basically discussing us furthering it and improving our relationship between the City and, and Riviera and the Urban League. The NULITES Program has been a program that's in existence for many years and they've been servicing our youth in Riviera Beach. And what this program does is it allows us to partner up with the Urban League, do presentations, help be supportive to the point... cause a lot of times I go over there and we do presentations. We talk about the different services that we have. So, I think it's very valuable that each one of the City Commissioners or the City Manage or the, or the fire chief or the police chief go over there and just led a hand of support as we mentor our youth over in the Urban League because this is something that's been going on for a long time. They dedicate and they really drive that all their children apply for scholarships for, for college and applications. And I think it'd be something, that it'd be a great opportunity for us all to be supportive on behalf of the City of Riviera Beach.

CHAIR PARDO: Okay. Alright?

PRO TEM DAVIS: Mhmm.

CHAIR PARDO: We have one public comment card. Mrs. Brabham.

UNK: [Inaudible].

CHAIR PARDO: Excuse me?

UNK: [Inaudible].

CHAIR PARDO: Not for this Item.

COUNCILPERSON MILLER: There's a card on the floor, Ms. Sheppard, near Ms. Duncombe.

MRS. BRABHAM: Ms. Mary Brabham. Riviera Beach. We have the Boys & Girls Club, we have the Maritime Club, we have the City of Riviera Beach Scholarship Awards for the youth. We also have Ms. Becton afterschool program. Mrs. Brabham is never against any programs but tonight I would like to know and I would like it answered. Does this program replaces the YEP because YEP st., stands for Youth Empowerment Program. That word empowerment encompasses exactly what this, uh, this agreement here, this MOA, this MOU, also is stated too. The YEP, they do character building, they do campus, uh, campus tours, parents saxtionss, sessions,

workshops and all of that. We have, coming out of the Youth Empowerment, the City's program. The Youth Empowerment Program, we have students that went through that program, two of 'em now are in the City Manager's office. Laura Bass, she graduated with a bachelor degrees. She came out of the Youth Empowerment Program in 2006. Cashandra Marshall, she's also been accepted at Florida Gulf Coast. We have one student that came out of the Youth Empowerment Program that works in community development. Right along with Ms. McKinney. He graduated from Inlet Grove. He's headed out to Palm Beach State College.

You, as a Board, and I have said this numerous of times, the YEP is critical in this City too. Every program is critical. So, Mrs. Brabham wants to know tonight, along with the residents of the parents that attends these programs, are you replacing this program? Are you replacing this program? This Youth Empowerment, they also are job readiness. They field those kids out for jobs. They have the same workshop. So it seems like it's being a duplications of programs here. I read some of the backup. Randy Sherman rejected it. I'm thinking in terms too, he's thinking [inaudible] too. Why are you duplicate some of the same programs here? Are you, are you phasing in some or leaving out some? All of the programs are critical for the children of the City of Riviera Beach. We cannot do without them. But we also cannot, cannot eliminate no programs in here. So if it is a duplications of the same programs, because I read it.. character building, accountability, readiness, college tools. The YEP, which stand for Youth Empowerment Program, it does the same thing. So Mrs. Brabham wants to know tonight whether or not you all are eliminating the Youth Empowerment Program or duplicating the services? It's not no more than right to the parents.

CHAIR PARDO: We are not doing that. We would never do that. This is just another program available and, Mr. Davis...

PRO TEM DAVIS: Yes.

CHAIR PARDO: ...brought this to us.

PRO TEM DAVIS: Mrs. Brabham.., Madam Chair.

CHAIR PARDO: Yeah. Go right ahead.

PRO TEM DAVIS: Mrs. Brabham, this is a program that has been in existence for many years and they have been servicing many of our youth for many of years.

CHAIR PARDO: Right.

PRO TEM DAVIS: And I think it would have been a shame for us not to just show some consideration and let them know we do support.., even though we support.., and you know I support all the youth. But, I've been very active with the Urban League just as well as Youth...

CHAIR PARDO: Empowerment.

PRO TEM DAVIS: ...right here in Riviera Beach. And, I think it'd be a shame for us not to tell the youth, 'Because you are s..., you are getting some help from somewhere else, that we can't help you where you are.' So, it's another program that we just, just lettin' 'em know that we do wanna partner up, we do wanna thank you for providing a service cause everybody's not willing to do that. But thank you for what you are doing. And that's all we're asking them.

CHAIR PARDO: That's it.

PRO TEM DAVIS: [Inaudible].

MRS. BRABHAM: Well, I just, I just wanted to know because it seems as if it's the same, you know...

PRO TEM DAVIS: We respect your passion though.

MRS. BRABHAM: ...we got the same service and stuff.

PRO TEM DAVIS: We respect your passion.

MRS. BRABHAM: Thank you.

CHAIR PARDO: Alright.

PRO TEM DAVIS: Alright.

CHAIR PARDO: Thank you. Ms. Sheppard.

MS. SHEPPARD: Thank you, Madam Chair. I'm sorry. I thought I had filled out...

CHAIR PARDO: That's fine.

MS. SHEPPARD: ...that card.

CHAIR PARDO: That's fine.

MS. SHEPPARD: Uh, the Urban League, um, it's a very wonderful program. Summer's been in that program, I think this is going on her second year. They're teaching them such pride and dignity. They're going, the college tours, they do the luncheons, they do the turkey giveaways and Ms. Scott is adamant, you do not go anywhere without your report card. So, I'm very proud that my granddaughter's with the Youth Empowerment..., with the NUTRILITES, or that's., the Youth, the NUTRILITES.

PRO TEM DAVIS: NULITES.

MS. SHEPPARD: NULITES. The NULITES.

[Chuckling].

MS. SHEPPARD: My birthday will be Monday. I'll be 67 so you know some things are leaving now. Hair is grey now. And I wanna encourage you and I think this a wonderful thing that we are empowering our children. I don't care where it come from. When I leave Riviera Beach, I come down Australian, the first Thursday of every month. And, I mean, it's, I mean, they have everybody coming there talking to those children. And I think we shouldn't cut out anything. If I had the po., I'd go., go down to West Palm Beach, I'm going to West Palm Beach. I enjoy seeing the children being a part of anything that goes on in this City, that City or whatever City. So, I thank the Councilman for bringing that to City because they need that encouragement. Thank you, Madam Chair.

CHAIR PARDO: Okay. Thank you. Alright. Anything else from Board? Madam Clerk.

CITY CLERK ANTHONY: Councilperson Miller?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: Pro Tem Davis?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIR PARDO: Thank you.

COUNCILPERSON THOMAS: Ms. Pardo?

CHAIR PARDO: Yes, sir.

COUNCILPERSON THOMAS: Before we go to the Community Benefits...

CHAIR PARDO: Mhmm.

COUNCILPERSON THOMAS: I, I do wanna, because that last Item failed due to lack of second, I do have some questions in regards to what exactly do we do as far as coverage for our negotiations for our police and our general employees? We obviously know that we have some issues due to the particular vote that took place and I do not think that we should be uncovered with those issues that's gonna lag back. We're trying to make sure that these raises come. We're trying to make sure that we work through these issue and I w., I feel very vulnerable not having the representation there. And

I'm, you know, I'm gonna say and I'm gonna ask that, you know, that we entertain the, the question again because of just the, you know, the history of that. I just, it, it would just lag further out. He's been working with this as long as what Mr. Torcivia, he's been working with the.., as well. But what we just did was covered the fire and the, the supervisors unions but we left out police and the general employees when we're negotiating like that.

I really think that we should, we should revisit that and, and, and try to have some discussion about that.

CHAIR PARDO: Well, we can go back to the Council and decide what you wanna do. You know, what's the thinking? Do you wanna keep Mr. McLean?

COUNCILPERSON THOMAS: I, I...

CHAIR PARDO: Or, you know, is, are we looking to get rid of Mr. McLean? Do you wanna give it to Mr. Torcivia? You know...

COUNCILPERSON THOMAS: No. I, I...

CHAIR PARDO: ...what, what do you, what do you wanna do?

COUNCILPERSON THOMAS: I think that when, when we initially did this, we split this up so that it was equal representation to both unions.

CHAIR PARDO: Correct.

COUNCILPERSON THOMAS: So, you know, if we were gonna redo it all, we, we shouldn't do one without the other. I think that both of them has, have performed satisfactorily and I think that we should retain them both.

CHAIR PARDO: Yeah.

COUNCILPERSON THOMAS: You know, that, that's just my, my opinion. And, at these.., at this time where we, where we are, I think it's essential that we continue with someone who has the knowledge, the values, the skills, who understands what's going on, especially, you know, when, when, you know, due to Ms. Perry's retirement, you know, it's a lot of things that could go on that not knowing the history, I just think that we should retain them both. We retain one, I definitely think we should retain the other.

PRO TEM DAVIS: Madam Chair?

COUNCILPERSON MILLER: Terence.

CHAIR PARDO: Alright. Well, I heard Mr. Davis first.

PRO TEM DAVIS: I'll...

CHAIR PARDO: Go ahead, Mr...

PRO TEM DAVIS: ...defer. I'll just wait.

CHAIR PARDO: Okay. Ms. Miller.

COUNCILPERSON MILLER: Well, I mean, my intention was not to get rid of them. I, he would fall in line of, along with the same thing I said about Mr. Torcivia. So, I was not indicating that I wanted to get rid of him but I certainly wanted to entertain, you know, doing a short term contract while I get a little more information and, and be able to make a sound decision, you know, for a long term contract.

CHAIR PARDO: Mr. Davis.

PRO TEM DAVIS: I'll, I'd be ready to hear, hear a motion if Ms. Miller got a motion that she wanna put on the floor, on that item.

CITY ATTORNEY RYAN: May I ask a question, please?

CHAIR PARDO: Go right ahead.

CITY ATTORNEY RYAN: We're a little bit confused about who made the motion. Somebody said...

COUNCILPERSON MILLER: I, not...

CITY ATTORNEY RYAN: ..."So moved."

COUNCILPERSON MILLER: ...I haven't...

CHAIR PARDO: No. [Inaudible].

COUNCILPERSON THOMAS: I made, I made the motion but it died...

UNK: [Inaudible].

COUNCILPERSON THOMAS: ...for a lack of a second.

COUNCILPERSON MILLER: Yeah. Right. Right.

CHAIR PARDO: It died.

CITY ATTORNEY RYAN: Oh, I'm sorry.

CHAIR PARDO: So, you know, we just brought this...

