

**CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
CITY COUNCIL MEETING MINUTES  
WEDNESDAY, AUGUST 7, 2013 AT 5:30 P.M.**

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

**CHAIRPERSON THOMAS:** Good evening. It's 5:30. We're gonna start our regular scheduled City Council Meeting. Madam Clerk, would you please call the roll?

**DEPUTY CITY CLERK ANTHONY:** Mayor Thomas Masters? Chairperson Cedrick Thomas?

**CHAIRPERSON THOMAS:** Here.

**DEPUTY CITY CLERK ANTHONY:** Chair Pro Tem Dawn Pardo?

**CHAIR PRO TEM PARDO:** Present.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Bruce Guyton?

**COUNCILPERSON GUYTON:** Present.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Judy Davis?

**COUNCILPERSON J. DAVIS:** Here.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Terence Davis?

**COUNCILPERSON T. DAVIS:** Here.

**DEPUTY CITY CLERK ANTHONY:** City Manager Ruth Jones?

**CITY MANAGER JONES:** Present.

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

**CITY ATTORNEY RYAN:** Here.

**CHAIRPERSON THOMAS:** We have a quorum. Uh, we're going to go ahead and stand for a Pledge of Allegiance, uh, led by Councilwoman Davis, please. (Everyone stood for a moment of silence with the Pledge of Allegiance being led by Councilperson J. Davis). Okay. Miss Jones, are there any additions, deletions or substitutions?

**CITY MANAGER JONES:** Thank you. Yes, sir, Mr. Chair. Um, there are two additions I would like to place under consideration tonight. The first one is a presentation, um, by Councilman Guyton to Pamala Ryan, and that's under Awards and Presentations, item number 13A. Also on the regular agenda we'd like to add item number 21A. This item, um, is the authorizing the assignment of the Ocean Mall ground lease. Also we'd like to add item 24A and 24B. Both are contributions to the Youth Recreation Association for their charity golf outing, \$180 from Councilman Guyton, \$200 from Chair Thomas.

**COUNCILPERSON J. DAVIS:** Um --

**CITY MANAGER JONES:** I --

**COUNCILPERSON J. DAVIS:** -- I'm sorry. Go ahead.

**CITY MANAGER JONES:** -- I would like to delete from consideration ordinance on second read, item number 16.

**COUNCILPERSON J. DAVIS:** Junk cars, nuisances?

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

**COUNCILPERSON J. DAVIS:** Right. Uh, Mr. Chairman?

**CHAIRPERSON THOMAS:** Miss Davis?

**COUNCILPERSON J. DAVIS:** I also had, um -- well, never mind. I can wait until next month. It's fine.

**CHAIRPERSON THOMAS:** No, no. If you want to put something on we'll put it on now.

**COUNCILPERSON J. DAVIS:** No. That's okay. I -- well, if we can go ahead and do it now, that's fine. I -- I just thought that you were saying you were going to stop it so I didn't ask. But, um, I also wanted to contribute \$460 to YRA.

**COUNCILPERSON GUYTON:** (Inaudible).

**CHAIRPERSON THOMAS:** Okay.

**COUNCILPERSON J. DAVIS:** Yeah.

**CHAIRPERSON THOMAS:** Let's go ahead and add that up under Community Benefits. We'll make it 24C. Does that work for everybody? 24C. Councilwoman J. Davis (inaudible) -- you said 460?

**COUNCILPERSON J. DAVIS:** Yes, sir.

**CHAIRPERSON THOMAS:** Okay. No problem. Show that being added. Okay. Any other additions, deletions or substitutions?

**CHAIR PRO TEM PARDO:** Mr. Chair?

**CHAIRPERSON THOMAS:** Miss Pardo.

**CHAIR PRO TEM PARDO:** Yes. I have something. Would it be possible to move 21A to the top of -- well, where is it going? It would be ordinances on first reading?

**CHAIRPERSON THOMAS:** Actually --

**COUNCILPERSON J. DAVIS:** No, I don't know nothing about hers.

**CHAIR PRO TEM PARDO:** And I'm asking only because, um --

**CHAIRPERSON THOMAS:** No, no. He's spoken with me.

**CHAIR PRO TEM PARDO:** Okay.

**CHAIRPERSON THOMAS:** Uh, the, uh -- the group has spoken with me. I'm trying to find a place for it now.

**CHAIR PRO TEM PARDO:** (Inaudible).

**CHAIRPERSON THOMAS:** Let's go ahead and move it to --

**UNIDENTIFIED SPEAKER:** 17B?

**CHAIRPERSON THOMAS:** Yeah, it's a -- it's a resolution, and to be honest with you --

**COUNCILPERSON J. DAVIS:** I (inaudible). I (inaudible).

**CHAIRPERSON THOMAS:** -- as soon as we're gonna be able to get to it. It's at -- as soon as we really can get to it.

**COUNCILPERSON J. DAVIS:** Um, Mr. Chairman?

**CHAIR PRO TEM PARDO:** Maybe regular before?

**CHAIRPERSON THOMAS:** Um, it's the first thing on regular. Just as soon as we can get to it.

**CHAIR PRO TEM PARDO:** Right.

**CHAIRPERSON THOMAS:** Miss Davis? I hear you. I hear you, Miss --

**COUNCILPERSON J. DAVIS:** And I -- this is the first I'm seeing of the document. I had no knowledge of it whatsoever. Um --

**COUNCILPERSON GUYTON:** Which document is that?

**COUNCILPERSON J. DAVIS:** The lease. The leasehold agreement.

**COUNCILPERSON GUYTON:** Oh.

**COUNCILPERSON J. DAVIS:** Um, I'm, I mean, actually just seeing it as I sit here on the dais. So I mean, I'd really like to have an opportunity to look it over at -- at the very least. I know we talked about, um, some of the things that needed to be done and --

**CHAIRPERSON THOMAS:** Okay. We'll -- we'll leave --

**COUNCILPERSON J. DAVIS:** -- at -- at -- at --

**CHAIRPERSON THOMAS:** -- we'll leave it on for presentation.

**COUNCILPERSON J. DAVIS:** Huh?

**CHAIRPERSON THOMAS:** We'll just leave it where it is for presentation.

**COUNCILPERSON J. DAVIS:** Okay. Okay. That's fine.

**CHAIRPERSON THOMAS:** (Inaudible). We'll leave it where it is for presentation. Okay. Um, I want to go ahead and move to --

**CHAIR PRO TEM PARDO:** (Inaudible).

**CHAIRPERSON THOMAS:** Just one second. One second. We'll move to Disclosure by Council. Um, I'm going to make a disclosure. I'll be --

**COUNCILPERSON J. DAVIS:** Where did we move it to?

**CHAIRPERSON THOMAS:** Wait a minute. I'm trying to get the correct number here for that item, the --

**CITY MANAGER JONES:** Item on regular?

**UNIDENTIFIED SPEAKER:** Maritime lease?

**CITY MANAGER JONES:** Yes. That would be item number 21, sir.

**UNIDENTIFIED SPEAKER:** Yes.

**CHAIRPERSON THOMAS:** Um, I'll be abstaining from item 21 voluntarily.

**COUNCILPERSON J. DAVIS:** 21?

**CHAIRPERSON THOMAS:** Due to the lease being with an organization that my professional business does business with. So I'll be abstaining from 21A.

**CITY ATTORNEY RYAN:** It's 21.

**CHAIRPERSON THOMAS:** Yes. It's -- it's 21. 21. I'll be abstaining from 21. Item 21. Okay. All right. We're ready to go now. Um, I'll entertain a motion for adoption of the agenda?

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

**COUNCILPERSON J. DAVIS:** Second.

**CHAIRPERSON THOMAS:** It's been moved and second. Uh, are there any additional questions, concerns, unreadiness?

**COUNCILPERSON T. DAVIS:** Yes.

**CHAIRPERSON THOMAS:** Mr. Davis?

**COUNCILPERSON T. DAVIS:** Um, in June's meeting we had a discussion as we was doing -- conducting the City Manager's evaluation. And it was disclosed that once July come up, that we do not do both evaluation -- do conduct both contracts at the same time. Um, it was presented to the board by a motion by Mr. Guyton.

**CHAIRPERSON THOMAS:** Mr. Davis, are you speaking of the adoption of this agenda that we're speaking about tonight? Tonight's agenda?

**COUNCILPERSON T. DAVIS:** Yes. Yes. And I'm asking why it is not on this agenda.

**CHAIRPERSON THOMAS:** Why is what not on this agenda?

**COUNCILPERSON T. DAVIS:** We was -- there was a motion made to bring this on this agenda for August meeting. And I have in these meeting -- this -- in the minutes here on the contract for the attorney, the conditions. We're supposed to talk about this on this agenda for August meeting but it's not here.

**CHAIRPERSON THOMAS:** Okay. It's not on the agenda. I didn't bring it on the agenda because we haven't discussed anything about that. As you recall, um, that was a voluntary, um, acceptance from the attorney to discuss it. We have not discussed it yet so it's nothing to bring to the agenda.

**COUNCILPERSON T. DAVIS:** Okay. I know. But a motion was put on the floor for it to be done at this meeting, and I have it in these meeting -- in the minutes right here. Mr. Guyton put a motion on the floor.

**CHAIRPERSON THOMAS:** Okay. It's not on this agenda. Do you -- do you wish to -- to do something at this point?

**COUNCILPERSON T. DAVIS:** Yes. I'd just like to -- to discuss when it's gonna be on -

- I'd like to discuss when it's gonna be on the agenda.

**CHAIRPERSON THOMAS:** Um, at this time I'm going to be negotiating with Miss Ryan. Our schedules have not met at this time. Her contract is already done. This is voluntarily. So what I'm doing is giving the time for the two of us to get there and discuss it.

**COUNCILPERSON T. DAVIS:** See, the -- the --

**CHAIRPERSON THOMAS:** When we --

**COUNCILPERSON T. DAVIS:** -- go ahead.

**CHAIRPERSON THOMAS:** -- when we get to the time to discuss it, I'll bring it back. I'll attempt to try to bring it back by September 4<sup>th</sup> if that would, um, satisfy you. But at this point it hasn't been negotiated so it's nothing to discuss at this point.

**COUNCILPERSON T. DAVIS:** But here's -- here's the -- here's the issue here. We're coming up on a new budget year in October. We're getting ready to make some decisions in the City. Now, we have yet to do our annual evaluation on our city attorney. But we've done one on our city manager.

**COUNCILPERSON J. DAVIS:** (Inaudible) worried about it.

**COUNCILPERSON T. DAVIS:** What's the problem?

**COUNCILPERSON GUYTON:** Uh, Mr. Chair?

**CHAIRPERSON THOMAS:** Um, yes, Mr. Guyton.

**COUNCILPERSON GUYTON:** Oh, uh --

**CHAIRPERSON THOMAS:** Go right ahead.

**COUNCILPERSON GUYTON:** -- okay. Um, we as a council need to be mindful of the fact that the City Manager/Attorney's contract was automatically renewed. She had a two-year contract. She can --

**CHAIRPERSON THOMAS:** No, no, no, no. This is attorney's contract.

**CITY MANAGER JONES:** Just the attorney's.

**COUNCILPERSON GUYTON:** I'm sorry.

**COUNCILPERSON T. DAVIS:** The attorney's contract.

**CHAIRPERSON THOMAS:** That was automatically renewed.

**COUNCILPERSON GUYTON:** The -- the attorney. Yes. Yes. I'm sorry. Um, that's -- that's who we're discussing. And -- and it is her option whether she choose to negotiate or not. And I'm not certain of the discussions or what's going on behind the scenes. But she has no obligation. Uh, if she choose not to, things move on as normal. If someone wanted to put a motion on the floor to address it, then it can be done that way. But at this point now, um, I mean, as far as I'm concerned, she's our attorney and we're moving forward with the City business. So I'm not sure what this discussion is about.

