

**CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
REGULAR CITY COUNCIL MEETING MINUTES  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, JUNE 1, 2016 AT 5:30 P.M.**

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

**CALL TO ORDER**

**CHAIR DAVIS:** At this time, we're gonna call this regularly City Council Meeting to order.

**ROLL CALL**

**CHAIR DAVIS:** Madam Clerk, roll call, please.

**DEPUTY CITY CLERK BURGESS:** Mayor Thomas Masters? [Pause].  
Chairperson Terence Davis?

**CHAIR DAVIS:** Here.

**DEPUTY CITY CLERK BURGESS:** Chair Pro Tem KaShamba Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Here.

**DEPUTY CITY CLERK BURGESS:** Councilperson Lynne Hubbard?

**COUNCILPERSON HUBBARD:** Here.

**DEPUTY CITY CLERK BURGESS:** Councilperson Tonya Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Here.

**DEPUTY CITY CLERK BURGESS:** Councilperson Dawn Pardo?

**COUNCILPERSON PARDO:** Present.

**DEPUTY CITY CLERK BURGESS:** Interim City Manager Danny Jones?

**DEPUTY CITY MANAGER JONES:** Here.

**DEPUTY CITY CLERK BURGESS:** Deputy City Clerk Jacqueline Burgess is present. Attorney Glen Torcivia?

**ATTORNEY GLEN TORCIVIA:** Here.

**DEPUTY CITY CLERK BURGESS:** We have a quorum.

**CHAIR DAVIS:** Thank you.

**CHAIR PRO TEM MILLER-ANDERSON:** Point of order.

**CHAIR DAVIS:** Yes.

**CHAIR PRO TEM MILLER-ANDERSON:** I just want.., I don't know if this is the proper time in terms of Mr. Torcivia sitting in, I wanted to ask a question regarding him being up here.

**CHAIR DAVIS:** Oh, we can...

**CHAIR PRO TEM MILLER-ANDERSON:** Is this...

**CHAIR DAVIS:** ...talk about it.

**CHAIR PRO TEM MILLER-ANDERSON:** ...the appropriate time or before we...

**CHAIR DAVIS:** Sure.

**CHAIR PRO TEM MILLER-ANDERSON:** Adj'...

**CHAIR DAVIS:** Yeah.

**CHAIR PRO TEM MILLER-ANDERSON:** Now?

**CHAIR DAVIS:** Mhmm.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. I understand that Ms. Ryan had some family issues and that's why she's not here with us tonight.

**CHAIR DAVIS:** Mhmm.

**CHAIR PRO TEM MILLER-ANDERSON:** But I do recall when she put in her leave of absence, she said that Ms. Busby would be the one that would be sitting in for her while she's out on leave. So I, I just want to clear that up. I do understand there are some fees that are involved in us having to pay Mr. Torcivia to sit in this meeting tonight and I was under the impression, if Ms. Ryan was going to be out for her leave, that Ms. Busby would sit in her place. So, Mr. Jones?

**DEPUTY CITY MANAGER JONES:** Yes. You're correct. Ms. Busby has been working on the day-to-day operations for the City and for the legal department but I

made a decision to contact Mr. Torcivia for the meeting being that Ms. Busby has only been with the City for six weeks and Mr. Torcivia has had a relationship with the City for the last 26 years. He was initially brought on by the then City Attorney, Mr. Andy Degraffenreidt. So, I felt that a lot of the issues that are discussed up here, with the Council, that you wanted to have the best legal counsel and representation possible. Not diminishing Ms. Busby's capability, it's just that she's only been with the City and doesn't have a long history of some of the issues that have.., the Council's dealt with over the years.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. So when Ms. Ryan put in her leave, the memo we received indicting she was going on leave, was that always the plan to bring Mr. Torcivia in? When did that change because she said that it would be her. Ms. Busby.

**DEPUTY CITY MANAGER JONES:** It didn't change. Like I said, I, I made the decision to bring Mr. Torcivia on based on the Agenda, based on some of the topics that will be covered and discussed. Him having, like I said, 26 years of experience and history with the City, I thought it would be best to provide you with the highest level of legal guidance that you could possibly get. And, uh, I made that decision. I did not consult with Ms. Ryan on that decision but I did let her know after I spoke with her that I was.., I made that decision.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. Well, here's, here's my concern. We're, we're paying... What is the rate again?

**GLEN TORCIVIA:** [Inaudible].

**CHAIR PRO TEM MILLER-ANDERSON:** What is the rate...

**DEPUTY CITY MANAGER JONES:** \$195 an hour.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. So \$195 an hour is what we will pay for Mr. Torcivia to sit in Ms. Ryan's place. Help me understand. Now, are we planning to use him all of the time while she's out or will Ms. Busby.., is it just tonight that he's.., she's not gonna sit here?

**DEPUTY CITY MANAGER JONES:** It depends on how long Ms. Ryan is out and it depends on me working with Mr. Torcivia and Ms. Busby to find out her, her level of comfort. Not saying she wasn't comfortable but, again, it depends on the issues that may come up. And, I'll take direction from the Council. If the Council feels that Mr. Torcivia is overkill, then we'll take that into consideration and, and take the necessary actions to do something different, ma'am.

**CHAIR PRO TEM MILLER-ANDERSON:** I appreciate that.

**CHAIR DAVIS:** Anything else?

**CHAIR PRO TEM MILLER-ANDERSON:** Yeah. I, I mean, I don't wanna say Mr. Torcivia's overkill.

[Chuckles]

**CHAIR PRO TEM MILLER-ANDERSON:** I mean, I'm sure he's very good at what he does but, you know, I, I just think that, you know, we were told one thing and then now we're looking at changing and I just didn't understand..., because we..., Ms. Ryan was very confident in Ms. Busby's abilities to sit up here in her spot while she was out. I just was taken aback when I realized that we were going to bring in Mr. Torcivia and then have to pay him in addition to already having someone on Staff that we're paying on a daily basis that should be able to slip right into the City Attorney's position. I, you know, [stammer], I'll let you all go, if anybody else has anything else to say about it and then I'll come back.

**CHAIR DAVIS:** Anyone else?

**COUNCILPERSON HUBBARD:** I, um, I too asked about Mrs. Busby's ability to serve in Mrs. Ryan's stead when she's out. And, of course, the Manager explained to me that that is what..., that, that's his reason for having Mr. Torcivia here but we do have to consider the fact that if we have Ms. Busby here, we have to know that she..., that Ms. Ryan thought that she could handle the content of the, of what we have. And I do appreciate that Mr. Jones wanted us to have someone more seasoned and more versed in what he found to be a very complex Agenda but I, I agree with Mrs. Anderson, Miller, Miller-Anderson that we have to..., that Mrs. Busby was thought..., Mrs. Ryan thought Ms. Busby could handle this meeting.

**CHAIR DAVIS:** Okay. That'll be all? Any other Members of the Board? [Pause]. Alright. Thank you.

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

**CHAIR DAVIS:** Yes.

**CHAIR PRO TEM MILLER-ANDERSON:** I wanna come back in.

**CHAIR DAVIS:** Alright. Councilwoman Anderson.

**CHAIR PRO TEM MILLER-ANDERSON:** I don't..., again, I don't know if this is the appropriate time but I do wanna make a motion that Ms. Busby is the one that sits up here and not move forward with Mr. Torcivia.

**CHAIR DAVIS:** At this time?

**CHAIR PRO TEM MILLER-ANDERSON:** Wherever it's appropriate to put it in. I don't...

**CHAIR DAVIS:** Do you want it for...

**CHAIR PRO TEM MILLER-ANDERSON:** Just let me know.

**CHAIR DAVIS:** Do you want her for this meeting or...

**CHAIR PRO TEM MILLER-ANDERSON:** Uhuh. For this meeting.

**CHAIR DAVIS:** ...other future meetings?

**CHAIR PRO TEM MILLER-ANDERSON:** This meeting.

**CHAIR DAVIS:** Anyone wanna second it?

**COUNCILPERSON HUBBARD:** Second it.

**CHAIR DAVIS:** Questions?

**COUNCILPERSON PARDO:** Mr. Chair?

**CHAIR DAVIS:** Yes, Councilwoman Pardo.

**COUNCILPERSON PARDO:** Okay. I have a comment.

**CHAIR DAVIS:** Please do.

**COUNCILPERSON PARDO:** Alright. I would, I would feel more comfortable at this point in time to keep Mr. Torcivia on the dais with us for this meeting and then going forward, you know., Mr. Jones said he's not sure when Ms. Ryan will be returning so, going forward, we can have the Assistant Attorney ready to move into her shoes but, you know, we have Mr. Torcivia sitting here, he is prepared and I would say just, you know, let's just move on with him and bring Ms. Busby to our next meeting.

**CHAIR PRO TEM MILLER-ANDERSON:** Madam, I mean, Chair.

**CHAIR DAVIS:** Go ahead.

**CHAIR PRO TEM MILLER-ANDERSON:** You know, um, I would be okay with that if we were not told that he was going to be here. We were told that Ms. Busby would be the one that was going to replace Ms. Ryan while she was out.

**CHAIR DAVIS:** Mhmm.

**CHAIR PRO TEM MILLER-ANDERSON:** This never came up about Mr. Torcivia until, what [stammer]...

**DEPUTY CITY MANAGER JONES:** Yes. Monday...

**CHAIR PRO TEM MILLER-ANDERSON:** The other day?

**DEPUTY CITY MANAGER JONES:** ...or Tuesday morning.

**CHAIR PRO TEM MILLER-ANDERSON:** Yeah. Yesterday.

**DEPUTY CITY MANAGER JONES:** Mhmm.

**CHAIR PRO TEM MILLER-ANDERSON:** And, Ms. Ryan put in her leave, or at least we received a memo about a week ago and it said that she had complete confidence in Ms. Busby being able to serve in her spot while she was gone. This decision by Mr. Jones to bring in Mr. Torcivia, on yesterday, I do not feel that was appropriate because we were told Ms. Busby would be the one to take over. So I, you know, I, I'm having a problem with it because that is not, that was not what was discussed with us. And, you know, I know there are many times Ms. Ryan is here and she, I mean, she don't know some of the answers on some things as well. So, I don't think Ms. Busby would be far off from what we already have on a daily basis. So, I, you know, I just don't, I don't..., I, I..., my motion still stands.

**CHAIR DAVIS:** Um...

**COUNCILPERSON DAVIS JOHNSON:** Mr. Chair?

**CHAIR DAVIS:** ...Councilwoman Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** I, um, I certainly understand Commissioner..., uh, we're in Council, Councilwoman Miller-Anderson's concern with the change but I do believe that with the... I don't, I, I feel that our Interim City Manager acted in the best interest of the, this Council under the circumstances for which the decision was made. I do not believe that... Well, let me go back and say this, at what point do we trust that our Staff is moving in a positive direction or in a right direction in order to make sure that continuity and reference and history is maintained. I believe that the dec'..., again, the decision was made in light of the extenuating circumstances with the passing of Ms. Ryan's father. I don't know if she had planned to return to the meeting. I, I'm not sure of that.

When, when we [pause]. We have people in place that we believe are competent and capable and Mr. Jones, Mr. Jones' decision as it relates to the length of time for which Ms. Busby has been here, certainly, you know, she practices law and she is an assistant but there has to be some, some extenuating circumstance and/or reason for the decision that Mr. Jones made in bringing on Mr. Torcivia. I, I do understand what you're saying. I just think that we have to trust the..., or, I'm comfortable in trusting, we all don't have to but I am comfortable in trusting the direction in which he took in order to

provide us with the history and background that we need in order to make the decisions that we intend to make tonight.

**CHAIR DAVIS:** Um, are you done? One thing I will say before we move on with this meeting and this vote, whatever happens. This is one of the situations where I agree with all my colleagues. I'm in the position too where, if we're told something, we have to follow it. I don't like being caught off guard. But, the only thing I was able to understand on this Item was the fact that we had an issue which is very old, which is the Ocean Mall deal. That's a deal that's been going on with the City for quite, for many, many years and I don't believe that the new person, at the time, will be prepared to answer the questions that I have for this meeting tonight, considering there's been a lot of different transactions with the Ocean Mall contract, the parking situation. That Item is very historic. But, moving forward, I do believe that if we're gonna invest our money and time with an individual that's going to be our Assistant City Attorney, she should be up here exercising what we've hired her to do. But this meeting, because we have some historic Items, I'm willing, you know, to ask my colleagues to allow Torcivia to sit up for this meeting but moving forward, that this don't ever happen again without keeping us in the loop of things in respect to Councilwoman Miller-Anderson, what she suggested which I totally support on that.

**COUNCILPERSON HUBBARD:** Mr. Chair?

**CHAIR DAVIS:** And that's where I stand.

**COUNCILPERSON HUBBARD:** Mr. Chair, I...

**CHAIR DAVIS:** Councilwoman Hubbard.

**COUNCILPERSON HUBBARD:** I just want, I just wanna say this. I, I totally agree with Councilwoman Miller-Anderson, excuse me, because, right now, we've all looked at the Agenda and we've all read the Agenda and we know to ex'..., to, to what extent the historical knowledge that we are going to need. Truly, Ms. Busby has been to court and presented document and evince before the Judge on the City's behalf. So, of course, she, she is quite capable of, of sitting here and, and serving. And when we are going to change attorneys or there's a need to change attorneys because the attorney reports to us and the City Manager also reports to us, the consideration of doing just that might..., would've faired better had it been sent to all of us to see if that was something that we wanted to, to venture in doing. It's no disrespect to Mr. Torcivia cause I, myself, have worked with him before and it's nothing to do, and I'm sure he knows that it's nothing to do with his skillset, it's more, it's more to do with the fact that we have a, we have an Assistant Attorney on Staff that, that we actually feel that..., for what... And, and especially to the point that Ms. Miller-Anderson made, to what we get from our City Attorney when she does not have the answers, is she looks it up, she comes back to us. Ms. Busby was not goi'..., or couldn't possibly be too far off than that.

So, I support Ms. Miller-Anderson in what she's trying to convey to the public as well as to this dais.

**CHAIR DAVIS:** Before we move any further. This is a discussion that I think should've happened before the meeting. Ms. Busby is definitely not running to the mic to get up, up here at this time. I want to save the City, um, [pause]. And I don't wanna say I wanna save the City but I think we need to move forward. We shouldn't even be calling a vote on this. Take this as a learning moment for Staff to understand that this Board needs to be kept in the loop. I think it's, um, to have this thorough conversation in a public meeting, I think we understand and Staff understands where we are. This is very important that, when you make a decision that a Board.., cause the Attorney reports to the Board. You make the re'.., the recommendations to the Board, this is what you'd like to do and explain why and that way we can avoid having this discussion in a public meeting. Discussions like this is, you know...

Mr. Torcivia's one of the best and I've watched him across the county and, and if he's better than Attorney Ryan, I definitely want him on the Board. Not saying that he is or not but I want the best on this Board to represent the City at this time, an Assistant City Attorney is an Assistant City Attorney not the City's attorney. So, if we have someone that has 20 years experience, municipal experience throughout, across the county, and I think the residents deserve the best that Staff has recommended at this time. I'm sure that Mr. Jones will put the City in.., and I will hope that he will put the City in a positon to give us the best it has to offer as this young lady is in, in training for Riviera Beach. We have a meeting that we need to get through expeditiously. I will like to please ask my colleagues to not let this vote carry because I don't wanna be putting Torcivia or anyone else at a disadvantage or an embarrassing situation with this vote being called one way or the other. [Pause].

My colleagues, no one has any comments? Will anyone please, please, please consider rescinding their vote?

**CHAIR PRO TEM MILLER-ANDERSON:** Uh-uh. My motion stands.

**CHAIR DAVIS:** Okay. Anyone else? [Pause]. Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Cou'...

**CHAIR DAVIS:** What's the motion again? So we state it for the record.

**CHAIR PRO TEM MILLER-ANDERSON:** To have Ms. Busby come and serve as the City Attorney.

**CHAIR DAVIS:** Uhuh.

**CHAIR PRO TEM MILLER-ANDERSON:** In the place of Mr. Torcivia.

**CHAIR DAVIS:** Go ahead.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** No.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** No.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** No.

**DEPUTY CITY CLERK BURGESS:** That motion failed with Councilperson Pardo, Davis Johnson and Chair Davis dissenting.

### **PLEDGE OF ALLEGIANCE**

**CHAIR DAVIS:** Okay. Now what we're gonna do, we're gonna stand.., were gonna have a moment of silence and the Pledge... Oh, let the record reflect that Mayor Thomas Master is on the Board.

**MAYOR MASTERS:** Thank you.

**CHAIR DAVIS:** And he will lead us in the Pledge after we have a moment of silence.

**MAYOR MASTERS:** Mr. Chair, in the moment of silence, will we include the families of the fallen soldiers who served our country so well? It's after Memorial Day but we must never forget those soldiers so I would ask that we include that in our moment of silence. Thank you.

[Moment of silence]

**MAYOR MASTERS:** Shall we Pledge?

**ALL:** I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

Thank you, Mr. Chair.

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

**CHAIR DAVIS:** At this time, we'll go to Staff. Do we have any additions, deletions or substitutions?

**DEPUTY CITY MANAGER JONES:** Yes.

**CHAIR DAVIS:** Yes. Go ahead...

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

**CHAIR DAVIS:** ...Mr. Jones.

**DEPUTY CITY MANAGER JONES:** In light of the C'.., the CRA meeting, we'd like to delete Item 8 from the Agenda.

**CHAIR DAVIS:** [Inaudible]...

**DEPUTY CITY MANAGER JONES:** And also ask if we could rearrange Items 3 and 4. If we can flip those, have Item 4 come before Item 3.

**CHAIR DAVIS:** Okay. And deletion of No. 8?

**DEPUTY CITY MANAGER JONES:** Yes.

**CHAIR DAVIS:** Anyone else?

**CHAIR PRO TEM MILLER-ANDERSON:** Chair?

**CHAIR DAVIS:** Counc'.., Vice Chair.

**CHAIR PRO TEM MILLER-ANDERSON:** Were the updates gonna be given or we're sticking with our order that we have already?

**CHAIR DAVIS:** Presentations?

**CHAIR PRO TEM MILLER-ANDERSON:** Mhmm.

**CHAIR DAVIS:** Oh...

**CHAIR PRO TEM MILLER-ANDERSON:** Were we, were we changing that or we're just gonna, you're gonna come back [inaudible]...

**CHAIR DAVIS:** Yes. We're gonna.., I'm looking to, with the support of the Board, because our legislators, they have to get out of here, they have other appointments, they have to try and meet those deadlines. I'm gonna ask the Board to look at puttin' the awards and presentations right before Consent.

**COUNCILPERSON HUBBARD:** And I have some additions.

**CHAIR DAVIS:** Excuse me?

**COUNCILPERSON HUBBARD:** Items that I'd like to add for discussion.

**CHAIR PRO TEM MILLER-ANDERSON:** I can't hear her. Turn the mic down.

**COUNCILPERSON HUBBARD:** I'd like to...

**CHAIR DAVIS:** We [inaudible]...

**COUNCILPERSON HUBBARD:** ...add some Items for discussion.

**CHAIR DAVIS:** Okay. Let us get the rearrangement then we'll add.., we'll look at adding more Items. So, how does the Board feel about moving Awards and Presentations right before Consent so they can do their presentation before the City and get to meet their deadlines?

**COUNCILPERSON DAVIS JOHNSON:** Motion to approve?

**CHAIR DAVIS:** Any second?

**COUNCILPERSON HUBBARD:** Second.

**CHAIR DAVIS:** Madam Clerk.

[Inaudible comments]

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard.

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes.

**Disclosures by Council**

**CHAIR DAVIS:** We're gonna do, any disclosure by the Council? [Pause].

**COUNCILPERSON DAVIS JOHNSON:** [Inaudible]

**CHAIR DAVIS:** Any disclosures by the Council?

**COUNCILPERSON DAVIS JOHNSON:** You start down there or just anybody jump in?

**UNK:** Yes.

**CHAIR DAVIS:** Hmm?

**COUNCILPERSON DAVIS JOHNSON:** You usually start at...

**CHAIR DAVIS:** Yes. Yes.

**COUNCILPERSON DAVIS JOHNSON:** I'm disclosing that I met with E-Z Weld with regards to..., what is that Item? E-Z Weld. I met with E-Z Weld and their staff.

**CHAIR DAVIS:** Anyone else? [Pause]. Okay. All disclosures. Next, right before we get to Consent and adopt the...

**Adoption of Agenda**

**CHAIR DAVIS:** Do I have a motion to adopt the Agenda?

**COUNCILPERSON DAVIS JOHNSON:** So move.

**CHAIR PRO TEM MILLER-ANDERSON:** Second.

**COUNCILPERSON HUBBARD:** Sir?

**CHAIR DAVIS:** Madam Clerk.

**COUNCILPERSON HUBBARD:** You didn't come, you didn't come back to me for my additions.

**CHAIR DAVIS:** Oh, okay.

**COUNCILPERSON HUBBARD:** And the thing... I had some additions and some things I wanted to pull from the Consent Agenda. You did come...

**CHAIR DAVIS:** We haven't...

**COUNCILPERSON HUBBARD:** ...back to me.

**CHAIR DAVIS:** ...got to Consent yet to., we haven't approved the Consent yet.

**COUNCILPERSON HUBBARD:** Okay.

**CHAIR DAVIS:** If you had any addition that you wanted to add.

**COUNCILPERSON HUBBARD:** Some additions...

**CHAIR DAVIS:** Okay.

**COUNCILPERSON HUBBARD:** ...that I, that I'd like to add.

**CHAIR DAVIS:** Okay. What are they?

**COUNCILPERSON HUBBARD:** I, I, I want to, I wanna add to the Agenda Mr. Lloyd Brown, I want to discuss that.

**CHAIR DAVIS:** Under discussions?

**COUNCILPERSON HUBBARD:** Un'.., no, no. As an a, as an Agenda Item for discussion with directives. That's, uh, that's my intent. And, also, I want to talk about the, um, the Marin'.., the Marina. It's not, it's not in there but I'm adding this. And also, the Marina, the transfer and the, and the Director, that position that we still have at the Marina. Also, I want to talk about, um, about the scheduling of the time of our meeting, Agenda review...

**CHAIR DAVIS:** Now, if, if you'd like, once we get under Council comments, you can bring all that up then and put a motion on the floor for any of those Items that you'd like to discuss.

**COUNCILPERSON HUBBARD:** Okay. Some of them I wouldn't like to wait 'til the end of the meeting, I'd like to have, you know, a full robust conversation about them.

**CHAIR DAVIS:** We can have a conv'...

**COUNCILPERSON HUBBARD:** And some of them I am prepared to wait until the end of the meeting. Such as, simple things as Agenda review and the time of our meeting, I don't, I don't mind waiting for that but, in case some of the public wanted to weigh in on some of the Items that I'm listing...

**CHAIR DAVIS:** Okay.

**COUNCILPERSON HUBBARD:** ...I wanted to bring them up to you now.

**CHAIR DAVIS:** So, you would like to put it before public comment?

**COUNCILPERSON HUBBARD:** Yes. Absolutely. So peop'..., that people... Well, people will have a, a, an opportunity to speak on them...

**CHAIR DAVIS:** Okay. List the...

**COUNCILPERSON HUBBARD:** ...if they would like.

**CHAIR DAVIS:** Please list your Items and we...

**COUNCILPERSON HUBBARD:** Again? Or do you want... Say it again, sir?

**CHAIR DAVIS:** So you have awa'..., please list your Items so we can know exactly, Staff know exactly which...

**COUNCILPERSON HUBBARD:** Okay. Mr. Lloyd Brown, resident of Riviera Beach, um, I don't have the property address with me right now.

**CHAIR DAVIS:** Mhmm.

**COUNCILPERSON HUBBARD:** I'll get it from him. I want..., I definitely want to discuss that and be prepared to give some directives on that. The, um, the other thing that I want to do is to talk about having our..., the, the status of our Civil Service Board, Agenda review, the time of our meeting...

**CHAIR DAVIS:** Civil Service...

**COUNCILPERSON HUBBARD:** The Marina and the director..., the direct'..., the director of the meeting and the management company of the Marina at this time. So those are, those are, um...

**CHAIR DAVIS:** You're talking about the...

**COUNCILPERSON HUBBARD:** We have a director at the Marina and we have a management company that we are, are talking...

**CHAIR DAVIS:** So, you want to talk about the conditions of the operations of the Marina?

**COUNCILPERSON HUBBARD:** Of the Marina. Yes, I do.

**CHAIR DAVIS:** Okay.

**COUNCILPERSON HUBBARD:** [Inaudible].

**DEPUTY CITY MANAGER JONES:** Mr. Chair?

**CHAIR DAVIS:** Yes, sir.

**DEPUTY CITY MANAGER JONES:** So, if I understand correctly, would that be 19A, Lloyd Brown?

**CHAIR DAVIS:** Yes.

**DEPUTY CITY MANAGER JONES:** 19B, the Marina director?

**CHAIR DAVIS:** Mhmm.

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY MANAGER JONES:** 19C, Agenda review?

**CHAIR DAVIS:** Yes.

**DEPUTY CITY MANAGER JONES:** 19D, time of the Council meetings?

**CHAIR DAVIS:** Is that the one that you wanna wait until your comment, talking about the time?

**COUNCILPERSON HUBBARD:** I can do C and B under my comments if we can...

**CHAIR DAVIS:** Okay. So...

**COUNCILPERSON HUBBARD:** ...still vote on them.

**CHAIR DAVIS:** So, A&B., we'll say 19A, Lloyd Brown's...

**COUNCILPERSON HUBBARD:** And, and B.

**CHAIR DAVIS:** ...property. And the Civil Service Board which is 19B.

**COUNCILPERSON HUBBARD:** Yes.

**CHAIR DAVIS:** And everything else she will keep under consideration during Council comments.

**COUNCILPERSON HUBBARD:** Yes. And my, um, the, and the, and the other one...

**CHAIR DAVIS:** Your last one's gonna be there as well or you're gonna move your last one up here?

**COUNCILPERSON HUBBARD:** Let's, let's move E up and it's just..., I'll put it... No. Let me make a, make it under my comments.

**CHAIR DAVIS:** Thank you.

**COUNCILPERSON HUBBARD:** But there will be a directive attached to most of 'em.

**CHAIR DAVIS:** Thank you so much. Anyone else? So we have 19A and 19B.

**COUNCILPERSON HUBBARD:** Mhmm.

**CHAIR DAVIS:** For additions. Okay?

#### **Adoption of Agenda**

**CHAIR DAVIS:** Do we have a motion to approve the Agenda with 19A and B being added?

**CHAIR PRO TEM MILLER-ANDERSON:** So move. We're adopting the Agenda, right?

**CHAIR DAVIS:** Yes.

**CHAIR PRO TEM MILLER-ANDERSON:** So move.

**COUNCILPERSON DAVIS JOHNSON:** Second.

**CHAIR DAVIS:** [Inaudible] second. Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yep.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes.

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

### **AWARDS AND PRESENTATIONS**

**CHAIR DAVIS:** Okay. Now, at this time, we will have Awards and Presentations.

**CHAIR PRO TEM MILLER-ANDERSON:** Uh, no, no. We need to pull. We were just adopting the Agenda right now.

**CHAIR DAVIS:** Right. So we're gonna right to the Awards and Presentations. We took a vote on that...

**CHAIR PRO TEM MILLER-ANDERSON:** [Inaudible].

**CHAIR DAVIS:** ...before we get to Consent.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay.

**CHAIR DAVIS:** Before we get there.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay.

**CHAIR DAVIS:** We wanna go ahead and get it out the way. State Representative Powell and Senator Jeff Clemens.

**STATE REPRESENTATIVE POWELL:** Good afternoon, Council.

**CHAIR DAVIS:** Good afternoon.

**STATE REPRESENTATIVE POWELL:** I wanna say welcome to the Board for our new Council Members, Ms., I guess, returning Council Members, Ms. Tonya Davis Johnson and Ms. Lynne Hubbard. It's good to see you up here and hello to every other Council Member here.

**CHAIR DAVIS:** Thank you.

**STATE REPRESENTATIVE POWELL:** I am Bobby Powell, Jr. I'm here with Senator Jeff Clemens. I'm the State Representative for Florida House District 88. We're here to provide a brief legislative update of what happened this year in Tallahassee. As always, it's good to be back home and we've been home since March of this year.

This year, we passed a \$82.4B budget in Tallahassee. We had gotten funding in the budget with our lobbyist, who is Sean Pittman who's been very instrumental over the last.., well, over my term and, and definitely before that, uh, helping myself and Senator Clemens to move a lot of items that Riviera Beach deems necessary and important to the City through Tallahassee. I will tell you that we had gotten funding for some water projects that was vetoed by [chuckle] the Governor. We had T Avenue and also some CRA funding that was also in there as well. One thing that was not vetoed that was left over from the housing budget, the sale funds. There were \$17M, I believe, that went to, um, there's an elderly facility that will be built here in Riviera Beach. I think it's Heron Estates and it goes through the Riviera Beach Housing Authority.

**CHAIR DAVIS:** Okay.

**STATE REPRESENTATIVE POWELL:** For us, for me at least, definitely for Senator Clemens, we were happy this year that we passed the legislation and as I know the Mayor was just doing a press conference, legislation with regard to body cameras. Putting perimeters in place so that police departments, when they adopt rules, they have a procedure in terms of how those body cameras work. This year, in terms of legislation as it relates to gun legislation, there was a lot of things that were out there but we're fortunate enough that a lot of those things did not pass through the legislature, like the extension of "Stand Your Ground" which would've put the burden of proof on the victim. That died in the House. It went over to the Senate where it kind of moved and then they tried to bring it back to the House but we worked with a contingent of legislators in both the Senate and the House who work behind the scenes, myself and Senator Clemens as well, to prevent that from coming back into the House as it had died properly and it was out of standard procedure that it would come back.

Guns on campus was a major item this year that we coulda saw happen. That was something that died. I believe it died in the Senate, um, and did not come to the floor of the House as well as open carry. And that's important because what we were looking at, passing of the bill, that would've allowed people to openly carry weapons on their person and be able to vi'.., visibly display these weapons and, for many of us that, that has a lot of concern for obvious reasons. Those are some of the things that were, were.., that didn't move in the legislature this year and we were glad to stop those.

I have Senator Clemens with me whose gonna tell you a little bit more about this year's session.

**SENATOR CLEMENS:** Good evening, Council. I will try...

**CHAIR DAVIS:** Good evening.

**SENATOR CLEMENS:** ...to be brief. I know Mr. Torcivia's on the clock.

**MAYOR MASTERS:** [Chuckle].

**SENATOR CLEMENS:** Uh, and [chuckle].

**MAYOR MASTERS:** You gotta help us pay him.

**CHAIR DAVIS:** We're still in the first hour.

**SENATOR CLEMENS:** [Chuckle]. I always enjoy coming here to Riviera Beach and I appreciate everything that you all do and it's good to see the new faces over the past few years up on the, the Council. I appreciate all of you.

I sit as Vice Chair of the Transportation and Economic Development Appropriations Committee in the Florida Senate and that's, uh, that's where the transportation dollars' flow through but it's also where all these housing SHIP and SAIL dollars flow through as well as library funding flows through as well. So it was a pretty good place for me to be this year and you know that we were able to secure some dollars for the library here in Riviera Beach, half million dollars and we're, we're very excited about that. Representative Powell worked on that very...

**CHAIR DAVIS:** Can you say that again a little louder? That, that money. You said money, that you secured funding.

**SENATOR CLEMENS:** Half million dollars.

**CHAIR DAVIS:** Thank you.

**SENATOR CLEMENS:** Yes. \$500,000.

**CHAIR DAVIS:** That deserves a round of applause by the way.

**SENATOR CLEMENS:** [Chuckle]. Well...

[Applause]

**SENATOR CLEMENS:** Again, even though I sit as Vice Chair of that Committee, I will tell you Representative Powell and, and Sean Pittman also played a vital role in that. Where we, we, uh, unfortunately seem to fall a little short, you know, we had the money for 15<sup>th</sup> in the budget and that is \$450,000 that was vetoed by the Governor, so that was a little bit of a disappointment for all of us and, uh, you know, things don't always go your way but that was a good project that really deserved to stay in the budget and it's a little bit frustrating.

Representative Powell told.., talked about all the, the bad gun bills that died which is a good thing.

I wanna talk briefly about redistricting because that's something that happened before the session but it is something that does have an effect on, on the City. You may or may not know the, the Supreme Court rejected the maps that the legislature had passed previously. Both Representative Powell and I, and I voted against those maps but, nonetheless, the Court rejected them which vindicated our votes on them and they accepted the, the, the new maps for the State Senate and for Congress. And that does effect, unfortunately, the.., and fortunately, the State Senate maps. The district that I now live in no longer will include Riviera Beach which is a, a disappointment to me, personally. I lose Riviera Beach and West Palm Beach in my district and gain Boynton and Delray. We each represent 470,000 people in the Florida Senate. So, I will tell you that I loved coming here for four years. I've loved participating in the parades and being in the community. My three children go to school here in Riviera Beach and so I'm here all the time. As I told the Chair of the Council, many of you may not know but I am also the public address announcer for the Suncoast High football games. So you hear my, you hear my.., you've probably heard my voice before even if you haven't [stammer], you haven't seen me. I might be saying something like, 'Oh, and evidently that was not a pass interference call.'

[Chuckles]

**SENATOR CLEMENS:** When one of our guys gets knocked down. But anyway, I'll be back there this fall calling the games again. You'll see me, I'm not going anywhere and I will always, always, no matter where I live and where I represent, I will always be fighting for, for projects for Riviera Beach because I love the community. Having said that, the good news is, the man standing right behind me is running for the seat that now does include Riviera Beach. And I don't wanna get political here other than to say he has done a fantastic job representing you in the House and I know he'll do a fantastic job in the Senate.

Having said that, it's always been an honor to be here with you and you'll, you'll still be seeing me around. If you have any questions, happy to take 'em and we just wanna both tell ya that we, we love coming here and we enjoy serving the citizens of Riviera Beach.

**CHAIR DAVIS:** Thank you for the service that you provided, gentlemen. I see the Mayor scratching at the mic, so.

**MAYOR MASTERS:** Now I'm scratching the mic. Thank you. First of all, I wanna thank you, Representative for serving Riviera Beach. Mr. Clemens, you've done an outstanding job and, although your district has been reapportioned or redesigned, we still want you to be in our parades and we still want you to continue everything you've done before and, um, we'll continue to act like you're still our Representative ex officio.