PRO TEM DAVIS: Yeah.

CHAIR PARDO: ...back...

PRO TEM DAVIS: Yeah.

CHAIR PARDO: ...as a discussion.

CITY ATTORNEY RYAN: Okay.

CHAIR PARDO: We have not...

COUNCILPERSON THOMAS: Yeah.

CITY ATTORNEY RYAN: Okay.

CHAIR PARDO: There's no motion...

COUNCILPERSON THOMAS: There's no live motion on there.

CHAIR PARDO: This is...

COUNCILPERSON THOMAS: I, I...

CHAIR PARDO: ...for discussion.

COUNCILPERSON THOMAS: ...just asked for a discussion.

CHAIR PARDO: A discussion.

COUNCILPERSON THOMAS: B., because...

CITY ATTORNEY RYAN: Wait, I thought that Mr. Davis made the motion.

COUNCILPERSON THOMAS: No. I, I made the motion. It...

CITY ATTORNEY RYAN: Okay.

COUNCILPERSON THOMAS: ...died for lack of a second. You know, my, this, this is my, this is my issue at this point. Well, I move that we reconsider that Item.

PRO TEM DAVIS: I second.

CHAIR PARDO: Okay. Properly...

COUNCILPERSON THOMAS: Thank you.

CHAIR PARDO: ...moved and second.

COUNCILPERSON THOMAS: Okay. So, this is my issue. Everybody up here knows that this is...

CITY ATTORNEY RYAN: You have vote on...

CITY MANAGER JONES: Recon...

COUNCILPERSON THOMAS: Okay. Right. I'm sorry.

CITY ATTORNEY RYAN: Reconsideration.

COUNCILPERSON THOMAS: I'm sorry. I'm sorry.

CITY ATTORNEY RYAN: You made a motion to consider..., reconsider it and it was seconded. There needs to be a vote on that.

CHAIR PARDO: Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: *PRO TEM DAVIS?*

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIR PARDO: Thank you.

COUNCILPERSON THOMAS: Thank you. Ms., Ms. Pardo and the, the rest of the Members of the Board, I, at this point, you know, we, we understand what we're dealing with. I get it. I understood Ms., Ms. Miller's, you know, point to that. And, and there was validity to, to that. If, you know, if, if I thought that it was, if I was new and I thought that, hey, I wanted to look at that, I would've done that. I actually asked for that the last time when I was new. So, I understand that. I don't, I don't disagree with that. But what I understand is that, we have some real issues that we need to deal with in terms of these raises versus this contract and I believe that Mr. McLean and Mr., Mr. Torcivia, they are the right individuals for this job, at this particular time. It may be different a little later but, right now, I wanna make sure that we have the individuals that can, can continue to make the City whole and the employees whole, that understand the background of it.

CHAIR PARDO: Okay.

COUNCILPERSON THOMAS: And that's why I think we should go ahead and retain 'em.

CHAIR PARDO: Okay. And I would go along with the six months as long as he stays at the salary where he is right now. Just stay with the salary for six months and if...

COUNCILPERSON THOMAS: Okay. But we didn't do that for Mr. Torcivia.

CHAIR PARDO: Yes. We did.

CITY ATTORNEY RYAN: Yeah. We stayed with the salary.

CHAIR PARDO: This...

COUNCILPERSON THOMAS: No. I'm saying we didn't do a six month. We did the regular, we did the regular three years or whatever. So I don't, I don't think that we should be doing one or the other. Now, if you wanna do 'em both for six months...

CHAIR PARDO: Fine.

COUNCILPERSON THOMAS: Then that's fine. Other than that, I think we oughta both do 'em for, for the same amount of time.

CITY ATTORNEY RYAN: Madam Chair?

CHAIR PARDO: Yes, Ms. Ryan.

CITY ATTORNEY RYAN: Just so that it's clear, the Council always has the right to terminate these agreements. For no reason. If, if you're ready to just do something else, under §11, it just, it says, "The City has the right to terminate outside counsel's representation upon written to outside counsel..."

PRO TEM DAVIS: Yeah.

CITY ATTORNEY RYAN: ...and said termination shall become effective upon receipt of said nerv..., notice." So, at any time when this Council is, you know, they, you determine that you're just, you're, you don't want 'em anymore, we just need to make a motion. It doesn't have to be a Resolution. You can make a motion at a Council meeting to have Staff terminate the services and we will write them a contra., a, a letter doing so.

PRO TEM DAVIS: Madam Chair?

CITY ATTORNEY RYAN: So, you're never...

CHAIR PARDO: Yes.

CITY ATTORNEY RYAN: ...bound.

CHAIR PARDO: Okay. Thank you. Mr. Davis.

PRO TEM DAVIS: At this time, I'm ready to, to make the motion to agree to the terms as presented in the contract for the three years.

COUNCILPERSON THOMAS: It's already on...

PRO TEM DAVIS: Is that on?

CHAIR PARDO: It's on...

COUNCILPERSON THOMAS: And...

CHAIR PARDO: Right.

COUNCILPERSON THOMAS: ...it's moved and second.

CHAIR PARDO: Okay. So, at this point...

PRO TEM DAVIS: At three years though.

CHAIR PARDO: Right.

COUNCILPERSON MILLER: No, no, no, no.

PRO TEM DAVIS: No, not for three years.

CITY ATTORNEY RYAN: It was for the, that was for...

PRO TEM DAVIS: That is not on.

COUNCILPERSON THOMAS: Okay. We...

CHAIR PARDO: That was for...

COUNCILPERSON THOMAS: Okay. We, okay, hold on. Let...

CHAIR PARDO: Right.

COUNCILPERSON THOMAS: ...let us...

CHAIR PARDO: We, we...

COUNCILPERSON THOMAS: ...figure it out.

CHAIR PARDO: Right. We...

COUNCILPERSON THOMAS: We made the mot...I made the motion to reconsider...

CHAIR PARDO: Reconsider.

COUNCILPERSON THOMAS: ...to bring it back. Did we not put a...

CHAIR PARDO: And now it's back.

COUNCILPERSON THOMAS: Right. Did we not put a motion on...

CHAIR PARDO: No.

COUNCILPERSON THOMAS: ...there to actually entertain the Item?

CHAIR PARDO: No.

COUNCILPERSON THOMAS: Okay. Well, Mr. Davis made the motion and I second it.

CHAIR PARDO: Okay. Fine. And we have two public cards. Willis Willis and then Fane Lozman.

CHAIR PARDO: I'm sorry. Willis Williams. I'm sorry, sir. I don't have my glasses on.

MR. WILLIAMS: One thing, you, you..., Willis Williams. 1690, uh, you know, where you guys going with this, seriously? Now, if you wanna do the six month for both people, fine. But now, you, you saying, Mr. Thomas. This is your words. We can find someone in Palm Beach County to do the labor negotiation. You said that. I didn't. Now you wanna skip through the hoops. Or jump through the alleys. I don't know what you wanna do. But now, I see Ms. Ryan, they all's huddled up and run out the door. Somebody gets some textes or whatever and now you're coming back with something that's totally different.

If you wanna do six months for both people, let's do six months. Let's not entertain three years for nobody. You, you're not giving your Councilperson enough obligation, your new Councilperson, a chance to work with these people. She don't know 'em like you know 'em. And definitely not like I know 'em. I sat across the table with Mr. McLean on negotiating with PSMA. I did that. You guys don't wanna go through that again. Get somebody in Palm Beach County. Be ridic..., don't be, don't keep holding us up with this foolishness. This is ridiculous. Terence, you all do the right thing. Geezus Christ.

CHAIR PARDO: Hey, hey. Fane Lozman.

MR. LOZMAN: Fane Lozman. Just because the City Attorney throws a hissy fit and goes running outside, doesn't mean you have to change your vote, the four of you. There's always gonna be negotiations going on with the unions. There's always gonna be negotiations going on continuously, for the next hundred years. So based on your theories, like, 'Uh oh. We're in negotiations. We can't break the pattern of what's going on.' Believe me, if you fire McLean, within thirty days, the City Attorney can hire a new law firm. Hire a law firm in Palm Beach County. You know, the Mayor says, 'Well, we want jobs in Palm Beach County and Riviera Beach. There's, there's law firms in Riviera Beach can do this job. Where is McLean at? Now, memory serves me correct,

McLean was in Atlanta at Holland & Knight before he went on his own. McLean was partners with Hagood, if I recall correctly. Okay?

Now, let's look at expense. Okay? Contrary to representations made by the City Attorney, the Admiralty firm in Tampa that represented the City, billed travel time to come to the east coast. What, is he gonna bill travel time if he's not in Riviera Beach? You think he's just gonna travel here for free? Maybe he will. But is that in the contract that I'm not, I'm gonna take a day to fly out here or drive out here and not bill you to come out here? So, the point being, Mr. Thomas, is eventually, if you wanna break the thing, they're always gonna say, 'Well, he's in negotiations,' and they are. Once a contract gets approved, the next one starts rolling. Just like a campaign. Once you get elected to Congress, you start your campaign immediately for the next two years. It's always rolling over. If you wanna break the pattern of representation, break it. Say you got thirty days to bring us three names of local law firms and we're gonna hire one.

Believe me, law firms around here are dying for business. You know, for some reason, somebody gets entrenched in this City and they think they have a job for the rest of their life. They don't. Like Torcivia, I said there's factual evidence to show that he lied to the Council. But yet, Mr. Davis and Ms. Miller, who hasn't seen it, you just took the City Attorney's Clerk, City Attorney's word that it's not there. I'm gonna FedEx you a hardcopy of that document. You can look at it tomorrow. And you're gonna say, 'Wait a minute. I was deceived by what happened here.' Torcivia was dishonest to the Council at that time. He did squander a lot of money.

Now, you can always go back and reconsider your vote at the next Council meeting. But the point is, if you wanna break the pattern, you're always gonna have that negotiations going on. You just gotta break it and say bring us three new names. Or, or, or bring us his name and two more and let's see who the best deal is. Competition. Say, 'Okay. McLean, you got thirty more days,' and we want two more people and we wanna see who's gonna give us the best deal. You still have the fiscal responsibility to the City to get the best deal you can. And that's not happening here.

MR. LOZMAN: We just keep rolling over contracts year after year.

COUNCILPERSON THOMAS: Madam Chair?

CHAIR PARDO: Okay. Anything else? Yes,...

COUNCILPERSON THOMAS: Yes.

CHAIR PARDO: ...Mr. Davis.