**COUNCILPERSON T. DAVIS:** Well -- well, let -- let me be very clear. Okay? You made a motion.

**COUNCILPERSON GUYTON:** I made the motion.

**COUNCILPERSON T. DAVIS:** You made the -- I have it right here. I can make copies and give it to everyone in this room.

**COUNCILPERSON GUYTON:** I -- I made the motion that if she chose to.

**COUNCILPERSON T. DAVIS:** No.

**COUNCILPERSON GUYTON:** That -- that's what I -- that --

**COUNCILPERSON T. DAVIS:** You made a motion that she sit down with the Chair and negotiate a contract and come back and present it to the board on August meeting. I have the copy of the minutes.

**COUNCILPERSON GUYTON:** At -- no. That -- that --

**COUNCILPERSON T. DAVIS:** Well, somebody typed it. Did they type it wrong? I can make copies for everyone in this room.

**CHAIRPERSON THOMAS:** Well, listen, Mr. Davis, what -- what are you -- what are you liking to happen at this point?

**COUNCILPERSON T. DAVIS:** Okay.

**CHAIRPERSON THOMAS:** Because we have the adoption of the agenda.

**COUNCILPERSON T. DAVIS:** Okay. We -- we --

**CHAIRPERSON THOMAS:** Is there something you want to add to the agenda?

**COUNCILPERSON T. DAVIS:** I want to be very clear. To this agenda that we start discussing when we're going to do our evaluation, annual evaluation. Even if this board decide to keep or go to another attorney. It doesn't matter what the decision is. But we have the fiduciary duty to make -- obligation to make sure that we do an annual evaluation on all contracts.

**CHAIRPERSON THOMAS:** Mr. Davis, I, and well as some of the other board members, have done an evaluation. Now, if you have not done an evaluation, that's something that you need to take care of.

**COUNCILPERSON T. DAVIS:** Okay. Here. Hold on.

**CHAIRPERSON THOMAS:** But we've done an evaluation. The contract is done.

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

**CHAIRPERSON THOMAS:** Voluntarily she said that she would discuss some things in the contract that I actually asked her to look at.

**COUNCILPERSON T. DAVIS:** Okay.

**CHAIRPERSON THOMAS:** And it's voluntary.

**COUNCILPERSON T. DAVIS:** Okay.

**CHAIRPERSON THOMAS:** It has not been addressed yet. It will be minute compared to anything else because the contract has renewed and we've accepted that.

**COUNCILPERSON T. DAVIS:** But all evaluations must be known to the public.

**CHAIRPERSON THOMAS:** And they very well can be.

**COUNCILPERSON T. DAVIS:** No, they should be.

**CHAIRPERSON THOMAS:** That's not a problem.

**COUNCILPERSON T. DAVIS:** They're required to.

**CHAIRPERSON THOMAS:** Okay. I'm -- I'm -- I'm not going to go there -- there (inaudible).

**COUNCILPERSON T. DAVIS:** Okay. I just want to make sure I state on the record that --

**CHAIRPERSON THOMAS:** You -- do you want to add, delete or make a substitution for anything on this agenda?

**COUNCILPERSON T. DAVIS:** I was gonna put that on the record that we -- that we need to add that for discussion.

**CHAIRPERSON THOMAS:** Okay. At what number would you like to add that for discussion? As a matter of fact, let's do it -- we'll do it 22A.

**COUNCILPERSON T. DAVIS:** That's fine.

**CHAIRPERSON THOMAS:** Okay. 22A being added, if the board so chose to. Does the motion still stand? That would be you, Miss Pardo. Does the motion --

**CHAIR PRO TEM PARDO:** Yes.

**CHAIRPERSON THOMAS:** -- (inaudible)?

**CHAIR PRO TEM PARDO:** Yes, it still stands.

**CHAIRPERSON THOMAS:** Still stand, Mr. --

**DEPUTY CITY CLERK ANTHONY:** Miss Davis?

**CHAIRPERSON THOMAS:** -- Guyton -- Miss Davis?

**COUNCILPERSON J. DAVIS:** Yeah. I -- I'm sorry?

**CHAIRPERSON THOMAS:** Does the second still stand with 22A being added?

**COUNCILPERSON J. DAVIS:** Sure.

**CHAIRPERSON THOMAS:** Okay. It's been properly moved and second. Any additional questions, concerns or unreadiness? Hearing none, Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

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

**COUNCILPERSON GUYTON:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**CHAIRPERSON THOMAS:** Okay. We're going to move down to Consent. All matters listed under this item are considered to be routine. One 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 and put in to its normal sequence on the agenda.

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

**CHAIRPERSON THOMAS:** Madam, uh, Davis?

**COUNCILPERSON J. DAVIS:** Miss Davis?

**CHAIRPERSON THOMAS:** Davis.

**COUNCILPERSON J. DAVIS:** Um, I'd like to pull items 2 and 3.

**CHAIRPERSON THOMAS:** Okay. All right. If there's none other, I'll entertain a motion.

**COUNCILPERSON T. DAVIS:** All right. Mr. Chair?

**CHAIRPERSON THOMAS:** Mr. Davis?

**COUNCILPERSON T. DAVIS:** I'd like to pull 4, 14 and 20.

**CHAIRPERSON THOMAS:** All right. Um, are there any --

**CITY MANAGER JONES:** 14 and 20, they're already gone.

**CHAIR PRO TEM PARDO:** We're on Consent.

**COUNCILPERSON T. DAVIS:** Oh, we're on Consent? I'm sorry. 4. Just 4. That's the only Consent.

**CHAIRPERSON THOMAS:** So you don't want to pull 14 or 20?

**COUNCILPERSON T. DAVIS:** Yeah.

**UNIDENTIFIED SPEAKER:** (Inaudible).

**CHAIRPERSON THOMAS:** I'm just -- I just asked him.

**COUNCILPERSON T. DAVIS:** Yeah. No, just 4. Just 4.

**CHAIRPERSON THOMAS:** He has the right to want to pull what he likes.

**COUNCILPERSON T. DAVIS:** Just 4.

**CHAIRPERSON THOMAS:** Just 4?

**COUNCILPERSON T. DAVIS:** Yes.

**CHAIR PRO TEM PARDO:** Oh.

**CHAIRPERSON THOMAS:** Okay. Is there a motion for the consent agenda with items 2, 3, and 4 being pulled?

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON J. DAVIS:** Second.

**CHAIRPERSON THOMAS:** They're properly moved and second. Any additional questions, concerns or unreadiness? Hearing none, Madam Clerk?

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

**COUNCILPERSON GUYTON:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**CHAIRPERSON THOMAS:** Item 2.

**DEPUTY CITY CLERK ANTHONY:** A resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida, authorizing the Mayor and City Clerk and execute the locally funded agreement and memorandum of understanding between the City of Riviera Beach and the Florida Department of Transportation for the funding of the irrigation system installation on State Road 710 project, authorizing the Director of Finance and Administrative Services to deposit required funds into the Florida Department of Transportation's account per the agreement from account number 301071654106355 and provide an effective date.

**COUNCILPERSON GUYTON:** So moved.

**CHAIRPERSON THOMAS:** It's been properly moved.

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

**CHAIRPERSON THOMAS:** And second. Um, Miss Davis?

**COUNCILPERSON J. DAVIS:** Uh, yes, sir. Um, this item I'm -- I'm bringing -- wanted to just have some discussion on it because, um, for 13 years this project was fully funded, um, through FDOT. And all of the irrigation that is west of Congress Avenue was paid for by FDOT. And it was only until, um -- I think it was February of this year or November of last year I -- I believe it was, that it was brought forward that they were not going to -- they were -- they had this bold landscape thing -- project and would no longer

fund the, um -- the irrigation. Yet, millions of dollars are allocated to keep a certain bridge open. Um, only to be torn down later and, you know, those funds are to be partly paid for by the residents of this city.

So, um, you know, I just think that, you know, back when this was -- was brought up, what was brought to Council was that, um, we simply wanted FDOT to, you know, put in the lines for the irrigation. And so that we could put the St. Augustine grass in instead of the Bahia like FDOT wanted to. And I just think that we -- we've got to do a better job of, um, you know, making what we want known to these various agencies.

And, uh, we should have been fighting to keep our funding, you know, 'cause 200 -- almost \$300,000 is an undue burden on us and the residents of the City. So I just wanted to put that on the record and -- and hopefully going forward we'll, um, do a better job. I mean, I -- we can continue to fight for it but I don't know if that's going to do any good or not.

**CHAIRPERSON THOMAS:** Is there anything else on item 2? Okay. Hearing none, Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Chair Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

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

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yeah.

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

**COUNCILPERSON J. DAVIS:** I don't want to.

**COUNCILPERSON T. DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**CHAIRPERSON THOMAS:** Item number 3.

**DEPUTY CITY CLERK ANTHONY:** A resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida, approving amendment 002 between the City of Riviera Beach and Palm Beach County, extending the date for reimbursement of rehabilitation costs for the City's Neighborhood Stabilization Program through March 4<sup>th</sup>, 2014, authorizing the Mayor and City Clerk to execute the amendment and provide an effective date.

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON J. DAVIS:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. Miss Davis?

**COUNCILPERSON J. DAVIS:** Uh, yes. I just wanted to ask the City Manager what plan do we have in place. I see where we have, um, closed on one and about to close on a second property. What plan do we have in place to push the sale of the following - the -- I mean, the -- the -- the other two?

**CITY MANAGER JONES:** Well, there's someone in line for, I believe, all four of the homes.

**COUNCILPERSON J. DAVIS:** Okay.

**CITY MANAGER JONES:** It's just -- it's getting the paperwork processed. And in fact, I think there's probably a waiting list for these four homes.

**COUNCILPERSON J. DAVIS:** Okay. That wasn't in the backup so I just wanted to ask. Okay. Thank you.

**CHAIRPERSON THOMAS:** Okay. There are no additional questions, concerns, Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson -- person Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**CHAIRPERSON THOMAS:** Item 4.

**DEPUTY CITY CLERK ANTHONY:** A resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida, authorizing the Mayor and City Clerk to execute an agreement with the Palm Beach Consulting Group, LLC, to provide ongoing grant management services to develop and implement a comprehensive system to properly account for -- account for and report on grant reimbursements and expenditures, including the tracking of matching funds associated with the renovation and reconstruction of the marina in an amount not to exceed \$60,000, authorizing the Director of Finance and Administrative Services to establish a budget using account number 422000057546251 and make payments from the same and provide an effective date.