I do have a question for you. Would you explain to the Council and the public, the Sunshine law as it relates to the Tallahassee senators and representatives cause I understand it is different from what we have to work under at the municipal level. Can you explain it in Tallahassee?

**SENATOR CLEMENS:** Absolutely. And [stammer] many of you know I am the former mayor of Lake Worth so I, I had to operate under those same rules that you do. Where you're not allowed to talk to each other about issues that you're going to vote on until you get up there and sometimes that can make for an uncomfortable, uh, means of dealing with each other but that's the way we deal with it to make sure that there are no backroom deals. Well, Tallahassee's a little different. I can get together with Representative Powell or one other, one other senator and talk about things that we're going to pass without violating Sunshine law. It only applies to the legislature when three or more members of the legislature are meeting together. At that point, you have to publically notice the meeting. So, that allows me to be able to work with Represent'... Of course, there are 160 members of the legislature, 120 representatives and 40 senators. So, even if I meet with one it's not as if we can conspire to, uh, to get, you know, all, all 40 votes or all 120 votes in the House. But yes, you are absolutely correct, Mr. Mayor, I am able to meet with, with one other member of the legislature and talk about legislation.

**MAYOR MASTERS:** I've always thought, and I wanna be brief, that the Sunshine law as it relates to municipalities is antiquated. Congressmen talk to congressmen, senators talk to congressmen, uh, vice versa. I'm just wondering if we can possibly look at some legislation as it relates to making some changes that one, one or two, or one or one, or whatever, that we can do what you all do.

**SENATOR CLEMENS:** And this is always the challenge because you know how it works.

**MAYOR MASTERS:** Yes.

**SENATOR CLEMENS:** And, and those who sit up on the dais understand how it works but when you try to tell a member of the public that two councilmembers should be able to talk about city business out of the public eye, they immediately think that something untoward is going on. And look, 99.999% of the time, it's..., that's not the case, uh, so it presents that kind of difficulty. I will tell you, there have been bills in the past that sought to change that and...

**MAYOR MASTERS:** They failed.

**SENATOR CLEMENS:** They failed miserably, yeah.

**MAYOR MASTERS:** Okay.

**SENATOR CLEMENS:** So, it is a, it is a tough road. I don't disagree with what you're saying. I think it makes it difficult for you all to come up on this dais and talk to each other about these issues for the very first time, I understand it. Changing that law is a, is a, is a...

**MAYOR MASTERS:** It'll...

**SENATOR CLEMENS:** ...difficult thing.

**MAYOR MASTERS:** It'll happen one day.

**SENATOR CLEMENS:** It's something that should be talked about.

**MAYOR MASTERS:** Thank you.

**CHAIR DAVIS:** Anyone else from the Board? [Pause]. Gentlemen, anything you'd like to say?

**SENATOR CLEMENS:** No. Thank you all again...

**CHAIR DAVIS:** Mr. Powell...

**SENATOR CLEMENS:** ...for your service.

**CHAIR DAVIS:** ...State Representative?

**COUNCILPERSON HUBBARD:** Thank you all for your service.

**STATE REPRESENTATIVE POWELL:** Thank you.

**CHAIR DAVIS:** Thank you.

[Applause]

**CHAIR DAVIS:** Next, we'll be going down to Consent.

**CONSENT AGENDA**

**CHAIR DAVIS:** 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.

**CHAIR DAVIS:** Council...

**CHAIR PRO TEM MILLER-ANDERSON:** Chair Davis.

**CHAIR DAVIS:** Yes.

**CHAIR PRO TEM MILLER-ANDERSON:** I'd like to pull 3, 4 and 5.

**CHAIR DAVIS:** Okay. 3, 4 and 5 by Miller-Anderson.

**COUNCILPERSON HUBBARD:** Mr. Chair?

**CHAIR DAVIS:** Councilwoman Hubbard.

**COUNCILPERSON HUBBARD:** 6. 5 and 6. I'm sorry. 5 and 6.

**CHAIR DAVIS:** So, 6.

**COUNCILPERSON HUBBARD:** [Inaudible].

**MAYOR MASTERS:** 5 and 6.

**CHAIR DAVIS:** No. 5 has already been, as requested, be pulled. Anyone else? Do we have a motion to approve the Consent with Items 3, 4, 5 and 6 being pulled, please?

**COUNCILPERSON HUBBARD:** So move.

**CHAIR PRO TEM MILLER-ANDERSON:** Second.

**CHAIR DAVIS:** Second. Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes. [Pause]. Item No. 3.

**DEPUTY CITY MANAGER JONES:** No. Item 4. We, we switched them around. Item 4 first.

**CHAIR DAVIS:** Oh, 4. Yes. Okay. [Pause]. Well, Item 4 is 3 now.

**DEPUTY CITY MANAGER JONES:** Yes.

**CHAIR DAVIS:** Because we already, we already moved them around, correct?

**DEPUTY CITY MANAGER JONES:** Okay. Alright.

**CHAIR DAVIS:** Alright. So, Item No. 3 which was the old Item 4.

**DEPUTY CITY MANAGER JONES:** Okay.

**CHAIR DAVIS:** Okay. There's no comment cards for Items 3, 4, 5 nor 6 so. Ms. Larson, I see that you have Consent but you didn't place a number.

**MS. B. LARSON:** I thought we had to speak on 'em all at the same time.

**CHAIR DAVIS:** Is there one that you wanna speak on...

**MS. B. LARSON:** Oh yeah.

**CHAIR DAVIS:** ...in particular? One or you wanna speak on all of them?

**MS. B. LARSON:** [Inaudible].

**CHAIR DAVIS:** Okay. You wanna wait 'til we get to Item No. 6?

**MS. B. LARSON:** [Inaudible].

**CHAIR DAVIS:** Okay.

**DEPUTY CITY CLERK BURGESS:** 3. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED A CONTRACT TO DESMAN INC. TO PROVIDE PARKING CONSULTANT SERVICES FOR AN AMOUNT NOT TO EXCEED \$200,000 AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAME; AND PROVIDING AN EFFECTIVE DATE.

**CHAIR DAVIS:** Do we have a motion?

**CHAIR PRO TEM MILLER-ANDERSON:** So move.

**CHAIR DAVIS:** We have a second?

**COUNCILPERSON HUBBARD:** Second.

**CHAIR DAVIS:** Discussion, Councilwoman Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Okay.

**CHAIR DAVIS:** Oh, no.

**CHAIR PRO TEM MILLER-ANDERSON:** Do we have anybody to speak on that?

**CHAIR DAVIS:** Any questions?

**CHAIR PRO TEM MILLER-ANDERSON:** Do we have anyone to speak on that?

**CHAIR DAVIS:** Madam Clerk.

**DEPUTY CITY MANAGER JONES:** Yes. I would like to call up Mr. Dean Mealy. What you have before you is an Item to award a parking master plan consultant, RFP No. 580-15 was released in December of 2015. This was a part of the City's Capital Improvement Plan to start to address our parking needs in our ongoing development, for our ongoing development projects in the City and Mr. Mealy, the Purchasing Manager will provide us some background on it now.

**PURCHASING MANAGER MEALY:** Good evening, Council.

**CHAIR DAVIS:** Good evening.

**CHAIR PRO TEM MILLER-ANDERSON:** Good evening.

**PURCHASING MANAGER MEALY:** The Selection Committee met in Mar'..., actually, in February and they ranked the three firms that actually submitted the submittals which was Desman Design Management, Tim Hans and Walker Parking Consultants. The ranking was, uh, Desman ranked number one with an average score of 105, Tim Hans with an average score of 90 and Walker Parking with a score of 88.6. The recommendation was to move forward after the background checks on the three firms and to move forward with Desman for the RFP.

**COUNCILPERSON PARDO:** Mr. Chair?

**CHAIR DAVIS:** Councilwoman Pardo.

**COUNCILPERSON PARDO:** Alright. I have a question. So, why are we reinventing the wheel here? On the CRA side, we hired Walker Parking a year or two ago. They have looked at the CRA, they've been wor'.., you know, they've been, uh, they did a study on the Ocean Mall, they've been working on the parking situation at the Marina. So, can you tell me why we're reinventing the wheel here?

**DEPUTY CITY MANAGER JONES:** I'll have Mr. Sherman come forward but basically, we're looking at parking and setting up a, a master parking system for the entire City. Mr. Sherman can provide us a little bit more detail and background on how we differ and are we the sa'.., in some cases.., and in a few cases, we're the same but we differ in a lot of areas.

**DIRECTOR OF FINANCE SHERMAN:** Yes. Good evening. Randy Sherman. [Clears throat]. Excuse me. Randy Sherman, Director of Finance and Administrative Services. We did look at the Walker contract and the RFP that they were selected under. I reviewed it with Ms. Ryan and we didn't feel that that was providing us all of the needs that, that the City was requiring because we're looking at a master plan. We're looking at somebody to come in and create or give us recommendations on what the entity should be. Should it be a separate district, should it be run as an enterprise fund, um, deal with all the ordinance, deal with all the fee structures. It was more than was included in the CRA's plan. What we made very clear during this process, both in the RFP and as we went through the selection process, there will be no duplication of work. We may have Desman look at what is going on at the Marina but anything that Walker has should be made available to them so, again, that they're not duplicating any of the work that's already been done.

**COUNCILPERSON PARDO:** Okay. So you're saying that they're looking at everything. Right? The entire City. So, where else in the City, besides the Ocean Mall and the Marina, do we have a parking need? You know, every now and then we have it over, you know, if we Jazz after Dark.

**MAYOR MASTER:** Hmm.

**COUNCILPERSON PARDO:** Um, but can you tell me, you know, where else?

**DIRECTOR OF FINANCE SHERMAN:** Well, we, we did, when we reviewed the City with them, we did the whole Blue Heron corridor and then we looked at all of the City's parcels as well. So again, depending on what you may wanna do on this parcel across the street, we looked at, at Congress. I mean, we, we looked at the entire industrial area around the City's parcels. There, there may be nothing that needs to be done but again, it was a Citywide look they were, they're going to look at and a, um, at an entity or, or a structure that would actually encompass the entire City, not just dealing with the Ocean Mall and, um, and the Marina. Clearly those, those are the two main ones, um...

**COUNCILPERSON PARDO:** Alright. But you're not suggesting [chuckle] now that we use some of our vacant lots and turn them into parking lots, correct?

**DIRECTOR OF FINANCE SHERMAN:** No. No.

**COUNCILPERSON PARDO:** Just to...

**DIRECTOR OF FINANCE SHERMAN:** ...But if...

**COUNCILPERSON PARDO:** ...look at everything?

**DIRECTOR OF FINANCE SHERMAN:** ...somebody comes along and wants to do some development along Blue Heron, parking would be, would obviously be an issue that, you know, that may be of a concern.

**COUNCILPERSON PARDO:** Thank you.

**COUNCILPERSON HUBBARD:** Mr. Chair?

**CHAIR DAVIS:** Councilwoman Hubbard.

**COUNCILPERSON HUBBARD:** Okay. It's.., I'm, I'm gonna start from the tail end of the comments that you made. If somebody comes to Blue Heron and decides to do a project there, the parking and the need for parking and how much parking that they have to have, is also gonna be included in their site plans and reviewed for those particular projects. That's my first comment. Secondly, I think that we're putting the cart before the horse right now. If we have someone, Walker firm, that's doing a parking assessment in the City, be it the CRA or for the City, if I was in agreeance with expanding this, I would say we expand their duties as opposed to hiring two separate firms. We continue to blur the line between City and CRA because we are creating a whole o'.., you know, they are two separate entities but I don't, I don't think that we need a, another plan, another set of planners to create a parking strategy for us, especially at the Ocean Mall. We need to.., our priority at the Ocean Mall needs to be getting people into those vacant buildings and creating more of activity. Parking, um, not having enough parking is a problem we should want to have. And, when we get that parking, I can see that we, uh, look into expanding our, our parking or how we can expand our parking but right now, I think we're putting the cart before the horse. This too is an item that we need to discuss in our workshop and our visioning session. We cannot go ahead and continue to sign off on, um, big contracts like this before we have a solid vision as to where we're going, what we're doing, how far we wanna continue to go down the road with what's already in place.

I really think that this 3 and 4 would be a waste of our time and money at this point. One'.., we might have to find ourself coming back to this one day but, right now, that's not where we are or where we need to be. I think we should come back to this after we have our visioning, our retreat, our workshop, our session.

**COUNCILPERSON DAVIS JOHNSON:** Mr. Chair?

**CHAIR DAVIS:** Councilwoman Davis Johnson, please.

**COUNCILPERSON DAVIS JOHNSON:** I respectfully disagree in that this is, in my opinion, not an attempt to blur the lines. We cannot, we cannot utilize the same process by which the CRA procures versus how we procure on the City side. Having parking, having..., or putting in a parking master plan, in my opinion, is an opportunity for us, be it on the..., well, for the City to generate revenue and we need to explore those options because we have...

**UNK. AUDIENCE:** [Inaudible].

**COUNCILPERSON DAVIS JOHNSON:** ...folks that continuously come in and visit the Ocean Mall, come in and visit the Ocean Reef Park and come and vis'..., come and visit whatever other place that there is and so we need take a look at how the revenue will be generated and how that revenue will be disbursed and be able to help us as a City. I...

**CHAIR DAVIS:** No. [Inaudible].

**COUNCILPERSON DAVIS JOHNSON:** Oh, I, uh, I do believe that we have to keep the lines clear and, if there is a solicitation for Citywide parking, because Walker, based on what I've read, is doing the Marina and there was no other conversation about any other parking plans. And so, I think that we are fol'..., keeping those lines separate by going outside and procuring on the City side.

So, I appreciate the position that you both are taking but I think that it may not necessarily be a putting the, the cart before the horse because we currently have activity in those areas and there are other municipalities that are generating revenue with parking plans and we need to make sure that we are taking advantage of the opportunity to generate revenue as we grow.

**MAYOR MASTERS:** Mr. Chair?

**CHAIR DAVIS:** Mayor.

**MAYOR MASTERS:** Thank you. Couple questions. First of all, who asked you to do this, to go out and to get another..., was, was this something from the Council or is this something...

**DIRECTOR OF FINANCE SHERMAN:** Yes. It was. Uh, and this...

**MAYOR MASTERS:** And when was that?

**DIRECTOR OF FINANCE SHERMAN:** This was about a year ago. It was a joint proposal that came from the City and the CRA, um, as we were talking about, again, Ocean Mall and the Marina and trying to figure out, um... If you'll recall, when we did

the third amendment to the Ocean Mall lease, the Ci'.., in order to do the extension, they gave us control over the parking at the Ocean Mall which kind of spurred the discussion of, 'Well, not that you have parking control, how are running it, what are you charging,' you know, and all of the, you know, the governing questions that come along with something like that. So, in discussing it with the CRA, um, we actually made a presentation, I believe it was March or April of a year ago, and the idea was to develop a parking master plan. So, it was discussed about the City Council and the CRA and I don't know if it was one of our joint meetings or not, um, and we decided that we would include it in our capital plan...

**MAYOR MASTERS:** Hold on. Who's we, when you say we?

**DIRECTOR OF FINANCE SHERMAN:** Between the City and the CRA.

**MAYOR MASTERS:** Okay.

**DIRECTOR OF FINANCE SHERMAN:** And it was included in the Capital Plan. Cause ultimately, at the end of the day, whatever the entity is that is going to run it, will most likely be on the City side.

**MAYOR MASTERS:** Okay. This...

**DIRECTOR OF FINANCE SHERMAN:** So, we decided we do the.., I'm sorry May'... But, you know, we decided we would do the plan and get those answers to bring back.

**MAYOR MASTERS:** So, are you telling me that it was clear, a, a year ago, that this consultant would go further than the Ocean Mall and further Marina and look at parking needs on Blue Heron and where else on this side? Was that [inaudible] that was done...

**DIRECTOR OF FINANCE SHERMAN:** Again...

**MAYOR MASTERS:** ...a year ago?

**DIRECTOR OF FINANCE SHERMAN:** ...we decided it would be a Citywide plan outside.., including areas outside of, of the CRA which is, again, part of the problem why you couldn't use the Walker contract, one, because this was never bid so you'd have, you have to go out to bid for this component anyway but, two, Walker is contracted to work inside the CRA...

**MAYOR MASTERS:** Did you specify...

**DIRECTOR OF FINANCE SHERMAN:** ...not outside the CRA.

**MAYOR MASTERS:** ...what area? Or just Citywide? When you say Citywide, you're talking about...

**DIRECTOR OF FINANCE SHERMAN:** It, it...

**MAYOR MASTERS:** ...anywhere in the City?

**DIRECTOR OF FINANCE SHERMAN:** ...it's Citywide. It...

**MAYOR MASTERS:** Where there's a parking problem or not? Potentially that it could be...

**DIRECTOR OF FINANCE SHERMAN:** But again...

**MAYOR MASTERS:** ...a parking problem?

**DIRECTOR OF FINANCE SHERMAN:** ...they're going to create ordinances and regulations that would control parking Citywide.

**MAYOR MASTERS:** Okay. Do you see any...

**DIRECTOR OF FINANCE SHERMAN:** Whe'.., whether, whether there's a public parking issue or not.

**MAYOR MASTERS:** Do you see...

**DIRECTOR OF FINANCE SHERMAN:** I mean...

**MAYOR MASTERS:** ...any problems on Blue Heron Boulevard now?

**DIRECTOR OF FINANCE SHERMAN:** I don't now...

**MAYOR MASTERS:** [Inaudible].

**DIRECTOR OF FINANCE SHERMAN:** ...but there.., you don't have the development that could possibly be coming on Blue Heron. I mean, there's only so many places in the City to have some real development. Broadway, I know, is the focus but Blue Heron is your, is your primary corridor into the City.

**MAYOR MASTERS:** So, what would be different about what we're doing now when someone wants to have a business, um, they've gotta go through Planning & Zoning and parking, they are told that you've got to have so many spaces to accommodate the public. What [pause], what is the difference?

**DIRECTOR OF FINANCE SHERMAN:** When, when you get into larger developments, something like again, you're looking at down at the Marina...

**MAYOR MASTERS:** No. I don't wanna talk about the Marina, I wanna talk...

**DIRECTOR OF FINANCE SHERMAN:** No. I know.

**MAYOR MASTERS:** ...about my question.

**DIRECTOR OF FINANCE SHERMAN:** But again, you may, you may have someone who, who comes in and proposes something along the Blue Heron corridor the same way. When you get into that type of density, typically there's shared parking and shared parking, again, gets into parking structures and, and those types of issue and that's not unusual for a community to assist a development with a, you know, with some type of parking arrangements. So, that's, that's part of the whole discussion and everything that, that they would look at. And again, it's not that they're going to go out and identify particular locations, the issue is, is what would the parking regulations be that, again, everybody has planned under those same rules.

**MAYOR MASTERS:** Okay. My understanding of what the directives, uh, what was passed a year ago is different from what I'm hearing now. But, having said that, parking consultant services not to exceed...

**DIRECTOR OF FINANCE SHERMAN:** Mhmm.

**MAYOR MASTERS:** ...\$200,000. So, that means you can spend up to \$200,000, right? On this?

**DIRECTOR OF FINANCE SHERMAN:** What, what we did...

**MAYOR MASTERS:** On this one.

**DIRECTOR OF FINANCE SHERMAN:** What we did in the contract is we listed out a number of tasks. One was, again, dealing with Ocean Mall which is actually the next item but a number of tasks. One is to deal with the, uh, the regulations, one's to deal with the entity, one's to look at Ocean Mall, one's to look at the Marina. Those tasks only add up to about \$82,000. The \$200,000 is what was in the Capital Plan. If you start looking at a parking garage, whether it's out at the Ocean Mall or it's down at the Marina, you will need a financial feasibility report. That could be fifty, \$60,000. But that's not in the contract right now as a task. If we wanted a task like that, we would have to come back, amend the, the, um, the attachments to the contract and say we're giving you a new task, it's under this contract and here's the set amount.

**MAYOR MASTERS:** What you're telling me is that there has not been any feasibility study for this, at all?

**DIRECTOR OF FINANCE SHERMAN:** For which...

**MAYOR MASTERS:** For any hypothetical situation that may develop on Blue Heron or in the western community?

**DIRECTOR OF FINANCE SHERMAN:** Oh, no. None, none at all.

**MAYOR MASTERS:** Okay.

**DIRECTOR OF FINANCE SHERMAN:** None at all. There was one small one at, at Ocean Mall that, that Walker, you know, did some rough numbers but again, it wasn't a full feasibility on them.

**MAYOR MASTERS:** But we did have a small one for the Ocean Mall...

**DIRECTOR OF FINANCE SHERMAN:** Right.

**MAYOR MASTERS:** ...but had none for...

**DIRECTOR OF FINANCE SHERMAN:** Nothing...

**MAYOR MASTERS:** ...the western, cause it's...

**DIRECTOR OF FINANCE SHERMAN:** ...nothing anywhere else.

**MAYOR MASTERS:** ...nothing there?

**DIRECTOR OF FINANCE SHERMAN:** Right.

**MAYOR MASTERS:** Um, that creates a problem. Now here's my issue with Staff and I've, I've heard this word thrown around a lot, um, about our Staff and, and I do know that it's, that it's important to trust Staff so I don't think that's the problem but, what I would like to see moving forward, uh, for me, it's the same kind of thing that happens on the congressional level, I wanna see two reports. I wanna see what is referred to as a majority report or the minority report. What I mean by that, in order for me to make an informed decision, I need to see the pluses and the minuses, the pros and the cons of why we should do this versus that. Give me options. This is, you know, maybe choose this, this will happen if you choose this, this will happen. And then I'm informed, moving forward, with me.

Thank you, Mr. Chairman. I agree with Councilwoman Pardo and Councilwoman Hubbard.

**COUNCILPERSON HUBBARD:** Mr. Chair?

**CHAIR DAVIS:** Just one minute. I think, do you have any...

**CHAIR PRO TEM MILLER-ANDERSON:** Yeah. I mean, most of what I was thinking has already been presented and I did feel that this may have been, you know, something that we were trying to jump the gun with. I didn't see where it was warranted at this time, um, especially for the amount that we're talking about and the fact that we

do have Walker doing some of the same services. So, for this particular Item, I'm, I'm not in support of it at this time.

**CHAIR DAVIS:** Any other Members of the Board?

**COUNCILPERSON HUBBARD:** Mr. Chair?

**CHAIR DAVIS:** Councilwoman Hubbard.

**COUNCILPERSON HUBBARD:** The.., I think that what we are going to have to do as a City is we're going to have to prioritize our capital projects and I'm sure that Staff think they, they have done just that but I know that the CRA and the City procure services differently and that, and that they can. So, we.., I heard Mr. Sherman state that the Desman Group would also be looking at the, at the Marina? In the task list that you listed, one of the things that they would also be looking at would be the Marina or did I misunderstand you?

**DIRECTOR OF FINANCE SHERMAN:** No. What, what they would be doing.., again, if they're going to develop a citywide plan, that obviously would include the Marina. It's City property. I know it's being managed by the CRA but it's, it's in the City. So, again, they will not duplicate any work that Walker has already done.

**CHAIR DAVIS:** Mhmm.

**DIRECTOR OF FINANCE SHERMAN:** Okay? But when the, they go in to develop a citywide plan, they would obviously have to include the Marina.

**COUNCILPERSON HUBBARD:** Okay. Point taken. Let's, let's, let's, let's start right there then. If you are dissatisfied or not.., if Walker is doing a job for the C'.., for the CRA which, as you stated, is also in the City and now you have another firm that you are bringing back to do a co'.., a more comprehensive study, which includes other areas of, of the City, you.., I could see the CRA disbanding Walker's contract. One, because we are already being asked to give the CRA money. So, if they're gonna be better stewards of the money, I would say disband the work that Walker's doing.

But my bigger issue with this project is, I don't see... I know that when we do a master plan for the City, we're gonna have to include parking and I think that the type of projects that we want to do once we decide, is gonna dictate the type and the amount of parking that we're going to need. For a company to go in and create a master parking plan and not even know the vision that we have for the City, I would be hard pressed to believe that they're going to be able to come up with an adequate plan to.., for parking. And furthermore, to create ordinances, or parking ordinances that are going to, uh, meet the needs of the projects that we want to see in the City.

I just really think that this needs to come later. We need to.., for a long time...

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

**COUNCILPERSON HUBBARD:** No, sir. For a long time... Not yet. For a long time, we needed to generate funds down at the Marina when people were parking to go out to Peanut Island and they were parking for free, taking up all the spots from the people who needed to go to the restaurant. We did nothing with that when we should've been charging money but now we have so much construction down there and things that are going on there, if we're looking to charge for anything, it needs to be at the Marina. Right now, at the Ocean Mall, I don't think that this is an appropriate time for us to move forward with this project with Desman.

So, I will make a motion, Mr. Chair, that we table this Item, 3 and 4, until after we come up with our visioning plan for the City so we can give them clearer direction as to what we want....

**CHAIR DAVIS:** [Inaudible]...

**COUNCILPERSON HUBBARD:** ...them to make sure we have adequate parking for.

**CHAIR DAVIS:** Do we have a second?

**CHAIR PRO TEM MILLER-ANDERSON:** Second.

**COUNCILPERSON PARDO:** What's the...

**CHAIR PRO TEM MILLER-ANDERSON:** Are we just doing 4, No. 4?

**COUNCILPERSON HUBBARD:** 3 and 4.

**CHAIR DAVIS:** Yes.

**COUNCILPERSON PARDO:** Okay.

**CHAIR DAVIS:** I heard...

**COUNCILPERSON PARDO:** Mr. Chair?

**CHAIR DAVIS:** ...Councilperson Pardo.

**COUNCILPERSON PARDO:** Okay. Mr. Sherman, so what's the timeframe for this report? When will we, you know, if we move forward with having Desman do the report or the entire study, when do you ex'..., anticipate us receiving the report back?

**DIRECTOR OF FINANCE SHERMAN:** The, the, the hope would be, is that by the end of the summer we would get the report back. Again, you'd wanna have a parking plan in place before GSF does what they're going to do [chuckle] over at the Ocean Mall.

So, by the time when they turn that property over to you and it has the parking equipment in place, you have a system to run it and fees to charge and what hours and, and...

**COUNCILPERSON PARDO:** Right.

**DIRECTOR OF FINANCE SHERMAN:** ...those types...

**COUNCILPERSON PARDO:** And...

**DIRECTOR OF FINANCE SHERMAN:** So, it'd be 90 to 120 days.

**COUNCILPERSON PARDO:** Okay. So, you know...

**CHAIR DAVIS:** Hold on, really quick.

**COUNCILPERSON PARDO:** ...having them do...

**CHAIR DAVIS:** Really quick, Council'... Can you repeat that? You said nine to 120 years?

**DIRECTOR OF FINANCE SHERMAN:** Well, I think 90 to 120 days to...

**CHAIR DAVIS:** Oh, yea'... Oh, I thought you said years. I said, 'Hold on.'

**DIRECTOR OF FINANCE SHERMAN:** Did I say years? I might of. [Chuckle]

**CHAIR DAVIS:** Yeah. Okay. Okay. I just wanted to hear you...

**DIRECTOR OF FINANCE SHERMAN:** I apologize if I did.

**CHAIR DAVIS:** Okay.

**MAYOR MASTERS:** What did he say?

**CHAIR DAVIS:** [Inaudible] Councilwoman Pardo...

**COUNCILPERSON PARDO:** Alright. This is my...

**CHAIR DAVIS:** I apologize.

**COUNCILPERSON PARDO:** No problem.

**CHAIR DAVIS:** Yeah.

**COUNCILPERSON PARDO:** Okay. So this is my problem. You know, if you're gonna do the entire City and, you know, mentioning Bro'.., um, Blue Heron Boulevard, that's not a road that belongs to the City of Riviera Beach. Alright? That's a state road. But, to take a look at the Ocean Mall, I have no problem with it. Last year when we were having this discussion, I reminded everyone that the City of Lake Worth brings in \$2,000,000...

**DIRECTOR OF FINANCE SHERMAN:** Mhmm.

**COUNCILPERSON PARDO:** ...a year in parking revenue for.., you know, that they receive at their beach. They have meters there and they're making...

**DIRECTOR OF FINANCE SHERMAN:** Right.

**COUNCILPERSON PARDO:** ...a killing. And, um, the [stammer] over at the Ocean Mall we definitely have a parking problem and we have heard from potential businesses that they're afraid to go into the mall because there's no parking. Over the weekend, you cou'.., you couldn't even get to 7-Eleven. Okay? The...

**CHAIR DAVIS:** With all due respect...

**COUNCILPERSON PARDO:** the parking at...

**CHAIR DAVIS:** Councilwoman Pardo, it's just been brought to my attention by the Attorney that the Item's been tabled so we can't discuss it.

**COUNCILPERSON PARDO:** No. We didn't vote on it.

**MAYOR MASTERS:** Motion [inaudible]. No motion.

**MR. A. TORCIVIA?** Discuss the motion to table. I think that's...

**CHAIR DAVIS:** Okay. Alright.

**COUNCILPERSON PARDO:** Right.

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

**COUNCILPERSON PARDO:** Yeah. So...

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

**COUNCILPERSON PARDO:** Okay. Um, and then, you know, a couple of years ago, the City moved.., the CRA moved forward with taking that vacant lot and putting parking back there and that was filled. And all the banks...

**DIRECTOR OF FINANCE SHERMAN:** Mhmm.

**COUNCILPERSON PARDO:** ...were filled. There's definitely a need for some kind of system over at the Ocean Mall and we've needed the..., we've, you know, had that need for a long time and if we want to get more businesses in... There's a big vacant building there right now. If we wanna get more businesses in, we need to figure out the parking...

**DIRECTOR OF FINANCE SHERMAN:** Right.

**COUNCILPERSON PARDO:** ...situation there. So, I have no problem with that. The Marina also. It is evident to everyone that a parking structure is needed at the Marina. But to, you know, say that you're gonna take a look at Blue Heron Boulevard, that again, is a state road and you're going take, you know, take a look at the whole City? Is that prudent to do right now...

**MAYOR MASTERS:** No. Not at all.

**COUNCILPERSON PARDO:** ...when we really don't know which way we wanna start moving with the other, with the other sections of the City.

**DIRECTOR OF FINANCE SHERMAN:** And, and, I'm sorry.

**COUNCILPERSON PARDO:** Yeah. Go ahead.

**DIRECTOR OF FINANCE SHERMAN:** But, maybe I need to clarify. I mean, it's not that they're going to go out and look at Blue Heron and figure out what parking needs to be on Blue Heron today. Again...

**UNK:** [Inaudible].

**DIRECTOR OF FINANCE SHERMAN:** ...when I say develop a parking plan, it will encompass the entire City. And when I talk about the...

**COUNCILPERSON PARDO:** But...

**DIRECTOR OF FINANCE SHERMAN:** ...a plan, it's not, 'Here's a parking lot there,' it's...

**COUNCILPERSON PARDO:** I understand that but now...

**DIRECTOR OF FINANCE SHERMAN:** ...'What's the administration?'

**COUNCILPERSON PARDO:** Fine. And now, you know, you can get into the discussion about autonomous vehicles.

**DIRECTOR OF FINANCE SHERMAN:** Mhmm.

**CHAIR DAVIS:** Mhmm.

**COUNCILPERSON PARDO:** I was up in, I don't know, I was at a conference somewhere, I think up in Tallahassee and they were all talking about it. That, in the next ten years you're not gonna need parking structures any longer.

**DIRECTOR OF FINANCE SHERMAN:** Uhuh.

**COUNCILPERSON PARDO:** And people aren't going to own their own cars. You're gonna, you know, get on your phone and hit an app and the next thing you know, the car's gonna be in front of your house and take you wherever you need to go. So, um, you know, if this st'.., study moves forward, I hope that there's a section in there about autonomous vehicles and, and what that would mean to the City of Riviera Beach.

**DIRECTOR OF FINANCE SHERMAN:** [Inaudible].

**COUNCILPERSON PARDO:** And also to our parking needs. But, again, my feeling is, there is an immediate need, right now, at the Ocean Mall and at the Marina to figure out...

**DIRECTOR OF FINANCE SHERMAN:** Right.

**COUNCILPERSON PARDO:** ...what we're gonna do with parking. If we wanna get restaurants over at the Ocean Mall.., uh, over at the Marina, you need to figure out the parking.

**DIRECTOR OF FINANCE SHERMAN:** Okay.

**COUNCILPERSON DAVIS JOHNSON:** Mr. Chair?

**COUNCILPERSON PARDO:** To move forward with everything else, I'm not sure if I'm there. Alright. Thank you.

**CHAIR DAVIS:** Thank you. Councilwoman Johnson.

**COUNCILPERSON DAVIS JOHNSON:** It, it appears to me that while there may not be an immediate need for a full Citywide parking plan to move forward the way that this particular Item is written, there does appear to me to be a need for parking to be established at the.., on the beach side and, um, at the Marina where the Event Center is now hosting events and, and the like. So, based on the fact that there are various tasks, is there a consideration to have, um, to enter into agreement with this, with this firm to look at the immediate need as stated by my colleague, Councilwoman Pardo to address the issue on the beachside?

[Pause]

**COUNCILPERSON PARDO:** I'm, I'm, I'm fine with that. I would say...

**MAYOR MASTERS:** I am too.

**COUNCILPERSON PARDO:** ...the beachside...

**DEPUTY CITY MANAGER JONES:** I think if we...

**COUNCILPERSON PARDO:** ...and the Marina.

**DEPUTY CITY MANAGER JONES:** If we look at Page 25 under the tasks, the first two tasks are one, Ocean Mall and number two, the Marina.

**CHAIR PRO TEM MILLER-ANDERSON:** Chair?

**MAYOR MASTERS:** [Inaudible].

**DEPUTY CITY MANAGER JONES:** But I think the overall...

**CHAIR DAVIS:** I'll go to you next.

**DEPUTY CITY MANAGER JONES:** ...goal is to have an entity in which to run and operate parking throughout the City. If we, if we're not considering Citywide, then the task could be as task one and two, that are outlined on Page 25.

**COUNCILPERSON DAVIS JOHNSON:** Mr. Chair?

**CHAIR DAVIS:** Councilwoman Miller... Did you already ha'... Yeah. You already had the floor. Go ahead.

**COUNCILPERSON DAVIS JOHNSON:** Okay. Right. And that's why I'm asking about the various tasks as it's, as it's broken up but we keep saying the Marina and Walker already has a contract there. Am I correct?