COUNCILPERSON THOMAS: Yeah.

CHAIR PARDO: I'm sorry. Mr. Thomas.

COUNCILPERSON THOMAS: The fir..., the first thing is, you know, I, I don't, I don't really like hearing insults from anybody. Period. Especially when you're just throwing out stuff that you have no thought about. I haven't talked with the Attorney. I actually didn't even know she left the dais. Okay? My issue is, I'm here. I see what's going on. I understand what's going on with our employee contracts. That's what's first on my mind. I wanna keep the people who know what's going on so we can deal with this the best way. You've already heard from the Attorney that we can void the contract whenever we get done. So, it doesn't mean that it's gonna last for that long but I think we owe it to our employees and our citizens to do what's in the best interest of our financial state right now.

So, just because you sit in a room where the tensions get high, after you leave this room and it's okay, we still have a duty to understand what's going on around this City and make sure that it continues to run effective. Period. That is all we're trying to do. Nobody's gonna be here forever. Nobody's gonna have a contract forever. Nobo..., we understand that. We understand what's going on right now. So, to keep saying that Ms. Ry..., it's not even in Ms. Ryan's department that even handles this. It's human resources. And I would guarantee you that the human resources department would feel that this is the best way to do it. I understand, and I think this Council understands, exactly what we're dealing with.

If you wanna deal with 'em for six months afterwards, that's fine. I mean, whatever you wanna do. But, right now in the situation that we're in, it would be prudent, it would be the best possible thing for us to do to retain both of these firms and revisit it later. But right now we have an issue that we need to get addressed and I think that that's the way we need to go.

That's all.

CHAIR PARDO: Alright. Mayor. You had something?

MAYOR MASTERS: Yes. I, no, I, I just look at the princ..., principal. One principal that I think governs the world is the golden rule. Do unto others as you'd have them do unto you. Now, I heard someone mention that if they were new on the Council, that they would probably ask also for time. To me, I think Councilwoman Miller made a reasonable request. She said six months or whatever she said, it gives me time. And then, you know, this, no one's gonna throw anybody out but, I, I just don't see why we cannot just all agree on what Ms. Miller asks for. She's new. Freshman. Councilwoman. I don't see a hardship to either one of these good men. I don't see a hardship to the City. So, I just hope we can look at that principal. That rule. Thank you.

CHAIR PARDO: Alright. Anything else from the Council?

PRO TEM DAVIS: I think [inaudible] say something.

CHAIR PARDO: Mr. McLean, do you need to say anything? I think...

MR. MCLEAN: I'm gonna very quick. First I don't dri., I do not charge drive time. I never have. I have been with this City and worked for this City for years and I have never charged driving time or travel time to get to the City. My bills now are less for labor services than the choices that you have made. I have never overcharged the City at all. And that's what I wanted to come up here and say on it. I do think you're at a critical period of time and I think we need to stay with the same team. And, and six months is a little too short to resolve all the problems but I do think you can bring that contract back up at any time and move on.

Look, I have been the Chairman of the Public Employee Relation Commission. I have been general counsel to the Public Employer Relation Commission. I have served as the head of the, the of the partnership for the seventh largest firm in the Country, with Holland & Knight. I do know what I'm doing. I do think that Councilman Thomas' approach is as prudent, wise one and that gives you the opportunity to kind of meet that [inaudible] that you have now and to make changes if you need to make 'em down the road but the six months may be too artificial and I enjoyed our meeting earlier, Ms. Miller but, I, because in terms of the way these things go and [inaudible] trying to protect everybody's interest and employee's interest. But I respect you getting to know me and making your own independent decision about whether that's somebody I want to be with for the rest of my term, or how much of that term but I would urge you to take into account my service to the State, my service to the City and that I have never ever charged you a penny for drive time.

CHAIR PARDO: Okay. Thank you, sir. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: Councilperson Miller?

COUNCILPERSON MILLER: No.

CITY CLERK ANTHONY: Pro Tem Davis?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: Chair Pardo?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: That motion is approved with Councilperson Miller dissenting.

COMMUNITY BENEFITS REQUESTS

CHAIR PARDO: Okay. Thank you. Community Benefits Request. Item 19. Youth Recreation Association \$500 from Councilman Bruce Guyton.

COUNCILPERSON THOMAS: So move.

CHAIR PARDO: Is there a second?

PRO TEM DAVIS: Second.

CHAIR PARDO: Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: *PRO TEM DAVIS?*

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: Char Pardo.

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIR PARDO: Thank you. Item 20. J. Minis., Outreach Ministries. \$500.
Councilman Bruce Guyton to support the ex-offenders...

COUNCILPERSON THOMAS: So move.

CHAIR PARDO: ...reentry. Alright. Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: *PRO TEM DAVIS?*

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIR PARDO: Thank you. Item 21. Fourth Annual Councilman Cedrick Thomas. 5th Grade Fun Day. \$7,000 to support the event for the local fifth graders on May 14th.

COUNCILPERSON THOMAS: So move.

PRO TEM DAVIS: Second.

CHAIR PARDO: Okay. We have one public comment card. Ms. Sheppard.

MS. SHEPPARD: Margaret Sheppard. Riviera Beach. I am pro-children all the way and I thank Mr. Thomas for this great event. And I'm very sad, Mr. Thomas. I think this is gonna be the last one.

COUNCILPERSON THOMAS: I hope not.

MS. SHEPPARD: I hope not eith.. I cared. I cried when I read it. I know that you a, career.., I call, I call Mr. Thomas the career politician. Very sad. I know you had to make that jump and I do respect you. I've always respect your decision. I do wish you well. I'm very sad about the turkey giveaway. I just hope that's not the last time.

COUNCILPERSON THOMAS: I hope not.

MS. SHEPPARD: Thank you, Mr. Thomas. I just wanted you to confirm that because the citizens of Riviera Beach enjoyed that day. My granddaughter, my other granddaughter, Joelle [inaudible] Burgos who's built like a, well, she loves swimming so she's really built like a athlete. And I just wanted to throw this out to you. She said that she enjoyed that day but the next time, instead of eight chicken nuggets, you must give ten.

COUNCILPERSON THOMAS: [Chuckle].

CHAIR PARDO: Madam Clerk. Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

MAYOR MASTERS: [Inaudible].

CITY CLERK ANTHONY: *Pro tem...*

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: ...Davis?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: That motion is approved with **COUNCILPERSON MILLER** out.

CHAIR PARDO: Thank you. Board Appointments.

COUNCILPERSON THOMAS: No, no, no. We got that...

CITY MANAGER JONES: We got the add-on.

COUNCILPERSON THOMAS: ...the add-on for Mr. Guyton...

CHAIR PARDO: Oh, I'm sorry. 21A. Hold on a second. Sorry about that. Our 4th Annual Councilman Cedrick Thomas. 5th Grade Fun Day. \$500. Councilman Bruce Guyton.

COUNCILPERSON THOMAS: So moved.

PRO TEM DAVIS: Second.

CHAIR PARDO: Okay. Madam Clerk.

CITY CLERK ANTHONY: COUNCILPERSON THOMAS?

COUNCILPERSON THOMAS: Yes.

CITY CLERK ANTHONY: COUNCILPERSON MILLER?

COUNCILPERSON MILLER: Yes.

CITY CLERK ANTHONY: *PRO TEM DAVIS*?

PRO TEM DAVIS: Yes.

CITY CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

CITY CLERK ANTHONY: Unanimous vote.

BOARD APPOINTMENTS

CHAIR PARDO: Thank you. Board Appointments. 22. Item 22. City Council to appoint representatives to serve for one (1) year on various boards and committees. Okay. So, everyone has the list in front of them? It was part of the Agenda. You wanna just go down the list? Alright. North County Intergovernmental Committee.

I currently serve on that. Would someone else like it?

PRO TEM DAVIS: No.

COUNCILPERSON THOMAS: No. You can stay.

[Laughter]

PRO TEM DAVIS: That's...

CHAIR PARDO: Oh, here we go.

MAYOR MASTERS: Gotta be of service, Madam Chair.

COUNCILPERSON THOMAS: You can stay.

CHAIR PARDO: Oh, thank you.

MAYOR MASTERS: On that Board.

CHAIR PARDO: Thank you. MPO. Councilman Thomas is the representative. And there's a vacant position. An alternate. Who would like to be an alternate?

COUNCILPERSON THOMAS: Yeah. No. I wanna s..., stay.

PRO TEM DAVIS: I'll take...

CHAIR PARDO: Okay.

PRO TEM DAVIS: I'll take the alternate.

CHAIR PARDO: Okay. So, Chair Pro Tem Davis will be the alternate to the MPO.

Palm Beach County School District, right now it's Councilperson Thomas.

COUNCILPERSON THOMAS: Yes. I would like to stay but I'd also like to add, you know, Mr. Davis and myself both work real hard with these and I just would like to add, to add another position to it, like, a...

CHAIR PARDO: An alternate?

COUNCILPERSON THOMAS: An alternate. So that we can both flip flop. Part of the issue is that they meet on the same nights that we meet. So it's kinda hard to get there but when they're doing, when they're calling for, you know, new principals and everything, they call us, they get our input. They make sure that our, our Education Advisory Board is doing that and I definitely want to, to have Mr. Davis, if he wants to, to, work with me on that.

PRO TEM DAVIS: Yeah. That's fine.

CHAIR PARDO: Okay. And Ms. Miller, are you okay with that? Or...

COUNCILPERSON MILLER: Yes.

CHAIR PARDO: ...would you like to be part of...

COUNCILPERSON MILLER: No, no.

CHAIR PARDO: Okay. Alright. Okay. So we have that. The North Palm Beach Chamber of Commerce. I have that right now. Would someone else like it?

COUNCILPERSON THOMAS: You can keep it.

PRO TEM DAVIS: [Inaudible].

CHAIR PARDO: Mr. Davis...

COUNCILPERSON THOMAS: Oh, you, you wanna do it?

CHAIR PARDO: I'm...

COUNCILPERSON THOMAS: Okay.

CHAIR PARDO: ...fine with it. I have no problem.

PRO TEM DAVIS: Ms. Miller?

COUNCILPERSON MILLER: No.

CHAIR PARDO: Okay.

COUNCILPERSON THOMAS: Yeah. Mr. Davis wants to.

PRO TEM DAVIS: I'll try it out.

COUNCILPERSON THOMAS: Okay.

PRO TEM DAVIS: Something different.

CHAIR PARDO: You wanna be my alternate? Wanna be the alternate on it?