**COUNCILPERSON GUYTON:** So moved.

**CHAIRPERSON THOMAS:** It's been properly moved and second. I mean, it's been properly moved. Is there a second?

**COUNCILPERSON T. DAVIS:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. I'll take the comment card first before I go to you, Mr. Davis. One comment card here, Mr. Fane Lozman. It's our timer ready? Good afternoon, Mr. Lozman. You have three minutes to make your comments.

**FANE LOZMAN:** Fane Lozman. The contract for \$60,000. I think it's important for the board and the public to realize that's not off to its (inaudible). If you recall at the CRA I made the similar comment that this gentleman was on a CRA consulting contract where one month this year he billed \$12,000. So you take 12,000 and you take 60 divided by 12, another 5, he billed the City and CRA \$17,000. That's a lot of money.

As responsible elected officials, you have to determine are we getting the best deal for 17 grand a month to a one-man consulting firm? Where has the competitive process been over the last five years since he's been a consultant with the City? He came in in 2008 to do one deal. All of a sudden now he's on rolling contracts for the City and CRA but they never gone out to bid.

I have a problem with that but it's not -- forget that I have a problem with it. That consulting type situation was addressed in the Auditor General's report back in 2007, I believe. And granted, those consulting contracts were for much bigger sums of money. But it's still the same basis -- basic principle. Where are the other people who came in? Maybe somebody would do the deal for 20 grand. Maybe we have staff in house. But the City Manager always rolls these over and that's wrong. Okay?

This man is on two -- I just find it hard to believe that he's the cheapest and best to do the CRA and the City for the marina. That's not going to cut it. This has to be a competitive process and that's what the Auditor General has said in the report and that's what the City responded to that they would do that. But here we are five years later and it's not being done. And I know Broussard may be a nice guy and maybe he has a good education or whatever but that's not how it works when you deal with consultants. You put it out for bid. We need this done. You see what comes back. That hasn't been done. This -- this should not be awarded until that process takes place.

**CHAIRPERSON THOMAS:** Okay. Thank you for your comments. Um, let the record reflect that the Mayor is, um, in attendance at this time. Um, Mr. Davis?

**COUNCILPERSON T. DAVIS:** Um, a lot of times I -- I get a lot of calls from constituents in the community. When they pull up a lot of these items on the -- that they see on the agenda, they don't understand when they see someone like particularly Broussard's company, um, doing work on the City side, then the same board represents the CRA, they're getting a little confused. And what I wanted to ask him to come up and to explain, uh, the scope of work that you do on the City side at the marina versus the, um -- the CRA side to the -- to the public.

**CHAIRPERSON THOMAS:** Um, I'm not sure it's appropriate at this time but Madam Manager, would you like to say anything about it?

**COUNCILPERSON T. DAVIS:** Well -- yeah.

**CITY MANAGER JONES:** Um, thank you. And I would gladly address the scope of --

of what he is -- is doing. As you know, Mr. Broussard has not had a contract with the City for the last two years. Um, we have received funds for the marina dock redevelopment from four different granting agencies, the County, the State, as well as the federal government, that have requirements for tracking as well as the way that you invoice them that requires someone to be responsible for this. We do not have the staff in house to handle this particular work. It is very detailed. Um, the County grant is just one example of how -- what -- how much you've got to track and what is being paid for out of which grant and for the matching.

**COUNCILPERSON T. DAVIS:** So he gives us some sense of accountability, is what you're saying?

**CITY MANAGER JONES:** Yes.

**COUNCILPERSON T. DAVIS:** Okay.

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

**CHAIRPERSON THOMAS:** Miss Davis?

**COUNCILPERSON J. DAVIS:** And -- and I need for the -- let the record reflect that Mr. Broussard's contract with the CRA has -- is terminated. So he's no longer performing work here. He'll be working on the City side.

**CHAIR PRO TEM PARDO:** Right. He resigned, right?

**CHAIRPERSON THOMAS:** Okay. If there are no further questions -- do you have any further questions, Mr. Davis?

**COUNCILPERSON T. DAVIS:** No, sir.

**CHAIRPERSON THOMAS:** If there are no further questions, Madam Clerk.

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

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

**COUNCILPERSON GUYTON:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**CHAIRPERSON THOMAS:** Okay. We're going to move down to Awards and Presentation. A proclamation from the Mayor's Office declaring August 2013 as Firefighter Appreciation Month in the City of Riviera Beach. Mayor Masters?

**MAYOR MASTERS:** Thank you, uh, Mr. Chair. Actually, it's Muscular Dystrophy Association month. I think that's a mistake. Chief Perry just corrected us. Is that correct? Miss Dozier, we're ready? I'm going to have Miss Dozier read most of it while I go get my glasses. Thank you.

**MARIAN DOZIER:** This is proclamation from the Mayor's Office in support of the Muscular Dystrophy Association. Stephanie (Inaudible) is here from MDA to accept the proclamation on their behalf. We have some members of our wonderful Riviera Beach Fire and Rescue here, as well. And I am going to read the proclamation and then the mayor will proclaim.

"Whereas Riviera Beach Fire Rescue, in partnership with Local 2928, Professional Firefighters and Paramedics of Palm Beach County, contribute greatly to the well-being of all residents through the -- through their daily service. And whereas these professionals have also supported their Muscular Dystrophy Association in its Fill the Boot Campaign, hitting the streets to raise funds to fight neuromuscular diseases; and whereas firefighters statewide and across the country raised more than a million dollars last year to support life-saving research with Riviera Beach Fire and Rescue and Local 2928 contributing more than \$60,000 alone; and whereas these local funds assist the MDA in providing medical services, research grants, support groups and public education seminars at no cost to the Palm Beach County residents served by the association; and whereas for these reasons and many more, we encourage Riviera Beach and Palm Beach County residents to support the Fill the Boot campaign on behalf of the Muscular Dystrophy Association."

**MAYOR MASTERS:** "Now -- now, therefore, be it resolved that I, Bishop Thomas A. Masters, Mayor of the City of Riviera Beach, Florida, the power vested in me by the residents of Riviera Beach, Florida, do hereby pro claim August 2013 as Fire -- I'm sorry. It's August 2013 as Muscular Dystrophy Appreciation Month in the City of Riviera Beach and closely associated with Firefighter Appreciation Month, as well. In witness thereof, I have hereunto set my hand in caused the official seal of the City of Riviera Beach to be affixed on the 7<sup>th</sup> day of August, 2013 A.D., Bishop Thomas A. Masters, Mayor." So honored.

**STEPHANIE GLAVIN:** Good evening. My name is Stephanie Glavin and I'm the executive director for the local chapter of the Muscular Dystrophy Association. And just wanted to come up quickly obviously to thank you her wonderful for firefighters for their support. Many of you know this is a tradition around Labor Day, but this is a tradition that has helped MDA for 59 years. Um, the firefighters in Palm Beach County and Riviera Beach are our largest supporters. And the great thing about the Fill the Boot Drive is all the money that we raise stays locally. We have hundreds of families here in Palm Beach County, kids that go to summer camp for a week filled with barrier-free fun with kids just like them. We have clinics; we're doing research. We have support groups. So just wanted to thank the City, the commission, the mayor, all the firefighters, because we would not be able to do it without your support. So look forward to seeing the firefighters. They kickoff Thursday, August 29<sup>th</sup>, to Labor Day weekend. It will be Thursday, Friday and Saturday. And thank you, guys, for supporting MDA.

**UNIDENTIFIED SPEAKER:** Cool.

**CHAIRPERSON THOMAS:** Thank you. Okay. We're going to move -- thank you for being here. Uh, we're going to move to 13A, presentation by Councilman Bruce A. Guyton to Pamala Ryan, board certified as a specialist in the city, county and local government.

**COUNCILPERSON J. DAVIS:** Yeah.

**CHAIRPERSON THOMAS:** You gonna do it from down there or are you gonna do it --

**COUNCILPERSON GUYTON:** yeah, I'm going to do it from down there.

**CHAIRPERSON THOMAS:** Okay.

**COUNCILPERSON GUYTON:** With my assistant.

**COUNCILPERSON J. DAVIS:** Miss Ryan, you going down?

**UNIDENTIFIED SPEAKER:** You gotta go down.

**CITY MANAGER JONES:** How are you going to present if you're up here?

**COUNCILPERSON J. DAVIS:** How are you going to get (inaudible)?

**COUNCILPERSON GUYTON:** As Miss Ryan comes, let me just say that I am very privileged and honored, um, to be able to present a certificate of appreciation to Miss Ryan. She has accomplished something that very few in the legal field accomplishes. And I am proud that she is our city attorney and I want her to be recognized for her significant accomplishment. I'm going to have my assistant, Miss Sylvia Blue, assist me in this matter.

**SYLVIA BLUE:** Hello, Miss Ryan.

**CITY ATTORNEY RYAN:** Miss Blue.

**SYLVIA BLUE:** Mr. Chair, members of the City Council, Pamala Hanna Ryan is a native of Palm Beach County. She was born at St. Mary's Hospital and grew up here in the City of Riviera Beach attending Lincoln High School, John F. Kennedy Middle High School, Suncoast High School, and the S Avenue Church of Christ. Miss Ryan then attended Purdue University in West Lafayette, Indiana, where she received a Bachelor of Science Degree in Economics with a minor in Business Management and Political Science. Afterwards Miss Ryan attended and graduated from the University of Florida College of Law in 1993. She came back home. Miss Ryan began her legal career as an assistant public defender for the 15<sup>th</sup> Judicial Circuit Public Defender's Office where she met her future husband Anthony -- Attorney Anthony P. Ryan. After only six months on the job, Miss Ryan was given a chance, once in a lifetime chance opportunity to work as a judicial staff attorney for the Honorable W. Matthews Stevenson at the 4<sup>th</sup> District Court of Appeals where she clerked for two years. I'm sorry. I'm losing my voice. I'm sorry.

**COUNCILPERSON GUYTON:** While clerking for Judge Stevenson, Miss Ryan honed her legal research and writing skills and became intimately familiar with all areas of the law. This experience would serve her well when the opportunity to work in the City she grew up in came available. Miss Ryan joined the City of Riviera Beach in June of 1996. She was employed as the assistant city attorney for three years and worked under the --

the -- the direction of Attorney Andrew DeGraffenreidt. Thereafter she was tapped for the position of Deputy City Manager, which gave her significant administrative experience and allowed her to interact with the public and work closely with departments on City projects large and small. Miss Ryan held this position until she was selected in May 2000 for the City's top legal position, City Attorney. Miss Ryan has served as the City Attorney for Riviera Beach for 13 years. Miss Ryan and her husband Anthony have three children. Remedy, 14, will be attending Suncoast High School this year. Pen --

**UNIDENTIFIED SPEAKER:** Penelope.

**COUNCILPERSON GUYTON:** -- Penelope, 9 -- all these are strange names these days -- and Parker, 6, who both attend Palm Beach Gardens Elementary School. Miss Ryan is a member of the Florida Bar, the Federal Bar Southern District, and is admitted to practice before the Supreme Court of the United States. She is also a member of the Palm Beach County Bar Association where she served as an officer in the North County section, a member of the Florida Association for Women Lawyers, the F. Malcolm Cunningham, Sr. Bar Association, the Florida League of Cities Municipal Attorney Association, and the city, county and Local government section of the Florida Bar, for which she was -- for which she recently became a board-certified specialist.