**DIRECTOR OF FINANCE SHERMAN:** Walker...

**DEPUTY CITY MANAGER JONES:** There...

**DIRECTOR OF FINANCE SHERMAN:** I'm sorry.

**DEPUTY CITY MANAGER JONES:** Go ahead, Mr. Sherman.

**DIRECTOR OF FINANCE SHERMAN:** Walker has a contract to, um, to help guide the CRA through their parking issues, primarily at the Marina, even they.., and they do work

a little bit on Singer Island. But again, their, their contract and the RFP that they responded to was not developing a parking plan...

**COUNCILPERSON DAVIS JOHNSON:** Mhmm.

**DIRECTOR OF FINANCE SHERMAN:** It wasn't [stammer] developing ordinances and pricing or feasibility studies for a parking garage. And that's, that's the issue that we had when we looked at their contract and we looked at their RFP and we said, 'We need to go out and do our own, we can't just piggyback off of what the CRA has done.'

**DEPUTY CITY MANAGER JONES:** The City's scope of work was more comprehensive to provide a total parking solution and an entity by which the City could operate a parking entity.

**CHAIR DAVIS:** Okay.

**COUNCILPERSON HUBBARD:** So, question.

**CHAIR DAVIS:** Ho'... Just one minute. Councilwoman Anderson had the floor next.

**CHAIR PRO TEM MILLER-ANDERSON:** Yes. In terms of the Marina, did the Port do a feasibility study? Had we checked with them to see if they had done anything so we're not duplicating efforts over there, on the Marina side?

**DIRECTOR OF FINANCE SHERMAN:** At the Port itself? The Port, several years ago, and I wanna say it's probably even four or five years, maybe a little bit longer, actually looked at putting in a structure on their parking lot.

**CHAIR PRO TEM MILLER-ANDERSON:** Mhmm.

**DIRECTOR OF FINANCE SHERMAN:** And I think the dollar amount, it just..., they, they couldn't make it happen. And I, I think that was probably back maybe when they were struggling a little bit more than, you know...

**CHAIR PRO TEM MILLER-ANDERSON:** But we don't know of...

**DIRECTOR OF FINANCE SHERMAN:** ...they are today.

**CHAIR PRO TEM MILLER-ANDERSON:** ...any current...

**DIRECTOR OF FINANCE SHERMAN:** But I, I know that, um, again, one of the things that we have talked about when we've talked with the CRA director is, again, the businesses around the Marina including the Port and trying to, again, accommodate as many as we can because, again, the, the timing is different. You, you're gonna get a push from, from your three day weekends and people going to Peanut Island and then

other days there's not gonna be anything there other than, you know, whoever's going to the restaurants like. So, there may be the ability to put an extra floor on a garage and accommodate the Port and maybe lease out some spaces to them or, or some of the, um, the businesses along that strip as well but that would be, that would be all part of the conversation.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay.

**CHAIR DAVIS:** You're finished?

**COUNCILPERSON HUBBARD:** Quick question.

**CHAIR DAVIS:** Before we go to... Councilwoman Hubbard, I just want my colleagues to take into consideration, as you all deliberate as you..., this motion to table this Item, please take into consideration once we go back into our workshops and our retreats, we can have a discussion amongst the CRA and the City to decide on which services [stammer] do you wanna keep one versus the other and we can discuss that at, at that time to keep time and consideration because if it's gonna get tabled, we can have this discussion once we get in that workshop because, if you got one comprehensive Citywide plan, then you might wanna discuss later on, in another meeting, do you wanna keep the CRA vendor and you can save money versus one versus the other but we can have that discussion at that time.

**COUNCILPERSON HUBBARD:** And that's the point that... That's, that was one of the points that, that I made. [Stammer]. Two questions, since we are going to be going into a workshop visioning session, I don't think that it would really hurt us to flush this out a little more at that time as opposed to trying to pick out different parts and tasks and tear this up right now, right here. And, and again, the, the other, the other question is, it is not for me so much that Walker is doing this and Desman is doing this, but I want to clear this up and, uh, first, Desman is to do the project and the, and the management, the operation management of the parking?

**DIRECTOR OF FINANCE SHERMAN:** No. No. They...

**COUNCILPERSON HUBBARD:** They're going to...

**DIRECTOR OF FINANCE SHERMAN:** Again...

**COUNCILPERSON HUBBARD:** ...develop a RFP, Q..., or RFQ for our companies to bid to run the parking? Is that what you're...

**DIRECTOR OF FINANCE SHERMAN:** Nope. They're going, they're going to look at the, the needs of the City...

**COUNCILPERSON HUBBARD:** Uhuh.

**DIRECTOR OF FINANCE SHERMAN:** ...and bring back a proposal for you to, to consider on how parking will be managed and the regulations that, it'll be managed under.

**COUNCILPERSON HUBBARD:** Okay. And if, you know, if it was a little cleaner, a little clearer that we're talking about the, um, just the Ocean Mall parking or what we needed to do, of course, that wouldn't be \$200,000 but if we were just a little clearer, a little cleaner and we were talking about something that we just needed to do in one capsuled area, I could see us moving forward with it. But because we are rapidly getting ready to go, in a couple weeks, into a visioning session, I think we owe it to ourself and owe it to the public to flush this out just a little bit better than we have at the, um, at our visioning session before signing on to this contract as well.

**CHAIR DAVIS:** Okay. So, is that motion and second still on the floor? There's no more discussion? Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** To table?

**CHAIR DAVIS:** To table.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** No.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes.

**DEPUTY CITY CLERK BURGESS:** That vote passed with Councilperson Pardo dissenting.

**CHAIR DAVIS:** Thank you. Ms. Sheppard, just wanna let you know Item No. 8 was deleted so I won't be calling you up for that. Okay?

**MS. M. SHEPPARD:** Okay.

**CHAIR DAVIS:** Alright. So. So, that Item's tabled. It's 3, 4, 5 and 6. Correct?

**COUNCILPERSON DAVIS JOHNSON:** Yeah.

**CHAIR PRO TEM MILLER-ANDERSON:** 4. Just 4.

**COUNCILPERSON DAVIS JOHNSON:** We did 3 and 4.

**CHAIR PRO TEM MILLER-ANDERSON:** Just No. 4.

**COUNCILPERSON DAVIS JOHNSON:** That was 3 and 4?

**CHAIR DAVIS:** Okay.

**UNK:** [Inaudible].

**CHAIR DAVIS:** 3 and 4.

**CHAIR PRO TEM MILLER-ANDERSON:** 3 and 4?

**COUNCILPERSON DAVIS JOHNSON:** The motion was 3 and 4.

**CHAIR DAVIS:** The motion was 3 and 4 [inaudible] clarification. Okay. Item No. 6.

**COUNCILPERSON HUBBARD:** 5.

**DIRECTOR OF FINANCE SHERMAN:** 5.

**DEPUTY CITY CLERK BURGESS:** 5.

**CHAIR DAVIS:** No. 5, yes.

**DEPUTY CITY CLERK BURGESS:** 6. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITYCOUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE FIRST ONE-YEAR EXTENSION OF THE CONTRACT FOR FINANCIAL ADVISOR/PROFESSIONAL SERVICES WITH PUBLIC FINANCIAL MANAGEMENT, INC. AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID EXTENSION; AND PROVIDING AN EFFECTIVE DATE.

**CHAIR DAVIS:** There's a motion?

**COUNCILPERSON PARDO:** So moved.

**CHAIR PRO TEM MILLER-ANDERSON:** Second.

**COUNCILPERSON HUBBARD:** To discuss? Questions?

**CHAIR DAVIS:** Go ahead, Ms... Who was the one that pulled this Item?

**CHAIR PRO TEM MILLER-ANDERSON:** I pulled it...

**CHAIR DAVIS:** Councilwoman...

**CHAIR PRO TEM MILLER-ANDERSON:** ...[inaudible].

**CHAIR DAVIS:** ...Anderson. Go ahead.

**CHAIR PRO TEM MILLER-ANDERSON:** ...get an update...

**DEPUTY CITY MANAGER JONES:** Okay.

**CHAIR PRO TEM MILLER-ANDERSON:** ...Mr. Jones?

**DEPUTY CITY MANAGER JONES:** What you have before you is the Marina operations lease. As you know, the Marina was operating initially out of Newcomb Hall and during the construction of the Event Center and the new Newcomb Hall, Marina operations had to be relocated.

**CHAIR DAVIS:** Okay.

**DEPUTY CITY MANAGER JONES:** So, the Marina is currently located in 4,000 sq. ft. of space in modular trailers that were installed by the CRA. This is an agreement to compensate the CRA for that space. I see Mr. Scott Evens here from the CRA, if he wants to add additional information and Mr. Sherman can provide additional information.

As you may also recall, the CRA, the tax evaluation's changed and, in July of 2015, the CRA director wrote a memorandum to the City asking for budget relief and there was a series of agreements between the City and CRA that were created to provide budget relief for the CRA.

**CHAIR PRO TEM MILLER-ANDERSON:** Chair?

**CHAIR DAVIS:** Go ahead. You had the floor.

**CHAIR PRO TEM MILLER-ANDERSON:** When we had our meeting, I believe, last week, and, is this the Item that came back from Mr. Brown when we were talking about... This is not that Item?

**CHAIR DAVIS:** It's very similar but this is the CAM, correct?

**DEPUTY CITY MANAGER JONES:** It was a separate., that was, that was a different Item. This is for the actual office space that the Marina operations are located in.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. So this is not in, um, where we asked for him to bring some information back to us prior to us discussing this on the next Agenda?

**CHAIR DAVIS:** No. This...

**DIRECTOR OF FINANCE SHERMAN:** No.

**CHAIR DAVIS:** ...is not it.

**DIRECTOR OF FINANCE SHERMAN:** That, that Item was for programs.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay.

**DIRECTOR OF FINANCE SHERMAN:** He was looking for...

**CHAIR PRO TEM MILLER-ANDERSON:** Okay.

**DIRECTOR OF FINANCE SHERMAN:** ...around a million three to help fund some of his programs.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. Okay. That's it for me then.

**COUNCILPERSON HUBBARD:** Question.

**CHAIR DAVIS:** Anyone else? Councilwoman...

**COUNCILPERSON HUBBARD:** Yes.

**CHAIR DAVIS:** ...Hubbard.

**COUNCILPERSON HUBBARD:** The...

**CHAIR DAVIS:** Please speak into the mic, it's kinda...

**COUNCILPERSON HUBBARD:** Okay.

**CHAIR DAVIS:** Better.

**COUNCILPERSON HUBBARD:** I'm gonna go back a little bit. Because of the..., Mr. Evans and Mr. Sherman both, please. Because of the, um, FP&L money mix up and the CRA getting less than their, less than their, they thought that they were gonna be

getting, the two forms of relief that they were looking for, one was for programming and now, one is to be compensated for the trailers that they were, that they were leasing?

**DIRECTOR OF FINANCE SHERMAN:** The, there's actually a couple of areas. When the leases were originally done for the land down there, it was contemplated that the CRA would cover all of the common area maintenance charges, um, and as they developed those common area maintenance charges would be picked up by the, the tenants that came on board. With the FPL money shifting over to the City, the CRA can no longer cover those costs. So, we have amended a couple of Items to pay the common area charges. We have brought forward, at the last meeting, the program money to assist. The lease was originally contemplated with or without FPL, the Item that you're, you're specifically talking about now, as, as you know, the Marina office was in Newcomb Hall. When they took over Newcomb Hall and demolished it, they put in..., the CRA put in the trailer and it was always contemplated that the Marina would lease that space going forward.

**COUNCILPERSON HUBBARD:** The Marina would lease office space inside the new Newcomb Hall Event Center?

**DIRECTOR OF FINANCE SHERMAN:** No. No, no. They will, actually they're looking for a permanent location that would've been in one of the buildings that has not been constructed at this time. So right now they're in a temporary trailer and that, I believe, it's Marine Way where they're, where they're located and they were contemplating that they would be put in one of those buildings that had been proposed.

**COUNCILPERSON HUBBARD:** Okay. Not to sound like a broken record but these too are things I think that we, we have to discuss in totality as to what are we going to give the..., what monies are we going to give to the CRA. The CRA, they want an extension on when they're going to pay the funds back that was due to the City or they don't want to start paying the money back as of yet, so that's, that's one pot of money. Now we're talking about more, other funds that we're going to compensate them for, uh, for, so that they will have lease space and so that they'll have money for, for programming. And I think that that's not just something that we can do off-the-cuff. That's why it's imperative to us to, um, have an, an extensive visioning session and workshop. And when I say that, I don't say it lightly like we have one Saturday afternoon and that we start to talk about, um, we start to talk about how we're going forward with this. Just like we put a sch'..., a schedule together for our budget workshops, we need to put a schedule together for, for this because we've got to see how much money that the CRA has, what is our responsibility since the debacle with FP&L, what are we going to be on, on the hook for? We need to know, do we wanna continue that funding, um, the road that they want us to fund.

So, again, I say that this is stuff that we need, we need to have something done in total so that we can know how we are moving forward and everything that we do, we..., and we definitely need to look back at the CRA, what they have proposed, what they're doing, where they're going. Why? Because we need to ask ourselves, is the things that

are going on at the CRA, that on the City side that we're getting ready to fund, are they.., how are they impacting and benefitting the residents of Riviera Beach? How are they benefitting our tax base? Of course we'll have more ad valorem taxes but the programming and the jobs and the business opportunity, is all of that really included and is this something that we actually want to take money from this side of the ledger to put on that side of the ledger?

So I think that it's imperative that we look at what the CRA is doing and this is, I think, an opportune time to do so.

**CHAIR DAVIS:** Councilwoman Hubbard, really quick. That's, in the beginning of the meeting, the last CRA meeting when I brought up the discussion about the CRA's budget, those are the type of questions that you wanna start thinking of now as we go through this Agenda to submit to Mr. Brown that he needs to explain why he's requesting these funds from the City, for this. And, the very next meeting, we can start getting a lot of these things hashed out even before we even get.., so that you can get some, some of these questions already answered and prepared. Because, what I do recall is, even on the, um, what happened with the TIF dollars. And Scott Evens, correct me if I'm wrong, what he's doing now is you're asking, the money that we're giving him, he's using that to leverage for more funding. Am I correct?

**PURCHASING MANAGER MEALY:** Well...

**CHAIR DAVIS:** As a source of income because these CAM, this CAM money that we, we're putting up for the next 6, 7 years, I mean, you got leverage. He has to show income in to his entity so when he go out sources, to go out for funding with his bond counsel, whatever, he has to discuss that. But, I'm not here to defend his position but these are the questions that we need to start submitting to him in emails because the next workshop that we're gonna have, a lot of these things can be kind of hashed out before we even get to the other meeting so we can get the ball rolling.

**COUNCILPERSON HUBBARD:** And, and... Exactly. And to your point...

**CHAIR DAVIS:** Mhmm.

**COUNCILPERSON HUBBARD:** ...if he's leveraging money and if he's out there leveraging funds...

**CHAIR DAVIS:** Mhmm.

**COUNCILPERSON HUBBARD:** ...on, you know, our behalf with, um, with, with what we have as a City...

**CHAIR DAVIS:** Mhmm.

**COUNCILPERSON HUBBARD:** ...for an entity that is a part of us...

**CHAIR DAVIS:** Correct.

**COUNCILPERSON HUBBARD:** ...as we're reminded, the CRA...

**CHAIR DAVIS:** Mhmm.

**COUNCILPERSON HUBBARD:** I wanna make sure that what he's leveraging...

**CHAIR DAVIS:** Mhmm.

**COUNCILPERSON HUBBARD:** ...is going to turn around and impact the residents of Riviera Beach, improve the quality of life, the jobs and the business opportunities, not just loan development, not just loan, um, but develop'... You know, the definition of development means that you have improved the quality of life for the people in your resident'..., just not..., in your City, not just pretty new buildings and programs that will attract people, you know, six months out the year from up, up north. That's not my definition of development nor is, is it what I want for the residents of Riviera Beach. We want jobs...

**CHAIR DAVIS:** Correct.

**COUNCILPERSON HUBBARD:** ...we want business opportunities. We want somewhere to spend our disposable cash. We're not looking for a destination station where we can just look at big, pretty boats.

**CHAIR DAVIS:** Mhmm.

**COUNCILPERSON HUBBARD:** We're not looking at, we're not looking for that and so, if he's out leveraging money, he needs to be out leveraging money that we have a vision for and a plan for so before we, as a City, give him any more authority to use our money, we need to put in a plan to say this is what we want our..., this is what our end game is.

That's all I was trying to say.

**CHAIR DAVIS:** Cool. Anyone else? [Pause]. Alright. Madam Clerk.

**MR. F. LOZMAN:** I had a card.

**CHAIR DAVIS:** Oh, Fane Lozman and Bonnie Larson.

**MR. F. LOZMAN:** Thank you, Chairman Davis, Councilperson. It's great to see you up there, for your first meeting. You know, in, in April... Fane Lozman, Singer Island. Hopefully, I'll have an address by the end of the night. [Chuckle]. April 4, 2012, the California Supreme Court upheld the constitutional law that was passed in California dissolving CRA's. So, as of April 4, 2012, there are no CRA's in the State of California.

Why is that? California, you know, a lot of times they're on the cutting edge of what goes on in society, whether it's, uh, you know, green buildings or, uh, anti-pollution measures or, or conservation, not only of the environment but also of money. Now, there was a bill up in Tallahassee to do the same thing, to dissolve CRA's in Florida. And, you know, the, the new vision of this Council, not to live in the past but to set their own mark and look going forward, I think you guys should take a few minutes, go to Google and look up why were the California CRA's dissolved and say to yourself, you know something? The CRA, what it was set out to do in 1985 and what its morphed into 31 years later, is basically shown to be like a boondoggle. Millions and millions, if not tens of millions of dollars have been squandered over the years, there's a reduplication of assets. Now the CRA is coming to the City to take money out of the general fund, they're not self-funding themselves. I mean, there's no reason that we can't do what's done in California. We can have, you know, a City Manager, a special division under the City to do what the CRA is doing and stop the reduplication of assets and have a stronger control of what's going on.

So, I, I think, you know, for the City to take money out of the general fund, you know, that, that's, it's not supposed to work that way. They're supposed to be self-funded. That money, in the general fund, you know, you have some, you know, property taxes, if..., assessments val'... Ya know, we have a recession again in a couple years, you know, we may have furloughs again. And they'll we'll say, 'Well, why did we ship money back into the CRA?' I think any money that's in the general fund, needs to stay there and the CRA needs to be self-funded or we need to just dissolve it, like they did in California. Let's do it, just through the City. You know?

So, I would just say, it's a fresh Council, let's take a fresh look at what happened in California. Maybe we just need to get rid of the CRA. And there are some municipalities in Florida that have dissolved their CRA's and I'll look it up in the next meeting. I'll get you a list of those.

**CHAIR DAVIS:** Thank you. Ms. Larson.

**MS. B. LARSON:** Good evening. Bonnie Larson. Every time I hear this about the Florida Power & Light money, the tax evaluation changed, there was a shifting to the City. There was no shifting. As a CRA director you should know that that money was never coming to the CRA in the first place. You should know that, CRA director. It's not up to the residents to know that but he should have known that. Now the City is bailing him out. We gave him half of Florida Power & Light money already. Now we're talking about, um, uh, Marina operations lease. This is on the Consent Agenda for tonight's meeting. Consent Agenda? I wanna know also who put this on, who put this on the Consent Agenda? Because Consent Items are considered to be routine and action will be taken by one motion. Routine. This is not a routine'..., routine matter that we're talking about. We're talking about a lot of money and I think we have new people on the Council now. I'm not sure..., I don't believe everybody knows where the money has come from or where the money has gone. So we need to know that. Are they bleeding the City or what's going on here? We need to know the dollar amount. If I ask five of

you how much money we've borrowed, how much money we've gotten in grants, I bettcha no two people would answer the same thing because we don't know. We have not asked, we need to ask those questions before we make major decisions like this.

So to say that, that FPL money shifted, no, it didn't shift. It was never supposed to be at the CRA in the first place. So know what you're doing and don't..., now we're trying to bail him out. We're trying to make it sound like no it wasn't. You know? Wasn't his fault or anything.

But, um, we need to know and we have a lot of unanswered questions and this Item should have been on a CRA meeting. We've been cancelling a lot of the CRA meetings. No one seems to know why. I've asked a couple Council people. No one knows why they've been cancelled. We didn't have one last month at all. The previous month we had maybe one. The month before, nothing. Why don't we have CRA Council meetings? We could get a lot of this stuff resolved. Why cancel? Next time, you ask why. He is your bo'.., you are his boss, excuse me.

**UNK:** [Chuckle].

**MS. B. LARSON:** Excuse me. You are his [chuckle] boss. See? That's what he thinks, that he's your boss. You are his boss. You need to ask, 'You wanna cancel a meeting, why is that? No. We're having the meeting so we can hash out some of these things.' This should not be at a Council meeting. We're told to talk only about City Council matters when we come to a City Council, so why are we interjecting CRA matters into it? This is a CRA matter, it should never have been on the Agenda tonight. And I understand there was a CRA meeting tonight, a half an hour meeting tonight. When was that announced? I didn't hear about it. I heard it now, it was set at 5:00 o'clock. Who can come at 5:00 o'clock? People are working, hopefully. When was that CRA meeting announced? People need to come, people need to ask questions because we have good questions. It's our money too. We want to know and we want you to know cause you make decisions for us. So you need to know, first and foremost.

Thank you. This shouldn't have been on the Agenda at all.

**CHAIR DAVIS:** Thank you. That'll be the end of public comment for that Item. Any questions or comments from the rest of the Board? [Pause]. Mr. Williams, did you..., you had a comment for that one?

**MR. W. WILLIAMS:** I had card for No. 4.

**CHAIR DAVIS:** That was tabled, No. 4.

**MR. W. WILLIAMS:** Four?

**CHAIR DAVIS:** Yes.

**MR. W. WILLIAMS:** Okay.

**CHAIR DAVIS:** It was tabled.

**MR. W. WILLIAMS:** [Inaudible].

**CHAIR DAVIS:** Yes. Alright. Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Um, I'm sorry. I had, I had one... No.

**DEPUTY CITY CLERK BURGESS:** No?

**COUNCILPERSON HUBBARD:** No.

**DEPUTY CITY CLERK BURGESS:** Okay.

**COUNCILPERSON HUBBARD:** Had another question.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** No.

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

**CHAIR DAVIS:** No.

**DEPUTY CITY CLERK BURGESS:** That motion failed with Councilperson Hubbard...

**COUNCILPERSON DAVIS JOHNSON:** Wasn't that a motion to table?

**UNK:** Say what?

**COUNCILPERSON DAVIS JOHNSON:** That was a motion...

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

**CHAIR DAVIS:** Hold on.

**COUNCILPERSON DAVIS JOHNSON:** Wasn't that a motion to table?

**CHAIR PRO TEM MILLER-ANDERSON:** Uh-uh.

**COUNCILPERSON DAVIS JOHNSON:** A mot'...

**COUNCILPERSON HUBBARD:** No.

**CHAIR DAVIS:** That was a...

**COUNCILPERSON DAVIS JOHNSON:** 3 and 4 were tabled.

**CHAIR DAVIS:** 3 and 4.

**COUNCILPERSON DAVIS JOHNSON:** I'm sorry. I thought that that was a motion was table when the motion was made.

**CHAIR PRO TEM MILLER-ANDERSON:** She never said it.

**CHAIR DAVIS:** So...

**COUNCILPERSON DAVIS JOHNSON:** She never sa'...

[Inaudible comment]

**COUNCILPERSON DAVIS JOHNSON:** Yeah. So...

**CHAIR DAVIS:** I'm gonna call a revote and just be specific about the motion. Make it a motion, please. Who's the...

[Inaudible comments]

**CHAIR DAVIS:** Miller-Anderson? Is it Miller-Anderson or Hubbard?

**COUNCILPERSON DAVIS JOHNSON:** No. It was Pardo and Miller-Anderson both said that...

**UNK:** What was the motion please?

**UNK:** ...to discuss.

**CHAIR DAVIS:** That was a... Discussion.

**COUNCILPERSON HUBBARD:** We made a motion to discuss, Mr. Chair.

**CHAIR DAVIS:** Okay.

**COUNCILPERSON HUBBARD:** We never made a motion to whether we were gonna table it or, or, or, or vote it but I will make..., I will be the maker of the motion to go ahead and ta'..., and to table this as well.

**CHAIR DAVIS:** Do we have a second?

**COUNCILPERSON DAVIS JOHNSON:** I'll second.

**CHAIR DAVIS:** There's a second by Councilwoman Johnson. Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes.

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

**COUNCILPERSON DAVIS JOHNSON:** Mr. Chair?

[Inaudible whispering]

**CHAIR DAVIS:** Now... Go ahead, Councilwoman...

**COUNCILPERSON DAVIS JOHNSON:** Before we move forward.

**CHAIR DAVIS:** ...Johnson.

**COUNCILPERSON DAVIS JOHNSON:** Could we...

**CHAIR DAVIS:** Yes, please do.

**COUNCILPERSON DAVIS JOHNSON:** Could we just make sure that the maker of the motion states, so that we're clear?

**CHAIR DAVIS:** Okay.

**COUNCILPERSON DAVIS JOHNSON:** Thank you.

**CHAIR DAVIS:** So that..., that's pertaining to the rest of the Board. Everyone make sure we be very specific about what we want in our, in our motion and speak clear into the mic so we all can hear each other.

**COUNCILPERSON HUBBARD:** Okay. I think sometimes that by the, uh, by the time we go around and we have an extensive discussion, we're going to depend on the Clerk to come back and, when she call it, to state it because, you know, you start out with the motion to discuss...

**CHAIR DAVIS:** We'll let the...

**COUNCILPERSON HUBBARD:** ...you're meaning to table...

**CHAIR DAVIS:** Let., let's, let's...

**COUNCILPERSON HUBBARD:** ...to come back.

**CHAIR DAVIS:** Yeah. But let's try to be brief so we can limit that. Item No. 6.

**DEPUTY CITY CLERK BURGESS:** 6. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITYCOUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE FIRST ONE-YEAR EXTENSION OF THE CONTRACT FOR FINANCIAL ADVISOR/PROFESSIONAL SERVICES WITH PUBLIC FINANCIAL MANAGEMENT, INC. AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID EXTENSION; AND PROVIDING AN EFFECTIVE DATE.

**CHAIR DAVIS:** Do we have a motion on the floor?

[Pause]

**COUNCILPERSON PARDO:** So moved.

**CHAIR DAVIS:** There's a motion.

**COUNCILPERSON DAVIS JOHNSON:** Second.

**CHAIR DAVIS:** There's a second. Question... Who pulled this Item? That was...

**COUNCILPERSON HUBBARD:** I...

**CHAIR DAVIS:** ...Ms. Hubbard.

**COUNCILPERSON HUBBARD:** I did.

**CHAIR DAVIS:** Councilwoman Hubbard.

**COUNCILPERSON HUBBARD:** In, in the backups for this, um, for this public financial advisor contract, it states that the person is able..., the, the firm is able to subcontract the services. So now, in my thinking, I, I lost my tab but, in, in my notes here, I'm thinking if, if this person bid on this job and we chose this person for this job, that's because we thought that they were the best people for the job but if they're, if they have the right to go out and sub this, this might be something that we need to look in a little bit further and we might need to put this RFP back on the street and we might need to tighten up the contract and what we allow in this because, um, I don't think that's something..., we want a financial [stammer], the financial advisement firm to, to sub it, to sub it out. So, I., so I wanna point that out, I wanna point that out to, to my colleagues...

**CHAIR DAVIS:** Yeah. I saw that.

**COUNCILPERSON HUBBARD:** ...and to, and, and to hope that we will rescind this contract and we will rewrite it so that we can possibly protect ourselves.

[Inaudible comment]

**CHAIR DAVIS:** Okay.

**COUNCILPERSON DAVIS JOHNSON:** Mr. Chair?

**CHAIR DAVIS:** Councilwoman Johnson. And then we'll go to Staff next [inaudible].

**COUNCILPERSON DAVIS JOHNSON:** Are you talking about Article 7 of subcontracting?

**CHAIR DAVIS:** Yes.

**COUNCILPERSON HUBBARD:** No, no. I'm...

**CHAIR DAVIS:** 6.

**UNK:** 6.

**COUNCILPERSON HUBBARD:** I'm talking about 6.

**COUNCILPERSON DAVIS JOHNSON:** No, no, no. Article 7 of the contract for Item 6?

**COUNCILPERSON HUBBARD:** I, um... Hold on a minute and I'll try to find it. My tab, um...

**COUNCILPERSON DAVIS JOHNSON:** And, and the reason that I'm asking is because it does not., with the subcontracting opportunities, that was not specifically for the services to be subcontracted out. If there was a, if there was a SMWBE that was available to, available to provide any portion of the service, that was what that language., what I understand that language to mean, not that they would be subcontracting out the level of financial services that we would need. And so, I belie'.., I believe...

**CHAIR DAVIS:** Yes.

**COUNCILPERSON DAVIS JOHNSON:** ...based on what I read of the contract, it was a pretty clean contract and, and pretty tight as it relates to the services that this firm is providing to us. It just gave them an opportunity to include the subcontracting opportunities for a local firm or a minority firm to come in and do some portion of the work, not to take over the full contract.

**COUNCILPERSON HUBBARD:** Okay.

**COUNCILPERSON DAVIS JOHNSON:** Okay?

**COUNCILPERSON HUBBARD:** Well, let me... Okay.

**CHAIR DAVIS:** Hold on, hold...

**COUNCILPERSON HUBBARD:** And...

**CHAIR DAVIS:** ...on, hold on.

**COUNCILPERSON HUBBARD:** Oh, I'm sorry. Go ahead, Ms. Johnson.

**CHAIR DAVIS:** Before we go, let's let Staff be clear.

**COUNCILPERSON DAVIS JOHNSON:** Do you wanna clarify that?

**COUNCILPERSON HUBBARD:** Before he, before he say it, I want, I wanna make, um, since, you know, this...

**CHAIR DAVIS:** And I don't, I don't want you to respond to.., let's be clear that the facts that she stated are, are, are correct then you...

**COUNCILPERSON HUBBARD:** But I wanna...

**CHAIR DAVIS:** ...can respond...

**COUNCILPERSON HUBBARD:** ...clear my understanding because if he is there...

**CHAIR DAVIS:** Okay.

**COUNCILPERSON HUBBARD:** ...to give me clarity, I want to.., I wanna give him something to give me clarity on. If that.., in your answer, sir, I would appreciate it if, based on what Ms. Johnson said and based on what, what it is, if that was the intent for you to be able to bring in a local or SBE or WBE firm or company, it, it, it's st'.., it, it still bothers me that a small local firm would be considered a subcontractor on, on, on our projects, period. What, what we're looking for, for local participation, what we're looking for as far as contractors on our contracts that we put out for bid, what we're looking for in return on our tax dollars and our ad valorem taxes, is that our companies get a equity position in the contracts that we put out.

So, if that is the case, they, they [stammer] you got 100% of a contract, say... And, you want to do business with us, you want to bid with us, then it's incumbent upon you to go out and make sure, then say, 'Hey, I'm ready to go to Riviera Beach and bid. It is important that we have a full equity participation of a local contractor, would you like to team up with me to go after some of these contracts in Riviera Beach?' I'm not looking for someone to come to Riviera Beach, look at the pie, say we're gonna carve out 30% for the locals and we're gonna take 70% of it. That's not what I'm looking for when you do business with Ri'.., the City of Riviera Beach. I'm looking for you to understand, before you even get here, that you wanna do business with the City of Riviera Beach but all of this is ours. So, we don't have to take 30% of something that already belongs to us. We're not interested in that. What we're interested in doing, is partnering with people, we don't mind that. But, we want equity partnerships in deals. I.., whatever contract you're coming for, be it janitorial, be it financial advising, I'm just saying to you and anybody else that comes to you, sir, Mr. Procurement Director, it's incumbent upon us, as representatives of the people of Riviera Beach, to stop the bleeding, to make sure that everybody understand that what you may think of the business people here, the residents here, this all they stuff.

[Inaudible comments]

**COUNCILPERSON HUBBARD:** And you have to deal with them in order to do business with us. So, I am glad that it's pointed out what the true intent of that subcontracting statement meant. I don't want our local business people to be subcontractors on they own stuff. If you looking for a list, and our procurement director should have a list of all the local business people here, what they do, what they're capable of doing, what their hopes and dreams are and what they want to do, so that if somebody comes here to do something, you can team them up with that person. Because, we'll never create wealth in this City. Everything will continue to go out, go out, go out. We will never be able to create wealth in our own City if we continue to be

the 30% subcontractor and then that just always ends up being 15% somehow, it never is a true 30%.

So I'm just saying to you, sir, we should inform our contractors, be..., whatever they come for that, that's not what we're looking for, our people to just be sub, sub, sub. We want equity participation.

**COUNCILPERSON DAVIS JOHNSON:** Mr. Chair?

**UNK. AUDIENCE:** Amen.

**CHAIR DAVIS:** Okay. Councilwoman...

**COUNCILPERSON DAVIS JOHNSON:** Mr. Chair?

**CHAIR DAVIS:** And, um...

**COUNCILPERSON DAVIS JOHNSON:** In keeping...

**CHAIR DAVIS:** Johnson, I apologize.

**COUNCILPERSON DAVIS JOHNSON:** Davis Johnson. It's okay. In keeping with Councilwoman Hubbard's position, I think that this matter needs to be taken up under a retreat perspective because some of the things, the things that are being suggested need to be established in policy. We need to understand what is permitted for us to be able to do under the law as it relates to how we establish our teaming, how we establish our small business enterprise program. So, I would suggest that we table this matter as well to discuss it so that we can put it under our retreat process and our strategic planning to have future discussion.

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

**COUNCILPERSON DAVIS JOHNSON:** So moved.

**COUNCILPERSON HUBBARD:** Second.

**CHAIR DAVIS:** Alright. Councilwoman Anderson, did you wanna say something or you'll just let it... Anyone else?

**MR. A. TORCIVIA:** Mr. Chair?

**CHAIR DAVIS:** Mr. Attorney.

**MR. A. TORCIVIA:** Just to point out, this contract does not allow subcontracting.

**CHAIR DAVIS:** That's why I wanted to get...

**MR. A. TORCIVIA:** Right. That's what I was trying...

**CHAIR DAVIS:** ...that question...

**UNK:** It says it.

**MR. A. TORCIVIA:** There's an Article 7 that says, 'If there's subcontracting it shall be minority women owned.' But then there's Paragraph 12...