PRO TEM DAVIS: I'll take that or the port. One of the two.

CHAIR PARDO: You can have the Chamber.

PRO TEM DAVIS: Okay.

[Laughter]

CHAIR PARDO: You know, only because I've been working hard with the port.

COUNCILPERSON THOMAS: I get it.

CHAIR PARDO: And I think we're finally making leeway. So, anyway. We have the Port of Palm Beach. I'm currently the lead on it.

COUNCILPERSON MILLER: Can I have...

CHAIR PARDO: And then...

COUNCILPERSON THOMAS: You want...

COUNCILPERSON MILLER: ...the vacant position? The alternate?

CHAIR PARDO: You want the alternate? You have a problem with that Mr. Thomas? You good?

COUNCILPERSON THOMAS: No. It's two people that are assigned in the vacant positions. So...

CHAIR PARDO: Okay.

COUNCILPERSON THOMAS: ...if, if, if Ms., if Ms. Davis, I mean...

CHAIR PARDO: Miller?

COUNCILPERSON THOMAS: Miller.

CHAIR PARDO: Wanna be the alternate?

COUNCILPERSON THOMAS: I'm sorry. If Miller wants to be the alternate, that's fine. I do...

COUNCILPERSON MILLER: Okay.

COUNCILPERSON THOMAS: ...apologize. I'm sorry. If she wants to be the alternate, that's fine.

CHAIR PARDO: Okay.

COUNCILPERSON THOMAS: And, I would probably, I would probably want about another ninety (90) days on that and then if somebody else wants ta., if you or...

CHAIR PARDO: Okay.

COUNCILPERSON THOMAS: ...if you wanna...

PRO TEM DAVIS: Nope. I'm good.

COUNCILPERSON THOMAS: You wanna move up ta., in about ninety (90) days?

COUNCILPERSON MILLER: Yeah.

COUNCILPERSON THOMAS: Okay.

CHAIR PARDO: Alright? Okay. So that'll be me and Ms. Miller. Well, Mr. Thomas...

COUNCILPERSON THOMAS: And then I'll...

CHAIR PARDO: And then we'll..., alright, Ms. Miller will move up.

COUNCILPERSON THOMAS: Right. So, Ms. Miller'll move into the vacant...

CHAIR PARDO: Right. For now.

COUNCILPERSON THOMAS: Alternate position for now.

CHAIR PARDO: For now. Okay. Riviera Beach Education Advisory Committee. Mr. Thomas currently has it. There's a, and the Mayor. So, what would you guys like to do? Anyone else want it?

COUNCILPERSON MILLER: Wanna keep that? I...

COUNCILPERSON THOMAS: You wanna?

COUNCILPERSON MILLER: I'll...

COUNCILPERSON THOMAS: I, I'm fine. You can go ahead. You can take it.

COUNCILPERSON MILLER: Okay.

MAYOR MASTERS: Madam Chair. I think I missed out on the one that I was interested in which is the, Chamber. Did you say the Riviera Beach...

COUNCILPERSON THOMAS: No, that was the North Palm...

CHAIR PARDO: The, no...

MAYOR MASTERS: That was North Palm...

CHAIR PARDO: North Palm Beach.

MAYOR MASTERS: North Palm Beach?

PRO TEM DAVIS: No. That, that one's coming. The Riviera Beach one's coming up.

CHAIR PARDO: Yeah.

MAYOR MASTERS: Okay. I'll wait for the Riviera Beach.

CHAIR PARDO: Okay. But Mayor ...

COUNCILPERSON THOMAS: Well, there's two positions...

CHAIR PARDO: ...do you want...

COUNCILPERSON THOMAS: ...on the...

CHAIR PARDO: Do you wanna stay on the Riviera Beach Education Advisory Committee...

MAYOR MASTERS: No. That's okay.

CHAIR PARDO: ...also? So, you'll give that up. So that'll just be Councilwoman Miller. Okay. Bioscience Land Advisory Board.

COUNCILPERSON THOMAS: I'll definitely wanna give that up.

CHAIR PARDO: Yeah, and I've been...

COUNCILPERSON THOMAS: I end up being the...

MAYOR MASTERS: The scientist.

COUNCILPERSON THOMAS: Yeah. I end up being the, the person and then I went to the alternate so...

CHAIR PARDO: Yeah. So I've been doing it.

COUNCILPERSON THOMAS: Yeah. You..., Ms. Miller, would you like to have the second alternate?

COUNCILPERSON MILLER: No.

COUNCILPERSON THOMAS: Okay. We can just make where my name is the second alternate, we can just put vacant next to that.

CHAIR PARDO: Okay.

COUNCILPERSON THOMAS: Yeah.

CHAIR PARDO: Okay. That's fine. Riviera Beach Business Council.

MAYOR MASTERS: That's the one I wanted.

CHAIR PARDO: The Mayor?

MAYOR MASTERS: Yes.

CHAIR PARDO: Okay. I'll be your alternate...

MAYOR MASTERS: Thank you.

CHAIR PARDO: ...on that. Okay. And then we have the Palm Beach County League of Cities. The general membership meeting.

COUNCILPERSON THOMAS: I wanna keep that. I have not been..., we did these a few months prior but I never really got active so I wanna definitely wanna be the person now.

COUNCILPERSON MILLER: When do they...

CHAIR PARDO: They...

COUNCILPERSON MILLER: When is the general meeting?

CHAIR PARDO: It's usually the fourth Wednesday of the month.

COUNCILPERSON MILLER: The morning? Night?

CHAIR PARDO: Yeah. It's at noon. It, it usually...

COUNCILPERSON MILLER: But it's once a month though?

CHAIR PARDO: It usually starts about 11:30.

COUNCILPERSON MILLER: Once a...

CHAIR PARDO: The meeting itself starts at noon.

PRO TEM DAVIS: Some of the time.

CHAIR PARDO: Right.

COUNCILPERSON MILLER: Okay.

CHAIR PARDO: Once a month. And then...

COUNCILPERSON MILLER: I'll be the alternate.

CHAIR PARDO: It's about a two hour meeting.

COUNCILPERSON MILLER: The alternate.

CHAIR PARDO: Okay. Alright. So that's it. Staff, you have all that?

CITY CLERK ANTHONY: Mhmm.

CHAIR PARDO: Alright. Thank you everyone.

COUNCILPERSON THOMAS: That went smooth.

DISCUSSION BY CITY MANAGER

CHAIR PARDO: Alright. Next. Hold on. No comments. Okay. The next Item 23. It's discussion by the City Manager. Notification by City Manager of employment agreement expiration. And we do have a number of comments cards. So, Madam Manager, what would you like? Would you like to talk first or would you like to hear from the public?

CITY MANAGER JONES: I will go ahead and go first. This is on the Agenda for, as notification of the expiration of the City Manager's contract. You have received today, as I promised, the Evaluation Form that you also, some of you received earlier and I realized Ms. Miller is new so, I sent that back out again for the evaluations to be conducted. I have had evaluations with a couple members of Council but everyone else, I resent the Evaluation Form. And so this is just the notification. On the next Agenda will be when there will actually be some action requested on the part of the Council. So this is just the, the notification.

CHAIR PARDO: Okay. Alright. According to the contract, we really didn't need to be notified.

CITY MANAGER JONES: Right.

CHAIR PARDO: Right? Okay. Alright. So, before anything from, you know, I guess, let's hear from the public. And there's quite a few cards. Alright. So, Bonnie Larson and the Lynn Hubbard and then Reverend Davis.

UNK: Reverend Davis is gone.

CHAIR PARDO: Reverend Davis is gone. Thank you.

MS. LARSON: Bonnie Larson. I read the contract which went from 2013 to June 21, 2015. My question is, who is responsible., so, apparently the, the contract ends June 21, 2015. Either it needs to be renewed or done away with. My question is, who is in charge of letting you know that you need to do the evaluations and that you need to do it in a timely fashion? It needs ninety (90) days prior notice to June 21st which means a March date. We are now April 15th today. So we're past the due date for letting her know is she coming, is she going. She deserves to know what her status is.

Several years ago, we bought a very expensive computer programs and it was sold to us and Staff said we will never have a contract expire again because this thing keeps track of everything. Well, now we're past the due date for letting Ms. Jones know what the situation is. So, my question is, who is responsible for telling you, the Council,

that in March we should have had those evaluations in and we should of made the decision back in March. Who is responsible for telling you that? Is it Ms. Jones? Is it Pam Ryan? Is it someone Ms. Jones has appointed to do that? Who has that responsibility? Because that didn't happen. Here we are. June, excuse me, April 15th today. So now we're, we're past the time. Anyway, that's my, that's my question. Well, we're past the time. So now what happens now? She deserves to know and she should have known in March. So, what happened to the wonderful, expensive computer program that we bought and what happened to either Ms. Jones, Ms. Ryan or whomever., who is that person who should have told you that in March, you need to make the decision? Coming, going or whatever. Who is that person? Thank you.

CHAIR PARDO: Thank you. Lynn Hubbard.

COUNCILPERSON MILLER: Madam Chair? Madam Chair.

CHAIR PARDO: Yes, ma'am.

COUNCILPERSON MILLER: Are we, can I get an answer to that? Is it Ms. Ryan or Ms. Jones that [inaudible] does that?

CITY MANAGER JONES: There is no requirement in the contract for the same notifications. Our contracts aren't the same. They're written real different as it relates to that. I began circulating to Council, evaluation forms back in November. I think November 14th was the first correspondence. And I've mentioned it a couple of times in my comments that it was coming up. So, it wasn't, like, Council didn't know and that they didn't act. Couple individuals have conducted their evaluations. As it relates to the contract renewal, there was no need, no rush. It's in there for the ninety (90) days. This contract was actually let. In July, was when we made the decision. So, if you look at that., so there's really no notification because the contracts are real different.

COUNCILPERSON MILLER: But in terms of...

CITY MANAGER JONES: But I, I made Council aware. I'm sorry, I didn't...

COUNCILPERSON MILLER: Go ahead.

CITY MANAGER JONES: But I made Council aware that the evaluations needed to be conducted.

COUNCILPERSON MILLER: Okay. But in terms of putting it on the Agenda to meet that ninety (90) day requirement, whose duty is that to make sure it's put on? Nobody?

COUNCILPERSON THOMAS: Where's the ninety day requirement?

COUNCILPERSON MILLER: It's, there is none?

UNK: There is none.

COUNCILPERSON THOMAS: Well, it's...