**COUNCILPERSON J. DAVIS:** Wow. Yay.

**COUNCILPERSON GUYTON:** Very appropriate. And for those who can't see, she is getting a well-deserved standing ovation.

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

**COUNCILPERSON GUYTON:** And in closing, our City Attorney Pamala Ryan was recently notified by the Florida Bar that she is now recognized as a board-certified attorney in city, county and local government law. Gaining board certification is the highest level of evaluation by the Florida Bar of the -- of the competency and experience of attorneys in the areas of law approved for certification. This is a huge accomplishment that our entire City should be proud of. There are 24 specialty areas, and the Florida Bar reports that of the 93,000 attorneys in Florida -- in the Florida Bar, only 6 -- 6 percent of eligible attorneys are board-certified, approximately 4,600 out of 93,000.

**COUNCILPERSON J. DAVIS:** Wow.

**COUNCILPERSON GUYTON:** And of that number --

**COUNCILPERSON J. DAVIS:** That's awesome.

**COUNCILPERSON GUYTON:** -- only 232 have been certified in city, county and local law. Mrs. Ryan is one of the 232. Thank you very much. And now I proudly present to our very competent City Attorney, City of Riviera Beach Certificate of Appreciation. This certificate is awarded to Pamala H. Ryan with the acronyms BCS for board-certified specialist -- thank you very much -- in recognition of your outstanding achievement of board certification in city, county and local government law and your continued dedication to high standards in your practice. Signed Bruce A. Guyton, City Councilman, District 1. Thank you very much.

**COUNCILPERSON J. DAVIS:** Speech. Speech.

**COUNCILPERSON GUYTON:** And I'd like Miss Ryan to say a few brief words if the Chair would allow?

**CHAIRPERSON THOMAS:** Absolutely.

**COUNCILPERSON GUYTON:** And -- and I -- I must confess, though I was going to acknowledge her verbally, there were others who were so proud of her I got an e-mail from Miss McKinney suggesting that, Why don't you just give a certificate? And I thought it was very appropriate so I didn't want to steal all of the thunder because there were other people -- there were other people that contributed to the idea after I identified that I was going to give her a presentation. And I had to get the approval from the Chair and the City Manager and all the others. Now Miss Ryan.

**CITY ATTORNEY RYAN:** Okay. Wow. It's, um, kind of weird being on this side. Um -

**CHAIRPERSON THOMAS:** Can you state your name for the record?

**CITY ATTORNEY RYAN:** First of all, Mr. Guyton, thank you so much. I'm very moved and I really do appreciate this. I really do. My family, friends and my colleagues asked me why did I want to do this. And the answer is twofold. One, I did it for myself. I wanted to prove to myself that I could study for that exam, that I could --

**COUNCILPERSON GUYTON:** Which was how long?

**CITY ATTORNEY RYAN:** It was a six-hour exam. It was a six-hour exam. That I could go through this process and, um, do well at it. I also did it for the City. When you have people from the outside coming in here making comments about me, when you have The Palm Beach Post making their comments, it's not just about me. It's about the City as a whole. And I felt it was very important to the City for you all to know that your city attorney is, as Mr. Guyton said, not only competent but more than competent.

**COUNCILPERSON J. DAVIS:** Absolutely. I get respect -- thank you. I get respect from people in the legal community all the time. I talk to attorneys. I've spoken at, um, the Palm Beach League of Cities. And I'm very quiet about the things that I do. But this was something that was public. This is something that I wanted to give to this city so that you all could be proud of me. I'm a local girl, grew up here, happy to be here. I have a wonderful family. I have a mother who prays for me every day. And I'm so grateful whether I'm here for another year or three years -- I'll have 20 years in three years -- it doesn't matter. I have had a wonderful journey in this city, and I just thank everybody. I thank the public. I thank those, um -- Miss Brabham.

There were so many people who come up to me after council meetings. And we know how brutal some of these council meetings can be. And they encouraged me and I just -- I really, really do thank you for that. And I thank the City for indulging me, for letting me take this test, studying for this test. My family for letting me skip out on making dinner, which I'm not very good at anyway. To those at -- at the library. So this is just so important to me. And I just -- I really, really, really appreciate it.

**COUNCILPERSON GUYTON:** Congratulations.

**CITY ATTORNEY RYAN:** All right. Thank you.

**CHAIRPERSON THOMAS:** Miss -- Miss -- Miss Ryan, um, no, I want you to stay there, because this is an important accomplishment. So I'm going to definitely go down the line and see if any council member wants to talk to you personally while you're there. Miss Davis?

**COUNCILPERSON J. DAVIS:** Oh. Um, yes, and you know, I always have your back. Because I think you're an awesome person as well as a very competent attorney. And during those brutal -- after those brutal, um, city council meetings, I always try to make a point of calling you the next day. You know, just to kind of put you up and, uh, I thank you very much for your service.

**CHAIRPERSON THOMAS:** Miss Pardo?

**CHAIR PRO TEM PARDO:** Thank you, Mr. Chair. Once again, Miss Ryan -- we already had this conversation.

**CITY ATTORNEY RYAN:** Yes, we did.

**CHAIR PRO TEM PARDO:** And I did congratulate you. But again, congratulations. It's an awesome accomplishment.

**CITY ATTORNEY RYAN:** Thank you.

**CHAIR PRO TEM PARDO:** And like you said, you know, it's personal for you but you make us shine now.

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

**CHAIR PRO TEM PARDO:** And you know -- and that's incredible. So thank you and thank your family for, um, you know, allowing you the time to do it.

**CITY ATTORNEY RYAN:** Yes.

**CHAIR PRO TEM PARDO:** Because I know it was a long time. So again, congratulations and be proud of yourself.

**CHAIRPERSON THOMAS:** Mr. Davis?

**COUNCILPERSON T. DAVIS:** I definitely wanted to, um, congratulation you on this process. Um, it's a great encouragement for other staff in our -- in our city to take the time to go better themselves and get community and get more personal in redevelopment in your training, in your field. So when the time come to the next level, the time you can elevate your game to the next level. And it can encourage others to do so in other departments.

**CITY ATTORNEY RYAN:** Thank you.

**COUNCILPERSON T. DAVIS:** And I'm going to thank you so far for what you've done. And I encourage you to continue to strive to do better. Thank you.

**CHAIRPERSON THOMAS:** And, um, I'll make my comments, as well. Miss Ryan, um, I've -- I have always believed in you and supported you on everything that -- that has -- that has come through this city. Um, I'm glad you got that certification. Lord knows you need it with some of the things that are coming through. But, you know, I want to thank

you for your professionalism. You know, a lot of us sign up to be attacked. Um, you got hired to be attacked. But you've -- you've taken it with grace. Um, so for all those times that somebody's come up there and said something to you inappropriately, I hope that this gives you some vindication, because this board -- well, let me speak for myself, I support you. I'm glad that you're here. I know that you got a praying mother. There's nothing like having a prayer mother. I have one of those, too, you know?

But I -- I -- you know, Mr. Guyton hit the switch on this first. But I think everybody was chomping at the bit to be able to do something for you. So, you know, please accept that certificate from all of us, spearheaded by, uh, Mr. Guyton, as well. And all of your colleagues here are very supportive you -- supportive of you. I oftentimes get compliments about you. I get some that are not compliments, as well. But overall, I'm glad that you're here and thank you for going out and bettering yourself and bettering the City as a whole. You deserve it. Thank you.

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

**CHAIRPERSON THOMAS:** Okay, now, Miss Ryan. Come on back up here. We've got work to do. All right. We're going to go to item 14. And I did 13A. Yeah, we did 14 -- that was 13A.

**DEPUTY CITY CLERK ANTHONY:** Ordinance number 4025, an ordinance of the City of Riviera Beach, Palm Beach County, Florida, amending chapter 13 of the Code of Ordinances entitled Parks & Recreation, article 4 entitled Marina Operations, by revising section 13-76 entitled Rental Rates and Miscellaneous Charges, providing for severability, conflicts and codification and providing an effective date.

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

**COUNCILPERSON T. DAVIS:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. We have two comment cards. We'll start with Miss Bonnie Larson. Good evening, Miss Larson. You have three minutes to make your comments.

**BONNIE LARSON:** Thank you. Once again, I'd like to have the presentation first before we make our comments. Seems like it's going backwards so I would like a vote on that. At some point bring that -- please bring that up at a next agenda meeting, please. All right.

We're talking about raising the rates at the marina. Um, the backup says, "A rate structure of five comparable marinas in the immediate -- immediate area was conducted." Where are those? Where is that rate survey? If you're voting on something, wouldn't you like to know what marinas were surveyed and what they charge and -- and what's what so you're comparing apples to apples? Anybody can say -- and nothing personal here -- a rate survey was conducted. Well, who, what, when and where? I'd like to know the facts if I were voting on it.

"The general trend for rates in the immediate area is flat at this time." And again, this is a proposal to increase the rates at our under-construction marina. "New boat sales mark is still very slow and there is little in the way of new customers or markets. We are generally unable --" this, I don't understand. "We are generally unable as a municipal

marina to negotiate published rates." Then it goes on to say, "Riviera Beach, however, has an ordinance where those rates can be changed if they're for the purpose of increasing revenue, is properly documented and approved by the city manager." So why does our ordinance -- why is that in conflict with, um, the way -- the way it says?

As a municipal marina, we're not allowed to do that, but our ordinance -- our -- our ordinance is in conflict with that 'cause those would be the only reasons you would increase the rates. Um, next paragraph says, all right, "Assuming that everything is equal --" and everything is not equal -- "Lake Park just recently reduced their fees, apparently. On our negative side we have a bad reputation. Upland facilities are old, generally run down, in need of replacement." They're gonna all be torn down. Um, "We're still under construction. This surrounding area has a safety and maintenance issue. On the positive side we're -- we have a deep water inlet. We're close to Peanut Island." We're making a step in the right direction. But we're not there. We're under construction. Is this the right time to raise our rates?

What we need to be doing at this time is trying to gather new customers. As it says, there's not many new customers out there. This is the time when we should be putting in special rates to get people to come in to Riviera Beach, to see what's going on. We have a big detrimental effect here in that everything is going to be under construction. There's going to be trucks, everything -- it's just going to be totally a mess down there. And we're raising the rates.

Why are we doing that? Why don't we wait till we fix it up and then raise the rates? It talks about, on the third page here -- it talks about live-aboards. I thought we did away with live-aboards. "Currently we do not have a seasonal rate." Why not? Why have we never had a seasonal rate? Every other marina does. That would just make sense. And then it says here, "To become the best marina facility in Palm Beach County." All right. Let's keep our rates reasonable. Let's attract customers rather than increasing the rates and turning customers away. We're in a bad condition. We're under construction. This is not the time to raise the rates. Thank you.

**CHAIRPERSON THOMAS:** Thank you very much for your comments. Uh, next will be Mr. Fane Lozman. Good evening, Mr. Lozman. You have three minutes to make your comments.

**FANE LOZMAN:** When I printed out the back I -- I got a bunch of white pages. Is it possible to make my comments after I see the presentation?