**CHAIR DAVIS:** I saw that too. It contradicts itself.

**COUNCILPERSON DAVIS JOHNSON:** Yeah. But...

**MR. A. TORCIVIA:** Right. Paragraph 12 says, 'Nobody shall sub [inaudible] without the consent of the other.'

**CHAIR DAVIS:** Mhmm.

**MR. A. TORCIVIA:** So the City would have to.., if the sub'.., if the person wanted to subcontract to women or minority business, you would have to approve that. So they're not allowed to do it without your future permission. Just wanted to make...

**CHAIR DAVIS:** Okay.

**MR. A. TORCIVIA:** ...sure that was clear.

**CHAIR DAVIS:** Thank you. I appreciate...

**COUNCILPERSON DAVIS JOHNSON:** Thank you.

**CHAIR DAVIS:** ...that. That felt good.

**MR. A. TORCIVIA:** There was a little conflict there but...

**CHAIR DAVIS:** Thank...

**COUNCILPERSON DAVIS JOHNSON:** Yeah. There...

**CHAIR DAVIS:** Thank you. That's why I wanted to get that question addressed before...

**COUNCILPERSON DAVIS JOHNSON:** [Inaudible].

**CHAIR DAVIS:** ...we got into discussion. But, uh, we have... Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** The motion to table?

**CHAIR DAVIS:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes. And, Ms. Larson, unfortunately that was tabled so... Now, we go to Item No. 11. Public Hearing.

### **PUBLIC HEARINGS**

**DEPUTY CITY CLERK BURGESS:** 11. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN SUBMITTAL FROM "E-Z WELD" TO DEVELOP 7.23 ACRES OF VACANT LAND AT 1301 PRESIDENT BARACK OBAMA HIGHWAY, IN ORDER TO CONSTRUCT A 131,944 SQUARE FOOT BUILDING FOR MANUFACTURING, PROCESSING, AND FABRICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**COUNCILPERSON PARDO:** So moved.

**CHAIR PRO TEM MILLER-ANDERSON:** Second.

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

**CHAIR PRO TEM MILLER-ANDERSON:** I did.

**COUNCILPERSON DAVIS JOHNSON:** Oh, you did? Okay.

**CHAIR DAVIS:** She did. You mighta been a little tapped out. Staff is going to give us a presentation? This is the second presentation, correct? Is this...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Good afternoon. Jeff Gagnon, Assistant Director for Community Development. This is actually the first presentation for the Site Plan.

**CHAIR DAVIS:** Oh, okay.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** It was brought before the Council in March, March 2<sup>nd</sup> of this year.

**CHAIR DAVIS:** Mhmm.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** In conjunction with the ordinance on second reading which is the Item that directly follows this.

**CHAIR DAVIS:** Okay.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** So, for all intents and purposes, this will be the first time that the Board's seen this particular Item.

**CHAIR DAVIS:** Okay. This Item that, before we had, the former Councilperson they were discussing about some issues with DEP?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes. And I can discuss that...

**CHAIR DAVIS:** Okay. Thank you.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ....as well. So, for reference, this is Site Plan No. 15-18 and the title block is presented, for the record. So, the area currently in question is 1301 President Barack Obama Highway. And also, I wanted to state that there's been a lot of discussion on the future of the City at tonight's meeting and I just wanted to say that E-Z Weld is a business that's been in the City for approximately 50 years and actually located about 800 feet north of this proposed location. So, I would say that they're already part of the community fabric. So, just, I guess, take that to mind and, and take that to heart as they do wanna stay in the City and they're looking to expend their business footprint about threefold to what they currently are.

So again, here's the area highlighted and the arrow indicates a location of a photo which will be shown in the next slide. So this was taken from Google Earth and it shows, on the left-hand side of the screen, 13<sup>th</sup> Street. It was taken from President Barack Obama Highway. And you can see across the site itself. There are currently no structures on the site. It's basically just an empty concrete area. It's had a few uses

over the years but, for all extents and purposes, it's just been vacant, vacant land. And it's a large tract as well, it's just over seven acres of land.

So here is a rendering which really would be approximately from the same location, I'll just show the aerial view from just a little bit further south. So, right at that key intersection you'd have a strong building presence, it would be right out to the roadway, um, there'd be glass exterior and, as you go down 13<sup>th</sup> Street, you can see a large green space and the main entrances recess back a little but further. But again, this is a very large facility, three times the size of the current E-Z Weld facility and this will really be their, their international headquarters. And they do have an international presence currently. They, um, it's actually an interesting business but they have a solvent chemical industry and they have multiple chemicals that they do produce. The primary business function or their business component is with a chemical for welding PVC pipe. So, you know, you think welding metal pipe so now it's E-Z Weld being that it's just a, a quick seal for PVC pipe.

So here's a Site Plan for reference. Let's see if... Okay. I do have the mouse cursor on screen. So again, this is President Barack Obama Highway and the is 13<sup>th</sup> Street. So the first rendering that I showed, the color rendering was at this location viewing the site from this angle and the second was looking across the green space and parking area to the main entrance of the building. What they were careful to do is, both President Barack Obama Highway and 13<sup>th</sup> Street are considered main arterial roadways for the City so we wanna make sure that the architectural standards along those roadways are really the highest quality. So, they did take that to heart and they designed the building so all of the back of the house, um, you know, loading and unloading areas are shielded from view from the roadways. There is, as shown here, this is the Landscape Index Plan. So there are four landscape sheets that are provided within the Council packet. However, you can see there are pretty lush landscape plans provided with shade trees along the main corridor roadways as well.

Let's see. Again, it, it is a tandem Item associated with the second reading of the ordinance which is a rezone of the portion of the property but we can discuss that more under Item 12.

And that concludes my presentation.

**CHAIR DAVIS:** Thank you, Mr. Gagnon. Do we have any questions or comments from any of the Board Members?

**COUNCILPERSON PARDO:** Mr. Chair?

**CHAIR DAVIS:** Go ahead. Councilwoman Pardo.

**COUNCILPERSON PARDO:** Mr. Gagnon, can you show me..., can you go back to the rendering?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes, ma'am.

**COUNCILPERSON PARDO:** And show me the fence? Okay. Alright. So, I don't see a fence. So they won't have a fence around...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** They, they most certainly will have a fence.

**COUNCILPERSON PARDO:** Okay.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** However, let me go to the Site Plan. You can notice from, from this view, there is no fence. So, you really have the building right up against the roadway itself.

**COUNCILPERSON PARDO:** Okay. But we're...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** However...

**COUNCILPERSON PARDO:** ...looking... Alright. So that's really the corner of 13<sup>th</sup> Street and President...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes, ma'am .

**COUNCILPERSON PARDO:** Okay.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** So, from the Site Plan, we were just looking, basically, from this area, uh, in a western direction.

**COUNCILPERSON PARDO:** Right.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** However, on the northern portion, to make sure that the loading area is secure, um, and also the western portion's secure, there is a perimeter fence that extends from the building and secures the entire perimeter of the site.

**COUNCILPERSON PARDO:** Okay. But I'm interested, you know, we can't see the back. We're not gonna be able to see the back of the building so I'm interested in seeing, um, the fence along 13<sup>th</sup> Street and then then...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Mm.

**COUNCILPERSON PARDO:** ...fence along President O'., Barack Obama Boulevard. Do you have that?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** It would have to be., the fencing style would have to meet the current architectural standards required

by the Code so it would be an aluminum style fence. I don't have the current rendering to show.

**COUNCILPERSON PARDO:** And how high will the...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I believe...

**COUNCILPERSON PARDO:** ...fence be?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...it's an 8' fence that's proposed.

**COUNCILPERSON PARDO:** Okay. And will the landscaping block the fence? You know, if you're...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** The...

**COUNCILPERSON PARDO:** ...driving down...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Right.

**COUNCILPERSON PARDO:** ...um [pause], if you're driving down Pere'., President Barack Obama Boulevard, you know, I don't want it to look like a, you know, a prison.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** No. And...

**COUNCILPERSON PARDO:** Right? So...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...Staff doesn't either.

**COUNCILPERSON PARDO:** ...if they're gonna have a fence, that's fine. I'd like to know how high the fence is going to be, what it's gonna be made of and I want assurance that it will be blocked by landscaping.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I know that the landscape package is designed to block it to the greatest extent possible. 100% opaque landscape, uh, probably wouldn't be possible but they're definitely planting it heavily.

**COUNCILPERSON PARDO:** Okay.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** The, the style of the fence, being that, again, President Barack Obama Highway and 13<sup>th</sup> Street are principal arterial roadways in the City...

**COUNCILPERSON PARDO:** Right.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** It would have to be an architecturally compatible fence. So, it would be typically an aluminum style fence that has a climb resistant element so often times it's, it's, you know, an arch to it with potentially decorative looking spikes but no barbwire, no razor wire...

**COUNCILPERSON PARDO:** Okay.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Nothing like that would be allowed.

**COUNCILPERSON PARDO:** Okay. I just wanna make sure aesthetically it looks pleasing.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Mhmm.

**COUNCILPERSON PARDO:** And that it's covered by landscape.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes, ma'am.

**COUNCILPERSON PARDO:** Okay. Thank you.

**CHAIR DAVIS:** Any other comments from the..., questions from the Board?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes. You had...

**CHAIR DAVIS:** Go ahead.

**CHAIR PRO TEM MILLER-ANDERSON:** ...brought up the point about the DEP. Were you gonna touch on that?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Oh. Yes. So, the current facility, which is addressed as 1661 President Barack Obama Highway. That's been in existence now for approximately 50 years. So, with any old facility, there's improvements that slowly take place, however, it's very difficult to bring old equipment and old buildings up to current Code. There was a finding from DEP and they actually issued a Letter of No Further Action at the end of last year basically saying that any contaminants onsite, because there was a groundwater issue at the property line, they issued the Letter of No Further Action saying any contaminants onsite are basically contained, there's no further contamination occurring. That, to my knowledge, it didn't actually pinpoint to E-Z Weld, uh, being that it's adjacent to the railroad tracks as well.

So, I guess the point that I really wanted to make is, the new facility will be state of the art and they'll be able to meet, you know, all current safety codes, they would have to.

So that way, the work environment will be greatly improved versus trying to make an old facility meet current codes.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay.

**COUNCILPERSON HUBBARD:** Mr. Chair?

**CHAIR DAVIS:** Go ahead, Councilwoman Hubbard.

[Inaudible comments]

**COUNCILPERSON HUBBARD:** Johnson, you go ahead.

**COUNCILPERON DAVIS JOHNSON:** Uh-uh. Okay.

**COUNCILPERSON HUBBARD:** So, um, was there any cleanup to be done at the old facility that's taking place, that's going to be done? That's question number one. And two, I notice in the backup material, even though you're expanding the facility quite a bit, there's no room for a additional jobs on such a.., in such a massive project.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** To answer the first question, there is no current cleanup underway. There were monitoring wells to make sure that the contamination that was in the ground water wasn't spreading further, um, which would be an indication of further contamination or, uh, a potential indicator that further remediation would have to occur. So, as far as DEP is concerned, after issuing the Letter of No Further Action, it's.., in the future there'll be, probably some specific conditions on ho'.., [clears throat], excuse me, on how the water can be used, the ground water, but at this point there's no further remediation that's taking place.

**COUNCILPERSON HUBBARD:** Okay. Two things...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** [Inaudible].

**COUNCILPERSON HUBBARD:** ...to that.., two things to that comment. If the future [pause]. If, in the future, they're going to limit how the groundwater could possibly be used, that goes to say that there was some level of contamination or they're not gonna just let you use it for general flow because something's wrong with it. Now, am I correct?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes.

**COUNCILPERSON HUBBARD:** In your... [Inaudible]. Okay. So somethings wrong with that. Two, when they say no further action, it doesn't necessarily denote that nothing needs to be done, they're saying that we aren't going to take any further action against you but did they ask them to.., did, did they give them a remediation plan of any kind?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** So, with the Letter of No Further Action, that's basically the DEP stand saying that we're not gonna require any further action of the property owner. So, is, is the groundwater perfect? Unfortunately, it's not and, again, unfortunately, that's the situation with a lot of the old industrial sites, um, and that's, that's nationwide. So, the Letter of No Further Action is basically saying, you've done what we've asked you to do. There's no further remediation needed. I'm sure they would prohibit the use of groundwater for, let's say, irrigation, definitely for drinking purposes but, as long as the water just stays as is, there's no further action needed.

**COUNCILPERSON HUBBARD:** Okay. So, what..., with the..., what type of..., in their ol'..., in their old facility, what types of businesses will we be able to use that location for?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** The current plan is to continue with an industrial style use.

**CHAIR DAVIS:** Mhmm.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** It may be with the, the current E-Z Weld owner or it could be leased out or sold. The property itself is industrial. It has an industrial future land use. So, it could be used for manufacturing or for warehousing.

**COUNCILPERSON HUBBARD:** Okay. The, um, now talk to me please, sir about the..., why there's not..., why there's no room for additional job positons.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes. I'm glad you brought that up again. The current facility has just over 30 jobs and the new facility is proposing just over 60. So there is some job growth. I think what's, what's happening with the new facility, being that there is so much new technology, there's a lot of operations that are now better automated so there's equipment that, unfortunately, is replacing human positions. However, it is still doubling the amount of jobs twofold.

**COUNCILPERSON HUBBARD:** Okay. So what was..., what was exactly meant when it said, 'No additional FTE positions?' [Pause]. So, okay. We..., you don't even have to answer that. You cleared it up. There is some additional positions. So, the additional positions, are we looking forward to having 30 residents hired from the City of Riviera Beach to, to work there or can you or maybe one of the, uh, principals that know the day to day operation can talk to me about that?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Sure. I, I can say from our, our previous meeting..., and, I know Mayor Masters was a strong advocate for it and he has his job fairs that, if you could shoot for 100% employment levels of Riviera Beach citizens and residents, that's what we'd wanna do. I know that the property owner has committed to working with the Mayor in conjunction with job fairs. If there's any other opportunities that exist to really connect job seekers with employment

opportunities, I know the, the property owner does wanna take advantage of that, uh, because, ultimately, it's, it's normally in the benefit of the business and the organization to hire locally. So, I know that, that commitment does exist.

**COUNCILPERSON HUBBARD:** Okay. And, um, the type.., the job description, the skillsets and the things that are needed for an employee to have for these upcoming positions, were you able to acquire that so that we can find out... You know, if it's a sp'.., it might be, um, it might be a very, it might be specialized and it might not be. Because, if you know, we had several companies here like Solitron, Northern Telecom. So we have people here who've worked in manufacturing of goods here in the City of Riviera Beach which I would like.., what I would like is maybe to have a written commitment that we are going to, with the, with the, with the job, with the skillsets, that we're going to advertise, that we're going to bring people in and that if they're.., I don't know when they... When is the proximate time before they would go online at the new facility? How long would that be?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Following Site Plan approval, say construction work would take approximately a year. So, we'll say a year and a half.

**COUNCILPERSON HUBBARD:** Okay. So, would any of these 30 positions not be... If, which I doubt very seriously that we don't have some people that's already trained. Is, is, is the E-Z Weld company capable and able to put on a 18-month training program to ensure that they can choose qualified and capable applicants to train for the, uh, those positions just in case it's so specialized that it's not something that we have in our area? Maybe we could get something like that, talk to them, get something in writing. We get the labor job codes, we put it out there, we let, um, the Work Force Alliance know that this is going on in Riviera Beach, that E-Z Weld also, you know, is willing to host something on site so people can come.

So, you know, that's, that's what you call a true commitment to bringing in local residents and hiring local residents and putting Riviera Beach to work? How about that? You can talk to them about that.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Absolutely. I know that the, the skillsets for job openings will range the gambit associated with any, any large business so it'll be from, you know, um, more of a labor style position all the way up to a management style position as...

**COUNCILPERSON HUBBARD:** Well, great. Let, let, let, let, let, um, the principal come...

**MAYOR MASTERS:** Yeah.

**COUNCILPERSON HUBBARD:** ...and talk to us and tell us what they're committed to doing.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Sure.

**COUNCILPERSON HUBBARD:** If you don't mind, sir.

[Pause]

**MR. R. GUSTKE:** Good evening, Council.

**CHAIR DAVIS:** Good evening.

**MR. R. GUSTKE:** I'm Richard Gustke and I'm the CEO of E-Z Weld.

**COUNCILPERSON HUBBARD:** Hi.

**MR. R. GUSTKE:** Ms. Davis Johnson, I'm sorry I missed you at your last visit. I was traveling overseas for business and I look forward to working with you in the future.

I've got a couple things I wanna go over before I address your, your question, if you don't mind.

**COUNCILPERSON HUBBARD:** Not at all.

**MR. R. GUSTKE:** Back at our..., uh, you guys had a Council meeting back in April and the Mayor had expressed his disen..., his displeasure with E-Z Weld and the lack of respect that E-Z Weld had shown him. Since that meeting, myself and the leadership team of E-Z Weld had a meeting with the Mayor and we had a successful outcome, I'm proud to announce. On behalf of myself and the E-Z Weld team, I'd like to apologize to the Mayor for any disrespect he may have been shown, it certainly wasn't intentional. But things happened and I apologize for that.

**MAYOR MASTERS:** Accepted.

**MR. R. GUSTKE:** Thank you. To answer your question, the skillset that we're gonna be requiring, as Jeff said, is a, is a full range from standard production worker to engineering services to, um, skilled mechanics. To do an 18-month training isn't possible because it's specialized equipment that only two companies in the country have. So, we can't train until we get the equipment. We are committed to hiring Riviera Beach residents, we had that conversation with the Mayor as well. We're familiar with some of the programs and we're gonna work at what we can do to do that. And I appreciate your, your input on that and we'll, we'll definitely heed that warning because, you know, it's better for us if the employees are here in Riviera Beach anyway because it makes for easy transportation to and from work. So, we're, we're definitely interested in doing that. How much of that is gonna be..., is, is it gonna be 100%? Certainly not but we're gonna try to increase what our current number is and I think we're in the 20% range now.

**COUNCILPERSON HUBBARD:** So, 20% of your employees work for.., are from Riviera Beach?

**MR. R. GUSTKE:** That's correct.

**COUNCILPERSON HUBBARD:** Mhmm.

**MR. R. GUSTKE:** So, I'd be happy to answer any more questions if anybody has any other.

**CHAIR DAVIS:** Mayor. I saw you getting ready to [inaudible].

**MAYOR MASTERS:** Well, yeah. I, um, on the hiring, when we do job fair, as we've talked about, it is important to look to the Office of the Mayor to get the people from the local area as we do job fairs. And we're doing another one in a couple weeks for the, the young people that just graduated out of school. Many times Career Source, I know you've used them...

**MR. R. GUSTKE:** Yes.

**MAYOR MASTERS:** In the past. It's not intentional but it's not their.., they don't get a lot of people from Riviera Beach because they're Countywide so that's why I've kind of stepped up.

**MR. R. GUSTKE:** Okay.

**MAYOR MASTERS:** To make sure that our residents... So, we're waiting and anticipating the job fair for you and we're definitely gonna be hooked up with Riviera Beach.

**MR. R. GUSTKE:** Oh absolutely.

**MAYOR MASTERS:** Thank you.

**MR. R. GUSTKE:** Ca'.., Career Resource Business Development Board, you know, I had meetings with the BDB this month and Career Resource is definitely one of our resources. It's, it's difficult sometimes when you try to get the talent because sometimes we do it temp to perm basis when we're going through temp agencies so we don't control where the talent is coming from but, you know, we.., we're aware of it once they come in. Obviously, we don't wanna discriminate in any way so we bring in the talent that they give us and then, hopefully, you know...

**MAYOR MASTERS:** [Clears throat]. I guess that's what I'm saying, that the first job fair, we want that to be local...

**MR. R. GUSTKE:** Right.

**MAYOR MASTERS:** ...with, with the City.

**MR. R. GUSTKE:** Right.

**MAYOR MASTERS:** Here. Because, if you bring Career Resource, it opens up to everybody.

**MR. R. GUSTKE:** Sure.

**MAYOR MASTERS:** So, the first one...

**MR. R. GUSTKE:** I gottcha.

**MAYOR MASTERS:** ...uh, we'd like to take a shot at that first.

**MR. R. GUSTKE:** Okay. I'll be...

**MAYOR MASTERS:** And then...

**MR. R. GUSTKE:** ...in contact...

**MAYOR MASTERS:** ...if you haven another one...

**MR. R. GUSTKE:** ...with you on that.

**MAYOR MASTERS:** ...then we'll do Career Source.

**MR. R. GUSTKE:** Okay.

**MAYOR MASTERS:** Thank you.

**COUNCILWOMAN HUBBARD:** Mr. Chair?

**MAYOR MASTERS:** Thank you, Mr. Chair.

**COUNCILWOMAN HUBBARD:** Mr. Chair? Okay. The procurement, I think that our procurement director needs to do a little bit more in this area as well. If you give him.., he can help with.., if you give him, you know, the job code, the labor codes and the skillsets and the description, then we can take it upon ourself, run those jobs that you put.., say E-Z Weld is lookin' for this, tho'.., people that are.., that know this industry, they're gonna recognize those job titles.

**MR. R. GUSTKE:** Okay.

**COUNCILWOMAN HUBBARD:** ...and they're gonna know this is specialized equipment and they're gonna know.., they're, they're gonna know, 'Hey, I used to do

this for so and so. I worked with so and so or I know somebody.' So, we can run that job employment page and I think that's something we need to create, Mr. Manager, is on our Channel 18 a job posting page for the businesses that are going to be coming to Riviera Beach and the positons per job...

**MAYOR MASTERS:** Good idea.

**COUNCILWOMAN HUBBARD:** ...so that we can put them up and, um, the procurement director needs to...

**COUNCILWOMAN DAVIS JOHNSON:** HR.

**COUNCILWOMAN HUBBARD:** ...get, um, the procurement and, and.., the procurement and HR director can work together. But I'm saying more procurement because of the fact that he would be.., he, he would, he still could.., HR is more in-house and more jobs, per se, for, you know, the C'.., the City of Riviera Beach, quote unquote. But, we could work between the procurement and the HR director to get that, get that information from you, to work with you to.., so that we can run that, so we can put that out so that people can actually know and you will be the beginning of something that we need to start. Get those jobs out there whether we do it... In our community, we do a lot, you know, through the churches, through the TV, whatever and you, and you might be surprised that.., with the people that are here in Riviera Beach that can fill those specialized positions.

**MR. R. GUSTKE:** I, I hope so. I'll, um, I'll, I'll have our HR work with, you know, we'll, we'll get with the Mayor's office and we'll, we'll, we'll get it worked out.

**COUNCILWOMAN HUBBARD:** Thank you.

**MR. R. GUSTKE:** Um, I wanna, I wanna bring up another comment about the, the current property that we're on. Our plan is to either put another business on this property, at 1661 Barack Obama Highway, whether it be a warehouse or a pipe and fittings manufacturing company or some other company. So our plan is to hold on to that property and even provide more jobs on that site after we move to the, the new site, the old drive-in.

**CHAIR DAVIS:** Could you do me a favor?

**MR. R. GUSTKE:** Yes.

**CHAIR DAVIS:** My assistant, she's gonna make sure [inaudible] contact. It's a gentleman that's from Riviera Beach and he's been going around for the last year. He went over to the war in Iraq, he's a military veteran and what he did was, he was responsible for securing vehicles when they get stuck in the sand which they take the technical unit out, secure the vehicle and, and take it out of the sand. What he did was,

he created a patent, a patent that got vehicles out of sugar sand, snow, mud and all those things. He's from Riviera Beach.

**MR. R. GUSTKE:** Okay.

**CHAIR DAVIS:** I know he's met with Senator Jeff Clemens. He's given him an endorsement letter, Representative Powell but he wants to manufacture in Riviera Beach and he actually has some financing. So I think this would be a great opportunity to establish you two together...

**MR. R. GUSTKE:** Absolutely.

**CHAIR DAVIS:** Someone who went away, who put together a Business Plan, got some financial backing and come back and create some assembling positions as well.

**MR. R. GUSTKE:** We, we would...

**CHAIR DAVIS:** And matter of fact...

**MR. R. GUSTKE:** ... [inaudible] that.

**CHAIR DAVIS:** ...that State of Florida has already endorsed him as well because there's...

**MR. R. GUSTKE:** Mhmm.

**CHAIR DAVIS:** ...some things that we have with police vehicles across the state, federal a'.., federal vehicles, for commercial vehicles, residential. And I met with the young man maybe about a year and a half ago but he said as soon as something come up, where we can find some space because, you know, Riviera Beach is strapped.

**MR. R. GUSTKE:** Yes.

**CHAIR DAVIS:** He would like to manufacture in his own home and export it out across the country.

**MR. R. GUSTKE:** Yeah.

**CHAIR DAVIS:** But I'll make sure that you have that contact.

**MR. R. GUSTKE:** Yeah. We're de'.., you know, look. We're in business and we're in acquisition mode as well as...

**CHAIR DAVIS:** There's a opportunity.

**MR. R. GUSTKE:** ...working with other businesses so we'd be open to...

**CHAIR DAVIS:** Okay.

**MR. R. GUSTKE:** ...that as well. Absolutely.

**CHAIR DAVIS:** I'll make sure.

**MR. R. GUSTKE:** Okay.

**CHAIR DAVIS:** Yes. Madam Clerk.

**MS. M. BRABHAM:**[Inaudible] a card.

**CHAIR DAVIS:** Okay. Larson and... Okay. Ms. Mary Bram, you wanted to comment on this card, this Item? Okay. I'll mark it down for Item 11. Then Ms. Bonnie Larson.

**MS. M. BRABHAM:**Ms. Mary Bram, Riviera Beach. Every picture is not a pretty picture. I was here when this was brought up on the first reading. It was a oil spill over there. If I was a business, I wouldn't buy where they're located at. We, as residents, this is what we have always said, over at that beach drive-in, that's a prime piece of property. Item 11, also indicates that you will give them all of this property, every bit of it. Every bit of it. Have you considered yourselves? We went through this with Solitron. You're giving them all of this beach drive-in property. Just think, what else coulda been built up in this City here? This is the madness that goes on in this City like this. Yeah. We welcome they business but look at what's, has already happened there. Have you considered yourself about the fumes and stuff that have come out of that place there? No. I don't visit over there where Masters them at because it is fumes in that air there. That's the environment of our communities here.

And then, I read the backup on it. Yes, they came..., yes. Your business done been here 40, 50 years and that's a good thing but when you give them a whole piece of property like this, to continuously, to contaminate our grounds and fumes all in the air, because this is a new Board. Have you all taken the time out to be realistic? Do some legwork for yourselves and say, you know, I, I know this came through the Planning & Zoning Board, the previous Council had questions and stuff about it too but have you, as a Board, did your job? Have you, as a Board, did your job? Giving all of..., just gi'..., you just give stuff away. All the time. You just give it away. We can be industrialized with something that is meaningful for this City here. So, have you con'..., ha'..., have you all considered that? Yes. What about the jobs? But a dead..., when you're dead, you can't work. Jobs, jobs, jobs. But what about hour health and wellbeing? We got to be on common ground, we gotta have some sense in this City here. Stop allowing all of this travesty to invade our properties, especially on the west side because the east side doesn't care.

We got a gas pipeline that's coming through there. Our water has been contaminated and who was on watch for us? Nobody and no one. Yes, we as residents, yes, we're upset because Ms. Bram is upset. Because you need to do your legwork.

[Beep]

**MS. M. BRABHAM:** Do your legwork. For oversight. If you allow them to come in here, put some oversight in here.

Thank you.

**CHAIR DAVIS:** Thank you. Ms. Larson.

**MS. B. LARSON:** I'll pass.

**CHAIR DAVIS:** Ms. Larson'll pass. Mr. Gagnon, she brought up some valuable points. As it pertains to one of the questions that I did forget, I'm gla'.., thank you, Ms. Mary Bram for bringing it up. There was some questions in regards to their staff as regards to air quality and equipment. Have they addressed those things with you all?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Uh, yes.

**CHAIR DAVIS:** Please address those questions and concerns as it regards to.., brought to the mic just now.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes. At, at the current facility, again, there are issues with outdated equipment and just outdated facility layout. However, there are.., when you visit the facility, it is a noticeable smell, however, they actually have a testing component underway where employees will have monitors in use or equipment associated with the tests and it will, basically, provide the levels. And, what E-Z Weld does is make sure that the levels are below required standards. And they actually provided all of that information to City Staff. They showed that they were far below any sort of, uh, standards for concern. So they're, they're operating currently in good standard with all environmental associations and agencies.

**CHAIR DAVIS:** So currently, in regards to fumes and, and breathing, um, clean oxygen, what type of mask have they.., mask or any type of agent do they.., using to protect the staff, their staff members?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I'm gonna have to defer to the applicant for that question.

**CHAIR DAVIS:** Please.

**MR. R. GUSTKE:** Again, Rich Gustke, CEO for the record.

**CHAIR DAVIS:** Yes, sir.

**MR. R. GUSTKE:** We have OSHA requirements that we adhere to. We put medallions on our employees...

**CHAIR DAVIS:** Mhmm.

**MR. R. GUSTKE:** ...in different areas of the, the process. And these medallions, we send out and then we get the results back and the resu'.., our results are all below the levels allowed by OSHA. So, while our employees can use a mask, there's no need for them to use a mask. You do get some vapors in the air, currently. The new facility, um, the, the... Where the vapors come from is from our mixing process.

**CHAIR DAVIS:** Okay.

**MR. R. GUSTKE:** And we have an open-air plant right now. The new plant will not be open-air and the new mixing, uh, vats will be sealed so there will be many.., much less vapors escaping into the air with the new.., because the vapors stay contained, within the mixing process.

**CHAIR DAVIS:** Mr. Gagnon, is that consistent with...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes. Absolutely. I think I wasn't able to articulate it as well but, in essence, the new equipment is gonna be, you know, a Corvette compared to a Chevy.

**CHAIR DAVIS:** Okay.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** And so, just the, the technolo'.., the technological advancements will allow for a much smoother operation and eliminate...

**MAYOR MASTERS:** Hmm.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...any of the potential concerns that exist.

**CHAIR DAVIS:** I defer the rest of my comments...

**COUNCILWOMAN PARDO:** Mr...

**CHAIR DAVIS:** ...to Councilwoman Anderson...

**COUNCILWOMAN PARDO:** Mr. Chair?

**CHAIR DAVIS:** ...I mean, Johnson. Then Councilwoman Pardo.

**COUNCILWOMAN PARDO:** Isn't a Corvette a Chevy?

[Chuckles]

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Well...

**MAYOR MASTERS:** That's for the Manager to say.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I'll say, it is...

**COUNCILWOMAN PARDO:** Alright.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...they're both...

**COUNCILWOMAN PARDO:** Alright. How about...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** They're GM products...

**COUNCILWOMAN PARDO:** ...Kia to a Ferrari?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Alright. Fair enough.

**COUNCILWOMAN PARDO:** Alright. [Chuckle].

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** [Inaudible] my analogy though, it was...

**CHAIR DAVIS:** Councilwoman Johnson.

**COUNCILWOMAN DAVIS JOHNSON:** So, I agree. I took the tour of E-Z Weld and that was one of the concerns that I had as it related to the fumes and Ms. Bram, I share those concerns with you and the constituents and, based on the information that was provided, they assured me during that visit, that the new system would contain those fumes because it's not satisfactory to me that they just simply wear a medallion. I think that we should make sure that there are processes in place to protect the health and wellbeing of those workers and the communities for which it surrounds.

Additionally, I share those concerns with them as it related to oversight and compliance, making sure that when they., if they were to move and how that would, how that would play out. And so you're right. We have to make sure that there are., that there is compliance and that there is oversight and we would need to make sure from a City's perspective, protecting the health and safety and welfare of the community that will be in the surrounding area. We need to make sure that those fumes are contained and

that you are doing exactly what you are supposed to be doing, as it relates to safety and especially breathing.

**CHAIR PRO TEM MILLER-ANDERSON:** Chair...

**COUNCILWOMAN HUBBARD:** Mr. Chair?

**CHAIR DAVIS:** Thank you.

**CHAIR PRO TEM MILLER-ANDERSON:** Just one question.

**CHAIR DAVIS:** Councilwoman Anderson.

**CHAIR PRO TEM MILLER-ANDERSON:** Do we have a component where we're going to constantly monitor them? How would we know that they're adhering to what, what's in place?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** The, the monitoring component wouldn't necessarily be at the City level...

**CHAIR PRO TEM MILLER-ANDERSON:** Mhmm.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...uh, being that there's other governmental agencies, um, OSHA for example that has the training and capabilities to monitor the work environment.

**CHAIR PRO TEM MILLER-ANDERSON:** Mhmm.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** So, it would be beyond the scope of just a City function.

**CHAIR PRO TEM MILLER-ANDERSON:** Well, is it something that the City can request from OSHA that they do it...

**CHAIR DAVIS:** Yeah.

**CHAIR PRO TEM MILLER-ANDERSON:** ...monthly or, you know, every three months?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I would say that the City can always request...

**CHAIR PRO TEM MILLER-ANDERSON:** Mhmm.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...anything. I don't know if we'd receive the response that we desired. Um...

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. You've, we've done it before?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I'm just saying, we can make any request that...

**CHAIR PRO TEM MILLER-ANDERSON:** Oh, okay.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...the Board desires but I don't know if another agency will comply with it.

**CHAIR PRO TEM MILLER-ANDERSON:** But, if you have a concern, I mean...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Sure.

**CHAIR PRO TEM MILLER-ANDERSON:** ...I would think that if there's a concern, a valid concern, and we make that request, I mean, they should not...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Right.

**CHAIR PRO TEM MILLER-ANDERSON:** ...feel that we're just asking them to do something just to be doing it.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I think we, um, we can ask for any sort of reports or compliance data that E-Z Weld receives, that they submit it to the City as well so then that way we have it in our files...

**CHAIR PRO TEM MILLER-ANDERSON:** Mhmm.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...so, if there is a question over time, we'll have the information to refer to.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. I would like to see that. Thanks.

**COUNCILWOMAN HUBBARD:** Mr. Chair.

**CHAIR DAVIS:** I have, I had one quick question before I go to Councilwoman Hubbard. As I, as you transition from one facility to another, Mr. Gagnon, who is responsible to make sure that that area is secured and cleaned properly for the next tenant and healthy for the next tenant? How does that process go?

**COUNCILWOMAN HUBBARD:** [Inaudible] thing.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Well, through the EPA's Letter of No Further Action, they're..., in essence, they're saying that the site can function for an industrial use in the future. Now, that's not to say it's gonna function for

a school or a daycare or anything like that, however, if there is an industrial use that wants to utilize the site, as soon as next week...