CHAIR PARDO: There's no requirements.

COUNCILPERSON THOMAS: It's, it's not...

COUNCILPERSON MILLER: I got a memo today?

CITY ATTORNEY RYAN: Yes. Ms. Miller, I sent you a memo today.

COUNCILPERSON MILLER: Okay. I probably didn't get it.

CITY ATTORNEY RYAN: I'm sorry.

COUNCILPERSON MILLER: I came straight from work here.

CITY ATTORNEY RYAN: Okay. I sent a memo today that addressed some of your issues and what I tried to focus on in understanding what you, exactly what you were asking for...

COUNCILPERSON MILLER: Mhmm.

CITY ATTORNEY RYAN: I concentrated on the Charter and I think there may be some confusion about what the Charter says as it relates to the City Attorney's...

COUNCILPERSON MILLER: Okay.

CITY ATTORNEY RYAN: ...contract and what it says as it relates to the City Manager's contract.

COUNCILPERSON MILLER: Okay.

CITY ATTORNEY RYAN: If the Council will allow me, I'll just talk about it briefly. Under §20 of the Charter, it talks about the City Manager's appointment and it, it says the City Council shall appoint an officer of the City who shall have the title of City Manager and shall have the powers and perform the duties in this Charter provided. No City Council person shall receive such appointment during the time for which he or she shall have been elected. The Council shall appoint the City Manager for an indefinite term and may remove him or her by a majority vote of its members. If a contract is required, the City Council may execute the same and shall therein provide for an annual performance evaluation of the City Manager as referenced in §19 above.

So, in that section, the only thing that that section talks about is doing an annual evaluation. It does not say when it needs to be conducted. You just need to do one. In §19, the Charter talks about, it says again, "The City Council shall appoint the City Manager and the City Attorney as provided by §16 above, the City Attorney section is §16 above, so that's in parentheses, and shall set the salaries of the City Manager and the City Attorney. The City Manager and the City Attorney shall serve at the pleasure of

the City Council. In the event that the City Council enters into an employment contract with the City Manager, the contract shall provide for an annual performance evaluation of the City Manager by the City Council.

CHAIR PARDO: Correct.

CITY ATTORNEY RYAN: And, that's all., and then it talks about your legislative staff. So that's the only part of §19 that deals with the City Manager. Nowhere in that section does it discuss the ninety (90) days. Now, turning to the section dealing with the City Attorney, and this where I think people got confused. It states that the City Council shall appoint an attorney and/or may employ a professional law firm which specializes in municipal government for the City as such compensation and with such duties consist with the office as may be determined by the Council. In the event that the City Council enters into a contract for the provision of legal services with the City Attorney or the law firm, the contract shall provide for an annual performance evaluation of the City Attorney or the law firm, by the City Council. It is the responsibility of the City Attorney or the law firm to notify the City Council of any contract expiration three months in advance or the City Attorney or law firm may forfeit such contract.

So, I think, this is just my speculation...

COUNCILPERSON MILLER: Mhmm.

CITY ATTORNEY RYAN: I think that the ninety (90) days equals three months that's how it got in people's minds that what was happening with the City Attorney's contract should also happen with the City Manager's.

COUNCILPERSON MILLER: Well, I appreciate that explanation...

CITY ATTORNEY RYAN: Yes.

COUNCILPERSON MILLER: ...because that was a concern of many residents.

CITY ATTORNEY RYAN: I'm glad I was able...

COUNCILPERSON MILLER: And so, I'm glad you cleared that up.

CITY ATTORNEY RYAN: Yes. And I'm sorry, I did send out the memo this afternoon. I...

COUNCILPERSON MILLER: I haven't seen that.

CITY ATTORNEY RYAN: ...apologize. Okay.

CHAIR PARDO: Okay. We'll continue with public comment. So, Reverend Davis left and Lynn Hubbard is no longer here. Norma Duncombe and then Mrs. Brabham.

MS. DUNCOMBE: Let me just say, first of all, as Council Members, your job is not easy. The City Manager's job is even harder and I remember at the beginning of the City Manager's appointment, I stood here and told people to give her a chance. People were criticizing her and I said to give her a chance. I'm gonna say now that you might be satisfied with the City Manager but the performance tonight, when you all were discussing that situation with employees and you could not get a definitive response, there was no action taken, that tells me and the public that the City is not being managed.

I'll tell ya a couple of things that really got to me and, and, I've observed this on a regular basis. It was in here and it was a group that had established a boat cleaning thing down in the marina and the City Council was asking, 'Well, when, when did this start and when did it happen?' And, you know, I'm, to me, I was sayin', to myself, 'How could they not know because they have a City Manager. So they should have had the information.' And I walked out of here and I was so disappointed that the Council allowed those people to stay in this City with the idea of cleaning boats down there at the marina and the first thing I thought about was that company that destroyed our water, drinking water. And I said those people could not go to any other City and you all weren't even informed about it.

So based on things like that that I'm listening to, I am saying, 'Are you all satisfied?' Because if you're satisfied, then we have to do something about the persons who are making decisions. And I tell you the thing that really put the icing on the cake was when the City Manager suspended, without pay, the City Clerk who had been a top person in this City all of her tenure. Suspended her without pay because she would not accept a \$2.00 spaghetti dinner from a former Council Member. And I am sayin' that was so low down and beneath what you should represent up there, that I say you make the decision. Those things stuck in mind and I, I feel that you have to make the decision based on what you think is the right thing to do.

CHAIR PARDO: Thank you. Mary Brabham and then Paul McCray.

MRS. BRABHAM: First, I would like for each one of you to ask yourselves, do each one of you bare some blame with your City Manager. You are her, her boss. You are her boss. She's govern from this direction to that direction. But it does not excuse the fact that she is the City Manager. I told Ms. Jones from day one, this is a unique City. You will have them come at you in every direction but you have to go against the grain. You have to stand up sometimes, even against your own boss. The same way you come in looking for a job, you will go out that same way. This has happened, not only in the City of Riviera Beach, corporations, just general, just general in the workforce. If you cannot, if you feel as, as if that you are afraid, never be afraid. It may twenty people that loves Mrs. Brabham and it's one may be against Mrs. Brabham and I always say, the nineteen loves me more than the one. And so, that one doesn't matter. But you have to go against the grain. You have to step out and you have to do and you have to take the initiative. But, as a Board, when the, when the audit came out, we as residents thought that you all was pleased. But when the wri., but when the audit came out, everybody was in a uproar. You shoulda been doing, taking action ways prior

before that. Maybe things wouldn't of gotten out of hand like they are now. So, but you as a Board, has to do the right thing.

Mr. Guyton always says, I think he've used data, document and what else he uses...

CITY ATTORNEY RYAN: Evidence.

[Laughter]

MRS. BRABHAM: And evidence, okay? Data, document and evidence. So, I'm gonna put it back but I'mma just gonna do it a little bit different. I'm gonna give you the GPE. You know, in the stock market, you know those GPE's? The G gonna stand for good. Look at her and say, 'Has she been good in her work ethics?' Look at the E and find out has she been effective in her work ethics with you because you are her boss. And the P, has she been productive with you? As long as she was your beck and call, she was fine but you had to get it right with her then. Don't wait until things blow up and then you come and then you, you, you know, you tell her what's wrong. You are her governor, you are in authority of her. So, if she is to go, if she is to go, I wish you all do her fairly. I stood here in retrospect for Bill Wilkins also.

CHAIR PARDO: Okay.

MRS. BRABHAM: Thank you.

CHAIR PARDO: Thank you, ma'am. Paul McCray and then Margaret Sheppard.

MR. MCCRAY: Good evening.

MAYOR MASTERS: Good evening.

CHAIR PARDO: Good evening, sir.

MR. MCCRAY: Honorable Councilman, Honorable Bishop Mayor.

MAYOR MASTERS: Thank you.

MR. MCCRAY: Eyes are a little blurry now I done waited so long to speak. I just wanted to read something and maybe ask an explanation. The OIG audit contained horrifying financial information that showed that not only was Ms. Jones' department heads authorizing contracts with City Council approval but so was Ms. Jones, the City Manager who is supposed to be the gatekeeper. The new Finance Director obviously turned a blind eye to his boss, boss's abuse of power and, under his financial watch, he authorized payments without proper documentation from Ms. Jones and other department heads, for vendors. The OIG audit identified over \$800,000 of our tax dollars being misappropriated, often by Mrs. Jones' department heads who are not taxpayers and property owners in Riviera Beach. How can Ms. Jones lead and

reprimand employees when she is guilty of the same wrongdoing. Now, can someone please tell me how many millions of dollars have been spent on building [clears throat] that City Manager insisted on buying for the new police department and public works that has now been abandoned? Please provide competitive contract and resolution in the amount of \$858,705 for marina supplies as reported in OG., IG audit January 2015 and provide the name of employees that you, City Council, and City Manager's approval authorities total amount paid in violation written corrective action and documented appropriate employees reprimands 11. Please provide all contracts approved by City Manager, Ruth Jones, for police car washing in the amount of \$71,515. Contract Ordinance, Chapter 2-2, subsections, I mean subsections and B and City Charter, Section 14 – Final Adoption Ordinances, Resolutions and Effective Date.

MR. MCCRAY: Well, you know, I was always glad to leave politics up to the politicians but, you know, eight hundred something thousand dollars'll put a few subs and teaks in my refrigerator...

CHAIR PARDO: Thank you.

MR. MCRAY: ...when you divide it amongst all the citizens. You know what I mean?

CHAIR PARDO: Okay.

MR. MCCRAY: I just wanna know what you're doing with the money, Mayor.

CHAIR PARDO: Thank you.

MR. MCCRAY: That's all.

CHAIR PARDO: Okay. Margaret Sheppard and then Fane Lozman.

MR. MCRAY: [Inaudible].

MS. SHEPPARD: Margaret Sheppard. Riviera Beach. First thing, I decided I, I wasn't gonna complain. I've been off for a while. Due to surgery, but I'm back. The City Manager came to us when we needed her. The last City Manager was put on administrative leave and he left comfortable. I think it was, like, a half million dollars. I'm not sure. Do we put everything on the City Manager? Some of what I read, I didn't go completely over it but some of [sic] I read, like, eighty-five (85%) percent was here when Ms. Jones got here. And people need to tell the truth, it was a mess when Ms. Jones got here. Some of the things, yes. I think, uh, it's oversight that can be corrected. Her, if you go over some of her directors, since I've been ill I've had the opportunity to go to the City..., I hear people say, "I don't get a answer. I don't get a answer." Well, I wanna know what planet are they on. I put in four complaints, I got... no, five complaints, I got four answers immediately from that office.