**CHAIRPERSON THOMAS:** You have three minutes to make your comments.

**FANE LOZMAN:** Fane Lozman, for the record, the backup on line was not properly, uh, put on the computer.

**CHAIR PRO TEM PARDO:** That's not true.

**FANE LOZMAN:** The --

**CHAIR PRO TEM PARDO:** It's -- it's not (inaudible).

**CITY MANAGER JONES:** You could have this.

**FANE LOZMAN:** -- City Manager perhaps wasn't around when Mr. Newell, former

County Commissioner Newell proposed a \$50 million bond to save the waterfront, to save access to the waterfront. The City was awarded \$5 million of that 50 million and they kept deferring it and deferring it and deferring it. And finally they took the \$5 million to give access to the waterfront. That opportunity mean the top 1 percent, Miss Jones. Okay?

The current rates are 15.20 and 16.17. Some of these rates you're going to raise over 100 percent to 31.50. Okay? You are on a State dedication where the State gives you those lands for recreational purposes and they don't charge you a yearly fee. You were going to give access to the citizens of this county. It's the citizens of this county that gave you \$5 million. They didn't give you \$5 million so that somebody could have a 250-foot boat in the marina. Although there is now a rate structure for a 250-foot boat of \$47.50 a month.

You're trying to turn this into a mega yacht upscale facility instead of what it has historically been for the last hundred years, which is a marina for the people. The regular person doesn't have a 275-foot boat. That's a billionaire that has that. Okay? That's something Viking wants. Okay? That's not something the City wants. That's not something that the residents want.

Instead of that 250-foot slip, you should have put the picture that you put in the Florida - Florida Inland Navigation Board Meeting where you were going to have, like, 10 little slips instead of those two big ones at the south side of the marina. Okay? But if we had a city attorney she would point out to you that you can't change that. Okay? The bottom line is this is disgraceful. Raising the rates on residents who fund your salaries, who funded this marina redevelopment and now will not be able to afford to put their boat in the facility. What kind of game are you guys playing? Okay? Who do you represent?

Do you represent Viking -- Viking and 250-foot mega yachts or do you represent somebody that has a 20- or 30-foot boat? Okay? Why are our rates higher than Lake Park? You know, this is not Sailfish Marina. This is a municipal marina. Okay? You have to base it on municipal rates. Why are these rates higher than in an adjoining municipality where it's a lot nicer up in Lake Park than it is down here? Okay? This is not Viking's marina. It's never going to be Viking's marina. I'm going to see to it that it's not Viking's marina. I talked to the County mayor and I talked to the County administrator. They both have problems what's going on here. And Bob Weisman told me he was going to have to call you, Miss Jones, and talk to you about it.

**CHAIR PRO TEM PARDO:** Mr. Chair?

**CHAIRPERSON THOMAS:** Miss Pardo?

**COUNCILPERSON GUYTON:** And then --

**CHAIR PRO TEM PARDO:** Okay. You know, first of all, let's set the record straight here.

**COUNCILPERSON J. DAVIS:** Yeah.

**CHAIR PRO TEM PARDO:** All-right? The taxpayers in the City of Riviera Beach have been subsidizing -- when Mr. Lozman had his boat there, we were subsidizing his boat

and every other boat that was at the marina. Okay? We were able to take that \$5 million and leverage it. And now we're getting a brand new marina. And I'm sorry, Mr. Lozman, but I don't think any taxpayer in this city wants to continue subsidizing the Riviera Beach Marina. Also, you know, you made the comment about Viking. You know, this is all about Viking and we're changing the rates about Viking. Well, I can tell you -- and I'm sure Mr. Legue and Miss Jones will tell you, Viking had nothing to do with this new rate structure. And if it's okay for other marinas around the county to raise their rates, why can't Riviera Beach?

You know, it's a new day in Riviera Beach. And we've been telling people that for the past six years. Okay? The days of taxpayers subsidizing people that don't live here are over. It's over. So, you know, this is on second reading. I'm surprised that the people that got up tonight to talk about, you know, had nothing to say last month. But now all of a sudden -- and then, you know, also to set the record straight, we're well aware of, you know, the comments that you made to the County. But you know what? The County understands what we're trying to do. And I think if anyone is our biggest fan it's the County. So you know, I would say it's time for us just to move forward and stop subsidizing, you know, people that live outside the city. This is our city. These are our tax dollars. And we deserve the best.

**COUNCILPERSON GUYTON:** Mr. Chair?

**CHAIR PRO TEM PARDO:** Thank you, sir.

**CHAIRPERSON THOMAS:** Thank you, Miss Pardo. Mr. Guyton?

**COUNCILPERSON GUYTON:** I cannot agree with Miss Pardo more. She has hit the nail on the head. We have people who think that the residents who don't even use the marina, I might add, because we can't afford boats -- are supposed to subsidize those who can afford the boats. And we as a community are now tired of subsidizing people like Mr. Lozman who have boats. And I must add Mr. Lozman does not live here. He does not work here. He does not pay any taxes here. He lives in Dade County.

And he has this illusion that he's going to come bully our city and force us to do things that he want us to do and he pays not a dime into our economy. Not one. And -- and Mr. Lozman needs to understand that Riviera Beach is not the town to try to bully. And as it relates to these rates, it is time, as Miss Pardo said, that we become competitive and we stop subsidizing those people, many of whom don't even live here. And our residents can't even afford boats. We did a study of how many, um, boats -- before we started the construction -- were owned by residents. I think it was three, if that. Am I right, Mr. Legue?

**MARINA DIRECTOR LEGUE:** It was three, yes, sir.

**COUNCILPERSON GUYTON:** That's it. Everybody else is from other places. But our residents are contributing to that marina that we don't even use. That's a problem. So those who have a problem with that and -- and Mr. Weisman is a man that I have the utmost respect for.

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

**COUNCILPERSON GUYTON:** And I'm sure when he look at the facts, he would

understand that we're doing nothing illegal and we're not trying to circumvent any process that we have engaged in. Thank you very much.

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

**CHAIRPERSON THOMAS:** Miss Davis?

**COUNCILPERSON J. DAVIS:** I -- I just have -- and -- and I agree with everything that, um, my colleagues have said. But there was something that, um, Miss -- and I don't usually agree with you, Miss Larson, but there were some things that you did point out that I -- I have to have some answers to. Um, now, I know that there was supposed to have been a marina workshop and it never occurred. Um, and it was dependent upon some information that, um, a consultant was supposed to provide. And now, um, I don't think that's going to happen. Um, but I see that the effective date for these, um, new rates to go into effect is January of 2014, Mr. Legue? That's what the backup says.

**MARINA DIRECTOR LEGUE:** Ed Legue, Marina Director. Uh, yes, ma'am. Or when phase 2 is completed. Not until it's completed.

**COUNCILPERSON J. DAVIS:** Okay. And that -- that was what my question was, is -- is because the construction is supposed to start April of 2014.

**MARINA DIRECTOR LEGUE:** Yes, ma'am.

**COUNCILPERSON J. DAVIS:** Okay. So if -- if that's going to be happening, you know, are we going to be driving -- I mean, you know, the tenants are going to be inconvenienced with that happening. Are we going to be driving them away or, you know -- I -- I mean, what is -- what is the operating plan going forward?

**MARINA DIRECTOR LEGUE:** Uh, actually, the -- what you're voting on tonight is an ordinance not to change the rates but merely an ordinance, uh, to change the way we change rates.

**COUNCILPERSON J. DAVIS:** Okay.

**CITY MANAGER JONES:** Yeah, that's all (inaudible) --

**MARINA DIRECTOR LEGUE:** The rates -- the rates have been changed, uh, by this ordinance. And -- and we're changing that to a resolution, which is a little more efficient and still gives you the oversight you need. So this is only an ordinance to change the way we change rates. I will come back to you.

**COUNCILPERSON J. DAVIS:** Okay.

**MARINA DIRECTOR LEGUE:** The proposed -- the proposed rates I gave you --

**COUNCILPERSON J. DAVIS:** I gotcha.

**MARINA DIRECTOR LEGUE:** -- were based on, uh, the last survey, which was done with, uh, five different marinas, I believe it was. And, uh -- and that -- the -- it still puts us below the average. We are right now, with the exception of Lake Park, uh, who just lowered their rate --

**COUNCILPERSON J. DAVIS:** Well, that was my next question. Where are the -- the comparisons?

**MARINA DIRECTOR LEGUE:** We are the bottom marina.

**CHAIR PRO TEM PARDO:** That's right.

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

**MARINA DIRECTOR LEGUE:** We -- we charge the least amount of money --

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

**MARINA DIRECTOR LEGUE:** -- with the exception of Lake Park which just did that.

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

**MARINA DIRECTOR LEGUE:** Um, so we don't -- we don't -- that's not where we should be.

**COUNCILPERSON J. DAVIS:** Okay. And I -- and I totally agree.

**MARINA DIRECTOR LEGUE:** Okay.

**COUNCILPERSON J. DAVIS:** Um, but I still would like to have this marina, um, workshop. I think it's important.

**MARINA DIRECTOR LEGUE:** Yes, ma'am.

**COUNCILPERSON J. DAVIS:** So I don't know where we're going to get the information or whoever's going to do it, but I think that's important, and we need to -- to address that.

**MARINA DIRECTOR LEGUE:** And -- and, ma'am, when it's time to -- to bring back the rates, I'll do that.

**COUNCILPERSON J. DAVIS:** That'll be fine.

**MARINA DIRECTOR LEGUE:** In the form of resolution with a complete presentation and -- and all that.

**COUNCILPERSON J. DAVIS:** Okay. Great. Thank you.

**CHAIR PRO TEM PARDO:** Mr. Chair?

**CHAIRPERSON THOMAS:** Uh --

**CHAIR PRO TEM PARDO:** I'm sorry.

**CHAIRPERSON THOMAS:** -- let me make sure Mr. Davis doesn't have anything.

**CHAIR PRO TEM PARDO:** Sure.

**COUNCILPERSON J. DAVIS:** I'm done. Oh.

**COUNCILPERSON T. DAVIS:** No, I have nothing to say.

**CHAIRPERSON THOMAS:** Um, and I'll go really quick before you. Um, sometimes, you know, you can ask some of these questions because obviously Miss Larson didn't understand or Mr. Lozman didn't understand exactly what this action was -- was doing.

**COUNCILPERSON J. DAVIS:** Neither did I.

**CHAIRPERSON THOMAS:** And this meeting is not a question-and-answer type of

meeting. But you can call beforehand to any of these departments and get an explanation on that. And if you don't agree or you want to make your comments, that's the time to come up here and do it. But it's not a dialogue meeting. It's a business meeting that will be run. Um, so often I think that, um, the TV influences individuals -- not saying you, of course -- to just want to come up and have a dialogue but that's not the way these meetings, you know, are. We're going to hear you.

Maybe something you say will, uh, sway or change, um, our vote, but we get this the same time you do. You know? On -- online the same time, you know, you get it. So, you know, if -- if you're having some issues, obviously three minutes is not going to be enough time for you to state all the issues. But that's why we have staff that oversee these departments and they can answer these questions prior to you getting to these meetings. Um, so that's just a word of advice that I'm giving. Miss Pardo, you wanted to say something else?