**CHAIR DAVIS:** Mhmm.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...it really could be utilized that soon.

**CHAIR DAVIS:** Yeah. But my concern is, not saying that they would do anything wrong, but let's say there's another entity that just happened to be there and they transferred to another facility...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Mhmm.

**CHAIR DAVIS:** ...as they relocate equipment and things of that sort, who's gonna be there to make sure that they dispose of certain things the proper way? Um, and, you know, because what one report reflects now might not reflect 20 days from now because what happens today doesn't necessarily might happen tomorrow consistently. So when they're transferring from one facility to another, will we have someone there to make sure that, you know, that that facility's done right for the n'..., cause when the..., before the next person goes in, there's, there's some protocols in place for that? Through our department?

**MR. R. GUSTKE:** Yes, there are.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I'll, I'll defer.

**CHAIR DAVIS:** Okay. Go ahead.

**MR. R. GUSTKE:** Yeah. We have, we have a closure plan...

**CHAIR DAVIS:** Okay.

**MR. R. GUSTKE:** ...that, that does that. And also, when we, when we move, um, our tanks for example, they'll be empty...

**CHAIR DAVIS:** Mhmm.

**MR. R. GUSTKE:** ...and before we move them, we're gonna go in and clean them out so they'll be completely empty and, and, and, and environmentally friendly...

**CHAIR DAVIS:** S'...

**MR. R. GUSTKE:** ...when we move them.

**CHAIR DAVIS:** So, you clean them on the location that you're in?

**MR. R. GUSTKE:** Yeah.

**CHAIR DAVIS:** And there's a, there's a plan...

**MR. R. GUSTKE:** There, there..., it's a sealed...

**CHAIR DAVIS:** ...that's DEP...

**MR. R. GUSTKE:** ...tank so...

**CHAIR DAVIS:** Okay.

**MR. R. GUSTKE:** ...everything stays contained. It's a double-walled tank.

**CHAIR DAVIS:** Okay.

**MR. R. GUSTKE:** So, we would actually..., we're gonna hire a company to go in and clean them out for us.

**CHAIR DAVIS:** Mhmm.

**MR. R. GUSTKE:** Cause it's been a few years since they've been cleaned out.

**CHAIR DAVIS:** Okay.

**MR. R. GUSTKE:** Get 'em cleaned up, get 'em up on onto, to the new site, certify them with a pressure tester first, to make sure nothing happened during the move.

**CHAIR DAVIS:** Uhuh.

**MR. R. GUSTKE:** And once we get certified, then we can start using them.

**CHAIR DAVIS:** How long has it been since you cleaned them out?

**MR. R. GUSTKE:** Well, we just had them tested...

**CHAIR DAVIS:** Okay.

**MR. R. GUSTKE:** ...um, a couple months ago. Maybe a month ago, right?

**CHAIR DAVIS:** It's been...

**MR. R. GUSTKE:** Yeah. About a month ago.

**CHAIR DAVIS:** Alright. Councilwoman...

**COUNCILWOMAN DAVIS JOHNSON:** Mr. Chair?

**CHAIR DAVIS:** Hubbard we'...

**UNK:** [Inaudible].

**CHAIR DAVIS:** ...was requesting then we're gonna go to Johnson then we can try to, to get... say something, correct?

**COUNCILWOMAN HUBBARD:** Yes. Okay. The, the, the environmental part of it is, is, is my concern because the residents of Riviera Beach, we live in, like, a 12 sq. mile and we have had two environmental scares. You know? One recently with our water and secondly with pri'..., in prior years with, with Solitron. So, what I would like to see is, what do, you know, the..., we don't..., I, what the environmental, what did, what, what did DEP... A little, I would like to know a little bit more about, one, what they found, what they required you to do. What's, what do we have in writing? You know, the closure plan, we don't wanna a create, I guess, if you will, another Brownfield. One thing that, uh, between the two of you, one of you said that, um, the place is already habitable for any other firm, either one that you acquire or lease to, so are you saying that the persons that would be working at this facility, be it your facility or somebody you might lease or sell the property to, it is habitable for humans to, to work there safely?

**MR. R. GUSTKE:** That's correct. The only... The, the conditional release is that we can't..., none of the, the..., our new facility, our new plant on that site can't tap the well water. That, that's, that's the only condition.

**COUNCILWOMAN HUBBARD:** Okay. They can't tap the well water.

**MR. R. GUSTKE:** Correct.

**COUNCILWOMAN HUBBARD:** Okay. That's one condition. So tell me, the smell of the fumes that came from this, the old site for example...

**MR. R. GUSTKE:** Mhmm.

**COUNCILWOMAN HUBBARD:** Nothing will take place on that site that would... Because it's not, it won't be a state of the art site like the new site is and it won't have the capacity to keep the fumes inside, not saying that the same type of work would take place on that site but I'm saying, if it was to take place on that site, it would still have the possibility of having the, that type of fu'..., fumes go out. So, it would be incumbent upon Staff and the City of Riviera Beach to make sure that whatever goes into that facility, does not be able to produce those type of gases or fumes because you were already the test site to say one, that it, it's an open-air facility, it doesn't have the capability of mitigating the, that type of smell or fumes. You see what I mean?

**MR. R. GUSTKE:** Mhmm.

**COUNCILWOMAN HUBBARD:** So, whatever happens with that old building can't be what happened with it before. Because it, because it has the propensity to contaminate the water. It has the propensity to fumigate the air, it.., so, there's certain things that we, as a City, as a planning department, as, should have learned from the bus'.., the past business that took place in that building.

Now, I don't have anything other than, I guess, what the two of you have told me that the DEP is satisfied with the, um, with what will take place at the, with, with what you have done at, at the, at the old site but we need to find out, and I think Staff should find out and should satisfy us with [pause] how can, you know, that we know that we're safe, that there was only, the only thing that was done was the... Did I miss it in here? Is it in the backup that what, what DEP said, that they were satisfied and that they, um, that everything is found out.., is fine, outside of tapping into the well water?

**MR. R. GUSTKE:** Let, let me, let me clear a couple things up here.

**COUNCILWOMAN HUBBARD:** Okay.

**MR. R. GUSTKE:** Okay? I, I want the community to know that safety is, is paramount in our, in this business.

**COUNCILWOMAN HUBBARD:** Yes.

**MR. R. GUSTKE:** That's number one. For our employees and for the community.

**COUNCILWOMAN HUBBARD:** Okay.

**MR. R. GUSTKE:** Number two, there, the products.., the, the, the product that was, that contaminated our site has never been proven to come from E-Z Weld. It's, it's what they call a Trimethylbenzene in the ground water. We have no products on our site that use Trimethylbenzenes.

**COUNCILWOMAN HUBBARD:** Okay.

**MR. R. GUSTKE:** We have ideas of where it's from but we don't know. So, therefore, the DEP has.., you know, we've done groundwater sampling for 15 years? Close to 15 years. We've spent hundreds of thousands of dollars doing groundwater tests to verify that we are not, E-Z Weld, to prove to the State that we are not contaminating any further or at all. And we've proved that and that's how we've the conditional release from the DEP.

**COUNCILWOMAN HUBBARD:** Okay.

**MR. R. GUSTKE:** Now, I have our contractor here who has done all these tests for the years, over the years, um, even before my time at E-Z Weld. This was inherited by, by me and we're in the middle of closing that out. There is a closure program, to

answer your question earlier, of closing all the wells, sealing them up and not tapping the groundwater.

So, Chris is the expert on the answer for the DEP if you would like to speak with him, we can bring him up and he can answer any questions regarding the DEP, better than I can. I, I, I know enough to be dangerous. He, he knows the, the exact details. So, if you'd like to ask him questions, he'd be happy to, to... We brought him with us for this reason because...

**CHAIR DAVIS:** [Inaudible].

**MR. R. GUSTKE:** ...I, you know, I want to make sure that the community knows that, you know, we haven't contaminated the ground. It sounds like we have and it sounds like we're the bad guy and we're not. Um, and we have proof of that because none of our chemicals have been found. So, I, I wanna make sure you know that. And...

**COUNCILWOMAN HUBBARD:** Okay.

**MR. R. GUSTKE:** .....not just you, the rest of the Board.

**COUNCILWOMAN HUBBARD:** Yeah. Well, thank you. I appreciate you pointing that out, that the chemical that was found there didn't come from your facility and that...

**MR. R. GUSTKE:** It was...

**COUNCILWOMAN HUBBARD:** ...nothing that you...

**MR. R. GUSTKE:** We think it migrated...

**COUNCILWOMAN HUBBARD:** ...manufacture...

**MR. R. GUSTKE:** ...It migrated and settled on our, uh, what, what's the terminology for the...

**UNK:** [Inaudible].

**MR. R. GUSTKE:** ...the, in the well? You know, the.., migrated and settled in, like, a plume, if you will and we don't.., to this day we're not, we don't know.., we can speculate, we have ideas.

**COUNCILWOMAN HUBBARD:** And if you could just speak to the fumes, or your contractor, can speak to the fumes and then we can go on.

**CHAIR DAVIS:** Well, let's hear from your contractor. He...

**MR. R. GUSTKE:** The, the contractor isn't going to speak to the fumes. He's gonna speak to the ground contamination.

**CHAIR DAVIS:** Okay. That's fine.

**MR. R. GUSTKE:** Okay. So you wanna s'...

**CHAIR DAVIS:** Yes.

**MR. R. GUSTKE:** Okay. Chris.

**CHAIR DAVIS:** And Councilwoman Johnson, I know she had some questions.

**MR. C. HERIN:** Hi there. I'm Chris Herin. I'm a contaminate hydrogeologist with Geosyntec and I've worked on this facility for 15 plus years, dealing with the contamination. So. Do you want me to just give you some background on it, um, along the lines of what you've been asking?

**COUNCILWOMAN HUBBARD:** Sure.

**MR. C. HERIN:** I can do that. Okay. A little bit of history. There were underground tanks at this property years ago and the speculation is the contamination, or at least some of it, came from leakage from those tanks. The tanks are gone. There's been quite a bit of contamination cleanup that's been done, um, in the groundwater and the soil. I got involved toward the end of that cleanup. We did some more and we've been in quarterly groundwater monitoring, required by the DEP since around 2000. The purpose for that was to confirm [clears throat] how much cleanup had been done, if more cleanup was needed and it did lead to some more cleanup being done. We found some stuff. But, uh, where we got to was the size of the contamination now is about a quarter acre. It's centered on the property, it's not close to the property line and DEP now has regulations which allow us to get a conditional closure like you've heard about and the basis for that is the monitoring has to show that the contamination is stable or shrinking. That's key terminology in the regulation. So, we've got many years of data that shows that. So, we received a No Further Action Letter from DEP that said we could stop monitoring and, in order to get the final closure, if you will, which is called a Site Rehabilitation Completion Order, which says that you've done a cleanup to the point that you satisfy the regulations, there's a deed restriction that'll go over the area that's contaminated that essentially says there's no groundwater use for that area. You can't pump groundwater from that area.

So, in a nutshell, that's where we are with that.

**COUNCILWOMAN HUBBARD:** And I guess you're not DEP so I guess, Madam Chair. [Pause]. That, I guess it.., maybe you can, maybe you can't answer. The quarter acre that you're talking about that is contaminated, that it's okay and, well, what you're

saying it's not spreading anymore and there's not much of a cleanup that you can do to that area?

**MR. C. HERIN:** Right.

**COUNCILWOMAN HUBBARD:** So, you all have met the... My only concern is I don't want Ms. Bram or any the other residents to feel that we're willing to put them at risk. Wha'..., what, um, I would have liked Staff to been able to tell us today is why DEP says that everything is done to, to the, to the maximum and that we don't have anything really to be concerned about because I, you know, wasn't able to, to go out to the facility or to, to speak with anyone out there. So, based on, based on our Staff and what you, what, what you told, told me, I conclude from that is one, that you've maximized the cleanup, it's contained to a quarter acre, that acre cannot be used for anything such as drilling water or what have you because there's gonna be a deed restriction placed on that as well and that the residents of Riviera Beach are safe?

**MR. C. HERIN:** Yes. I, if this helps also, I'm, I'm familiar with the Solitron matter.

**COUNCILWOMAN HUBBARD:** Okay.

**MR. C. HERIN:** Very familiar. Um, in all the monitoring that we've done on this property, contamination has never made it to the property line. Just so you know. Um, it's, it's always been contained, um, kinda centered around where those underground tanks were. So, if that helps you.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. That's it?

**COUNCILWOMAN HUBBARD:** Yes.

**COUNCILWOMAN DAVIS JOHNSON:** Madam Chair?

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. Yeah. Go ahead.

**COUNCILWOMAN DAVIS JOHNSON:** You spoke a little bit earlier or your CEO spoke a little bit earlier about a certification process for the removal of the tanks in the double-contained system. Who is that certifying agency and can we receive a copy of the report of the certification once that's been completed?

**MR. R. GUSTKE:** It's the manufacturer and we'll provide [inaudible].

**MR. C. HERIN:** Okay. I'm not familiar with that but it's the manufacturer of the tanks that would certify them and that'll be provided.

**COUNCILWOMAN DAVIS JOHNSON:** Okay.

**CHAIR DAVIS:** Okay. Is that it from...

**MAYOR MASTERS:** Yes.

**CHAIR DAVIS:** ...everyone? Alright.

**MAYOR MASTERS:** Mr. Chair.

**CHAIR DAVIS:** Madam Clerk.

**MAYOR MASTERS:** Mr. Chair?

**CHAIR DAVIS:** Oh.

**MAYOR MASTERS:** I need to say something.

**CHAIR DAVIS:** You have another question?

**MAYOR MASTERS:** Yes. Just a comment. In, in all fairness to E-Z, um, E-Z Weld, I'm right next door, I guess, in public disclosure too. I'm next door to you, I've been next door to you for many years at 1601 President Barack Obama Highway and I'm there almost every day, at the Mayor's Community Office and I have not had any issues as far as anything, as far as health wise. I think I'm doing pretty good at 64 and the Lord has, has been blessing me and many of the others have been in and out of the, the Mayor's Office, Community Office many times there. And I have never noticed any fire trucks or ambulances over there for anyone that was needing any kind of emergency treatment.

But let me just ask just for the record, has there been any lawsuits against E-Z Weld for anything?

**MR. R. GUSTKE:** No. There have been no losses. Let me address the fume situation.

**MAYOR MASTERS:** Yes.

**MR. R. GUSTKE:** Because I think there's a concern there. Currently, we work with the Florida West Palm Beach office of DEP. And, we have proven that the fumes are within OSHA and DEP, uh, what they, what they're, they consider safe levels. The new process is, is a, is a self-contained system with a condenser in it that will keep these fumes in the process and when, when these fumes evaporate, you know, that's really, for us, that's money going out the door. If we can keep the fumes... It's like boiling water, you could capture the boiled water, it stays in the process. So that's what we're gonna kinda have in our, in our new system. And any new manufacturing that we do on our current site, will have this upgraded equipment. Our plan is, you know, a'.., anything that we're gonna upgrade, while we're waiting to, to do this facility, we're gonna buy the, the, that type of equipment on the current site and then move it to the new site.

**MAYOR MASTERS:** The other thing that I've noticed is that you don't seem to have a high turnover, as far as employees. Most of the people that I see, I've been seeing for months and months and...

**MR. R. GUSTKE:** Yeah.

**MAYOR MASTERS:** They seem to be pretty well...

**MR. R. GUSTKE:** Yes. That...

**MAYOR MASTERS:** ...satisfied...

**MR. R. GUSTKE:** ...is true.

**MAYOR MASTERS:** ...in the working conditions.

**MR. R. GUSTKE:** We have a, we have a permanent work base and we have a temporary work base. Our permanent work base is super stable. Temporary fluctuates. It's just...

**MAYOR MASTERS:** And my last...

**MR. R. GUSTKE:** ...the nature of the beast.

**MAYOR MASTERS:** ...my last question is, as I said, I haven't seen any emergency, um...

**MR. R. GUSTKE:** No.

**MAYOR MASTERS:** ...equipment going over there for anything and, and I speak to the employees almost every day, in and out, um, and they seem to be pretty well satisfied but I think Ms. Bram is definitely correct just to make sure to go the extra mile that public safety will continue to be number one on everybody's table.

Thank you.

**MR. R. GUSTKE:** Thank you.

**CHAIR DAVIS:** Madam Clerk.

**COUNCILWOMAN HUBBARD:** Sir?

**CHAIR DAVIS:** Councilwoman Hubbard.

**COUNCILWOMAN HUBBARD:** Thank you. The.., a couple, a couple things that I, with Staff and, and the applicant, is it, is it possible that we can get an independent assessment?

**UNK. AUDIENCE:** Thank you. Thank you.

**COUNCILWOMAN HUBBARD:** And the reason I'm saying that is I realize how gun shy we are at the City.., I mean, in the City. If, once we reach that new facility, you know, we.., one, we really.., we need to know, and I, you know, we know it's gonna be a state of the art facility, we need to know how that's going to, you know, what's gonna keep us from being contaminated and I know that it's gonna be new type of tanks or what have you. And, because, I.., we need to know, I guess, just a.., we need to know something.., between the DEP and an independent study, I think we need to know just a little bit more. We, uh, of course we want the business and we welcome the business because we want the jobs in the City and we want the taxes...

**CHAIR DAVIS:** Okay.

**COUNCILWOMAN HUBBARD:** ...from the business in the City but [pause], I, too, understand the concern, you know, I, too, understand the concern that, uh, that, that people are having because it's kinda like after the fact once you let the horse out of the barn, you know, he's out of the facility, you got this with the old facility, you got the new facility being built and we just don't know a whole heap. You know what I mean? So, I don't, I don't know what, uh...

**MR. R. GUSTKE:** We, we would welcome any of the Council Members to come to E-Z Weld, new facility, old facility, whichever you want. If you wanna bring an independent agency in to take a look at things, we're, we have nothing to hide. They're, we're open to that. I mean, we're working with a third party and Chris on implementing a process safety management system both for the current site and the ol'.., and the new site for, for safety reasons. So, we're, we, we are open to, you know, whatever you guys wanna do we're okay with.

**MAYOR MASTERS:** A question to the speaker, previous. Madam...

**CHAIR DAVIS:** Mayor.

**MAYOR MASTERS:** Thank you, Mr. Chair.

**CHAIR DAVIS:** Go ahead, Mayor.

**MAYOR MASTERS:** Thank you, Mr. Chair. Councilwoman Hubbard, I believe and you can help me out on this [stammer] former Councilman Cedrick Thomas had a lot of questions and he was, uh, had some dissatisfactions about some things but he toured the facility. I think he brought in someone, someone independent. I think he

brought someone in. All of his questions were resolved, as far as I know, as far as the public health. Can you...

**MR. R. GUSTKE:** Yeah. He...

**MAYOR MASTERS:** ...update us on what he did and, and...

**MR. R. GUSTKE:** Sure.

**MAYOR MASTERS:** ...and, how at the end of the day...

**MR. R. GUSTKE:** Yeah. I., his, his...

**MAYOR MASTERS:** ...he was satisfied?

**MR. R. GUSTKE:** ...first visit he was shocked because he, he was like, 'I've been in this City for this long and I didn't even know this facility existed.' And, then, uh, then we gave him a tour and he said, 'I wanna come back.' So he came back and at that time we had Chris and some parts of the E-Z Weld management team there to answer any questions he had. [To another: Did he bring someone with him?]

**UNK:** We had the meeting at his office.

**MR. R. GUSTKE:** Oh, okay. I apologize. I was traveling again. They had a meeting at his office to discuss the issues and then he came back again.

**MAYOR MASTERS:** I know. He was very concerned.

**MR. R. GUSTKE:** Yup.

**MAYOR MASTERS:** And what was the result of the...

**MR. R. GUSTKE:** Well...

**MAYOR MASTERS:** ...last [inaudible]...

**MR. R. GUSTKE:** I'm sorry. Yeah. He came back again and then we had a meeting here with him, Mr. Jones, the fire department, the police department and satisfied all the questions that he had had at that time.

**MAYOR MASTERS:** Yeah. Because I know he had a lot of questions.

**MR. R. GUSTKE:** Yeah. He had a lot. Well, I think it was more of...

**MAYOR MASTERS:** And concerns. And...

**MR. R. GUSTKE:** Yeah. Well, it...

**MAYOR MASTERS:** [Inaudible].

**MR. R. GUSTKE:** ...was a learning curve. He, you know, and some of it was my fault cause I explained it a little, um...

**MAYOR MASTERS:** [Inaudible].

**MR. R. GUSTKE:** I didn't give it to him in easy terms and, and that...

**MAYOR MASTERS:** E-Z Weld should...

**MR. R. GUSTKE:** ...was my fault.

**MAYOR MASTERS:** ...do easy [inaudible].

**MR. R. GUSTKE:** I should, right? [Chuckle]. But, so, when we met here with the fire department and Mr. Thomas, you know, I think we, we cleared things up once...

**MAYOR MASTERS:** Yeah.

**MR. R. GUSTKE:** ...we got...

**MAYOR MASTERS:** Cause I think that he...

**MR. R. GUSTKE:** ...through it.

**MAYOR MASTERS:** ...did have a independent person to look at it and I think what, with the independent person and what your responses were and with the fire department, I believe he was pretty well...

**CHAIR DAVIS:** Excuse me.

**MAYOR MASTERS:** ...pretty well satisfied. [Inaudible].

**CHAIR DAVIS:** Does Staff.., are we aware of any independent reports that had been submitted before Staff, based on...

**DEPUTY CITY MANAGER JONES:** No, sir. We did meet with Rich at the office with Councilman Thomas...

**CHAIR DAVIS:** Mhmm.

**DEPUTY CITY MANAGER JONES:** ...at that time and we had a lot of questions. We asked a lot of questions for a couple hours but we did not have an independent study to my knowledge.

**CHAIR DAVIS:** No report of anything?

**DEPUTY CITY MANAGER JONES:** No. No report.

**MAYOR MASTERS:** He just did his independent stuff on the side?

**CHAIR DAVIS:** [Inaudible].

**MR. R. GUSTKE:** He just did it on his own.

**MAYOR MASTERS:** Yeah. His own...

**MR. R. GUSTKE:** Yeah.

**MAYOR MASTERS:** ...his own... Thank you, Chair.

**MR. R. GUSTKE:** You know...

**CHAIR DAVIS:** Okay.

**MR. R. GUSTKE:** I wanna.., we have a really good records from, from a safety point of view. We ha'.., we work with the fire department. We, we encourage them to come to the facility and they do. And, at any time, we, we, we welcome that. So, you know, we're, we're open to, you know, whatever the City wants us to do.

**CHAIR DAVIS:** Councilwoman Johnson.

**COUNCILWOMAN DAVIS JOHNSON:** Just in speaking with Councilman Thomas with regards to this project, he did make his concerns known to me with regards to the fumes.

**MR. R. GUSTKE:** Sure.

**COUNCILWOMAN DAVIS JOHNSON:** He did talk about, in our conversation of transition, he talked about his concern about the, um, EPA and the, the contamination. Those were the two items that we spoke about specifically and so that's why I wanted to come back and address tonight, the conversation with E-Z Weld and Staff as it related to the new system that would be put in place and how that would address the issue of fumes. And then, moving forward, how we would address the issue of potential damage to tanks or any contamination that could've been seen and that's why I wanted to ask you specifically who was the certifying agency? How will we know that, that, that those

tanks, once they are relocated, are without cracks, without damage? And that there is no opportunity to contaminate the ground, the new ground so to speak.

So those were the two main focuses of Councilman Thomas' concern because he, he thought that, you know, Staff was a little uneasy when he asked about fumes. And so, we, that's something that is definitely a grave consideration for us and we need to make sure that with the state of the art facility that will come on line, that there is..., that all of that is addressed.

**MR. R. GUSTKE:** The contain'...

**COUNCILWOMAN DAVIS JOHNSON:** We can't leave anything to chance because, as Councilwoman Hubbard did elude to, you know, and she sated, we have had scares. And so, we have a responsibility as policymakers here to ensure that our citizens are cared for and that our businesses that are providing service, that they are doing that to the absolute best of their ability with the concern of the citizens at hand. So those were the issues that we discussed and Councilperson Thomas and myself. Those were the issues that we discussed as it related to his concerns.

**MR. R. GUSTKE:** Right. Yeah. And, and, you know, without rehashing everything, we've, we've addressed a lot of what Mr. Thomas had, had brought to light and we've worked with the building department and the zoning and the proper placement of all the new equipment. The new equipment is, is much more, uh, technologically advanced.

**CHAIR DAVIS:** 21<sup>st</sup> century.

**MR. R. GUSTKE:** It, it's, it's..., so, it's, it's night and day, the equipment that, that we're gonna be using versus what we're currently using. So, we, we're, we've addressed all that ourselves because we, we, we understand the, the, the safety aspect. I have no issue getting our equipment specifications to Jeff and, and, and approving that cause we're aware of that and we wanna address that as well.

**CHAIR DAVIS:** Okay.

**COUNCILWOMAN HUBBARD:** One last thing, Mr. Chair.

**CHAIR DAVIS:** Councilwoman Hubbard.

**COUNCILWOMAN HUBBARD:** Okay. With, with that said and everything that has been said up here and, order just for an extra level of comfort from, for us, if you, um, were..., would be willing to come back to our next meeting for the approval, giving Jeff enough time to have his independent assessment, let us know why DEP feels that the quarter acre out there, Mr. Manager, through Mr..., through the Manager, is okay, you know, with that..., why they signed off that the contamination right there is safe and why it's safe for us and what, what are they looking at happening with that area. And, and, and to talk..., so that, so that the people of Riviera Beach know that we are going to do

our due diligence, that we are up here trying, that we just put them through that situation with the water, that we.., that we are looking out for them. And so, through the Manager, we're going to.., I, I'm asking and I, I don't know if I'm going to make a motion that you would come back to the next meeting to give us time to assure our public that we have.., that our Staff has gotten an assessment, understand what.., why the DEP says everything is fine. Why they're satisfied with it as it is. Um, the, the new material that's gonna be used for the new site, why that's good material. And why we should be relatively comfortable with the transfer of machinery and material to the new site.

So, I would move that we...

**CHAIR DAVIS:** Hold on. Really quick, before you put that motion on the floor?

**COUNCILWOMAN HUBBARD:** Mhmm.

**CHAIR DAVIS:** Mr. Gagnon, when is the construction start date, before... Because if it's...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** It's probably gonna...

**CHAIR DAVIS:** ...another two or three months...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...be three months on site approval.

**CHAIR DAVIS:** So, they have three months so we can request that Staff get this information back to us at the next meeting before this project even go and we can stop it if there's some things that come up that we should be addressing, before they even get to construction. We don't even necessarily need to...

**COUNCILWOMAN HUBBARD:** I mean, it would be.., it wouldn't...

**CHAIR DAVIS:** We can, we can just give...

**COUNCILWOMAN HUBBARD:** ...be prudent...

**CHAIR DAVIS:** ...Staff directive to, to let's do it.

**COUNCILWOMAN HUBBARD:** It wouldn't prudent of us to, uh, approve this.

**CHAIR DAVIS:** [Inaudible].

**COUNCILWOMAN HUBBARD:** It wouldn't be prudent of us to approve a Site Plan and, and, you know, not have control anymore. I don't think they would mind just one

additional meeting, giving us an opportunity to have Staff help us reassure our public that everything is everything. But, to...

**CHAIR DAVIS:** Unless you wanna put, put in some speculations, put something in the motion that requires that, once Staff come back with the report from DEP justifying those iss'.., clarifying those issues...

**COUNCILWOMAN HUBBARD:** Let me make my...

**CHAIR DAVIS:** ...that you're discussing.

**COUNCILWOMAN HUBBARD:** ...motion...

**CHAIR DAVIS:** Yeah.

**COUNCILWOMAN HUBBARD:** ...and we'll see how it votes up or down.

**CHAIR DAVIS:** Cause it's three months before...

**COUNCILWOMAN HUBBARD:** Let me, let me go ahead and make the motion. I move that, that Staff and the applicant bring the, bring this Item back to us at the next meeting, giving the Staff enough time to have DEP and an independent assessment to assure the public why everything is safe and why we feel that those things that I listed makes us safe. Can I get a second?

**CHAIR PRO TEM MILLER-ANDERSON:** Second.

**CHAIR DAVIS:** You have a second.

[Pause]

**MAYOR MASTERS:** Question.

**COUNCILWOMAN HUBBARD:** That's it.

**CHAIR DAVIS:** What's the question?

**MAYOR MASTERS:** No. I'm waiting on...

**CHAIR DAVIS:** Because she's just asking that it come back again.

**MAYOR MASTERS:** Right.

**CHAIR DAVIS:** Uh, the report for this for the next meeting.

**COUNCILWOMAN HUBBARD:** That's, well that's the motion I wanted to put on the floor.

**CHAIR DAVIS:** Now, did...

**DEPUTY CITY CLERK BURGESS:** Did she say...

**CHAIR DAVIS:** ...does..., your motion doesn't specify whether or not we're gonna approve this Item or not. You're just saying that...

**COUNCILWOMAN HUBBARD:** No. It...

**CHAIR DAVIS:** ...you bringing it back to the next meeting.

**COUNCILWOMAN HUBBARD:** It doesn't. Let me restate my motion just for the sake of clarity. I move that we table this Item until the next meeting giving Staff enough opportunity to get an independent assessment, as well as why DEP feels that everything is okay, coming back to the general public and letting them know that the Staff and the Council have done their due diligence to make sure...

**CHAIR DAVIS:** Okay.

**COUNCILWOMAN HUBBARD:** ...that everything is safe for them.

**CHAIR DAVIS:** Okay. Does your second still stand, Councilwoman Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

**CHAIR DAVIS:** Okay. So, what's gonna happen between now and then, within the next 30 days of, whether this Item being approved or not?

**MR. R. GUTSKE:** Nothing.

**CHAIR DAVIS:** Nothing? So this won't...

**MR. R. GUTSKE:** [Inaudible].

**CHAIR DAVIS:** ...this won't impede what you all are trying to do?

**MR. R. GUTSKE:** No. It's definitely impeding. We're [inaudible]...

**CHAIR DAVIS:** This was with... Huh?

**MR. R. GUTSKE:** We can't do anything. I'm not gonna spend money on something that I don't know it's gonna get approved. So, I...

**CHAIR DAVIS:** Well, right now, we're discussing here.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** And so, the.., two things, one for clarification. I know an independent assessment was described but I'm not sure exactly what that entails. Is that a third party consultant being hired...

**CHAIR DAVIS:** Yeah. I'm trying to find out. Did you, did you...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** So...

**CHAIR DAVIS:** ...want Staff to go out and get a report from DEP and have someone to assess the report? Or have Staff assess the report that DEP's already put in place?

**COUNCILPERSON HUBBARD:** We can, we can, we can do that. As.., we can do that one or two ways. Mr. Gagnon, the [pause]. Okay. We know that the D'.., that DEP says that everything is fine, we understand between the contractor explained that we're only talking about a quarter, we're talking about a quarter acre is where the poison.., where the contamination is, is contained and it.., and, and, and DEP may say, for example, something it's not going to.., based on so and so, it's not gonna seep any further in the water so we felt like that, the, you know, that, that you're safe because thus and so. And, if that report from DEP goes.., you mail it, email, take it to, you know, someone else that can.., that, that can come explain or satisfy us to a level of comfort that we should be, then you.., then we could do that.

Now, if you, on your first conversation with them are able to discern or not able to discern whether you need them to come out, pass the written report that you've received, then we're gonna hope that you bring that to the Manager and I want the Manager to, to take a, you know, a very active role in, in this. You know? To see... To understand, you know, what this.., okay, the document. You might very well, Mr. Jones, read the document and, and call in your expert or send it to your expert and might say, 'Well, da da da dada da.' He might say something that gives you a total level of comfort and we're fine. He might say something that makes you say, 'Well, I think I need to send somebody out.'

**CHAIR DAVIS:** Let me, let me ask with this suggestion, um, so we can... Cause I don't wanna confuse this Item whether or not we kill it tonight or not, or postpone it to the next meeting but if we need to, I have no problem with that. But, is there someone from Staff that can start working on going through the DEP report and giving us an update at the end of this meeting?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** What we can do is...

**CHAIR DAVIS:** On the DEP report.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** So...

**CHAIR DAVIS:** At the end of the meeting. After we go through public comments, we bring it back at the end to.., cause if we can clarify the DEP report, it's very specific about moving forward, then I don't wanna hinder something if there are some things that we have now. It just hasn't been interpreted properly through...

**MR. R. GUSTKE:** I, I was gonna mention that. I think that's a good point.

**CHAIR DAVIS:** Yeah.

**MR. R. GUSTKE:** And then Chris can talk a lot about what's in the report that you guys have a copy of. We gave it to...

**CHAIR DAVIS:** Right.

**MR. R. GUSTKE:** ...Mr. Thomas, um...

**CHAIR DAVIS:** So, let's...

**MR. R. GUSTKE:** ...months back.

**CHAIR DAVIS:** Could you all do a presentation at the end of the Council meeting, of that report.

**MR. R. GUSTKE:** For sure.

**CHAIR DAVIS:** Okay. Let's... Yes. Because, let's get through this Agenda.

**COUNCILPERSON HUBBARD:** Where's the independence in that? No disrespect. Um, applicant, no disrespect. What I'm looking for is a level of independence to assure the general public because of what they've been through. So, Mr. Jones seems to want to help me out.

**CHAIR DAVIS:** Jones.

**DEPUTY CITY MANAGER JONES:** I was just, um, gonna state that we.., I will take an active lead in directing Staff on conducting an independent assessment and a report, review the DEP report, review the EPA report and, if they have them available tonight and we can look at those and if you wanna do something conditionally, it's up to you but either way, we'll follow the direction of the Council.

**CHAIR DAVIS:** How s'.., how soon can something like that be executed?

**DEPUTY CITY MANAGER JONES:** I'm not sure, sir. I'd have to speak with.., we have a couple experts in Riviera Beach I think...

**CHAIR DAVIS:** Yes.

**DEPUTY CITY MANAGER JONES:** ...that might be able to provide those services.

**CHAIR DAVIS:** Because, if we can, if we can...

**DEPUTY CITY MANAGER JONES:** But that's something...

**CHAIR DAVIS:** ...do something like that...

**DEPUTY CITY MANAGER JONES:** ...we have to investigate.

**CHAIR DAVIS:** If that's possible, we can do something, we do have a CRA meeting next week, if we need to call a special meeting before the CRA meeting to address this matter. If this is done, you know, if it's feasible to do it that way. I don't wanna hold any project up that's beneficial to the community, if we can get it... But if not, I understand that we just have to wait. You know?