I'm grateful that you got a new human resources, Mrs. Sullivan. I think she's a magnificent black woman. Kim downstairs. I can name 'em you all. I have been to

everybody office but the Utilities Department and they have come to me. I think she's being micromanaged. I think, um, you guys have to give a little lead way. I think that's what really happened to Bill Wilkens. He got a little tired of it so he stretched his wings and, well, he, he flew out of here. I can say that. But I think that we have to allow her, uh, to do her job. We're in the marina district trying to get the City built. I don't know who you want to come in here and try to tear this mess down and try to build it up again. I think you should have a talk with her and let her know what you expect of her because nobody's perfect. I don't care who get here. Mr. Bach [sp] took a million dollars. Ms. McKenzie, I know Mr. Thomas never wanted me to say it again but I'm gonna break this promise, took 'em, that same lady that stood here, took a million and a half and gave it to Bernard Kenzie. What have she gave away? I think it was just some things that need a little housekeeping.

Um, I got into a little bit with you Ms. Ryan. I got a little something I want you to read. Something that was said about my granddaughter in retaliation and I had to, I have to retain counsel because I took up for you, and this person put something out. But I'm gonna sue them.

MS. SHEPPARD: Trust me. I want you to read it and I'm very upset. Allow the City Manager to go on.

CHAIR PARDO: Fane Lozman.

MR. LOZMAN: Fane Lozman. When you break it down, the City Manager is a leader. That's what..., to lead the City. Most of you have regular jobs and you're a part-time Councilperson, unlike a Palm Beach County Commissioner that does it fulltime. So you depend on her to be a leader. So, if you look at her leadership skills, the factual evidence says there're poor. How many times have you guys come to a meeting and not had your backup. All the time you say, "I didn't get this notice. I got it an hour before the meeting. I haven't had time to look at it." Okay? So, from a leadership basis, she's not meeting the needs of the Council to be informed as to what's going on in the City cause you're always complaining, 'Why are you dropping this on last minute. Why didn't you give me notice?' Tropical Shipping, 'Why didn't anybody tell me about it?' It's just repeatedly, over the years, her leadership to get the information funneled to you from her office and her department heads has been dismal. That type of getting the information..., didn't happen with Bill Wilkens. His administration was much more efficient in complying to the Councils that went on and that's why he was around quite a while. So from an administrative process, as, you know, getting the information to you has been lame.

As far as supervising her department heads, that's also been dismal. Meaning, that she's intimidated by some of the people that work for her. She's intimidated by the police chief. Bec..., you's do what you want. Don't tell me what goes on over there. She intimidated by the marina director. An employee came up said marina director tried to choke him. He's still the marina director. Were there criminal investigation that went on? No.

As far as being rude to an elected official, whether the people the Mayor or not, he's an elected official who can suspend any employee. The Mayor said I wanna see Ms. McKinney in my office. Ms. Jones told the Mayor, 'No. I'm not gonna let my department head talk to you.' That is, that alone, is incomprehensible. The Mayor says I wanna talk to Ms. McKinney, Ms. Jones said no, I'm sending the Assistant City Manager to talk to you. Mayor, who, who was elected? Ms. Jones or you? When you say you wanna talk to somebody, you don't take no for an answer from an employee.

So, from a leadership basis, you can do a lot better. From.., you can do a lot better but, but as far as the empirical evidence, you got the \$800,000 in that scandal. I'll let that speak for itself. From a leadership basis, I made my comments.

CHAIR PARDO: Okay. Thank you.

CHAIR PARDO: Okay. So, so the City Manager gave us notice that her contract is going to expire on June 21st and, like she said, she'd like to put it on the Agenda for the next meeting and, I guess, we'll decide then what is going to happen. If we renew the contract or if we're going to just allow the contract to expire on the 21st. So, anything from the Board? Is everyone good with that?

PRO TEM DAVIS: I don't have anything.

CHAIR PARDO: We all good? Okay. Alright. Ms. Jones, do you have anything else under your comments?

CITY MANAGER JONES: Yes, Madam Chair. Very briefly. There's a couple items that were mentioned as it relates to the last item for discussion in my notification. And, I have given to each of you, a sampling of the accomplishments over this last year. I understand that most people don't understand what I do every day and so, that document has been provided to you to show you the accomplishments in relationship to the benchmarks that you set.

I understand, I am not satisfied with the OIG report but, like Ms. Sheppard said, a lot of that I inherited. I just ask for the opportunity to correct it. Everyone gets an opportunity to correct things that they see might be deficient and I'm asking for your consideration and so we will place that on the next Agenda. Tomorrow night, this'll be the last time I announce this, tomorrow night is the fundraiser for the Max Fisher Boys & Girls Club and it's gonna be, the reception starts at 6:30, the program is at eight o'clock and it is at Palm Beach State College in the Espy Theater. And the donation for that is \$50. This is the second year that a fundraiser has been fa.., held for our Boys & Girls Club at Palm Beach State College.

Also, you are aware that we have been trying to schedule the Utility District Workshop that you called for. We were originally trying to do the 27th, however, we wrote you on yesterday and started looking at the 3rd of May for that particular workshop to address the utility issues. So, we will continue to poll you as it relates to that. I haven't had a

chance to talk with Councilwoman Miller but I will, about her request and see whether they're consistent and whether something needs to come back to this respective body.

Also, you received the update in, with the email should have been sent to you late this evening as it relates to the update on the IG reports and where we were, where we are that was requested by the Mayor. So, in case you have not seen it and I recognize Ms. Miller said she didn't get, get to look at all the documents. Here is a copy of that letter that has been sent to the Mayor and each of you have been carboned on that.

We are going about addressing the issues that you all have identified. We are pleased to continue to keep working to try and get some of our many issues faced. Riviera Beach is in a good place and we're doing good things. And that ends my comments. Madam Chair.

MAYOR MASTERS: Madam Chair?

CHAIR PARDO: Okay.

CITY ATTORNEY RYAN: I wanna...

CHAIR PARDO: Thank you. Yeah. Mayor.

MAYOR MASTERS: I have questions to the Manager. Is this the time for that? Can I ask...

CHAIR PARDO: Well...

MAYOR MASTERS: ...her a couple things now? On what she just said.

CHAIR PARDO: Is it related to what she said or...

MAYOR MASTERS: What she just said.

CHAIR PARDO: ...do you wanna wait til the end?

MAYOR MASTERS: What she just said.

CHAIR PARDO: Okay.

MAYOR MASTERS: Madam Manager, you said that what I asked for the, the, I received it?

CITY MANAGER JONES: It has been emailed and here's a hard copy that's comin'..., well, I saw a email...

COUNCILPERSON MILLER: I didn't get that email.

CITY MANAGER JONES: Yeah.

COUNCILPERSON MILLER: Who did it come from cause I don't see it.

CITY MANAGER JONES: MR. JONES.

MAYOR MASTERS: Madam Manager, do you realize that I got what you just talked about emailed at 7:37 pm. Tonight?

CITY MANAGER JONES: Oh, okay. I just know it was, it was being emailed. And, so then...

COUNCILPERSON MILLER: ...just now.

CITY MANAGER JONES: The hard copy is, is being distributed to you.

MAYOR MASTERS: So that's..., you understand that Danny Jones emailed this to me at 7:37 tonight, in this meeting?

CITY MANAGER JONES: I just know it came from him. I wa'n't., okay, yes.

MAYOR MASTERS: Well, that's totally unacceptable. That's crazy. Thank you.

COUNCILPERSON MILLER: Well, I, I just wanted to ask about the evaluation. You said you sent or emailed? How...

CITY MANAGER JONES: A hardcopy.

COUNCILPERSON MILLER: Okay. It was sent to the legislative office?

CITY MANAGER JONES: Yes.

COUNCILPERSON MILLER: Okay.

CHAIR PARDO: Okay. Ms. Ryan, do you have anything?

CITY ATTORNEY RYAN: I just wanted to give a...

CITY MANAGER JONES: 7:37.

DISCUSSION BY CITY ATTORNEY

CITY ATTORNEY RYAN: ...a quick little report while we were sitting here at the Council

meeting. The, we, had outstanding litigation on the Richardson Smith v. City of Riviera Beach case that involved one of our very fine officers, Tabatha Smith. We've been in a

three day trial on the case. I sent the Council a Memorandum about the case a couple of

weeks ago and said that it was coming up for trial. I just wanted to give the Council the good news that the jury returned a verdict of zero for the Plaintiff and so, and that was a,

it was a three day trial. Major Vanessa Snow was the City's representative at that trial and we received a great verdict. The attorney representing the City was Danna Clement

who works with the law, with Ben Bedard's law office.

And that's it for me.

STATEMENTS BY THE MAYOR AND CITY COUNCIL

CHAIR PARDO: Thank you. Do we have any Committee reports? Okay. We're gonna start Statements by the Mayor and Council. I'd like to go first tonight since the last Council meeting I didn't get to go, because we ended the meeting. Because we knew Mr. Guyton was gonna go longer than ten minutes.

[Laughter]

CHAIR PARDO: Okay. This is for the City Manager. I have a couple of things. Last Friday I drove around the City and I went over to Stonybrook and I...

UNK: Stonybrook?

CHAIR PARDO: To Stonybrook. Okay. And I was appalled by the conditions over there.

UNK: Stonybrook.

CHAIR PARDO: There were children playing, there is no grass, there's no grass there. It's dirt and there's glass everywhere and these poor children were playing there. Meanwhile, across the street there's a multi-million park that's fenced in, that no one can use. So, there's two issues, that park..., alright, that park, I believe, should be used for the people in the community instead of opening it up, you know, a couple of times on the weekends and not having it open during the week, when the kids really need somewhere to go. The other issue is Stonybrook.

UNK: Amen.

CHAIR PARDO: What is going on there? I, I brought this up about six or seven months ago and I heard that, you know, we were building a case and they were gonna go to the special magistrate. I haven't heard anything since. Meanwhile, the people live over there in deplorable conditions. The children, alright, we should at least care about that. There's no place for the kids to play so they play in glass. The other issue is, I'm, really, I was, I was blown away by the conditions over there.