**CHAIR PRO TEM PARDO:** Yeah, just one other thing for the record because someone said that, you know, we're only going to allow these mega yachts into the marina. Our new marina will be able to, um, house -- well, not house but will be able to accommodate --

**COUNCILPERSON J. DAVIS:** To dock. Uh-huh.

**CHAIR PRO TEM PARDO:** -- anything from a dinghy --

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

**CHAIR PRO TEM PARDO:** -- to what, a 200-foot --

**COUNCILPERSON J. DAVIS:** Yeah.

**MARINA DIRECTOR LEGUE:** Approximately 240 foot, yeah.

**CHAIR PRO TEM PARDO:** Eventually. Right.

**MARINA DIRECTOR LEGUE:** Yes, ma'am.

**CHAIR PRO TEM PARDO:** So, you know -- so the average boater still has a spot at the Riviera Beach Marina. You know, so just putting that on the record.

**CHAIRPERSON THOMAS:** And we also, um -- and Miss -- Miss Jones, I know that it's -- it's really tough but we also need to make sure that accurate information is getting out about these things. I don't want to talk about any one person that comes up here, but a person that does not necessarily reside here, that does not have the information, that only wants to see the City fail, I'm really getting -- after my seven years of being here, kind of fatigued of them coming to the mike and spewing propaganda, you know, around our city. And people will think that it's true because we're not talking about it.

**COUNCILPERSON GUYTON:** Uh-huh.

**CHAIRPERSON THOMAS:** That must stop. You know, the comments that Mr. Lozman made tonight were just -- they were rude. They were wrong. And I'm tired of it. You know, we sit here and we deal with it. But we're -- we're -- we're tired of that. We need to get our residents the correct information because whether Mr. Lozman likes it or not, this City is moving forward and this City is doing what it needs to do for our

residents. You know, so I want to make sure that that -- that that gets out. The days of Mr. Lozman just coming up there saying what he wants; that's so over, you know? And we're going to continue.

And we're not going to sit back. You know, though Mr. Lozman puts out incorrect information and decides he wants to try to sue, we're going to be suing back. We're not going to just sit here and -- and take this stuff. You know? So I was definitely going to discuss some of this stuff a little bit later, but because we got several of -- of his cards and several cards here, you know, I know we'll see him again a few times. But I just wanted the -- the citizens and the public to know. And I see Channel 12 so let me find your camera 'cause you like to put just certain blurbs. Get this one: Riviera Beach is very serious about what we're doing. And Channel 12 or any other channel is not going to dictate our success. You're not going to just publish the bad stuff about us. If you want to publish something, get our agendas first and show the good stuff that we're doing. So because I know you're going to splice some of this out, you can always reach me another [cthomas@rivierabeach.com](mailto:cthomas@rivierabeach.com) for any answers. But Riviera Beach is on the move and you and Mr. Fane Lozman can stay for the rest of the meeting or you don't have. Are there any other questions or concerns? If not, Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

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

**COUNCILPERSON GUYTON:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**CHAIRPERSON THOMAS:** Okay. Item --

**DEPUTY CITY CLERK ANTHONY:** And --

**CHAIRPERSON THOMAS:** Okay. Item -- item 15.

**DEPUTY CITY CLERK ANTHONY:** Ordinance number 4026, an ordinance of the City of Riviera Beach, Palm Beach County, Florida, amending chapter 10 of the Code of Ordinances entitled Licenses and business regulations, article 5 entitled Business tax receipt --

**COUNCILPERSON J. DAVIS:** Huh?

**CITY MANAGER JONES:** (Inaudible).

**DEPUTY CITY CLERK ANTHONY:** -- section 10-150 entitled --

**COUNCILPERSON J. DAVIS:** Oh, yeah. (Inaudible).

**DEPUTY CITY CLERK ANTHONY:** -- Classifications and rate structure by increase -- increasing the rates by 5 percent providing for severability and conflicts and provide an effective date.

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

**COUNCILPERSON GUYTON:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. I don't have any comment cards on this. Anything from the board? Hearing none, Madam Clerk?

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

**COUNCILPERSON GUYTON:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**CHAIRPERSON THOMAS:** Item 16.

**DEPUTY CITY CLERK ANTHONY:** Deleted.

**CHAIRPERSON THOMAS:** It was deleted. I'm very sorry. We're going to item 17.

**DEPUTY CITY CLERK ANTHONY:** Ordinance number 40-27, an ordinance of the City Council of the City of Riviera Beach, Palm Beach County, Florida, amending chapter 17 entitled Security and fire warning systems, article 2 entitled Burglar alarms, by repealing the existing article 2 and replacing it with a new article 2 entitled Police alarm systems, providing for a repealer and severability and provide an effective date.

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

**COUNCILPERSON GUYTON:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. One comment card, Miss Bonnie Larson. Good evening, Miss Larson. You have three minutes to make your comments.

**BONNIE LARSON:** Hi, there. Thank you. Um, a number of things in here. Oh, again, we're talking about analysis of other municipal burglar alarm systems and ordinances, but we never say what cities are we talking about. We never talk about what they are. We just throw that out there that we -- we surveyed some people and this is the way it

is. Get your facts straight.

**COUNCILPERSON J. DAVIS:** Hmm.

**BONNIE LARSON:** Um, there's something in here Which says that the City's police department is requested to respond to an alarm but does not include such things as fire alarms, domestic violence alarms -- I have no idea what that is. The -- the fire department -- the police department does not respond to fire alarms? Is that just the -- is that just the fire department, I suppose?

Um, all right. Down here where it talks about a hearing. It says that, "The chief of police or his designees or a special magistrate can hold, um, a meeting." Then it says, "The magistrate would have to be an attorney." Well, let's make up our minds. Is it going to be the chief of police? Is it going to be his designee? All -- those two are regular people. The third possibility is an attorney. Which is it going to be? And let's make up our minds? Is it an important thing or is it not? We talk in here about, um, permits required and it says, "Permits/fees as set by the City resolution." Do we have those resolutions? We should have those resolutions before we do this tonight. "Each alarm user shall apply to the City for an apartment." We should be the one, the City should be the one sending them the bills every year. We shouldn't wait for them to come to us to say, We want to renew. That should be our responsibility. Let's get on top of it. Let's get those fees in here. And every time we send them the application for the permit, let's get a new set of information on them. Let's be up to date on things. But that's our responsibility. That's not for them to do, to -- to, um, tell us, Gee, we want a new permit. You know?

Again, "a fee established by the City resolution." What City resolution? Then we talk about it has to be -- "The fee is to defray the cost of alarm system regulation." What does that mean? Section 17-23 states what the alarm companies should do, must do. Riviera Beach is in no position to tell alarm companies what they must do. That's like them trying to tell us what to do. We have no right to tell an alarm company what their responsibilities are. So that whole thing, there's like a page and a half here of that.

We have here that an automatic dial protection device -- we say here that, "If sounds go off continually for 15 minutes or more, that's a nuisance." How about those alarms which go off for five minutes, stop for two minutes, go off for another five minutes. That'll really annoying. That should be added here, too, because that is a system with the fire alarms -- I can tell you that -- or burglar alarms. Um, running out of time here. Anyway, it says that we -- the big thing is it says the police department does not have to respond. And I think that's a big, big mistake for you to approve this tonight because there's going to be a lawsuit waiting to happen if we don't respond to a burglar alarm. And this gives them the authority and this, the City Council, by voting on this, says they agree with that.

**CHAIRPERSON THOMAS:** Thank you very much for your comments, Miss -- Miss Larson.

**BONNIE LARSON:** That they don't have to respond.

**CHAIRPERSON THOMAS:** Okay. Are there any questions from the board? Hearing none, Madam Clerk?

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

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**CHAIRPERSON THOMAS:** Item 18.

**DEPUTY CITY CLERK ANTHONY:** An ordinance of the City of Riviera Beach, Palm Beach County, Florida, amending chapter 31 of the Code of Ordinances entitled Zoning, article 3 entitled Site plan review, section 31-61 entitled Standards for granting special exceptions by providing an incremental payment process option, for required special exception fees, site plan fees and advertising fees, for large-family child care homes, community residential homes and places of worship; amending chapter 31 of the Code of Ordinance entitled Zoning, article 1 entitled In. general, section 31-31 entitled Definitions by providing definitions of community residential homes, providing for severability and conflicts and provide an effective date.

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON T. DAVIS:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. Miss Bonnie Larson. You put the card in.

**BONNIE LARSON:** I know. (Inaudible).

**CHAIRPERSON THOMAS:** Good evening.

**BONNIE LARSON:** I can't even think straight.

**CHAIRPERSON THOMAS:** Look at you. You (inaudible) -- you act like you were tired of coming up here but you put the card in.

**BONNIE LARSON:** I can't even -- I am tired. But I have to say something here.

**CHAIRPERSON THOMAS:** Okay. Well, come --

**BONNIE LARSON:** Okay. This was --

**CHAIRPERSON THOMAS:** -- well, you got three minutes.

**BONNIE LARSON:** -- because when I looked in the backup, which I don't see here -- when I looked in the backup at home it said, "For a period of one year --"

**CHAIRPERSON THOMAS:** Can we start the clock please?

**BONNIE LARSON:** "-- we're giving exception --" what?

**CHAIRPERSON THOMAS:** I was asking my staff to start the clock.

**BONNIE LARSON:** Oh. Start?

**CHAIRPERSON THOMAS:** Go ahead. No, you go ahead. You go. You get a few extra seconds.

**BONNIE LARSON:** Oh, good, yeah, 'cause I got cut short last time. Anyway, this is for the large family. In other words, 12 children or up. I can't imagine there were homes, residential homes in Riviera Beach that are large enough to put 12 additional children in. So one of my questions is how does this 12 children work? Let's say the person having the facility has five or six children of their own. Does that count towards the 12 or do we let 12 customers come in. So now we're up to, like, 17. That was not clear.

Also it said, "For a period of one year." It didn't say one year from what date. So that's - - that's lucid in there. You need to say, "One year starting such and such a date." And as Miss Pardo brought up last time, is this setting a precedent, 'cause if we're letting these people not pay the fees, why wouldn't some other start-up company say, Hey, why do I have to pay all the fees and this -- residential don't? So those are my questions. How is that 12 children counted. Do you count the children that are already living in the home? And also, um -- and there had to be a number of square foot -- feet per child. And it -- are we setting a precedent here? I think we are. Thank you.

**CHAIRPERSON THOMAS:** Okay.

**BONNIE LARSON:** And the date. After that date. One year from when?

**CHAIRPERSON THOMAS:** Um, yes. Yes, ma'am. Um, before Miss -- Miss McKinney comes, I just would like Mr. Larson -- Miss Larson to know that this is already in operation in our city and has now. But I'll let Miss McKinney please --

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** Mary McKinney, Director of Community Development. Just to clarify, the ordinance states that it becomes effective on adoption of the ordinance, which is very clear. It means that's the starting date for when the one year starts.

Um, second of all, no, resident's children do not count. It's only children that are taken in under the day care license for day care purposes. And I think those were the only two questions.