**DEPUTY CITY MANAGER JONES:** Yeah. We've been working with E-Z Weld since, uh, for a while to get them to stay.

**MR. R. GUSTKE:** Over a year.

**DEPUTY CITY MANAGER JONES:** They're being, they are being recruited by another state and, uh, the Economic Development team, we work with E-Z Weld and the BDB to stay in Riviera Beach and we will try to do anything to expedite that report and, if it's feasible to be at that meeting and we have the results that, that we need and we'll provide 'em to you at that time.

**CHAIR DAVIS:** Okay.

**MAYOR MASTERS:** Mr. Chair, point of order. In all respect to, to you and others, there's, I think there's a motion still on the floor.

**CHAIR DAVIS:** It's been second for discussion.

**MAYOR MASTERS:** Okay. Is the...

**CHAIR DAVIS:** And we...

**MAYOR MASTERS:** ...is the motion...

**CHAIR DAVIS:** ...we're discussing it now.

**MAYOR MASTERS:** ...gonna be carried?

**CHAIR DAVIS:** Yes.

**MAYOR MASTERS:** Oh, okay.

**CHAIR DAVIS:** We're just waiting to finish the discussion then we'll go ahead and carry the vote.

**COUNCILPERSON HUBBARD:** I just wanna say in, in closing, I do want E-Z Weld to understand my concern is not because there is lack of trust or anything about their level of expertise or the business that they're in or what they're doing, I hope you understand my responsibility to the residents and why they are all a little gun shy at this time and I think it's okay for you and for me to provide them some level of comfort with the project. And it's not that long of a time.

**DEPUTY CITY MANAGER JONES:** Mr. Chair? I do have one other question.

**CHAIR DAVIS:** Yes, sir.

**DEPUTY CITY MANAGER JONES:** The City would pay for the cost of that assessment and if that assessment exceeds the Manager's signature authority, should we come back before the Board before proceeding or how would you like to proceed?

**CHAIR DAVIS:** And that signature... How does the Board feel about that?

**MAYOR MASTERS:** It should be 50/50.

**CHAIR DAVIS:** No. We, we just gotta see...

[Inaudible comments]

**CHAIR DAVIS:** Alright. You all fine, comfortable with them moving forward? With getting the study? If it exceeds the amount?

**COUNCILPERSON HUBBARD:** I don't, um, well, I definitely don't think it should or would exceed...

**MAYOR MASTERS:** \$25,000.

**COUNCILPERSON HUBBARD:** That's a...

**CHAIR DAVIS:** Yeah. That's a big amount. Yeah. [Chuckle].

**COUNCILPERSON HUBBARD:** Yeah. That's a, that's a lot for an assessment and having been, um, let's see. Did someone say that we have some local people here that probably... So, from your experience, Mr. Gagnon, and I don't see anybody from Utility or whatever, what are you talking about for an assessment such as that?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** First, I'd just like to say that, that, as far as the City Staff comfort level, we are 100% comfortable with the current documents we reviewed as far as environmental concerns and releases from the appropriate agencies. I, I am somewhat concerned with almost an unknown timeframe for E-Z Weld because an independent assessment could take an unknown amount of time, really. Uh, because...

**COUNCILPERSON HUBBARD:** Why? Why do you think it'll take an, a long time?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Well, even, even the amount of time it may take to acquire a consultant, for them to perform the research, for them to complete a report, for Staff to review the report and then also provide it to Council, you know, it could end up really provide an additional timeline to an applicant that has really been, been waiting to move forward on one of the largest development projects that this City has seen in, in some time. So.

**COUNCILPERSON HUBBARD:** Okay. Let me ask you this then. So, what I'm suggesting is, whatever reports you have received...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes.

**COUNCILPERSON HUBBARD:** ...from them, from DEP or, and I'm, and I'm assuming that's the only agency that you've received reports from. You're thinking that sending that over to an [pause], an, a, an independent environmental engineering agency or whomever do that type of work, will take some exorbitant amount of time for them to read the document and to...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I...

**COUNCILPERSON HUBBARD:** Or either...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I, I...

**COUNCILPERSON HUBBARD:** ...or better yet...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...I think that...

**COUNCILPERSON HUBBARD:** ...for you to call... Better yet. For you, for you say..., if you call DEP and you tell them that you..., this..., you need them to substantiate what they have put in this document and why do they feel this way. You think that's...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I...

**COUNCILPERSON HUBBARD:** ...gonna take an exorbitant amount of time?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I wouldn't say exorbitant but I say it will definitely add to the existing timeline that E-Z Weld is already experiencing. And what I, I will like to add is, even though the consultant provided by E-Z Weld is, you know, paid by E-Z Weld...

**CHAIR DAVIS:** Yeah.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...he is an independent authority and an expert in the field.

**CHAIR DAVIS:** And he's...

**COUNCILPERSON HUBBARD:** [Inaudible] again.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** But much more of an expert than I am. So.

**CHAIR DAVIS:** Just one minute. So, so he's li'.., he's licensed and he has an independent authority responsibility? Is that what you're telling me?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes.

**MR. C. HERIN:** Sure.

**CHAIR DAVIS:** Yes. [Inaudible].

**MR. C. HERIN:** Yes. I'm sorry. So, I'm a licensed professional hydrogeologist.

**CHAIR DAVIS:** Okay.

**MR. C. HERIN:** [Inaudible].

**CHAIR DAVIS:** Councilwoman Johnson, let's...

**COUNCILPERSON DAVIS JOHNSON:** I just want to, um, get clarification. Are we, are we asking Staff to just go back, contact the agency that has given the Letter for No Further Action and to provide a review or are we seeking, are we seeking to go and enter into contract with someone to do what our Staff can do?

**COUNCILPERSON HUBBARD:** Definitely not seeking to do what our Staff can do because I'm sure we don't have a licensed professional like the gentleman that just spoke and, based on what he just said, there's goi'.., that's what it's going to take for someone to assess what we're looking for. Secondly, I'm just.., what, uh, what I, what I was merely saying was, if they looked at the, if they looked at the report and [stammer] and I'm, I guess the Staff would've told us, 'Hey. Yes, based on what DEP has

presented us, they, with us, this is why they feel everything is okay.' That's the missing piece. That's the missing piece.

**CHAIR DAVIS:** Hold on.

**COUNCILPERSON DAVIS JOHNSON:** Okay

**CHAIR DAVIS:** Did Staff not say that?

**COUNCILPERSON DAVIS JOHNSON:** So...

**COUNCILPERSON HUBBARD:** No.

**COUNCILPERSON DAVIS JOHNSON:** So then, should we not then be directing Staff to go back to D'., to the, to DEP and ask for clarification of their decision and the position in which they took.

**CHAIR DAVIS:** [Inaudible].

**COUNCILPERSON DAVIS JOHNSON:** Can we not ask them to do that?

**COUNCILPERSON HUBBARD:** Did I not say that?

**CHAIR DAVIS:** No, no.

**COUNCILPERSON DAVIS JOHNSON:** But, you said a couple of things because you...

**COUNCILPERSON HUBBARD:** I said two...

**COUNCILPERSON DAVIS JOHNSON:** ...also talked about...

**MAYOR MASTERS:** [Chuckle].

**COUNCILPERSON DAVIS JOHNSON:** ...going out to, to get... I, I mean, I'm not being facetious, I'm...

**COUNCILPERSON HUBBARD:** No. You're not...

**COUNCILPERSON DAVIS JOHNSON:** ...just wanting...

**COUNCILPERSON HUBBARD:** ...because...

**COUNCILPERSON DAVIS JOHNSON:** ...to be clear...

**COUNCILPERSON HUBBARD:** Right. And for...

**COUNCILPERSON DAVIS JOHNSON:** ...on what we want Staff to do.

**COUNCILPERSON HUBBARD:** Because I said two things and I'm sure that she can pull it. I said when, when he was saying, I said we could do it one or, we could do it one or two ways. I said that he could very well call DEP or send them..., and let them know the document that we have received that states that you're okay with this, we would like clarification and we would like to know and then I went on to list, we would like to know why we should be comfortable and okay with the fact that it's on this quarter of acre and why it won't do any further damage. I also said that they can then tell him, for example, 'Well, they have remediated this to the best of their ability, that anybody will be able to remediate it and because of thus and so, this will not move any further and this is what contaminated it. I also said that DEP will be able to either send him that in writing or then DEP might even come to tell us what.

Now, the other thing that I did say...

**CHAIR DAVIS:** Hold on, hold on.

**COUNCILPERSON HUBBARD:** Wait, wait. Excuse me. The other thing that I did say was that we can take an independent assessor, professional, have him email or take the report or mail the report, review the report and give him, give Jeff, his opinion. He may very well then say, as I said before to Jeff, based on what I read here, 'I might need to come out and do a site review,' or so, a sampling or something. That's what I, that's what I said. And what I proposed was that we table this until Jeff is able to do one or two of those type things.

**COUNCILPERSON DAVIS JOHNSON:** Would you be interested, in the interest... I'm sorry. Mr. Chair?

**CHAIR DAVIS:** Thank you, Councilwoman Johnson. You have the floor.

**COUNCILPERSON DAVIS JOHNSON:** Okay. So, would you then be interested in amending the motion so that we can direct Staff to contact DEP and to provide the information by which you requested so that we can then come back at the next meeting and hear that, hear that explanation in that report in order to formulate our dec'...

**COUNCILPERSON HUBBARD:** Yes. But before I do that, I'd like to have Ms. Burgess read the motion that I made.

**CHAIR DAVIS:** To table it.

**UNK:** [Inaudible].

**CHAIR DAVIS:** It was to table and come back.

**COUNCILPERSON HUBBARD:** But, but it was much more extensive than tabling it.

**CHAIR DAVIS:** Mm.

**DEPUTY CITY CLERK BURGESS:** I have a couple things, Ms. Hubbard. For the next meeting for Jeff to examine or have an independent person examine the information that was provided by DEP to make sure that the public is safe and says that the material in the items that are being transferred, the equipment being transferred, um, is okay. And then I also have, Staff, DEP and the independent study to be examined and that's when you tabled it.

**COUNCILPERSON HUBBARD:** That the DEP and the, and the Staff examine it. Okay. Let me, let me re'..., restate this for, uh, expediency and clarity.

**CHAIR DAVIS:** Hold on. Hold on. Before we go any further, Councilwoman Johnson, I wanna hear you reiterate your recommendation before we move any further. Please, before we move [inaudible].

**COUNCILPERSON DAVIS JOHNSON:** It is my recommendation that we, to the maker of the motion, of course...

**CHAIR DAVIS:** Okay.

**COUNCILPERSON DAVIS JOHNSON:** ...with her approval, that we direct Staff to contact DEP to provide us with an explanation as to their final determination in the letter that was forward to E-Z Weld and to confirm their determination.

**CHAIR DAVIS:** In detail.

**COUNCILPERSON DAVIS JOHNSON:** In detail.

**CHAIR DAVIS:** Okay. Councilwoman Hubbard, do, do...

**COUNCILPERSON HUBBARD:** Okay. Let me see if I can say the same thing a little clearer as...

**COUNCILPERSON DAVIS JOHNSON:** [Chuckle].

**COUNCILPERSON HUBBARD:** ...I had said it before...

**CHAIR DAVIS:** But what...

**COUNCILPERSON HUBBARD:** ...cause, really, it was, she repeated it perfectly. But...

**CHAIR DAVIS:** Well, well, if you just wanna...

**COUNCILPERSON HUBBARD:** ...I'm going to...

**CHAIR DAVIS:** Councilwoman, Councilwoman Hubbard, all due respect. We have.., all due respect. I would hate to have to... We are 30 minutes beyond public comment. You two are agreeing at this point. We're not gonna go back and forth.

**COUNCILPERSON HUBBARD:** And...

**CHAIR DAVIS:** She's asking you to.., this is your motion, to support the recommendation of what you're asking.

**COUNCILPERSON DAVIS JOHNSON:** Mr. Chair?

**COUNCILPERSON HUBBARD:** I am not, um, I'm not here to go back and forth either but I am here to make sure that it's clear as to what I, what, what I, what, what I was saying.

Mr. Gagnon, I'm gonna restate my motion for the dais, I'm gonna restate my motion for, for the general public. Okay. [Pause]. I move that we table this Item until the very next meeting in an effort to give Staff, through the City Manager, the opportunity to contact DEP to give them clarity on the report and to tell us why we should feel comfortable and assured and why they were comfortable and assured enough that they signed off on it. And, that the Staff, if necessary, and that is not to Staff's satisfica'.., satisfaction, that we call in an independent person that can... [Pause]. And... [pause]. I will, excuse me. I'm going to change that. That Staff also sends the report to an independent person and have them to review it. In the event that they have to come out to visit the site and do a soil sampling, we will approve that they are allowed to do just that.

**CHAIR DAVIS:** Do we have a second? [Pause]. I hear none. Do we have another motion to be placed on the floor from any Members of the Board?

**COUNCILPERSON DAVIS JOHNSON:** Mm. Mr. Chair?

**CHAIR DAVIS:** Yes, Councilwoman Johnson.

**COUNCILPERSON DAVIS JOHNSON:** I would like to direct Staff to review the letter as submitted by DEP, get further clarification as to the decision that they made and why they believe it is safe to move forward and to have Staff to report back to us, in detail, as it relates to the questions that were asked.

**CHAIR DAVIS:** Is that a motion or just a directive?

**COUNCILPERSON DAVIS JOHNSON:** That's a moti'.., that's a substitute motion. Or a motion.

**CHAIR DAVIS:** Okay. Do I have a second?

**CHAIR PRO TEM MILLER-ANDERSON:** Second.

**CHAIR DAVIS:** We have a second. Any discussion?

**COUNCILPERSON PARDO:** Yes. I have a question.

**CHAIR DAVIS:** Councilwoman Pardo.

**COUNCILPERSON PARDO:** Okay. So what's the timeframe?

**COUNCILPERSON DAVIS JOHNSON:** The...

**COUNCILPERSON PARDO:** Are we telling Staff they need to get on this immediately in an attempt to have this come back to us at the next meeting or are we telling them, you know, go out and do it and come back whenever? Is this an urgent...

**COUNCILPERSON DAVIS JOHNSON:** I will include in my motion that Staff needs to report back to us prior to the next meeting. So, yes. This is of urgency for us and core Staff.

**COUNCILPERSON HUBBARD:** Question. And...

**CHAIR DAVIS:** Counc'..., go ahead, Councilwoman Hubbard.

**COUNCILPERSON HUBBARD:** The, um, so D'..., so DEP explai'..., wrote it..., they will explain it to us but we won't get the independent assessment? We don't need an independent assessment, we will just, um, so we won't have the assurity of an independent assessment?

**CHAIR DAVIS:** No. That decision will be made once the report comes back. We need to hear from..., a detailed explanation from...

**COUNCILPERSON HUBBARD:** I thought you were in a hurry. That's why I was saying do it twofold.

**CHAIR DAVIS:** No. But they... No. We can't just give them action on something we know nothing about.

**COUNCILPERSON HUBBARD:** Okay.

**CHAIR DAVIS:** We can't just... I mean, I think that would be way premature to do something if the report comes back and then they make a decision and you're not happy with the fact that they moved on because they took your motion and ran with it. And then, I mean, cause sometimes people make..., it's all, um... There can be a decision... Say, for instance, some people didn't like the fact that we had Attorney up here earlier but they made a...

**COUNCILPERSON HUBBARD:** I don't know what you're saying.

**CHAIR DAVIS:** They made a...

**COUNCILPERSON HUBBARD:** Go, go sl'..., start over again cause I, I wanna be real clear on what you're saying now.

**CHAIR DAVIS:** Here's the thing, Staff has been given a directive to come back and give us a detailed..., cause right now we don't have a detailed explanation so that's the first thing we must address. We cannot move any further on any decision 'til we all hear the same information at the same time. Then we, together we wanna make a decision because what you may feel is important to move forward from an independent study, the rest of the colleagues on the Board may feel something else. Or what I may feel, you all may choose to, um, to differ. So, out of respect to each other, let us all be on one accord, making sure that we all wanna move forward based on the report. Not based on the Staff re'..., um... and they feel [inaudible] cause we might feel something totally different because it's our decision at the end of the day.

Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes. It's somewhere to start.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes.

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

### **PUBLIC COMMENT**

**CHAIR DAVIS:** Now we're getting ready for public comments.

**CHAIR DAVIS:** Public Comment should be restricted to issues, matters, or topics pertinent to the City of Riviera Beach. Please be reminded that the City

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

**CHAIR DAVIS:** The first person we have is Port Commissioner Peyton McArthur. Did he...

**CHAIR PRO TEM MILLER-ANDERSON:** No. He's right there.

**CHAIR DAVIS:** Oh, there he go.

**MR. P. MCARTHUR:** Good evening, Mr. Chair.

**CHAIR DAVIS:** Good evening.

**MR. P. MCARTHUR:** Ms. Miller stepped out.

[Chuckles]

**MR. P. MCARTHUR:** I'm sorry. Vice Chair, KaShamba Miller-Anderson. That's a mouthful. You all now have two hyphenated names on your dais. I'm gonna have to work at that. I just wanted to come to welcome the new Members. Uh, Ms. Tonya Davis stepped out, along with Ms. Pardo. I wanted to welcome all of you and tell you how much the Port looks forward to working with you. I almost didn't recognize the meeting tonight there was so much decorum. I know you're gonna have to work at that, it's not easy. I know on our small dais we, uh, sometimes get a little, uh, hot under the collar so that's something you'll have to work out but I, I just want you know how much we are looking forward to working with you. I will come, as usual, before your first reading of the month but please, if you ever have the need, if our Staff isn't as responsive as you think they should be, please just pick up the phone, give me a call. I believe ya'll have my cellphone number and I'd be happy to try to accommodate you in any way I can.

Good luck and have a wonderful year. And, Ms. Hubbard, I have to say, three elections in the three months, you've earned your stripes and good luck and all good wishes.

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

**COUNCILPERSON DAVIS JOHNSON:** Thank you.

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

**CHAIR DAVIS:** Next we have Mr. Parson, Rufus Parsons. I'm trying to [inaudible].

**MR. R. PARSONS:** Good evening, Council and...

**CHAIR DAVIS:** Good evening.

**MR. R. PARSONS:** ...and the Mayor and, uh, I'm here on behalf of two iconic personalities that lived in the 40's, 50's and 60's. I'm probably biased toward one. That was Jake Parson. I'm..., several years ago I asked Mayor Masters regarding name change, or name add-on to Jake Lane to Parson. In 1955, my grandfather, who happened to be my grandfather, Jake Parson, he developed Parson Heights but he named that street Jake Lane. Of course, 13<sup>th</sup> Street back from U Avenue to, to the Garden Road was Parson Drive. 12<sup>th</sup> Street was Twilight Drive which Twilight Drive Inn. The..., I [pause]. This is bazaar for me but I, I'm bringing forward because Master, Mayor Masters thought it was a good idea to bring this to the Council. He said that he brought it to you but all I'm requesting is that the name Jake Lane be Jake Parson Lane. Then I'm asking for Susie Houston, which none of you guys knew her. She had 100 acres where presently Suncoast School is, Kennedy School and she, of course, sold lots to black, African-Americans so that they could build houses on that land, on the, on... Many of those people are still there. So I'm, I'm asking that from, from S Avenue on..., no, from 15<sup>th</sup> Street west, where she lived, from West Avenue, between West Avenue and U Avenue be named for Susie Houston. And then I'm asking for..., I'm requesting, I'm proposing that Jake Lane be add-on. Not a change. Add-on, Parson, Jake Parson Lane. That's right off of 13<sup>th</sup> Street.

And I'm doing..., I'm requesting this as tributes to these outstanding people who had a great impact on the westward development of Riviera Beach. During the times that they lived, Riviera Beach, of course..., that area where they owned the land, my grandfather owned 165 acres, Ms. Houston owned 100 acres. That land was in the county. It..., in 1967, Riviera Beach Annex, the, um, that, that westward area, that I'm talking about. Of course, there were others who are unsung like Mr. Phil Lewis. There's nothing to his memory. There's also Mr., Mr. Krubicock [sp]. Then there was a guy name Sellers. He..., all of these people had hundreds of acres over there in west Riviera. But I'm, I'm asking as a tribute to their memory, Ms. Susie Houston, who was an African American and Jake Parson. I'm not asking for name change, I'm just asking for Jake Lane to be add-on, P-A-R-S-O-N, Jake Parson Lane. And then, of course, Ms. Houston who lived on 15<sup>th</sup> Street, if you'll do a, just Susie Houston, uh, Street, west Riviera. She has no one to advocate for her. All of her children are deceased. She has a few grand'..., grandchildren but I just happen to be the grandson of Jake Parson who developed Parson Heights.

Thank you.

**CHAIR DAVIS:** Thank you, sir. Next we have Mr. Lloyd Brown. Fane Lozman. Lloyd Brown.

**MR. L. BROWN:** How ya doin'? My name's Lloyd Brown. You know what? I had looked up the word, like, I see the Council Members and, now, don't take this personally

unless you want to, if I'm stepping on your feet then, uh, you deserve it. But, uh, divided, you know? That's saying being in a state of disagreement or disunity, a divided nation, moved by conflicting interest, emotions or activities. Divided loyalties. To me, you know what, this seem to be all black people main problem. In our churches we're divided, in our relationship with other kinds in our, you know, in our neighborhood we're divided, in our opinions of all young black youths. We're divided on what we feel about them. Like most black adults think that these youth are expendable. Because of those thoughts and attitudes, we are definitely separated from them. So we can really go to any of these young individuals and try to tell them to stop the killing and stop the shootin' cause we're divided from 'em.

And then, you know, especially young black men. And, you know, how sad that is. I mean, division leads to destruction of our culture. Division leads to less strength in our polls, during elections, division among families is our worst division. And then, I mean, the black politician? Really, honestly, ya'll don't help, from our lowest representatives to our highest. We're divided, with no one..., I mean, where nobody can get help from. I mean, from them and I'm talking about you people. I mean, with these people we have [chuckle], we, we're running our government... Well, let me get this straight, we're running our government, we will lose what we had. These people running our government, we're gonna lose what we had. It's, each day it get worsen. I don't know if that's a word or not but who cares. Each day, we get worsen. It get worsen for our people. In, in all the black neighborhoods, these people, uh, let me see, aren't helping. I mean, honestly.

I mean, let's, let's just vote on everything that, you know, we have to decide that deals with money. I mean, because honestly, I don't think that ya'll could make a decision on a color of the house you want, if you had to vote on that because it's, it's a shame and I, I see that ya'll wanna deal with my problem right now but, ya know, it's like a little too late. You know? Like, my eyes are red right now because of the mold that's in my house. Like, I, I came here years ago with this problem. Like, you could bring it up on your Agenda but it's, like, now, a house is not a home, it's just a house. And the things they had me to do, that wa'n't even a part of the SHIP program and the things that failed to do, I mean, that's what you should look at. You look at., you, you, you go back to these guys who built the house and you'll find out...

[Beep]

**MR. L. BROWN:** ...that before they built the house, they were going into bankruptcy and this county people let them went on and continue doing what they doing so that they can make some money. Now these people are out here making money and I had to do work. I know you wanna stop me but I had to do things that I shouldn't'a had to done on the SHIP program. Like, I had to do the landscape which is really screwed up right now, the grass won't even grow. And like, I'mma be honest wit'ch you, I really don't care.

**CHAIR DAVIS:** Okay.

**MR. L. BROWN:** And you send the Code Enforcement over there now, shoulda sent the inspectors over there before they done it because, uh, it's too late now. I mean, all this about bringing me up on the Agenda, my eyes are really red right now. I have to wear a mouth protector at night because I don't wanna breathe the mold. Can't get no insurance because...

**CHAIR DAVIS:** Thank you, Mr...

**MR. L. BROWN:** I know you wanna say thank you...

**CHAIR DAVIS:** Mr. Brown.

**MR. L. BROWN:** ...but, see...

**CHAIR DAVIS:** With all due res'...

**MR. L. BROWN:** ...if I don't finish now, I'll never get it out because, for one thing, I done seen some other guys come up here and you gave them a couple more seconds. If you don't want to, I'll leave cause you don't wanna hear what I have to say because it's the truth.

Thank you.

**CHAIR DAVIS:** No. I was gonna say thank you for serving us, we just had Veteran's Day.

**MR. L. BROWN:** Oh, that don't mean nuthin'.

**CHAIR DAVIS:** Alright. Have a good night. Mr...

**COUNCILPERSON HUBBARD:** Mr. Ch'...

**CHAIR DAVIS:** ...Lozman.

**COUNCILPERSON HUBBARD:** Oh, okay. I'll...

**CHAIR DAVIS:** We're not gonna go back and forth. We'll wait 'til..., at the end...

**MR. F. LOZMAN:** Fane Lozman. I'm also a Marine Corp. veteran, by the way. Um, we gotta move public comments to the beginning of the meeting. Many people have to leave, they have to go to work. Uh, public comment in North Bay Village and other places are at the beginning of the meeting. It's just not fair to us to sit here 'til 9:15. The public comments should go back to 7:00 o'clock, time certain, cause you're depriving the taxpayers, the residents of having a chance to address the issues.

Today, I'm gonna address an issue that the City Manager, current City Manager and prior City Manager, are letting occur and that is not having the police chief here. You go to meetings at municipality, the police chief is always here 100% of the time. Our police chief doesn't show up and there's no assistant police chief. Department heads must attend here. You're attending in your capacity. Departments heads are paid, the police chief is paid. He should be here cause he should address what I'm gonna address now. I'm gonna hand these to the Clerk to hand out to you. What I'm handing out is Cedrick Thomas' personnel file that I made a copy of. Cedrick Thomas lied on his personnel file. He did not disclose that he was the Code Enforcement Director at South Bay. The reason he didn't., did not disclose that was that OIG did two investigations into South Bay. It showed that he had, basically, a no-show job where he showed up 13% of the time but was paid for a full-time job. He received benefits for a full-time job and that the whole time he was there, he wrote a code violation to one business owner on one day. That's all he did. So he scammed South Bay out of the work product they were paying him for. Through the second OIG investigation, it talked about a rusted old bus he sold them that never worked, where he also defrauded them out of the, out of the money for the bus.

Cedrick Thomas, the morale in the police department is terrible because they hired Cedrick Thomas and gave him a take home pay., car. Okay? Cedrick Thomas used his political influence where you are sitting now to get this job. But the bottom line is, just look at the facts. He lied on his application, he didn't disclose South Bay, didn't disclose all the trouble. On the last page of his application, he says that he will be., that he had., that he has to make a complete and truthful accounting, any omissions can result in him being fired. He should be fired, he never should've been hired in the first place. So, I mean, there is the evidence. Look at it. The City Manager, if he's not aware of it, he can look at it. It's that the guy lied on his application. The OIG confirmed what went on in South Bay and we're gonna have to get rid of him. He shouldn't be there in the first place. So I have a problem with that.

Now let's talk about what's gonna happen to Ruth Jones cause she's gonna come rolling in here in a week or two saying., wanting her job back. Here's another OIG investigative report from April 4, 2012. 2012. It talks about the disinfectant system. She knew all about the disinfectant system, the gas, chlorine, the bleach and whatever. So, I'm gonna hand this out also. You can look at it. So, when she kept writing those \$2,000 checks for the disinfectant wasn't in the system, she knew this whole system was screwed up because there was a battle about which one to get. So she knew about that years ago but she didn't inform the new Members of the Council...

[Beep]

**MR. F. LOZMAN:** ...Terence Brown and KaShamba Miller-Anderson. So, you have new information where I would suggest you take her suspension and you make it a permanent termination based on the OIG report.

Thank you.

**CHAIR DAVIS:** Thank you for your service in this country. Willis Williams. [Pause]. Mr. Williams, are you a veteran?

**MR. W. WILLIAMS:** No.

**CHAIR DAVIS:** Okay.

**MR. W. WILLIAMS:** Veteran of war in Riviera Beach.

**CHAIR DAVIS:** [Chuckle].

**MR. W. WILLIAMS:** Good evening. Riviera Bea'.., uh, Willis Williams, Riviera Beach. I got a few things that I wanna discuss tonight. I need clarity on the trailers that we talked about earlier, about, at Newcomb Hall, down at the Marina. Also, I wanna discuss.., I talked to, uh, acting City Manager, Danny Jones, in reference to the transition with our previous Marina director which his name is Ed League who has not been let go yet. Mr. Lea'.., uh, Mr. Jones indicated that Mr. League was helping with the transition of the new company Loggerhead at the Marina. I f'.., I did my own investigation and found out by going to the Marina that Mr. League had left two Fridays ago and that he is now being housed, here, in City Hall. This is an employee who has more than one EEO complaint against him, has put his hands on employees and we still hired.., keep him on board. That situation needs to be taken care of as soon as possible, before he put his hands on some woman down there, in the finance department. I do not like to be lied to. If you tell me, I'll check it out, I'll find out for ya but don't lie to me cause I do my own investigations.

I don't like the time that we spent tonight talking to Randy Sherman. There was no one in, in, in Mrs., uh, this gentleman's department that we could'a been [inaudible]... Why is Randy making these decisions to go out to do all this landscaping with parking lots? We got two areas of parking lot in this City that's gotta problem. That's Ocean Mall, and we're all aware of that and now down at the Marina. A year ago, and Ms. Pardo, we very seldom agree but you did say that we got a big problem over here. Now, unless we're gonna try to bring in the revenue, we don't need a study for revenue, just put some doggone mo'.., meter' down and let's start charging the people. Twenty years ago, I went to then, the finance director at the time, uh, what's his name was, Troy? The finance director downstairs.

**COUNCILPERSON HUBBARD:** Wollensky.

**MR. W. WILLIAMS:** Who? Wollensky, Dennis Wollensky and talked about the parking at Newcomb Hall and why didn't we have someone charging at the gate. And his words to me was then, this is 20 years ago, that we can't monitor the income. That was terrible to be telling me, an employee who sits down there and was supposed.., was charged with making sure we get revenue out of that Marina. Now, we're at a point now where we got an overflow of people just rampaging down there and I need you guys to go down there this weekend cause...

[Beep]

**MR. W. WILLIAMS:** ...I know the KDW Fishing Tournament is gonna be down there. I need you all to go and you will see it for yourself. You need parking but it don't have to take no \$200,000 study to do it. Just go down there, level the field, put some parking thing and let the people park. Charge 'em. It's just that simple.

**CHAIR DAVIS:** Thank you.

**MR. W. WILLIAMS:** Don't, don't invent the wheel, Ms. Pardo said. Cause that's the truth. This is ridiculous.

Thank you.

**CHAIR DAVIS:** Thank you, Mr. Williams. Ms. Margaret Sheppard.

**MS. M. SHEPPARD:** Margaret Sheppard. Riviera Beach. Uh, good evening.

**COUNCILPERSON PARDO:** Good evening.

**MS. M. SHEPPARD:** Ms. Hubbard, it's been a pleasure to see you up there and, um, I thank you for your respect. Thank you for reaching out to me, help me make a decision on a project. I take Planning & Zoning very serious. I was one of the only ones that voted against Dollar General coming here. I want, I want, I wanna say that on the record because I heard the gentleman say everybody know. Everybody did not. I did not wanna see another Dollar Gen'..., another Dollar General here. So I'll leave it like that.

Uh, the one thing I'm talking about today is [clears throat], the Southside Coalition, the Community Center. As you know, it's getting warm and if you go over there, uh, to the park you can see the children just running wild. I hope as you start with your budget agenda that you really look at this particular project because I, I know for a fact they treat those children well. So please, as that budget hearing, please remember to look at the Southside Coalition.

To Mr. Danny Jones, I, I wrote him a letter by way of Ms. Dorothy Mitchell about the way the seniors are being treated with the books. I suggested that a book from the CRA, the Agenda and the City Agenda be placed in the library and signs coming down, signs are going to the toilet. Signs are going to the trashcan, signs are going to seats but it's no sign where the senior citizens can look up... They didn't even know the IG book was over there. They had no clue. They did not know the Agenda.., and the senior citizens.., Ms. Hubbard, I learned a lot. Those senior citizens are the ones that put you in office and they should be respected. The American Disability Act strictly say that they have a right, they have a right to know where those books are. And then I said, 'Well, why didn't you ask,' [stammer], you know, they're talking about, 'Well, I'm so scared.'

Scared of what? I, you know, I can't... But, you know, I, it's just something to talk about.

And the magistrate, I know my time is running out but I was at the magistrate meeting and I., it was a meeting that I really forgot about talking about these fines. I tell you, when they start levying these fines, they're going by the book and that book been in office ever since I can remember. If nothing else, you have to change that book because it was a senior citizen, they said put down the sod. And then you have to, uh, water the sod. Your bill is up high. How do you want senior citizens to water sod? I mean, unbelievable that senior citizens has to go through certain conditions when this City has a right to go back...

[Beep]

**MS. M. SHEPPARD:** ...and do a Agenda review and make sure you do what.., you take care of these senior citizens.

**CHAIR DAVIS:** Thank you.

**MS. M. SHEPPARD:** I thank you very much for your time.

**CHAIR DAVIS:** Thank you, Ms. Sheppard. Ms. Norma Duncombe.

**MS. N. DUNCOMBE:** Norma Duncombe. The first thing I'd like to address, the public comments. You have on here that you have the right to restrict what people say. I think you should change that. People have the right to speak on and say whatever they want to say up here as long as they operate without using foul language. When you say rules of decorum governing our public conduct, the public was not the problem with conduct. It was the Council and hopefully that problem has been solved. So I hope that you will change this. Freedom of speech. I, I, I can remember once upon a time we could not speak. So I stand very strongly against that.

Okay. Let me get to what I came up here for. I paid my little \$200 water bill a few weeks ago and then I received a letter about the water and I'm saying I'm ready for us to get this thing together in terms of the water so that we never have a problem with that ever again. Not only did I pay \$200 but what really made me angry was the fact that it is processed in Orlando. We're paying someone in Orlando to process our water bills. That does not make sense to me. I am one of those persons who, when it comes to my money, I want it to benefit me. There are [stammer] I mean, tons of young people who go away to school, come back here and they should be able to get a job, they should be able to have a business. If you're gonna have the water processed up there, let somebody here open up a business and process that water. I don't know any..., is it anybody else who does it that way? I don't know of any other municipality that does it that way. So I'm saying that that needs to be changed.