The other issue is the crime. There's still cri., there's a lot of crime over there. And, you know, I'd like to know what is the plan? And you don't have to tell me now but I wanna know, what is the plan for Stonybrook because something needs to be done. And the focus should be on those kids over there. When that preacher man came here asking us to sign off on that...

MAYOR MASTERS: Right.

CHAIR PARDO: ...\$6,000,000, he gave us a song and a dance and he was gonna have all these programs for the kids. There is nothing.

MAYOR MASTERS: Nothin'.

CHAIR PARDO: If there's anything, it's that little afternoon program that goes on for how long? Alright? There's nothing on weekends. There's really nothing after school. There's nowhere for the kids to play so they play in dirt and gra., in dirt and glass. Something needs to be done with that.

The other issue is, someone needs to address the shootings. We haven't addressed it and people come up to me and I just came off the campaign trail and I'm sure other people have heard it. No one is addressing the shootings. Almost every day there's a shooting and, you know, and, if you want me to go through and tell you all the shootings we have, you know, I don't get noticed on all of them but whatever comes across on my telephone, I know about. Someone needs to address it because we talk about crime diminishing in the City but it is hard to tell that story when every day you're hearing about a new shooting? Or every evening you're hearing about a new shooting either along in, you know, we all know where these shootings are occurring. It needs to be addressed. We need to know what's going on. Is there a task force looking into it or, you know, are we just, you know, 'Oh well, we have our shot spotter and we know where the shots came from' Someone needs to address it. Please.

CITY MANAGER JONES: [Inaudible] those are the only two items I have. Thank you.

CHAIR PARDO: Yeah. No. And then my last item is...

CITY MANAGER JONES: [Inaudible].

CHAIR PARDO: No. And this goes to it, and I have been asking for this since I was elected in 2008.

MAYOR MASTERS: Mm.

CHAIR PARDO: And every..., and I said, if something major occurs in my district, I want to be aware of it. And, Ms. Jones, I went back, I have emails where I emailed you asking your Staff to notify me and I still don't get notified. I'll get notified once I make a big stink like I am tonight, I'll be notified for the next couple of days and then I fall off the radar again, until neighbors come and knock on my door and say my car's been stolen or someone broke into my house. Alright? And I have to learn it that way. And that is unacceptable. I am an elected official. Alright. And I represent the people in this City.

MAYOR MASTERS: Mhmm.

CHAIR PARDO: And I, I told ya, I am over it. The Staff and everything. You know, to the..., I'm sure everyone's aware, you know, we had a big crime spree over in my district and naturally I didn't find out about it until some woman called me crying, an elderly person on social security that's lived in her apartment forever and someone broke into her car and she didn't have insurance. Alright. And that's how I found out about it and that is totally unacceptable. So...

MAYOR MASTERS: Hmm.

CHAIR PARDO: I'm telling you right now, I'm not, I'm not dealing with it again. I know how I'm going to deal with this going forward. But, it is totally unacceptable. And, I hope, that I'm the only one on this dais that is being left in the dark because, if everyone else is, you all need to remember that.

MAYOR MASTERS: I'm being left in the dark too.

CHAIR PARDO: And it is...

MAYOR MASTERS: Sometimes.

CHAIR PARDO: ..yeah. It's just, it's, I am so done with it. I am so done with it. So, that's all I have. We'll continue down the dais.

PRO TEM DAVIS: Madam Chair?

CHAIR PARDO: Yes, please.

PRO TEM DAVIS: I, I have nothing else.

CHAIR PARDO: Nothing? Alright. Mr. Thomas.

COUNCILPERSON THOMAS: I have nothing.

CHAIR PARDO: Ms. Miller.

COUNCILPERSON MILLER: Okay. Of course, I have something. I'm new, I gotta say something, right? Well, I just wanted to kind of update everyone. I've, I've been meeting with department heads just to try and get an overview of the different departments, some of the issues, some of the concerns, some of the strengths. I've met with the Utility District Manager, the police chief, code enforcement and I have a couple more that I'll be meeting with this week so that's been very informative.

I've also received quite a few community benefits applications and is, I, I certainly believe it's important to be able to assist them in many ways but I do wanna make sure that I try to service all of them in some sort of way. So, I just wanna, you know, let people know that it may not be the large amount that you requested because I do wanna do want to make sure that I'm able to service quite a few non-profit organizations.

I, I know I hinted some weeks ago about possibly having a Agenda review. I do still wanna entertain that and I will take a look into that this week to bring that before the Board and, hopefully, get it on the Agenda so we can discuss it. Trying to do Agenda review.

And, in regards to City Manager, we're talking about the Utility District Workshop. I know we're gonna get together to speak about it a little more but my main concern was that the residents would be able to get here and, the difference than mine was that I was asking for a Saturday where we could have it where maybe more people could attend. So, mine was more so of trying to look out for the residents and in a, be a more accommodating way by having it on a Saturday. And, also, I wanted to know what is the update on getting the minutes done sooner? Have we gotten anything back from those three?

CITY MANAGER JONES: Yeah. We need more than WD-40 on this cause this is killing me with this. We got back the three quotes. However, as a result of our last conversation and in our attempt to try to get the minutes turned around in three days...

COUNCILPERSON MILLER: Mhmm.

CITY MANAGER JONES: And looking at what we had and including all of the departments, we're going out for a complete solicitation on the street, not just doing quotes...

COUNCILPERSON MILLER: Mhmm.

CITY MANAGER JONES: Because, by the time we add Planning & Zoning, Utility District, the dollar value is probably going to be above my signature authority.

COUNCILPERSON MILLER: Okay.

CITY MANAGER JONES: As well as the procurement rules called for us to have to go out if it's of a certain level. And so we're going out on the street with an RFP asking companies that can give us a three-day turnaround time with verbatim minutes. And then that Item will be brought back and placed on the Agenda.

COUNCILPERSON MILLER: For the next meeting?

CITY MANAGER JONES: The Item, oh no, but you've got to go on the streets. This is gonna be at least...

COUNCILPERSON MILLER: How, how long do you think that's gonna take?

CITY MANAGER JONES: Six weeks.

COUNCILPERSON THOMAS: Can, can you see if the whole Board wants to do this or not? I mean, [inaudible] say that.

CHAIR PARDO: [Inaudible].

CITY MANAGER JONES: I was...

COUNCILPERSON MILLER: I'm not asking her to commit to it. I am asking for it to be looked into cause it is a concern of mine and it is a concern of many people. The CRA, they have their Agenda out for April 22nd's meeting and they have the minutes from April 8th on there. So, you know, I, I don't see why we have to continue to approve

minutes from a month or two back. I, what, what sense is that making? I mean, if we can make sure that we can get them more current, I don't see the harm in that.

PRO TEM DAVIS: Madam Chair?

UNK: What's the costs?

CHAIR PARDO: Yes, Mr. Davis.

PRO TEM DAVIS: Ms. Jones, have you spoken with the CRA to see who, who are they using and what it's costing them?

CITY MANAGER JONES: And one of their, and the person that's doing their's responded to our solic..., quote request. And they're using the court reporter.

PRO TEM DAVIS: Mhmm.

CITY MANAGER JONES: And, she is present and that's why she can turn 'em around faster.

PRO TEM DAVIS: Okay.

CITY MANAGER JONES: And, she can do them in three days, as well as generally, their Agendas aren't as large as ours. Because you have to pay by the page.

PRO TEM DAVIS: Page, correct. Yeah.

COUNCILPERSON MILLER: Okay.

CITY MANAGER JONES: And so, that's what runs up your costs when you look at the length of our minutes versus the length of the CRA minutes. You're running into a lot more of expense. So, the question is, is the desire to go on the street for an RFP or how would we like to proceed with this request. That was...

COUNCILPERSON THOMAS: Madam Chair?

CHAIR PARDO: Yes. Mr...

CITY MANAGER JONES: That was our...

COUNCILPERSON THOMAS: That's my issue. Not about getting the minutes done sooner. I have no problem with that. But those type of decisions come before the Board

for Board action. Not me, not any one person needs to be giving that type of, of authority

to say we're going out on the street for something. That's a Board action. We need to make sure that the entire Board is with that. Now, if it was something that was under your

signature authority, I still think you probably should of come to the whole Board, but that,

that would have been fine but to, to say we're going out on the street for this, I'm not even

sure that that's, that's something that we need to do. We discuss it and if the Board, whether I like it or not, if the Board says that's what we're doing, that's what we're doing.

I just would appreciate for those type of things, you bring it before the Board for us to discuss. That's all. It's not about doing the minutes and I don't have a problem with the minutes at all. However, she's asking for it to be done but it needs to come before the Board for a Board decision. That's all I'm saying.

CHAIR PARDO: I agree with you.

COUNCILPERSON MILLER: Okay.

COUNCILPERSON THOMAS: Mhmm.

COUNCILPERSON MILLER: Alright. Well, we'll make sure we get it on the Agenda.

CHAIR PARDO: We'll get it on the Agenda.

COUNCILPERSON MILLER: Alright. Okay?

CHAIR PARDO: It'll be on the next Agenda.

COUNCILPERSON MILLER: And, because I have been asking for this for a while and, you know, it's just lingering and we haven't put any action to it. So, I, I don't like to keep asking the same thing over and over either. The other thing is, I wanted to know if,

and I'm not gonna take up too much time cause it is getting late, there was a huge event over at Wells and I, I certainly understand where Ms. Pardo was talking about things occurring in your district and you're not being aware of it. There was a huge event on Saturday.., no, on Sunday, I'm sorry, Sunday morning at Wells. There were over, like, two hundred people over there and they had, it looked like some sort of marathon or running event. O.., close to two hundred people and, and I was on my way to church and

I just thought that was odd that there was something so huge that, you know, it just wasn't

even announced. Now, I know it may not have been a City sponsored event but I just think that if it's a block away from me, I kinda probably should of known something about

it. I could of went over and said hello or something. Do, you know anything about that?

CITY MANAGER JONES: I don't know about an event...

PRO TEM DAVIS: Marathon.

CITY MANAGER JONES: ...at Wells. But the marathons were a couple of places on the Island.

PRO TEM DAVIS: Mhmm.

COUNCILPERSON MILLER: On Sunday?

CITY MANAGER JONES: Saturday, I know is when I got caught in the traffic.

COUNCILPERSON MILLER: This was Sunday morning. I was...

CITY MANAGER JONES: This was Sunday morning?

COUNCILPERSON MILLER: ...on my way to church.

PRO TEM DAVIS: I think something was...

COUNCILPERSON MILLER: About 9:30 in the morning.