**CHAIRPERSON THOMAS:** Right. At this point.

**COUNCILPERSON GUYTON:** Well -- well, I've got a question. I -- I don't know if I'm looking at the wrong ordinance and maybe I am.

**COUNCILPERSON J. DAVIS:** It's 19.

**COUNCILPERSON GUYTON:** I'm looking at 18. Are we on 18?

**COUNCILPERSON J. DAVIS:** 19.

**CHAIRPERSON THOMAS:** Yes, we're on 18.

**COUNCILPERSON J. DAVIS:** Oh, we're on 18?

**COUNCILPERSON GUYTON:** And 18 is the incremental payment plan.

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** Yes. Sorry. Right. I was on --

**COUNCILPERSON J. DAVIS:** Yeah.

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** I went to the next one. I jumped to the next one.

**COUNCILPERSON GUYTON:** Yeah. So -- so -- so -- so she was speaking about the wrong --

**CITY MANAGER JONES:** 19.

**COUNCILPERSON J. DAVIS:** 19.

**COUNCILPERSON GUYTON:** -- ordinance.

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** Right. But this ordinance also be -- those -- that ordinance also becomes effective.

**COUNCILPERSON GUYTON:** I -- understood, understood, but I want to clarify what we're addressing. This ordinance is establishing an incremental payment so no fees get waived.

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** Right.

**COUNCILPERSON GUYTON:** But we work with the small businesses to allow them to start the process without having the full payment. But the days of waiving all of your fees are over. We will work with you. If you're a small business, the small businesses are identified and that's what we agreed on at the last meeting. So the comments that were made about the upcoming ordinance does not apply to this one.

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** You're entirely correct.

**COUNCILPERSON GUYTON:** Thank you very much.

**CHAIRPERSON THOMAS:** You are correct, Mr. Guyton. I let Miss Larson get away with one that time.

**BONNIE LARSON:** What?

**CHAIRPERSON THOMAS:** You got me on that one. Right. Uh, you should have been making those comments on 19 but you put a card in for 18 so would you be needing to speak on 19, as well?

**BONNIE LARSON:** My comment (inaudible).

**CHAIRPERSON THOMAS:** Okay. No problem. That was 19. All right. No. We're good.

**BONNIE LARSON:** What it says (inaudible).

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** We're good?

**CHAIRPERSON THOMAS:** Yeah. Are there any other questions from the board?

**COUNCILPERSON T. DAVIS:** I do, um --

**CHAIRPERSON THOMAS:** Mr. Davis?

**COUNCILPERSON T. DAVIS:** -- Mr. Chair, thank you. I do recall we was -- this matter came up before. We was trying to determine -- at some point I guess the board was going to determine who's a small business and who's not.

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** Oh.

**COUNCILPERSON GUYTON:** And they're identified in this ordinance.

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** Right.

**COUNCILPERSON GUYTON:** Well, I'll let Miss --

**COUNCILPERSON T. DAVIS:** Right.

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** Right. This is the payment plan ordinance where they would pay -- they have the option for these small businesses that are in the ordinance, which are places of worship, which are churches, large day-care facilities and community residential homes which are ALFs and group homes.

**COUNCILPERSON T. DAVIS:** Okay.

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** So those ones there we identified because those aren't -- those are not actually revenue-producing businesses in the terms of the commercial businesses.

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

**CHAIRPERSON THOMAS:** Any other questions from the board on this item? Hearing none, Madam Clerk?

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

**COUNCILPERSON T. DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

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

**COUNCILPERSON GUYTON:** Yes.

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

**CHAIR PRO TEM PARDO:** Yeah.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**CHAIRPERSON THOMAS:** Okay. Um, item 19.

**DEPUTY CITY CLERK ANTHONY:** An ordinance of the City Council of the City of Riviera Beach, Palm Beach County, Florida, amending chapter 31 of the Code of

Ordinances entitled Zoning, article 9 entitled Land development application fees, section 31-691 entitled Purpose, by providing for the waiver of fees associated with the processing large-family child care home applications, including the site plan application fees, special exception fees and advertising fees to be added to the land development application fee schedule for a one-year period referenced under section 31-691, providing for severability and conflicts and provide an effective date.

**COUNCILPERSON GUYTON:** So moved.

**CHAIRPERSON THOMAS:** It's been properly moved.

**CHAIR PRO TEM PARDO:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. Are there any questions or concerns? I have no comment cards for 19.

**COUNCILPERSON J. DAVIS:** Mr. -- oh. I have a question, Mr. Chair.

**CHAIRPERSON THOMAS:** Miss -- Mr. -- Miss Davis.

**COUNCILPERSON J. DAVIS:** Yes, sir. Um, are -- is it Miss McKinney who's going to be answering the question? What, um -- do you know the amount of revenues that would be lost by approving this?

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** It's about \$4,500 per application.

**COUNCILPERSON J. DAVIS:** 4,500. And how many are we talking about?

**DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY:** I think there's about six that will be applying.

**COUNCILPERSON J. DAVIS:** Okay. Um, and the only reason I ask that is because I remember on the last -- the last time we did this, I thought that was a one-time thing. And, um, you know, we're asking again. So I guess my next question is going to be is this the last time we, you know -- this is going to be brought before --

**CHAIRPERSON THOMAS:** Well, it's the last time for me bringing it up.

**COUNCILPERSON J. DAVIS:** Okay.

**CHAIRPERSON THOMAS:** Um, and that is why we set the -- the previous item, uh, so that it's more affordable to -- to pay. That was the -- that was the reason why that item was put in, so that we don't have to do this again.

**COUNCILPERSON J. DAVIS:** So -- okay. All right. Um, I'm -- I'm going to support it this time but hopefully this is going to be a -- the last time.

**CHAIRPERSON THOMAS:** We do appreciate that.

**COUNCILPERSON J. DAVIS:** Thank you.

**CHAIRPERSON THOMAS:** And I have vowed to them and you and my colleagues that it will be. Are there any other questions, concerns, unreadiness?

**COUNCILPERSON T. DAVIS:** No, sir.

**CHAIRPERSON THOMAS:** Hearing none, Madam Clerk?

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

**CHAIR PRO TEM PARDO:** Yes.

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

**COUNCILPERSON GUYTON:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**CHAIRPERSON THOMAS:** Okay. Um, item 20.

**DEPUTY CITY CLERK ANTHONY:** An ordinance of the City Council of the City of Riviera Beach, Palm Beach County, Florida, amending article 3 entitled Firefighters pension plan, section 14-47 entitled Board of trustees created powers, duties of the City of Riviera Beach Code of Ordinances relating to the fire pension plan, by providing for an increase in -- in trustee terms, providing for codification, severability clauses and provide an effective date.

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

**COUNCILPERSON GUYTON:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. I don't have any comment cards. Anything from the board?

**COUNCILPERSON GUYTON:** Yes.

**CHAIRPERSON THOMAS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** Thank you, Mr. Chair. I, uh, spoke to the City Manager -- City Manager on this item. And Mrs. Ryan was unavailable. She had mediation. Um, but what I discussed was the staggering of the terms. The police is coming with the -- with the same request, I guess, when their attorney prepares the ordinance. But, um, Miss Ryan, there was one thing in here, um, where -- where it says that, "The initial term shall be three years and then thereafter four." I had brief discussions with a few of the board members on the Fire about having a -- a -- a wider stagger than just one year, three -- three and four.

As opposed to three, um, I would recommend two where the three is, which is the only change I would recommend, which means that as opposed to an election after that first term, the third and fourth year, which would be back-to-back, for continuity it'll be a two-year, um -- a two-year gap between the next election, which would allow for better continuity. So I would like to recommend that, and I don't want to carry it back and send it back as just change --

**CHAIRPERSON THOMAS:** It's on first reading so --

**COUNCILPERSON GUYTON:** Okay.

**CITY MANAGER JONES:** Yeah, we'll --

**COUNCILPERSON GUYTON:** -- changing the three to the two or maybe we can bring it back on second reading?

**CITY ATTORNEY RYAN:** Well, I -- I think if -- if that's something that you all want to do, we should go ahead and do it now. And, um --

**COUNCILPERSON GUYTON:** Okay.

**CITY ATTORNEY RYAN:** -- before second reading we will have a conversation with Fire, the pension board, to make sure --

**COUNCILPERSON GUYTON:** Okay.

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

**CITY ATTORNEY RYAN:** -- that they're okay with it.

**COUNCILPERSON GUYTON:** Sounds good. Yes.

**CITY ATTORNEY RYAN:** But the City Council has the discretion to make the changes however you really -- however you want to. It's -- it's your decision.

**COUNCILPERSON GUYTON:** Okay. And I did speak to a couple of them. They -- they don't have a problem with it. Um, and I -- I conveyed my -- my reasoning behind making that recommendation as I'm doing to the police, as well. And it's just to have, um -- oh, there's one of the fire representatives there.

**CITY ATTORNEY RYAN:** Okay, great.

**COUNCILPERSON GUYTON:** A -- a -- a two-year gap between, um, elections and terms to better the continuity.

**CHAIRPERSON THOMAS:** Okay. Uh, I don't have any issue with that. Does any of the board members have any issues with that?

**CHAIR PRO TEM PARDO:** Can I just hear -- hear from the, uh, pension representative, please?

**CHAIRPERSON THOMAS:** Is here --

**PAUL WRIGHT:** Paul Wright.

**CHAIR PRO TEM PARDO:** Yeah, firefighter.

**PAUL WRIGHT:** Paul Wright, Riviera Beach Fire Pension. Uh, we don't have a problem with it. Uh, in essence, it gives us a two-year gap between elections.

**UNIDENTIFIED SPEAKER:** Yeah.

**PAUL WRIGHT:** Allowing us to keep, um, more experienced trustees on the board. And let's say certified, 'cause the board is almost 100 percent certified so it worked for us.

**CHAIR PRO TEM PARDO:** Okay.

**CHAIRPERSON THOMAS:** Anybody have anything from the board?

**COUNCILPERSON GUYTON:** Thank you, Paul.

**UNIDENTIFIED SPEAKER:** No.

**CHAIRPERSON THOMAS:** Okay. Hearing nothing else, Madam Clerk.

**PAUL WRIGHT:** Okay. Thank you.

**COUNCILPERSON GUYTON:** Thank you, Paul.

**CITY ATTORNEY RYAN:** So we need to amend the motion. The motion was to approve the ordinance as it is. So, um, if you could --

**COUNCILPERSON GUYTON:** Who made the motion?

**DEPUTY CITY CLERK ANTHONY:** Councilperson Pardo and seconded by Councilperson Guyton.

**CHAIR PRO TEM PARDO:** Okay. So I amend the motion to --

**CHAIRPERSON THOMAS:** Does the second still stand?

**COUNCILPERSON GUYTON:** Yes. The second still stands.

**CHAIRPERSON THOMAS:** All right.

**CITY ATTORNEY RYAN:** Great.

**CHAIRPERSON THOMAS:** Any additional questions, concerns? Any other unreadiness? Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

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

**COUNCILPERSON GUYTON:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**CHAIRPERSON THOMAS:** Item 21.

**DEPUTY CITY CLERK ANTHONY:** A resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida, authorizing the Mayor and City Clerk to execute the second lease amendment between the City of Riviera Beach and Riviera

Beach Maritime Academy, Corp., commencing August 30<sup>th</sup>, 2013, until August 30<sup>th</sup>, 2015, and provide an effective date.