The next thing is this, let's get down to business and keep things simple and figure out what we can do to stabilize this City. I'm calling on the Mayor to have a Citywide meeting where people sit down, people from every block, let's sit down and write down what we can do to stabilize our City. When I look at someone has a nice house and nice yard and next door is a vacant house, let's figure out what we need to do to stabilize this City and it's not stable when you have those kinds of conditions. We need to sit down, talk with one another, figure out what we need to do. Let's keep things simple. It, it, it's not complicated.

[Beep]

**MS. N. DUNCOMBE:** And the last thing that I'm gonna say... You're gonna give me a couple of seconds, management is important. Management is very important and right now you all will not be able to operate unless you decide to make a decision to get someone in here who can manage the City. You need.., it, it sounds so ridiculous when your Attorney and your City Manager sits up there and say, 'I don't know.' Or you have the wrong information. You don't have the right copy of the Charter. That looks so bad. And I'm saying to you, simplify things and make it work. And it can work and you can do that.

Thank you.

**CHAIR DAVIS:** Thank you. Next, we have Mr. Steve Smith and Mr. McKinney.

**MAYOR MASTERS:** Mr. Chair, while he's coming, Ms. Norma Duncombe, I'll be happy to work with you and we'll, we'll have the meeting in a few weeks.

**MS. N. DUNCOMBE:** Okay.

**MAYOR MASTERS:** I need you to work with me to plan it. Okay. Thank you.

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

**MR. S. SMITH:** Good evening everybody. How's everybody doing?

**CHAIR DAVIS:** Doing well.

**MAYOR MASTERS:** Good evening, sir.

**MR. S. SMITH:** Go ahead and give me one quick second. [Pause]. My name is Steven Smith. I'm actually the co-host of an event that we plan on having this year, uh, November the 12<sup>th</sup> which is the Gospel Island Festival right here on Singer Island. There are three key things that we wanna talk about which is the vision, the purpose of this event and why we need the City's partnership. This is a vision that was given to Mr. McKinney, who's on my left hand side by God to create an island festival that we.., no walls, no barriers, no judgment, no none of that. We want people to be able to come to

be free to worship, to show love to each other and being able to just be comfortable in their own zone. I think it's something that will be great. We've had jazz festivals, we've had all different types of events here, in Riviera Beach. But it's one thing that we've never had which was a gospel festival that will bring people from all over the country. We have artists that will be showcasing locally and people that are coming from other states. We also have national gospel artists such as Dorinda Clark Cole. For those that know the Clark sisters, that will be entertaining.

So this is not something that's just very minute or mediocre. We're doing something that was a vision of his and God is backing him up. So, the vision is gonna be beyond that. We're looking for 2,500 to 3,000 people in attendance. We're already selling tickets right now for this and we wanna be able to have something that's on the beach that's gonna give people a light and love, you know. In the City of Riviera Beach there's been a lot of issues, a lot of problems with the water, you know, being top ranked dealing with crime and so on and so forth. But, at the end of the day, we wanna bring something that's gonna bring love. You guys are talking about newness. The, the Marina is new, restructuring, doing different things, highways. Barack Obama's name is up. So therefore, why don't you just allow us to be able to do something that's gonna bring more of a positive light to you guys because you're doing everything new. The Marina. Everything's changed. Mayor Masters is the jobs mayor. We have different..., uh, Mr. Davis on here, different people that are doing great things to bring this City what it needs to be.

So we wanna be that positive light so when people say, 'Oh yeah, they have the festival. They have the Marina, they have this, they have that.' So we wanna be able to be another part of the positive light that Riviera needs to be shined upon. The community can be involved, the young and old, the different, um, places of worship can be involved cause it's a free atmosphere. And that's the reason we need the event and we also wanna be able to come back and do a presentation at your next meeting if we're allowed to. We also..., why we need your partnership, in-kind donations will be able to help us. I know money is allotted but if there's any way possible that you can donate, or help us out in any way to make this come to light, we will truly appreciate it.

Thank you.

**CHAIR DAVIS:** Have, have you all made..., had an appointment with our Staff office, City Manager's office yet?

[Beep]

**MR. S. SMITH:** Um, no. Not yet.

**CHAIR DAVIS:** Well, let's... I'll make sure I pass the information on to Staff so you all can talk about how the permitting process, the application pro'... I'm glad you came tonight...

**MR. S. SMITH:** Thank you.

**CHAIR DAVIS:** ...to share your information.

**MR. S. SMITH:** Thank you.

**CHAIR DAVIS:** But that was something I wanted to put on [stammer] Agenda coming up so people understand how permitting the process is done, when you wanna use facilities in Riviera Beach and I think the whole entire community needs to be educated on that process.

**MR. S. SMITH:** Okay.

**CHAIR DAVIS:** But I'll make sure Staff has the information to reach out to you to see what are some of the things that need to be hashed out bef'...

**MR. S. SMITH:** Okay.

**CHAIR DAVIS:** ...before it gets to this stage.

**MR. S. SMITH:** Yes. And just one more thing. I wanna say, it's gonna generate a lot of revenue.

**CHAIR DAVIS:** Mhmm.

**MR. S. SMITH:** Because, not only these national artists and these local artists are bringing themselves, they're bringing other people.

**CHAIR DAVIS:** Mhmm.

**MR. S. SMITH:** And then you have national artists that can come here and may possibly wanna live here.

**CHAIR DAVIS:** Mhmm.

**MR. S. SMITH:** They may wanna do other things here as well.

**CHAIR DAVIS:** Thank you.

**MR. S. SMITH:** Thank you guys.

**CHAIR DAVIS:** Alright, sir. Ms. Charlotte Darville, if I got it right. Charlotte Darville. I apologize if I [stammer] if I got that wrong. I think it said Charlotte Darville.

**MS. C. DARVILLE:** That's right.

**CHAIR DAVIS:** Okay. Alright. I got something right today.

**MS. C. DARVILLE:** Um, good evening, everyone.

**CHAIR DAVIS:** Good evening.

**COUNCILPERSON PARDO:** [Inaudible].

**MAYOR MASTERS:** Good evening.

**MS. C. DARVILLE:** Charlotte Darville on, on West 20<sup>th</sup> Street. First of all, I'd just like to give a big thank you out to Public Works, um, Bryant. Uh, he is trying to help me again, on our street and he has been the only one that has reached out to me since I've been asking for things. Again.

Um, okay. We've been talking about pollution, contamination, how about our water? What's going on with our water? [Pause]. Anything been resolved? [Pause].

**CHAIR DAVIS:** We'll address it at the end once you finish speaking.

**MS. C. DARVILLE:** Anyone?

**CHAIR DAVIS:** We'll address all the questions that you have at the end. We'll make sure Staff address the questions publicly, once you're done but we won't go back and forth.

**MS. C. DARVILLE:** [Pause]. So, no one will answer that?

**CHAIR DAVIS:** We will answer once you, once you're done.

**MS. C. DARVILLE:** Oh, okay.

**CHAIR DAVIS:** With your comments and questions. Staff is...

**MS. C. DARVILLE:** Alright.

**CHAIR DAVIS:** ...jotting down notes now so to make sure they can get you a response when you're done.

**MS. C. DARVILLE:** Okay. I know, I started buying my animals bottled water and also getting us the big bottles of water and I have a rubber mat for my animals for their water bowls. When I use the City water, there's a nasty scum that gets on that mat. When I use the bottled water, it stays perfectly clean. [Pause]. So.

Um, also, I'd, I'd like to know if there has been anything been done about prostitutes out roaming the streets and sex offenders to protect our children? Um, I get notified when a

sex offender moves in within a certain mile radius of my home and there is a lot, a lot of them.

**CHAIR DAVIS:** [Whispering: I get the same notifications].

**MS. C. DARVILLE:** [Pause]. I guess that's it for tonight.

**CHAIR DAVIS:** Mr. Jones, can you please give an update as far as where we are with water, from someone from your Staff. Do we have anyone here [inaudible]?

**DEPUTY CITY MANAGER JONES:** Yes. Mr. Giles Rhoads is here. Giles, you can... Please come...

**CHAIR DAVIS:** Thank you for your comment.

**DEPUTY CITY MANAGER JONES:** ...to the mic and...

**CHAIR DAVIS:** He's gonna address your questions now. Thank you.

**MS. C. DARVILLE:** Thank you.

**DEPUTY CITY MANAGER JONES:** Give us an update as it relates to the water. As you know, Council, we have been providing daily testing results and the water has come back clean for several weeks now during the testing but Mr. Giles can speak more directly as it relates to the water.

**ASST. UTILITY DISTRICT DIRECTOR RHOADS:** Giles Rhoads, Assistant Director for the Utility District. For., since April 24<sup>th</sup> the Utility District has been doing daily monitoring of sampling points throughout the Utility District service area and its overall representation of the distribution system. Staff has gone out, tested for chlorine residual in the distribution system. The chlorine residual is monitored to make sure it is above the minimum standard and, if they do find a location that is below minimum standard, the distribution mains around the area are flushed, flushed through the fire hydrants to provide cleaner, newer water into the distribution. Results have been very good. Staff has done minor flushing. Typically, some flushing would be done on a few locations over the weekend, um, out in the outskirts area, near industrial areas that are kind of low use water over the weekend. The results from our monthly sampling, all the results have come back within, uh, the requirements of the Health Department and sampling has been going well as well.

**CHAIR PRO TEM MILLER-ANDERSON:** Chair?

**CHAIR DAVIS:** Go ahead, Councilwoman Anderson.

**CHAIR PRO TEM MILLER-ANDERSON:** Is the standard procedure to take a sampling and, if that sampling is not at, where it needs to be, we do flushing and we continue to do flushing until we get the sample that says that it's good?

**ASST. UTILITY DISTRICT DIRECTOR RHOADS:** Yeah. Under the observations of the Consent Order, we're working with the Health Department to do a daily monitoring and they have worked out a plan with us at a, at a certain level, um, where we will go through and flush until we've raised it up to 'X' level above the minimum standard. Um...

**CHAIR PRO TEM MILLER-ANDERSON:** So, we will always get a good sampling? Basically? It's gonna always come out the way it needs to come out?

**ASST. UTILITY DISTRICT DIRECTOR RHOADS:** Essentially, we'll have a target point where it will come out at the end of that sample after, after Staff makes it there. But...

**CHAIR PRO TEM MILLER-ANDERSON:** So, how, how do we get a true calculation of what the sample is if we're constantly flushing it to get the good result that...

**ASST. UTILITY DISTRICT DIRECTOR RHOADS:** Utilizing...

**CHAIR PRO TEM MILLER-ANDERSON:** ...we need?

**ASST. UTILITY DISTRICT DIRECTOR RHOADS:** ...the work that we're putting in right now, we're gonna develop an action plan for, uh, flushing that'll be used and utilized for specific locations within the distribution system that'll, that'll take part during, either daily or every third day in the distribution system that'll., that this, this flushing plan will keep a consistent level in the areas, along with operational changes that we're doing in our storage system, in our, our, uh, groundwater storage tank that curbed the peak hour demand that we have. We're doing a lot more operational rotational changes in the, in those tanks. Utilizing the flushing plan, we'll, we'll work at a target level where we even out the chlorine and we'll meet the minimum standard by using that.

**DEPUTY CITY MANAGER JONES:** I, I think the key is that we're, we're doing more operational changes in addition to flushing. Flushing is at the, at the, at the end point...

**CHAIR DAVIS:** Mhmm.

**DEPUTY CITY MANAGER JONES:** ...where the testing sampling points are located. But there are more operational issues like increasing the maximum amount of chlorine before it leaves the plant, lowering the towers where the water is instead of 20%, 40% and just doing a few other operational things helps keep the water fresher in the system.

**CHAIR PRO TEM MILLER-ANDERSON:** So, are we confident that these test results that we're getting, they're accurate and not skewed?

**DEPUTY CITY MANAGER JONES:** I feel we are and, as we stated earlier in the Utility District meeting, we will have random sampling done by an outside, independent company to verify that information...

**CHAIR PRO TEM MILLER-ANDERSON:** Are we...

**DEPUTY CITY MANAGER JONES:** ...for the Council.

**CHAIR PRO TEM MILLER-ANDERSON:** ...currently having an independent person...

**DEPUTY CITY MANAGER JONES:** No. I haven't had 'em...

**CHAIR PRO TEM MILLER-ANDERSON:** ...that...

**DEPUTY CITY MANAGER JONES:** I haven't had them come back in yet.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. So, it's...

**DEPUTY CITY MANAGER JONES:** But that's part...

**CHAIR PRO TEM MILLER-ANDERSON:** ...our people that...

**DEPUTY CITY MANAGER JONES:** ...of our plan.

**CHAIR PRO TEM MILLER-ANDERSON:** ...are doing...

**DEPUTY CITY MANAGER JONES:** Yes. Mhmm.

**CHAIR PRO TEM MILLER-ANDERSON:** ...the sampling at this point? The same people that were doing the..., weren't doing the samplings before?

**DEPUTY CITY MANAGER JONES:** It's the same people doing the sampling, under different supervision and under different protocols.

**CHAIR PRO TEM MILLER-ANDERSON:** Which...

**DEPUTY CITY MANAGER JONES:** We're...

**CHAIR PRO TEM MILLER-ANDERSON:** ...is what?

**DEPUTY CITY MANAGER JONES:** Well, the, the number one protocol change was not to wait until it reaches the minimum level before we start the flushing. We establish

the higher level to be the new minimum before we're in violation. Along with a couple other operation issues.

**CHAIR PRO TEM MILLER-ANDERSON:** Such as?

**DEPUTY CITY MANAGER JONES:** Lowering the water in our storage tanks and, um, increasing the level of chlorine before it leaves the plant.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. I just., I, I, I do want to make sure that those samplings that we're taking are, um, accurate and not being done with infidelity because I do understand that there's been a lot of flushing going on. I don't know if that's abnormal or they're continuing to take samples and if it's not what it needs to be, they could do something to make it change so that they can take another sample and it comes out the way that it needs to come out to make the City look good.

**ASST. UTILITY DISTRICT DIRECTOR RHOADS:** There'...

**CHAIR PRO TEM MILLER-ANDERSON:** I wanna make sure it's accurate.

**ASST. UTILITY DISTRICT DIRECTOR RHOADS:** There's actually been a very minimal [stammer] layer, level of flushing, um...

**CHAIR PRO TEM MILLER-ANDERSON:** Mhmm.

**ASST. UTILITY DISTRICT DIRECTOR RHOADS:** ...recently. The operational changes that Mr. Jones was discussing, we boosted the chloramines at the water treatment plant. We are rotating the water in the ground storage tanks, um, rotating more of it to make sure that there's no water aging inside those ground storage tanks that are used to, to curb the peak hour flows.

A third party actually samples for the bacteria. Uh, utility water plant operators collect the samples, they test for the residual in the sample collection. That, that data is copied down in a chain of command and sent with the, uh, the sample bottles to a lab who test for the bacteria levels, in the sample. Once the lab receives it, there's no chlorine left in the sample. There's a reagent in the sample bottle that kills any chlorine in the water. So that's the only reason they, they collect the residual data, the chlorine residual data at that time, on the chain of command and the third party reports the results to the Health Department.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay.

**CHAIR DAVIS:** Thank you.

**MAYOR MASTERS:** Mr. Chair?

**CHAIR DAVIS:** Go ahead, Mayor.

**MAYOR MASTERS:** Thank you, sir. Would you have... I mean, all that you said is great but it doesn't really answer the question of the lady, the previous speaker. Would you have someone from the, your department to go out to her home and see what's going on with the water cause she said it has some challenges? Would you check that out for her?

**ASST. UTILITY DISTRICT DIRECTOR RHOADS:** Yes, I will. I mentioned to her when I was walking up, I'd like to talk to her after I...

**MAYOR MASTERS:** Thank you. Appreciate that.

**ASST. UTILITY DISTRICT DIRECTOR RHOADS:** ...stepped away from the podium.

**MAYOR MASTERS:** Thank you.

**ASST. UTILITY DISTRICT DIRECTOR RHOADS:** You're welcome.

**MAYOR MASTERS:** Thank you, Mr. Chair.

**CHAIR DAVIS:** Thank you. At this time, that's the end of public comment.

**MS. M. BRABHAM:** I have a public comment card.

**CHAIR DAVIS:** Uh...

**MAYOR MASTERS:** I don't have it.

**CHAIR DAVIS:** You had a public comment card and you told me to write down the item down that you chose but you...

**MS. M. BRABHAM:** No. But I had one for 11 and 12 and I had a public comment card.

**UNK. AUDIENCE:** Me too.

**CHAIR DAVIS:** Who's me too? Come on up, Ms. Bram.

**MAYOR MASTERS:** While she's coming, the Mayor has brought two large pizzas for anybody wanna eat.

**MS. M. BRABHAM:** Mary Bram.

**MAYOR MASTERS:** [Inaudible].

**MS. M. BRABHAM:** Riviera Beach.

**CHAIR DAVIS:** Mhmm.

**MAYOR MASTERS:** It's here. [Inaudible].

**MS. M. BRABHAM:** Those was key pointers for E-Z Weld. We found some stuff. Underground tanks, contamination is stable, any further contamination we're addressing the problem, accountability. You all need that certification. You all need that DEP report. These are critical elements that this Board here needs because you.., this would be on your watch, if you want another Solitron or any other contamination in this City here, when we come before this, this City here, whether it exists while I'm here or after, we will hold you all responsible. And we will talk about it just like we're talking about the water. Flushing. They never tells you all when there's flushin', it comes right back. I'm not throwing any rocks but over on this side, we talk about our water. Like the residents say, 'It's strange, Ms. Bram. The Islanders don't come in there talking about theirs because they have that system over there.' But it's over here. It's over here. Even though our water supply line furnishes them too but they was made sure that they got all the adequate stuff that they needs over there and we're fighting for the same thing over here. We want no lesser. We want no lesser.

If you noticed this, because the residents have seen it. Stop playing us for, for fools here because we are no fools here. Those 40 sites? Has those 40 sites been, been posted? Have those 40 sites been posted. I agree with you, Ms. Miller. I agree with you because this is a detrimental situation here. It's time-out for the haves and the have-nots. If we're gonna be a City, we need to be united. We need to stop playing these games against each other. We need to look at everybody as being human beings because that's what we are. Ms. Hubbard made a comment about a independent dis'.., study. When the news broke about our water, they hastily got somebody to come in here, when we had that, that special meet and tell us, 'Oh, these sites here, we're doing these sites.' Stop playing these games with us. The residents is not crazy. We're not crazy, Ms. Bram not crazy. We see what is going on and what has gone on and we will hold everyone responsible. You all have not seen anything yet because we are upset.

Our land giveaway. I desire as well as the re'... We don't want another dollar store coming into this City here. You have one on Broadway, you have one on Congress there. That's all we're worth is a \$1.00?

[Beep]

**MAYOR MASTERS:** [Chuckle]

**MS. M. BRABHAM:** And contamination? We can do better. Let's do better here.

**CHAIR DAVIS:** Thank you.

**MS. M. BRABHAM:** Thank you.

**CHAIR DAVIS:** Ms. Larson.

**MS. B. LARSON:** Bonnie Larson. Staying with the water issue for just a moment. I believe I heard Mr. Beudet mention something about having a hydraulic model made. He didn't say who made it, he didn't say what it cost but that's just at the tip of the iceberg. The important thing is, who calibrates it. So that's just the tip, as far as cost, that's the tip of the iceberg but that is something we need but I didn't hear Mr. Giles mention that. And we do need an independent agency to monitor our water. Are letters being sent out when flushing is done? Flushing is a huge mess and people are supposed to be notified that that's gonna happen in their neighborhood. Is that happening? I don't know.

I have a lot of things tonight so I hope somebody writes these down cause I would like ques'.., I would like answers also. Um, oh, water pipe. Okay. Let's stick with that. We hear'.., we, we're getting letters, a lot of letters, recently from Ms. Jones, even though she's gone and it's saying that you might wanna sign up for this \$12 a month pipe maintenance prevention program. Never had this, ever before. I got two in two weeks. Same thing. We're paying for this. It's on Riviera Beach letterhead, it's 50 cents a stamp, minimum. Probably twice cause there's, like, several sheets in there so let's say that's a dollar, two envelopes and o'.., one of the Council people said this, this water problem might be your problem, with your pipes. No. Our infrastructure is old, we need to fix it and then we'll see whose, whose pipes are, are in the wrong. But why are we getting all these letters. Wh'.., is Riviera Beach getting a kickback from this? It must be. Why are we advertising for that company, for this \$12 maintenance thing? Like I said, two, two letters of the same thing in two weeks' time now.

A personnel manager. Alright. Why did we wait 'til a person has been gone a year before we get a replacement? We had a personnel manager, that was over a year. We knew that, um, our favorite person there in personnel. I'm sorry, I'm just getting tired here, um, was gonna leave. We knew she was gonna leave but we were absent a personnel manager for over a year. Why is that? Parks & Recreation, do we have anybody moni'.., do we have anybody in charge of that? Haven't seen an advertisement for it. Um, the Water Utility Director, are we only advertising in the Palm Beach Post? That's a very specialized position and a personnel manager knows that, he knows he should be advertising nationally for that. We're not gonna find somebody in Lake Park or Riviera Beach who could do that job. It's a very specialized job. So that, you're not doing your job if you're just putting it in your local newspaper.

Um [pause]. Okay. Hurricane season is coming upon us. I was sitting the other day at the base of the bridge and it was a little windy but not terrible. I remember a couple years ago when we had some hurricanes and those lights, light fixtures, on Blue Heron and Broadway were all laying on the ground sparking. We have thousands of people who need to evacuate Singer Island. So I'm sitting there looking at those lights and there were six traffic lights, they're swaying in the breeze. Just like I said, just a normal day. We need those long mast-arms to hold those, to hold those light fixtures up. There's one out on Congress and, uh, Blue Heron, look at that one. It's a very long one. That's what we need at that location. That's only two exits from Singer Island.

[Beep]

**MS. B. LARSON:** We need those lights secured. When you see 'em sparkin', layin' on the ground, that's a dangerous situation.

Thank you.

**CHAIR DAVIS:** Thank you, Ms. Larson. Now that's the end of public comment.

**11. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN SUBMITTAL FROM "E-Z WELD" TO DEVELOP 7.23 ACRES OF VACANT LAND AT 1301 PRESIDENT BARACK OBAMA HIGHWAY, IN ORDER TO CONSTRUCT A 131,944 SQUARE FOOT BUILDING FOR MANUFACTURING, PROCESSING, AND FABRICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**CHAIR DAVIS:** Next, we're gonna go back to Item 12 it relates..., that relates to Item 11, which was already tabled. So, can I get a motion to table that Item.

**CHAIR PRO TEM MILLER-ANDERSON:** I make a motion to table No. 12.

**CHAIR DAVIS:** Do I have a second?

**COUNCILPERSON DAVIS JOHNSON:** Second.

[Inaudible comment]

**CHAIR DAVIS:** Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes. Item No. 13.

**DEPUTY CITY CLERK BURGESS:** 13. ORDINANCE NO. \_\_\_\_\_ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 28 "SIGNS", ARTICLE III "CONSTRUCTION AND INSTALLATION STANDARDS", OF THE CITY'S CODE OF ORDINANCES, IN ORDER TO ESTABLISH THE BOUNDARY OF THE MARINA UPLAND AREA SIGN OVERLAY DISTRICT AND TO CREATE STANDARDS FOR THE INSTALLATION AND USE OF SIGNS WITHIN THE MARINA UPLAND AREA SIGN OVERLAY DISTRICT; PROVIDING FOR CONFLICTS, SEVERABILITY AND CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**CHAIR DAVIS:** Do we have a motion?

**COUNCILPERSON PARDO:** So moved.

**CHAIR DAVIS:** Do we have a second?

**CHAIR PRO TEM MILLER-ANDERSON:** Second for discussion for..., it's probably too late but I'm just looking at the time. Is this something..., are we going to extend the time cause I know we're not gonna get through this in five minutes.

**CHAIR DAVIS:** Let's, um...

**CHAIR PRO TEM MILLER-ANDERSON:** I mean, do we wanna start it or not start it and maybe do something we can finish...

**CHAIR DAVIS:** Yeah, [inaudible]...

**CHAIR PRO TEM MILLER-ANDERSON:** ...if we're not gonna extend the time?

**CHAIR DAVIS:** Well, let's, let's get a motion to, um, to extend the time now. Do we have any recommendations from the Board? The meeting ends at 10:00 o'clock. So.

**MAYOR MASTERS:** I think we should state how long we're gonna extend it, Mr. Chair.

**CHAIR DAVIS:** Yeah. That's... So, do...

**MAYOR MASTERS:** Cause we'll be here...

**CHAIR DAVIS:** ...we have a time...

**MAYOR MASTERS:** ...til midnight.

**CHAIR DAVIS:** ...thirty minutes? No. We're not gonna be here til midnight. That's not happening. The public done been through enough.

**MAYOR MASTERS:** I know I'm not gonna be here til midnight.

**CHAIR DAVIS:** Okay, then. So, 30 minutes?

**COUNCILPERSON DAVIS JOHNSON:** Motion to extend... what?

**CHAIR DAVIS:** Wanna extend it to 10:30?

**MAYOR MASTERS:** Is that good enough?

**COUNCILPERSON DAVIS JOHNSON:** 10:30.

**CHAIR DAVIS:** Do we have a second? [Pause]. Do we have a second? [Pause]. Okay. It died. So, someone needs to come up with a time.

**CHAIR PRO TEM MILLER-ANDERSON:** Um, I make a motion that we do not move on Item 13. If we have some community benefits that need to get in, maybe we can go through those for the last few minutes and then we end at that time. So maybe a, an extra 10 minutes? 10:10?

**COUNCILPERSON DAVIS JOHNSON:** Mr. Chair?

**CHAIR DAVIS:** Go ahead, Councilwoman Johnson.

**COUNCILPERSON DAVIS JOHNSON:** 13 and 14.

**CHAIR DAVIS:** 13 and 14.

**CHAIR PRO TEM MILLER-ANDERSON:** What do you mean 13 and 14?

**COUNCILPERSON DAVIS JOHNSON:** Well, you're saying not taking action on 13 and...

**CHAIR PRO TEM MILLER-ANDERSON:** That was the only one we were talking about, right? What number were we on?

**CHAIR DAVIS:** We're on, we're on 13 now.

**COUNCILPERSON PARDO:** Right. But we still have 14.

**CHAIR DAVIS:** First reading.

**COUNCILPERSON DAVIS JOHNSON:** Right. But we still have...

**CHAIR DAVIS:** We, we still have a lot...

**COUNCILPERSON DAVIS JOHNSON:** We still have 14.

**CHAIR DAVIS:** 14, 15...

**CHAIR PRO TEM MILLER-ANDERSON:** Well, no. I mean...

**CHAIR DAVIS:** ...16, 17.

**CHAIR PRO TEM MILLER-ANDERSON:** Well clearly I'm talking about all of 'em. I, I just didn't want us to start on 13 and we're stuck in the middle of it and it's time to stop.

**CHAIR DAVIS:** This is...

**CHAIR PRO TEM MILLER-ANDERSON:** That's the only reason I mentioned just 13. I mean, we're not gonna get through the rest of them...

**COUNCILPERSON DAVIS JOHNSON:** So, the rest...

**CHAIR PRO TEM MILLER-ANDERSON:** ...either.

**COUNCILPERSON DAVIS JOHNSON:** ...of the Agenda?

**CHAIR PRO TEM MILLER-ANDERSON:** Yeah. Yeah. But we were in the middle of that one. That's why I didn't want us to...

**CHAIR DAVIS:** So...

**CHAIR PRO TEM MILLER-ANDERSON:** ...go forward with it and get stuck in the middle of it.

**CHAIR DAVIS:** As it relates to 13 and 14. That's why I asked for a motion for 30 minutes because I'm pretty sure we can get through this Item and then go the...

**CHAIR PRO TEM MILLER-ANDERSON:** I don't know that is true because we've been on an hour almost on every...

**CHAIR DAVIS:** It's up to us...

**CHAIR PRO TEM MILLER-ANDERSON:** ...Item...

**CHAIR DAVIS:** ...you know

**CHAIR PRO TEM MILLER-ANDERSON:** ...we've done.

**CHAIR DAVIS:** If we have a lot of questions, we can just...

**CHAIR PRO TEM MILLER-ANDERSON:** That's what I'm...

**CHAIR DAVIS:** ...table it.

**CHAIR PRO TEM MILLER-ANDERSON:** ...saying. If we're, we're not gonna put in our due diligence with the question cause we're under the gun of trying to get through some..., the time. I mean, is that what we wanna do? Whatever you all wanna do is fine with me but I'm just...

**CHAIR DAVIS:** This is...

**CHAIR PRO TEM MILLER-ANDERSON:** ...thinking in the...

**CHAIR DAVIS:** This is a pretty simple Item. Let's hear it and once he does his pre'... It's very simple.

**CHAIR PRO TEM MILLER-ANDERSON:** I don't know if you can say...

**COUNCILPERSON DAVIS JOHNSON:** [Chuckle].

**CHAIR PRO TEM MILLER-ANDERSON:** ...that for sure.

**CHAIR DAVIS:** But we gotta get a motion on the floor to what you all wanna do.

**CHAIR PRO TEM MILLER-ANDERSON:** I., my motion was to extend 10 minutes and go through community benefits and, and...

**COUNCILPERSON HUBBARD:** Second.

**CHAIR PRO TEM MILLER-ANDERSON:** And then we would have to bring the other Items back.

**COUNCILPERSON HUBBARD:** Second.

**CHAIR DAVIS:** Go ahead.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes.

**MR. F. LOZMAN:** Point of order. I need an address before I leave here.

**CHAIR DAVIS:** No. That's not the proper form, Mr. Lozman.

**MR. F. LOZMAN:** I got No. 19 [inaudible].

**CHAIR DAVIS:** Let's go. Item No. 13. Mr. Gagnon.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes. And, and just for, uh, just a point of information, Item 14 and 15 are associated with a time sensitive grant Item for the CDC. So, just wanted to bring that to the Board's attention. They..., that's probably the simplest of the two Items. So, if, if anything, skip this Item and, and...

**CHAIR DAVIS:** Okay.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...move to 14 and 15. And I can go through those very rapidly.

**CHAIR DAVIS:** Okay.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** If that pleases the Board.

**CHAIR PRO TEM MILLER-ANDERSON:** So I need to rescind my motion?

**CHAIR DAVIS:** No. Just put another motion on the floor. For Item 13.

**CHAIR PRO TEM MILLER-ANDERSON:** To do what?

**CHAIR DAVIS:** Whatever you wanna do with it, you can just table it.

**CHAIR PRO TEM MILLER-ANDERSON:** Table what?

**CHAIR DAVIS:** Because we wanna get to 14 and 15. They're very simple. It'll take about 5 minutes.

**CHAIR PRO TEM MILLER-ANDERSON:** I just made a motion to do, uh, extend for 10 minutes and do the community benefits only.

**COUNCILPERSON PARDO:** Right.

[Inaudible comments]

**CHAIR DAVIS:** No. You said to finish Item 13 and then go to Community Benefits.

**COUNCILPERSON HUBBARD:** No.

**CHAIR DAVIS:** Okay.

[Inaudible comments]

**CHAIR DAVIS:** Well, this, this is what I suggest because this is time sensitive, Item 14 and 15. It shouldn't take more than five minutes because this is a very si'.., very simple, extremely simple. It won't get any simpler. Believe me, it is.

**CHAIR PRO TEM MILLER-ANDERSON:** And so... Attorney, Mr. Torcivia? In order to make this correct, what, what do we need to do if he's trying to change it now?

**MR. A. TORCIVIA:** Well, two things. First, I think, you've already made a motion to extend 10 minutes.

**CHAIR PRO TEM MILLER-ANDERSON:** Mhmm.

**MR. A. TORCIVIA:** So that's taken care of. Second'll be just a motion to reorder the Agenda to take 14 and 15 before 13.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay.

**MR. A. TORCIVIA:** Is that your...

[Inaudible comment]

**CHAIR DAVIS:** Correct.

**MR. A. TORCIVIA:** Yeah.

**CHAIR DAVIS:** 14 and 15.

**MR. A. TORCIVIA:** 14 and 15 before 13. And then then when you get to 13 [inaudible].

[Inaudible whispering]

**COUNCILPERSON HUBBARD:** To table 13.

**CHAIR PRO TEM MILLER-ANDERSON:** I, can I ask a question, Chair? What, what is the time sensitive...?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** It's associated with grant funding through...

**CHAIR PRO TEM MILLER-ANDERSON:** But what's, what's the deadline?

[Inaudible comments]

**CHAIR PRO TEM MILLER-ANDERSON:** I mean, because we have a CRA meeting next Wednesday, right? Is it need to be done before then?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** It actually pertains to City Council action.

**CHAIR PRO TEM MILLER-ANDERSON:** But I was gonna see if we can do a, a City Council meeting right before the CRA meeting. If that.., I mean, I don't know if that... I mean, it's either a...

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I want...

**CHAIR PRO TEM MILLER-ANDERSON:** ...yes or no.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I want the Board to have enough time to discuss it but, in all honesty, these are two very small parcels...

**CHAIR PRO TEM MILLER-ANDERSON:** Uhuh.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...of land for single family homes.

**CHAIR PRO TEM MILLER-ANDERSON:** Mhmm.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** This is really almost a housekeeping type of Item. So.

**CHAIR PRO TEM MILLER-ANDERSON:** So why didn't that... Now that's something that should've been...

**COUNCILPERSON PARDO:** Been on...

**CHAIR PRO TEM MILLER-ANDERSON:** ...under Consent.

**COUNCILPERSON PARDO:** ...Consent.

**CHAIR PRO TEM MILLER-ANDERSON:** If that's the case.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Well, it, it couldn't be just because of the nature of the Items.

**CHAIR DAVIS:** Yeah. Because it's coming from the CRA..

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Cause it is dealing with a...

**COUNCILPERSON DAVIS JOHNSON:** Right.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** It's an ordinance on first reading.