PRO TEM DAVIS: [Inaudible].

CITY MANAGER JONES: Yeah. And I on Saturday I wanna say the VFW used it for parking for..., they, they had a dedication for their new place down there.

COUNCILPERSON MILLER: No. There wa..., I, no, they...

CITY MANAGER JONES: Yep. So...

COUNCILPERSON MILLER: ...there was event...

CITY MANAGER JONES: I don't what event...

COUNCILPERSON MILLER: ...that took place.

MAYOR MASTERS: Huge event.

COUNCILPERSON MILLER: Oh, you saw it?

MAYOR MASTERS: About three hundred people.

CHAIR PARDO: Yeah.

CITY MANAGER JONES: Yeah. So...

CHAIR PARDO: Saturday was the...

MAYOR MASTERS: In the morning.

CHAIR PARDO: ...the race on...

COUNCILPERSON MILLER: It was Sunday morning.

CHAIR PARDO: ...Singer Island. Okay.

CITY MANAGER JONES: But she's talking about Sunday morning.

COUNCILPERSON MILLER: But, let me just ask this. What, are we told of these events if we're renting out the..., not for birthday parties but if it's some large gathering, are we told about it? I mean, it comes through Parks & Recs, or who does it come through?

CITY MANAGER JONES: It should come from the department. When I question a department about an event, I try to carbon you, when I see or I know but they've been directed to make sure that we know about events. There's an events calendar where some things are plugged in as it relates to that. But...

COUNCILPERSON MILLER: Can you check into that for me and just...

CITY MANAGER JONES: I will let you know...

COUNCILPERSON MILLER: ...kind of let me know what it was.

CITY MANAGER JONES: ...specifically what that is.

COUNCILPERSON MILLER: Cause I almost understand how Councilman Thomas felt with Tropical coming and he, you know, he was upset about that and, you know, you,

you don't like driving by and seeing things and you're saying, 'Well, how could I not know

about it." But, you know, I just wanna understand the process.

CITY MANAGER JONES: Sure. Yes, ma'am.

COUNCILPERSON MILLER: Okay.

CITY MANAGER JONES: I'll get that to you.

COUNCILPERSON MILLER: Thanks.

CHAIR PARDO: Yeah. And you know what else? And, I've been meaning to talk to you about this too. I go to a lot of events that take place in West Palm Beach. And they're really not West Palm Beach sponsored events. I was on the, through the Lagoon Initiative Steering Committee. We had elected officials from, you know, up in Tallahassee and DEP and the Core and all of these regulatory agencies, on a boat. And we went up and down the, the lagoon looking at the projects that the county's working on. And, before we got on the boat, who was standing there? The Mayor of West Palm Beach. Just greeting everyone and, you know, and you can sneeze in West Palm Beach and the Mayor's there, 'Here, can I hand you a tissue?' But, every, and it, you know, it's in West Palm Beach but it's also in other cities in Juno Beach and Jupiter. If there is an event going on in their city, it is just protocol that, at the minimum, the Mayor is there to greet them. Even if it's not a

city sponsored event. And I really believe that we need to start getting into that habit. If people are having events in the City, someone, an elected official needs to be there and they need to do the greeting.

MAYOR MASTERS: That's right.

COUNCILPERSON MILLER: Yeah.

CHAIR PARDO: So...

COUNCILPERSON MILLER: I agree.

CHAIR PARDO: You know, maybe we can add that to the list. Okay, Mayor?

MAYOR MASTERS: Unfortunately, everybody in the community ought to know by now, I'm, I'm very disrespected, neglected and rejected up here. Lose battles up here but I win in the community and we're gonna win again. I will never forget when the incumbent, that was in this seat, and Ms. Miller called the police on me for sitting in a theater. Well, you saw how, what happened with the results of that. Disrespect. I mean, how long does it take?

MR. JONES, I need to, you to come right to that mic. Please. Cause I'm very, I wanna be very professional and be very calm. Do you think it's right, fair and respectable that I get an email with your name on it for something I asked for two weeks ago, I get it in a meeting that started at 5:30 but I get it at 7:30? Is, is that fair to me?

MR. JONES: Sir, I had the task of sending that email out. It was on my desk. I was preparing for two Agenda Items today. And I realized it during this meeting that I had not sent that email out. I went to my office, scanned the document in and tried to get it out to Council tonight.

MAYOR MASTERS: Is it fair to me? Was that fair to me? I, you know, if you send it to twenty people, I'm the one that asked for it. And I'm sure you had it on your desk.

MR. JONES: Yes, sir.

MAYOR MASTERS: Before 5:30. I'm sure you had it on your desk before 4:30. I'm sure you had it on your desk before 3:30.

CITY MANAGER JONES: [Inaudible].

MAYOR MASTERS: I mean, what are we doing here? Do, are we playing games with the Mayor?

MR. JONES: No, sir. Actually, I, like I said earlier, I had it on my desk and was assigned with the task of emailing it out to Council. In light of my Agenda Items and preparation for tonight's meeting, it was on my desk. I realized it during the meeting, I left and actually scanned it in and emailed it out to Council tonight. I do apologize, Mayor, for not getting that out to you a little earlier.

MAYOR MASTERS: And you apologize for, for me not knowing about the job thing, the new bu..., it's, that's okay. That's, that's okay. I'm, I'm done. I'm, like, Chair Pardo . I know what to do. I wanna go back to something that was said earlier cause it's..., wish that Attorney Ryan was here but...

UNK: She's right there.

MAYOR MASTERS: Okay. Public comment should be restricted to issues, matters or topics pertinent, pertinent to the City of Riviera Beach. In your comments, you said that was added. That was put on here. Who authorized it?

CITY ATTORNEY RYAN: I thought I also said that the City Manager has drafted this Agenda and ninety (90%) percent of what you have stated has been put on by the, that's in the Agenda, has been put on by the City Manager. Staff discussed the issue with the City Manager and I drafted the language and we added to the Agenda.

MAYOR MASTERS: I don't think the City Manager has that authority to do that. And I tell you why. Because the very next sentence says, "Please be reminded that the City Council has adopted rules of decorum..."

CITY ATTORNEY RYAN: And the Manager put that language in as well.

MAYOR MASTERS: [Inaudible]. My point is, and I have much respect for you...

CITY ATTORNEY RYAN: Okay.

MAYOR MASTERS: ...Madam Attorney but, if the City Council adopt rules for decorum and they, they did, then they should of adopted that.

CITY ATTORNEY RYAN: No, you're..., I'm, I'm gonna state this again. The Manager put that language here. The City Council adopted the rules of decorum. It was the Manager's decision to write that language in the Agenda.

MAYOR MASTERS: And I'm gonna state again...

CITY ATTORNEY RYAN: Okay.

MAYOR MASTERS: That the, if the Manager did that, I don't th..., I think that should have come to be ap..., approved by the City Council like we have approved everything else.

CITY ATTORNEY RYAN: Okay.

MAYOR MASTERS: Madam Manager, am I, am I missing something here? Please help me out.

CITY MANAGER JONES: We can do that if that, if that is your desire. As things develop, as decisions are made in, in what we need to do and do differently, I discuss them with the Staff and with the Attorney and so, in line with the legal decisions that have been made, I make recommendations. If, and, and I, and we change things to be in compliance, now I know that, or is it your desire that all of these changes come back to Council for a vote.

MAYOR MASTERS: I'm, I'm just...

CITY MANAGER JONES: And, if it is, I'll, I'll abide by that.

MAYOR MASTERS: I'm, I'm just saying, something of that significance, I believe, that, I'm just speaking for me, that the City Council should of adopted it. Or, at least, should have had knowledge of it or something, before it is put on out, out the clear blue sky. You know, we've been in Court, time and time and, and I'm sure the City Attorney knows that. That it is important that we are consistent of what we do. And consistent about rules of decorum. We can't adopt one thing and we don't know about the other. That, that's my personal opinion. I'm gonna leave it alone and we'll keep it moving.

CHAIR PARDO: Right.

MAYOR MASTERS: But, it's, I don't know. The other thing I want to put on the record, as tonight, there were a couple people that were here that wanted to speak as it relates to the expir., expiration of the City Manager's contract. And these people are of, support the fact that the contract should expire and that there should be a new direction of administration and operation of this City. Mr. Earl Davis, Reverend Griffin Davis, Sr., who happens to Pastor the largest African American church in the City of Riviera Beach, and also Ms. Mami Kisner. There was also a communication that was received from a very large organization on the Island, a couple years ago, that asked that the Council would think twice concerning the, the Manager's tenure. I wanna conclude my statements by saying there was a recent election that was held in this City. And you would have to be Stevie Wonder not ot see what the results of this election were and what it means. First of all, it was unparallel in the history of this City that people came out in large numbers, particularly on the mainland an off-city election. Washington Elementary School, the challenger, 169 votes. The incumbent, 43 votes. Lindsey Davis, the challenger, 291 votes. I'll I'll wait. The incumbent, I won't, because it's taxpayer's time, 87 votes. Wells, the incumbent 88, the challenger 214. So, as we go on, these people came out and voted, I think for a change. And it wasn't just against Judy Davis. But they voted for a change in the administration. Now, if you can't see that, then I don't know what you'll ever see.

Thank you, Madam Chair.

ADJOURNMENT

CHAIR PARDO: Thank you. Is there a motion to adjourn?

PRO DEM DAVIS: So move.

COUNCILPERSON MILLER: [Inaudible].

MAYOR MASTERS: You gotta walk out me.., walk out...

(END OF REGULAR CITY COUNCIL MEETING)

APPROVED:

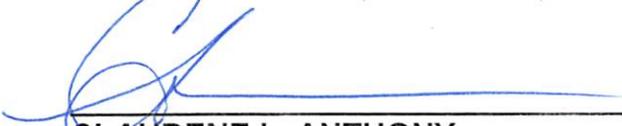


THOMAS A. MASTERS
MAYOR



DAWN S. PARDO
CHAIRPERSON

ATTEST:



CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK



TERENCE D. DAVIS
CHAIR PRO TEM



BRUCE A. GUYTON
COUNCILPERSON



KASHAMBA L. MILLER
COUNCILPERSON



CEDRICK A. THOMAS
COUNCILPERSON

MOTIONED BY: C. THOMAS
SECONDED BY: B. GUYTON

B. GUYTON AYE

K. MILLER AYE

C. THOMAS AYE

D. PARDO AYE

T. DAVIS AYE

DATE APPROVED: 05/06/15