**CHAIR PRO TEM MILLER-ANDERSON:** I'll do however you need to do. Go ahead. However you wanna do it.

**CHAIR DAVIS:** Just make a motion reordering 14 and 15 before 13. Can we get that motion on the floor?

**COUNCILPERSON DAVIS JOHNSON:** So move.

**CHAIR DAVIS:** Do we have a second?

**COUNCILPERSON HUBBARD:** Second.

**CHAIR DAVIS:** Thank you. Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

[Pause]

**COUNCILPERSON PARDO:** No.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes.

**DEPUTY CITY CLERK BURGESS:** That motion passed with Councilperson Pardo dissenting.

**CHAIR DAVIS:** So we'll move to Item 14 now.

**COUNCILPERSON PARDO:** This motion was totally irrelevant.

**DEPUTY CITY CLERK BURGESS:** 14. ORDINANCE NO. \_\_\_\_\_ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE CITY'S FUTURE LAND USE DESIGNATION FOR THE PROPERTIES LOCATED AT 301 AND 313 WEST 13TH STREET, APPROXIMATELY 0.22 ACRE OF LAND, FROM A COMMUNITY FACILITIES DESIGNATION TO A MEDIUM DENSITY MULTIPLE FAMILY RESIDENTIAL DESIGNATION, IN ORDER TO FACILITATE THE DEVELOPMENT OF TWO NEW SINGLE FAMILY STRUCTURES; AND PROVIDING FOR AN EFFECTIVE DATE.

**COUNCILPERSON PARDO:** So moved.

**COUNCILPERSON DAVIS JOHNSON:** Second.

**CHAIR DAVIS:** Thank you.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Thank you, Board for doing this. Once again, Jeff Gagnon, Assistant Director of Community Development. On the screen currently, shows the two parcels of land that are being discussed which is 301 and 313 West 13<sup>th</sup> Street. These are the two parcels highlighted. What we're looking to do is modify both the future land use and then the following Item is a rezoning in association with a CDC single family development Infill Housing Program. So, again, as shown by the arrow here, this is a view of the property facing south. So the property was legally posted. And, as shown here, the current future land use designation is community facilities and that will be changed to the multi-family residential future land use.

Again, this is ordinance on first reading so it'll come back on second reading to the Board. [Pause]. That concludes my presentation.

**COUNCILPERSON HUBBARD:** Mr. Chair?

**CHAIR DAVIS:** Go ahead.

**COUNCILPERSON HUBBARD:** What, what community facilities were proposed for that land and also how long ago was, was that changed to a community facility?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I, I think the original intent was..., it was before I began working with the City but I believe a, a school was planned at that site and those plans have long since been abandoned. So, it probably was 10 plus years ago that location had the community facility designation but I think it's much more well-suited to, you know, have single family units there and really become part of the community and, and network in the neighborhood.

**COUNCILPERSON HUBBARD:** Okay.

**CHAIR DAVIS:** Anyone else on the Board?

**MR. F. LOZMAN:** I have a public comment card.

[Pause]

**UNK:** [Inaudible].

**CHAIR DAVIS:** This is Item No... This is Item No. 16. He has..., is that a 4 or a 6. Mr. Fane Lozman. He does have a comment card. It looked like a 6.

[Inaudible comment]

**MR. F. LOZMAN:** Fane Lozman. For the record, I don't believe anything this gentleman says. I'm gonna tell you why. Because Mr. Gagnon has been blatantly violating Florida Statute 192.0105 by not providing me an address pursuant to the taxpayer's Bill of Rights. And he mocks me. I go down there, I talk to him, I talk to Rengel, I talk to McKinney. I show him the letter from Gary Nikolits saying he has to mail my tax bill to my address and he thinks it's a big joke so...

[Inaudible comment]

**MR. F. LOZMAN:** ...I have no in'...

[Inaudible comment]

**MR. F. LOZMAN:** This man [inaudible]...

**CHAIR DAVIS:** Mr. Lozman.

**MR. F. LOZMAN:** I'm gonna...

**CHAIR DAVIS:** Make all your comments...

**MR. F. LOZMAN:** ...talk about this Item.

**CHAIR DAVIS:** ...to this Item.

**MR. F. LOZMAN:** This man doesn't have any integrity to be making a representation to this Board tonight and I should've pointed this out earlier tonight. Matter of fact, you should be fired from the City for breaking state law.

**CHAIR DAVIS:** Mr. Lozman, direct all your comments...

**MR. F. LOZMAN:** But...

**CHAIR DAVIS:** ...to the microphone.

**MR. F. LOZMAN:** But besides that, my comments regarding this project is, I am not satisfied as far as the first come, first serve who's gonna get these two houses. Okay? I, I'm not satisfied with the backup as to how are we gonna give these two houses? How's that gonna happen? You know, it says, 'Oh, first come, first serve.' What's that mean? It's gonna go somebody's buddy, are we gonna put names in a hat? And the other thing I'm not satisfied about is, these are public dollars. Why aren't we making these more than two units? Why aren't we making them two flats, four flats? Has anybody tried to consider we have a lot of homeless people out here? We have a lot of people in substandard housing? Can't we try to maximum these public dollars to get as many nice units as we can on those two acres?

You know, these are questions we need to ask somebody who's the head of Community Development. I see she hasn't been around for the last few meetings either. Do department heads have to come to these meetings, like, McKinney, like the police chief? Where are they? Where's our assistant police chief tonight? He's not even showing up here. I'm not happy with the way it's being run by our Interim City Manager, these meetings. I'm not happy with the presentation, the integrity from this guy either.

So, I think we need to table this Item and get some of these answers first. You wanna table other Items or, or bring somebody in who has some integrity cause you don't.

**CHAIR DAVIS:** Mr. Lozman, please keep your comments directed to the Item. Staff will remain professional at all times, no matter what people say and do.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes, sir.

**CHAIR DAVIS:** Mr. Gagnon... Just one minute. Mr. Gagnon, before we go, I don't see any public comment cards, at this time, from anyone who's raising their hand, as it regards this Item. Oh, you scratched it off. You had 15.

**MS. M. SHEPPARD:** [Inaudible].

**CHAIR DAVIS:** Okay. Come, Ms. Sheppard.

**MAYOR MASTERS:** While she's coming, Madam, Mr. Chair.

**CHAIR DAVIS:** No.

**MAYOR MASTERS:** The assistant chief is in the room. He was in the other room. He, he is here.

**MS. M. SHEPPARD:** Margaret and Sh'...

**CHAIR DAVIS:** [Inaudible].

**MS. M. SHEPPARD:** Margaret and Sheppard. Margaret Sh'..., I'm tired. Margaret Sheppard, Riviera Beach. This is not about really integrity, it's about beautifying our City. We have a house over on 7<sup>th</sup> Street and, I think, the one built on 13<sup>th</sup> Street and those houses are being well-constructed. I had a chance to go to the one on 7<sup>th</sup> Street and sitting on Planning & Zoning, we all said that this was a good idea. I think the City..., a couple of the City employees have, um, a couple of the houses and, and trust me, the way the process is, Mrs..., Mrs. Davis, the process is being handled by the CDC and the CRA is impeccable. I think they go by the book and I urge you to pass this ordinance. I'm speaking on both of them to conserve time.

Thank you, Mr. Chair.

**CHAIR DAVIS:** Thank you so much. And Ms. Larson is the last person. Ms. Larson, next time you can just write all of them on one item. Just asking.

**MS. B. LARSON:** Write all of what?

**CHAIR DAVIS:** All the items... You had a card for every last one. If you could just write 'em all down...

**MS. B. LARSON:** Oh, okay.

**CHAIR DAVIS:** ...and I'll make sure I keep that card in my hand.

**MS. B. LARSON:** Okay.

**CHAIR DAVIS:** Thank you.

**MS. B. LARSON:** Okay. Bonnie Larson. This is why we need CRA meetings. This could of all been, been explained to us. Are these houses being built by the CRA, paid for by the CRA? And it, and who are they going to? I know who they're going to. This is not like a, it's not like a lottery or something, we know who those houses are going to. So is this fair to everybody in Riviera Beach? Absolutely not. But who's paying for

these houses and how did this come about and..., just, we need to know these things and it should've been brought up at a CRA... Now, you're in a time crunch again. Now you're being put under the pressure. You gotta vote tonight because, in two days or so, it's, it's too late. So, we need the CRA meetings and we need to know who's building these houses, who's paying for them and who's gonna be living there? Because we know who's gonna be living there.

Thank you.

**CHAIR DAVIS:** Okay, Mr. Gagnon. That's the end of public comment. Are there any more questions from the Board? [Pause]. Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes.

**COUNCILPERSON PARDO:** [Inaudible].

**CHAIR PRO TEM MILLER-ANDERSON:** Did we go 10 minutes?

**CHAIR DAVIS:** So, do we, uh, can we have a motion... Because that was 10 minutes, correct? Councilwoman Anderson? On that motion that you requested? That was 10 minutes.

**CHAIR PRO TEM MILLER-ANDERSON:** Well, my motion wasn't the one we went with.

**CHAIR DAVIS:** For the time?

**CHAIR PRO TEM MILLER-ANDERSON:** We didn't put a time I don't think.

**CHAIR DAVIS:** We did. You said 10 minutes.

**CHAIR PRO TEM MILLER-ANDERSON:** I said 10 minutes but I said something different and we didn't go with my motion.

**COUNCILPERSON PARDO:** Right. Even though it passed.

**CHAIR PRO TEM MILLER-ANDERSON:** Somebody else had...

**COUNCILPERSON HUBBARD:** It passed.

**CHAIR PRO TEM MILLER-ANDERSON:** ...a motion.

**COUNCILPERSON PARDO:** It passed.

**CHAIR DAVIS:** For 10 minutes, yeah. So, can someone put another motion on the floor, um, another 10 minutes.

**COUNCILPERSON HUBBARD:** Okay. I move that we extend this meeting for another 15 minutes.

**CHAIR DAVIS:** 10:30?

**COUNCILPERSON HUBBARD:** I don't even know what time it is.

**CHAIR DAVIS:** Cause right now it's 10:12, now.

**COUNCILPERSON HUBBARD:** To 10:30. I move that we extend this meeting to 10:30.

**CHAIR DAVIS:** Thank you. We should be done before that but...

[Inaudible]

**CHAIR PRO TEM MILLER-ANDERSON:** But if you finish before that, you gotta finish going down the Agenda.

**CHAIR DAVIS:** No we don't. Just adjourn the meeting. You ain't gotta do that.

[Inaudible comments]

**CHAIR PRO TEM MILLER-ANDERSON:** They have a motion? Anybody have a motion?

**CHAIR DAVIS:** She made the motion.

**COUNCILPERSON HUBBARD:** Nobody second it.

**COUNCILPERSON DAVIS JOHNSON:** I second... [Inaudible].

**CHAIR DAVIS:** You second it? Please second the...

**COUNCILPERSON DAVIS JOHNSON:** Second.

**CHAIR DAVIS:** Second.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** No.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** No.

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

**CHAIR DAVIS:** Yes.

**DEPUTY CITY CLERK BURGESS:** That motion passed with Councilperson Pardo, Davis Johnson... I'm sorry. Councilperson Pardo, Miller-Anderson dissenting.

**CHAIR DAVIS:** Okay. Item No. 15.

**DEPUTY CITY CLERK BURGESS:** 15. ORDINANCE NO. \_\_\_\_\_ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE CITY'S ZONING MAP DESIGNATION FOR THE PROPERTIES LOCATED AT 301 AND 313 WEST 13TH STREET, APPROXIMATELY 0.22 ACRE OF LAND, FROM A COMMUNITY FACILITY DESIGNATION TO A DOWNTOWN RESIDENTIAL DESIGNATION, IN ORDER TO FACILITATE THE DEVELOPMENT OF TWO NEW SINGLE FAMILY STRUCTURES; AND PROVIDING FOR AN EFFECTIVE DATE.

**COUNCILPERSON PARDO:** So moved.

**COUNCILPERSON DAVIS JOHNSON:** Second.

**CHAIR DAVIS:** Mr. Gagnon.

[Inaudible comments]

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes, sir.

**CHAIR DAVIS:** Are these the same two properties?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Again, the same two...

**UNK:** Mhmm.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** ...parcels so this is the zoning component to match the future land use.

**CHAIR DAVIS:** Okay.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** And this is, again, the current zoning map with the community facility designation and the future zoning designation would be downtown residential.

**COUNCILPERSON PARDO:** Just...

**CHAIR DAVIS:** Any other questions?

**COUNCILPERSON PARDO:** Yeah.

**CHAIR DAVIS:** Councilwoman...

**COUNCILPERSON PARDO:** Mr. Chair.

**CHAIR DAVIS:** ...Pardo.

**COUNCILPERSON PARDO:** So it's just for these two parcels?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes, ma'am.

**COUNCILPERSON PARDO:** Correct? Everything else stays the same?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Yes.

**COUNCILPERSON PARDO:** Okay.

**COUNCILPERSON HUBBARD:** When you said future down.., future, future designation. That means anything that comes after these two parcels as well.

**CHAIR DAVIS:** No.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** I'm, I'm sorry?

**COUNCILPERSON HUBBARD:** When you said future, she... She asked was it just for these two parcels. In your wording in the Item, it said, 'For future designation.' So, are we talking solely for these two Items or will the future designation of that area be downtown residential? [Inaudible].

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** So, there, there's two different maps. There's a future land use map, which was the first Item.

**COUNCILPERSON HUBBARD:** Right.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** And then this is the zoning map which is complimentary to the future land use map.

**COUNCILPERSON HUBBARD:** Yes.

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** So, both map changes are just for these two parcels. Only for these two parcels.

**COUNCILPERSON HUBBARD:** Okay. So, for this.., for this particular parcel of land... Now say you decided to create the development that you talked about a few minutes ago with C'.., with the CDC? What is the rest of that land gonna be zoned as?

**ASST. COMMUNITY DEVELOPMENT DIRECTOR GAGNON:** Everything else will remain as is. So, as, as shown currently on the screen, adjacent properties that have a downtown residential zoning designation will remain that way. There's also adjacent community facility zoning designation and there's also a downtown general zoning designation that's adjacent.

**COUNCILPERSON HUBBARD:** Okay. Thank you.

**CHAIR DAVIS:** Anyone else from the Board? [Pause]. Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes. Next, we're going to Item No. 20 of the Community Benefits.

**MR. A. TORCIVIA:** I'm sorry, Mr. Chair. Item 13, you, you reordered 14 and 15 before 13. I think you're back at 13 unless you wanna postpone that again.

**COUNCILPERSON HUBBARD:** I move that we table Item 13.

**COUNCILPERSON DAVIS JOHNSON:** Second.

**CHAIR DAVIS:** That's to the next meeting?

**COUNCILPERSON HUBBARD:** Yes.

**CHAIR DAVIS:** Okay. It's been properly moved and second. Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes. Now, we go down to Community Benefits requests.

**CHAIR PRO TEM MILLER-ANDERSON:** Don't you have to continue going...

**COUNCILPERSON PARDO:** What about...

**CHAIR PRO TEM MILLER-ANDERSON:** ...in order or no?

**COUNCILPERSON PARDO:** ...Item 16.

**CHAIR DAVIS:** Oh.

**CHAIR PRO TEM MILLER-ANDERSON:** 16.

**CHAIR DAVIS:** No. You said table everything else exceeding those...

[Inaudible comments]

**CHAIR DAVIS:** Oh. That's the first motion? Okay.

**COUNCILPERSON DAVIS JOHNSON:** That was the first motion?

**CHAIR DAVIS:** Yes. That was the fir'..., that was the first motion.

**COUNCILPERSON DAVIS JOHNSON:** The first motion was to table to everything...

**CHAIR DAVIS:** Table everything. And then we put a motion to bring back those particular two items in reordering.

**MR. A. TORCIVIA:** I thought it was just reordering.

**COUNCILPERSON PARDO:** And then the last motion...

**MAYOR MASTERS:** Maybe [inaudible]...

**COUNCILPERSON PARDO:** ...was to go...

**MR. A. TORCIVIA:** I thought it was just reordering.

**COUNCILPERSON PARDO:** ...until 10:30.

**CHAIR DAVIS:** Mm.

**COUNCILPERSON PARDO:** Go to 10:30.

**COUNCILPERSON DAVIS JOHNSON:** Councilwoman Miller-Anderson. What was your original motion? I'm sorry, may [inaudible]...

**CHAIR PRO TEM MILLER-ANDERSON:** My original, original motion?

**COUNCILPERSON DAVIS JOHNSON:** Your original motion?

**CHAIR PRO TEM MILLER-ANDERSON:** Was to extend for 10 minutes and do Community Benefits only.

**COUNCILPERSON DAVIS JOHNSON:** Tabling everything else?

**CHAIR PRO TEM MILLER-ANDERSON:** Mhmm.

**COUNCILPERSON DAVIS JOHNSON:** Okay.

**MR. A. TORCIVIA:** Okay.

**COUNCILPERSON DAVIS JOHNSON:** So that's the motion that passed.

**MR. A. TORCIVIA:** Okay.

**CHAIR PRO TEM MILLER-ANDERSON:** But, didn't it come back with two more motions since then?

[Sigh]

[Inaudible comments]

**CHAIR DAVIS:** Yeah. [Chuckle]. Okay. The motion was to reorder 14 and 15, after she made the recommendation that mo'..., that was the second motion but it wasn't specified what was gonna happen to the rest of it after we reordered. So that means that we need to take up an action for all the Items up until Community Benefits at this time. So, what'd you recommend?

**MR. A. TORCIVIA:** Table.

**CHAIR DAVIS:** Okay. So that's Items 16 through 19. We have a motion to defer those Items to the next Council meeting?

**COUNCILPERSON PARDO:** So moved.

**CHAIR DAVIS:** Do we have a second?

**CHAIR PRO TEM MILLER-ANDERSON:** Second. Wait.

**COUNCILPERSON DAVIS JOHNSON:** Second.

**CHAIR DAVIS:** Properly moved and second.

**CHAIR PRO TEM MILLER-ANDERSON:** But we have.., you still have your 25. What are we gonna do with 25? No. 25?

**COUNCILPERSON HUBBARD:** [Inaudible].

**CHAIR DAVIS:** We'll address it when we get there. We haven't got to that point in the Agenda. It's after Community Benefits so we can address it then. [Inaudible].

**COUNCILPERSON HUBBARD:** I see what it is. One [inaudible].

**CHAIR DAVIS:** [Inaudible].

**COUNCILPERSON DAVIS JOHNSON:** Mr. Chair?

**CHAIR DAVIS:** Councilwoman Anderson.., I mean, Johnson.

[Chuckles]

**CHAIR DAVIS:** Ya'll got two names, [inaudible]. Davis Johnson.

**COUNCILPERSON DAVIS JOHNSON:** Am I understanding that the motion is to table everything with the exception of Community Benefits, so that would be everything that's in 20 through 24?

**UNK. AUDIENCE:** [Inaudible].

**CHAIR DAVIS:** Correct.

[Inaudible]

**COUNCILPERSON DAVIS JOHNSON:** And adjourn after that?

**CHAIR DAVIS:** Yes, ma'am. Madam Clerk.

**MR. A. TORCIVIA:** [Inaudible] second.

**COUNCILPERSON HUBBARD:** 25?

**CHAIR DAVIS:** Does the second still stand.

**COUNCILPERSON HUBBARD:** Second for question. Are we not gonna include 25 in that or did you deliberately...

**CHAIR DAVIS:** No.

**COUNCILPERSON HUBBARD:** ...leave it out.

**COUNCILPERSON DAVIS JOHNSON:** No. I was... No. I was thinking that...

**COUNCILPERSON HUBBARD:** 24 was...

**COUNCILPERSON DAVIS JOHNSON:** ...I was gonna...

**COUNCILPERSON HUBBARD:** ...the last one?

**COUNCILPERSON DAVIS JOHNSON:** No, no. Councilwoman Miller-Anderson said let's do every'.., let's table everything with the exception of Community Benefits and so that falls outside of Community Benefits. So, that should take us to 10:30 because we're extended to 10:00.., to 10:30 and then we would pick up the representatives and alter'.., alternate representatives to the various boards and committees at the next meeting.

**COUNCILPERSON HUBBARD:** Right. Okay.

**COUNCILPERSON DAVIS JOHNSON:** Good?

**COUNCILPERSON HUBBARD:** Let's go.

**CHAIR DAVIS:** Mayor got some pizza in the back.

**COUNCILPERSON HUBBARD:** [Inaudible].

**COUNCILPERSON DAVIS JOHNSON:** [Chuckle].

**CHAIR DAVIS:** Got some food. Alright. Go ahead.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes. Now, we can go to Item, um, No. 20.

**Community Benefits Requests.**

**CHAIR DAVIS:** So, we have Nelson's Outreach Ministries for \$480 from Councilwoman Hubbard to sponsor four youth for the summer camp of 2016, June 6<sup>th</sup> through August 12<sup>th</sup>, to cover the costs of the afterschool, food, transportation, field trips, entrance fees to various movies, theme parks and museums. Do I have a motion?

**CHAIR PRO TEM MILLER-ANDERSON:** So move.

**COUNCILPERSON PARDO:** Second.

**CHAIR DAVIS:** Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes. 21. The Family Development Center, Inc., \$500 from Councilperson Lynne Hubbard to defray the expenses for 2016 summer camp for youth of Riviera Beach.

**CHAIR PRO TEM MILLER-ANDERSON:** So move.

**COUNCILPERSON DAVIS JOHNSON:** Second.

**CHAIR DAVIS:** Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes. Item No. 22. RBHA Fund, Inc. \$2,000, for Mayor Masters, \$500 for Chair Pro Tem KaShamba Miller-Anderson, \$1,000 for Councilperson Lynne Hubbard for sponsorship of June 10<sup>th</sup>.., Juneteenth Celebration presented by the Riviera Beach Housing Authority featured live entertainment and the history and plans for the future of the Housing Development in the City of Riviera Beach, Friday, June 10, 2016 at 6:00 p.m.

**CHAIR PRO TEM MILLER-ANDERSON:** So move.

**COUNCILPERSON DAVIS JOHNSON:** Second.

**CHAIR DAVIS:** Okay. Madam Clerk.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes. [Chuckle]. 23. FAMU, Palm Beach County. \$250 from Councilperson Lynne Hubbard for a college trunk sending off event for five students entering college in fall 2016.

**COUNCILPERSON DAVIS JOHNSON:** So move.

**CHAIR PRO TEM MILLER-ANDERSON:** Second.

**MR. F. LOZMAN:** I have a card in on 23.

**CHAIR DAVIS:** Yes. That is correct. Mr. Lozman. You got 23 and 24.

**MR. F. LOZMAN:** That's right. Fane Lozman. I don't have an address even though I'm the largest property owner in Singer Island. I think it's disgraceful that this Council is going out to give \$250 to five students who are not taxpayers in the City. I'm a taxpayer and this is taking priority over the oath of office that the five of you took to uphold state law but you have a City Manager and you have Jeff Gagnon that are blatantly violating state law. I can't ap'.., I cannot support giving any money to anybody until we deal with the life certain, with a life safety issue involving me and my guests and everybody up there violating the f'.., the Florida statute. You raise your right hand, you say you're gonna uphold the law. I've pointed out you got a City Manager, you got an assistant, uh, whatever he does, violating the law and now you're signing off on it and you're blowing off Item No. 19 to give \$250 to somebody? Those are my taxpayer dollars that are going to that. I pay taxes. I own over 60 acres on Singer Island. Two years I haven't gotten an address from a little game that's been going on between Pardo, Gagnon, McKinney, Rengel, Danny Jones. The Mayor tried to intervene, KaShamba Miller tried to intervene. Now it's more important to give \$250 to five nobody's, we don't know who, who they are then to give me my address?

You know, you are breaking the law. You've been put on notice, the five of you. You're allowing your Staff to break the Florida Taxpayer Bill of Rights. I gave you a copy of a letter from Gary Nikolits. He says he needs to send my tax bill to an address. I don't have an address two years later. What do you want me to do? The City has spent \$14,000 fighting to stop me from getting an address with Richard Geraldman [sp] law firm. We're gonna spend another \$50,000 but instead we're worried about five students for \$250? That is not going to cut it. You know, I, I, I vote that we don't give any money to anybody until we control the litigation costs and give me an address tonight.

[Inaudible background comments]

**CHAIR DAVIS:** Just for the record, Florida AM University does, um, this organization does send students off that are from Riviera Beach. If I'm correct, Councilwoman Hubbard, you.., did you go to FAMU?

**COUNCILPERSON HUBBARD:** Yes.

**CHAIR DAVIS:** So did I. Alright. Next, we have Item 24.

**COUNCILPERSON PARDO:** No. You have... I don't think we voted.

**CHAIR DAVIS:** Oh, take the vote. I apologize. 24 23, yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes. The next organization we have for Item 24 which is STAY which is Save the African American Youth for \$500, Councilperson Hubbard, a request for funding for mentoring program to save the African American youth. We have one public comment from Mr. Fane Lozman.

**COUNCILPERSON HUBBARD:** Oh my God.

[Chuckle]

[Inaudible background comments]

**MR. F. LOZMAN:** Will you distribute those to the Council Members, please? I just gave your assistant, I don't know if she's the City Clerk or what over there. Fane Lozman. A document to hand out to you. It says, 'To fund a mentoring program to save the African American youth.' What about to see that I have an address so that when people visit my property, they can be saved if they have a heart attack or they hurt themselves because, right now, the police and fire department can't come to my property cause there's no address in the computer aided dispatch system even though, if you look in that letter, the property appraiser says I need an address for those purposes. Not only to send the tax bill but to get police and fire dispatch system, which I don't get. But yet, we're worried now about giving \$500 to save the African American youth. That's all well and good but for a taxpayer who's spending thousands of dollars

in taxes, I'd like to be able to save my life and some of my guests' life first. You know? It shouldn't have to come to this where Ms. Miller had to put this on Item 19 to be balanced. You should know what the state law is. That's your job. Your job is to follow the law. I've given all of you what the Florida law is. Gary Nikolits has given you what the law is for the State of Florida, yet, you're letting Gagnon and McKinney violate the law by not giving addresses. The property right next to me has a mailbox with an address, Dan Taylor. I'm right next to him but you won't give me an address, he won't give me an address, Rengel won't give me an address. What do we have to do, sue everybody in this whole dais up there to get an address? I'm not gonna sit here and have my life at risk and my guests' life at risk while you're laughing up there Torcivia, cause it's not funny. Okay? I don't even know why you're up there. Did anybody make a motion for him to sit up there tonight? Where's the Assistant City Attorney? Did anybody make a motion before the meeting started cause I wasn't here when it started. How is he sitting up there? Did we go out for competitive bid to get different law firms to sit up there or we just magically chose him?

You know, I want an address before we leave tonight. Period. For my five properties that I own on Singer Island.

**CHAIR DAVIS:** Okay. Now we can take the vote for Item No. 24.

**DEPUTY CITY CLERK BURGESS:** Councilperson Pardo?

**COUNCILPERSON PARDO:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Hubbard?

**COUNCILPERSON HUBBARD:** Yes.

**DEPUTY CITY CLERK BURGESS:** Councilperson Davis Johnson?

**COUNCILPERSON DAVIS JOHNSON:** Yes.

**DEPUTY CITY CLERK BURGESS:** Pro Tem Miller-Anderson?

**CHAIR PRO TEM MILLER-ANDERSON:** Yes.

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

**CHAIR DAVIS:** Yes. So we got through Community Benefits. 25 has been pushed back to the...

**COUNCILPERSON PARDO:** Four minutes left.

**CHAIR DAVIS:** ...next meeting. Do any...

## STATEMENTS BY THE MAYOR

**CHAIR DAVIS:** Do we have any comments from the Mayor's office? Okay. He's gone.

## DISCUSSION BY CITY MANAGER

## DISCUSSION BY CITY ATTORNEY

**CHAIR DAVIS:** Any comments from Staff? [Pause].

**COUNCILPERSON DAVIS JOHNSON:** [Inaudible] to the next meeting.

## STATEMENTS BY THE CITY COUNCIL

**CHAIR DAVIS:** Any comments from the Council?

**COUNCILPERSON HUBBARD:** One comment from me. Okay. Let's..., I would like to make a motion. I told ya I had one under 19. But I just wanna..., I wanna make a motion that we direct Staff tomorrow to give an address to Mr. Lozman for his property.

[Pause]

**CHAIR PRO TEM MILLER-ANDERSON:** Chair? Oh.

**CHAIR DAVIS:** That's died for lack of second at this time. There's an Item on the Agenda to address that but, unfortunately, we couldn't get... We had a long meeting and we could've probably addressed that Item in this Agenda. But so, maybe the next meeting, we'll address it. Mr. Jones was going to, um, give us some dates on a closed executive session so we can discuss the process on how we're gonna move forward as to giving out addresses to any property across the City.

**CHAIR PRO TEM MILLER-ANDERSON:** Chair Davis?

**CHAIR DAVIS:** Go ahead.

**CHAIR PRO TEM MILLER-ANDERSON:** I did have that Item added on. It was No. 19 to discuss the Community Development standard operating policy which is what needs to be addressed and that will come back on the next meeting date. I did not request a closed executive...

**CHAIR DAVIS:** I did.

**CHAIR PRO TEM MILLER-ANDERSON:** ...session. Okay.

**CHAIR DAVIS:** I proposed that.

**CHAIR PRO TEM MILLER-ANDERSON:** Okay. You did. I know that was brought up to me and I., that wasn't what I requested so, um, 19 for me will address part of the issue of the policy that was put in place which is, which has hindered him from getting an address.

**UNK. AUDIENCE:** [Inaudible].

**CHAIR PRO TEM MILLER-ANDERSON:** And, so that will come back on the next meeting, for me.

**COUNCILPERSON HUBBARD:** Okay. Okay. Um, at the same time, I would like Staff to put to'.., put together a, a binder separating the commercial and the homestead liens and to.., and indicating what type of liens there are and what the, you know, the magistrate have dictated, please.

**CHAIR DAVIS:** Do you want.., you're talking about of all the current liens?

**COUNCILPERSON HUBBARD:** Yes.

**CHAIR DAVIS:** Do you have a deadline when you want that completed?

**COUNCILPERSON HUBBARD:** That.., I don't know how many that is.

**CHAIR DAVIS:** It might take a few weeks.

**COUNCILPERSON HUBBARD:** No. It won't take a few weeks. It shouldn't take a few weeks because, with the automated systems that we have in place and the way that they are issuing them, I'm sure they should be able to print them out readily, um, for us. So, let me say this, for me...  
[Inaudible comment]

**COUNCILPERSON HUBBARD:** ...Councilwoman Lynne Hubbard, I would like to have it prior to the next meeting.

**CHAIR DAVIS:** Anyone else? Alright. Before we go, I would just like to say thank you and a job well done to Deputy City Clerk Ms. Burgess. She did a wonderful job tonight with a very strenuous, long meeting and you kept us intact. I wanna say thank you for a job well done tonight. You did a wonderful job.

**DEPUTY CITY CLERK BURGESS:** Thank you.

**CHAIR DAVIS:** Now, she deserve a round of applause because when Staff do wrong, you know...

[Applause]

**CHAIR DAVIS:** ...we don't never... She deserves that. Great job, Ms. Burgess and to everyone else, um, have a good night and eat well.

**CHAIR DAVIS:** Meeting's adjourned.

[Gavel]

[End of video]

**Public Comment Speakers and Others**

DEPUTY CITY MANAGER DANNY JONES ..... DEPUTY CITY MANAGER JONES  
DEPUTY CITY CLERK JACQUELINE BURGESS ..... DEPUTY CITY CLERK BURGESS  
PURCHASING MANAGER DEAN MEALY ..... PURCHASING MANAGER MEALY  
ASST. COMMUNITY DEVELOPMENT DIRECTOR ASST. COMMUNITY DEVELOPMENT  
JEFF GAGNON ..... DIRECTOR GAGNON

EXECUTIVE FINANCE DIRECTOR..... EXECUTIVE FINANCE DIRECTOR  
RANDY SHERMAN ..... DIRECTOR SHERMAN

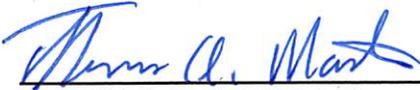
ASST. UTILITY DISTRICT DIRECTOR..... ASST. UTILITY DISTRICT DIRECTOR  
GILES RHOADS.....DIRECTOR RHOADS

GLEN TORCIVIA, ESQ. .... MR. G. TORCIVIA  
STATE REPRESENTATIVE BOBBY POWELL ..... STATE REPRESENTATIVE POWELL  
SENATOR JEFF CLEMENS ..... SENATOR CLEMENS  
BONNIE LARSON ..... MS. B. LARSON  
MARGARET SHEPPARD ..... MS. M. SHEPPARD  
FANE LOZMAN ..... MR. F. LOZMAN  
WILLIS WILLIAMS..... MR. W. WILLIAMS

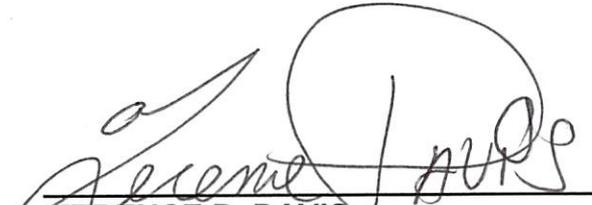
ASST. COMMUNITY DEVELOPMENT DIRECTOR ASST. COMMUNITY DEVELOPMENT  
JEFF GAGNON ..... DIRECTOR GAGNON

CEO E-Z WELD RICHARD GUSTKE..... MR. R. GUSTKE  
MARY BRAM..... MS. M. BRABHAM  
CHRIS HERIN ..... MR. C. HERIN  
PORT COMMISSIONER PEYTON MCARTHUR ..... MR. P. MCARTHUR  
RUFUS PARSON..... MR. R. PARSON  
LLOYD BROWN..... MR. L. BROWN  
NORMA DUNCOMBE ..... MS. N. DUNCOMBE  
STEVE SMITH ..... MR. S. SMITH  
CHARLOTTE DARVILLE ..... MS. C. DARVILLE

APPROVED:



THOMAS A. MASTERS  
MAYOR



TERENCE D. DAVIS  
CHAIRPERSON

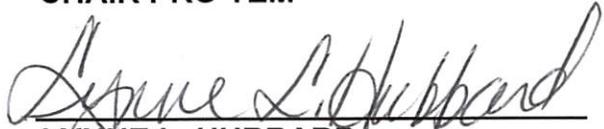
ATTEST:



CLAUDENE L. ANTHONY  
CERTIFIED MUNICIPAL CLERK  
CITY CLERK



KASHAMBA L. MILLER-ANDERSON  
CHAIR PRO TEM



LYNNE L. HUBBARD  
COUNCILPERSON



TONYA DAVIS JOHNSON  
COUNCILPERSON



DAWN S. PARDO  
COUNCILPERSON

MOTIONED BY: T. DAVIS JOHNSON

SECONDED BY: K. MILLER-ANDERSON

L. HUBBARD AYE

K. MILLER-ANDERSON AYE

T. DAVIS JOHNSON AYE

D. PARDO AYE

T. DAVIS AYE

DATE APPROVED: JULY 6, 2016