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON J. DAVIS:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. One comment card, Miss Larson.

**BONNIE LARSON:** Good evening, Miss Larson. You have three minutes to make your comments.

**BONNIE LARSON:** Good evening. I'm waking up here. All right. My concern is that we went space to anyone for only \$500 a month. Um, why do we do that? I'd like a presentation on the Marine [sic] Academy. We haven't heard from them in a long time. How many Riviera Beach students have graduated from them? What is the success rate? How many Riviera Beach students that graduated from them are now working in the maritime industry here in Riviera Beach? What's the status? Who pays the insurance on that building on that property? \$500 isn't going to cover the cost of any of that. So who pays that and what is the success rate with Riviera Beach students? Thank you.

**CHAIRPERSON THOMAS:** Thank you very much. Anything from the board?

**CITY ATTORNEY RYAN:** Hearing none, Madam Clerk?

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

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

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

**COUNCILPERSON T. DAVIS:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Abstain.

**DEPUTY CITY CLERK ANTHONY:** That is correct. Sorry about that.

**CHAIRPERSON THOMAS:** Okay. That motion is approved.

**DEPUTY CITY CLERK ANTHONY:** Yeah.

**CHAIRPERSON THOMAS:** All right. We're going to go to 21A.

**DEPUTY CITY CLERK ANTHONY:** A resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida, authorizing the assignment of the Ocean Mall ground lease retail to TJAC, Singer Island, LLC, with conditions and provide an effective date.

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

**COUNCILPERSON J. DAVIS:** Second.

**COUNCILPERSON GUYTON:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. One comment card. Miss Bonnie Larson. Good evening, Miss Larson. You have three minutes to make your comments.

**BONNIE LARSON:** No, we're not kidding. I'm wondering why this wasn't on the regular agenda so we could have looked it up online. I would have liked to have read this. When you talk to them -- when you talked about this last time you told this gentleman who was going to, um, lease that property that no, there would be no police visibility on the site. I was sitting in the audience but, of course, after the presentation we couldn't make our comments; which -- at which time I would have said to you by you saying no, there's going to be no police visibility at the Ocean Mall, that sent a signal to every -- every carjacker, every burglar, every thug in Riviera Beach that we're not going to have police over there so go to it.

**CHAIR PRO TEM PARDO:** That's not true.

**UNIDENTIFIED SPEAKER:** Every thug (inaudible) thugs.

**BONNIE LARSON:** Um, and I think -- I think we should not have said that. Because by saying that, let's say something happens over there -- and at some point it will -- they're going to come back and say, you know, Riviera Beach said no police visibility over there. And I think that was really, really, wrong to have sent out that message. So is this going to be on the web?

**CHAIR PRO TEM PARDO:** It's on there.

**BONNIE LARSON:** No.

**CHAIR PRO TEM PARDO:** It's on there.

**CHAIRPERSON THOMAS:** It's already there, Miss Larson.

**BONNIE LARSON:** Well, it wasn't there.

**CHAIRPERSON THOMAS:** It's --

**BONNIE LARSON:** And these -- these things that come up like out -- I didn't see it -- it till -- till we got here tonight. This is a big issue. This should have been on the regular agenda. It should not have been an add-on tonight. So those are my questions. Think about that. You just told every thug in Riviera Beach Ocean Mall's available.

**UNIDENTIFIED SPEAKER:** You just did it. You just did it.

**CHAIR PRO TEM PARDO:** Mr. Chair?

**CHAIRPERSON THOMAS:** Okay. Okay. Hold on one second.

**COUNCILPERSON J. DAVIS:** Oh, goodness.

**CITY MANAGER JONES:** Oh, way. No, no.

**CHAIRPERSON THOMAS:** Let's let her finish. Finish your comment, please.

**COUNCILPERSON J. DAVIS:** Oh, oh, I'm sorry.

**BONNIE LARSON:** No, I'm finished. I'm finished.

**CHAIRPERSON THOMAS:** Okay. Well, you can have a seat if you're finished.

**CHAIR PRO TEM PARDO:** Okay. Mr. Chair?

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

**CHAIRPERSON THOMAS:** One second, Miss Pardo. First of all I need to address the fact that nobody said that. I think it was about having a police substation.

**CITY MANAGER JONES:** Substation.

**CHAIRPERSON THOMAS:** And that was it. Of course police presence is going to be all over the City. No one said that. Miss Pardo?

**CHAIR PRO TEM PARDO:** Okay. Well, the -- the first thing is the thugs, they're not sitting here watching channel 18. I can tell you that much. I doubt very much they're watching channel 18. The second thing is, um, the City and the CRA, the police chief, the CRA's, um, consultant, um, they've been working with the, you know -- the new owner of the CRA trying to work out a comprehensive security plan for the Ocean Mall. So you know, please don't think that we're not going to have any security there.

And also, if you recall, for everyone out there who, you know, regularly watches channel 18, we've had many discussions with the CRA about security over at the Ocean Mall. And, um, we funded an ambassadorship program for the mall. And that is getting ready to be implemented shortly. We're still looking for space for a, um, police substation. So you know, please don't think that there -- we're not going to have any security over there. Of course there's going to be security. Um, so I just wanted to make that comment. Thank you, sir.

**COUNCILPERSON J. DAVIS:** Oh, so this is just --

**CHAIRPERSON THOMAS:** Anything else from the board?

**COUNCILPERSON GUYTON:** Yes, Mr. Chair?

**CHAIRPERSON THOMAS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** I just -- I just have a couple of quick questions for the representative who -- who -- whomever that may be.

**WAYNE RICHARDS:** Wayne Richards on behalf of GSF. Greetings, Mr. Chairman, City Council, Mr. Guyton, and the Mayor, if he's still here.

**COUNCILPERSON GUYTON:** He comes and goes.

**WAYNE RICHARDS:** And staff.

**COUNCILPERSON GUYTON:** As it relates to this lease assignment --

**WAYNE RICHARDS:** Yes, sir.

**COUNCILPERSON GUYTON:** -- um, the lease that is in place will be undertaken by the new owner. That correct? Everything in the lease, they will be obligated to?

**WAYNE RICHARDS:** Absolutely.

**COUNCILPERSON GUYTON:** Okay. So -- so whatever was agreed upon, they're stepping up and they're going to fulfill the responsibilities (inaudible)?

**WAYNE RICHARDS:** Absolutely. A hundred percent.

**COUNCILPERSON GUYTON:** Okay. Um, on page 19 of the lease -- just a very quick question here. I just want to make sure that we're dotting our I's and crossing our T's. It deals with the insurance. And, um, we -- we in the lease -- I mean, I'm sorry. The City, um, has requested that we have public liability insurance and bodily injury insurance. And they have amounts in here. Has -- has the new owner obtained that required insurance and if not, when will they? When it -- when would it be in their names?

**WAYNE RICHARDS:** Um, the new owner -- the proposed new owner is here. And before -- as with all closings, it will be concurrent with the closing.

**COUNCILPERSON GUYTON:** Okay. Okay. So at the closing the required insurance -

**WAYNE RICHARDS:** Absolutely, yes.

**COUNCILPERSON GUYTON:** -- verification would be provided, as well. Okay. And the other question that I have, there -- there is a -- a -- a paragraph on page 20 that says, "In the event there is not any lease -- leasehold financing on the lease premises, then the tenant --" who would be the new owner -- "shall provide such coverage as typical -- typically required at the point in time by commercial lenders for projects of similar size, nature and character." Is -- is there any leasehold finance in play?

**WAYNE RICHARDS:** There will be, yes.

**COUNCILPERSON GUYTON:** There will be?

**WAYNE RICHARDS:** There will be. Correct.

**COUNCILPERSON GUYTON:** Okay. So we can expect that at closing, as well?

**WAYNE RICHARDS:** Yes. Yeah.

**COUNCILPERSON GUYTON:** Okay. And the last one -- my last question on -- on page 24 -- and this may be a staff question. It -- it addresses a leasehold mortgage. And just a quick question. Does that mean that they can mortgage the property?

**CITY ATTORNEY RYAN:** They can mortgage the lease. The -- they -- whatever they have, they have the right to -- to finance, you know, with terms. They can't -- they can never mortgage our property itself.

**COUNCILPERSON GUYTON:** Okay.

**CITY ATTORNEY RYAN:** And it --

**COUNCILPERSON GUYTON:** I -- I just want that -- that --

**CITY ATTORNEY RYAN:** Yes.

**COUNCILPERSON GUYTON:** -- that -- all right. It look like he's trying to say something else, then.

**CITY ATTORNEY RYAN:** That's, yeah, Rick Jarolem who is the attorney for the City.

**RICK JAROLEM:** Good -- good evening. Um, with regard to that specific point, it was always the City's intention and it is specific to the City that the City's ownership shall never be interfered with. This will never -- any leasehold mortgage will never trump the City's feehold interest in the property, meaning it falls below. So if anything happens, the City's ownership of the property is unimpeded, unobstructed, and it always comes in inferior. It is a lender's risk to lend money to the tenant for the purposes of the improvement.

**COUNCILPERSON GUYTON:** That's the clarification I wanted on record.

**RICK JAROLEM:** Thank you.

**COUNCILPERSON GUYTON:** Okay. Thank you very much.

**CHAIRPERSON THOMAS:** Anything else from any other board members?

**COUNCILPERSON GUYTON:** Um, wait, wait, wait, Mr. Chair.

**CHAIRPERSON THOMAS:** Mr. Guyton, you still have the floor.

**COUNCILPERSON GUYTON:** I'm sorry. I did say that that was -- okay. Page 29, 31B. Um, page 29, 31B. Um, it says that, "The landlord should have the right to cause an audit by any recognized accounting firm, um, of the tenant's income, the tenant's sub-rent information to be made at any time not more frequent than one year --" I mean, "than one time every 12 months." This is a question to staff. Have we put in place a process by which we can audit the books to determine the accuracy of the funds that we get for the rent? And -- and -- and as Mr. Sherman's coming, I posed this question at our last meeting and I was told that the City has never gone over there and looked at the books of the -- the tenant that's now leaving; is that correct?

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** At the time of that meeting -- uh, Randy Sherman, Director of Finance and Administration. Um, at that time, yes. We have since done that. We have the rent rolls. We have the leases. We have done the audit for the payments that we have received.

**COUNCILPERSON GUYTON:** Okay. So for -- for us to get our accurate amount, we need to make sure that the income that we're getting is proportionate to what we are entitled to in the lease.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Correct.

**COUNCILPERSON GUYTON:** And if we don't look at it, we can't do that.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Absolutely.

**COUNCILPERSON GUYTON:** So are -- are we going to be able to do an audit at least once a year?

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Yes. Yes. We'll put it in the rotation and we'll get that done.

**COUNCILPERSON GUYTON:** Okay. Those are all my questions.

**CHAIRPERSON THOMAS:** Any other questions from the board?

**COUNCILPERSON J. DAVIS:** Um, just want to follow up.

**CHAIRPERSON THOMAS:** Miss Davis?

**COUNCILPERSON J. DAVIS:** Is that Mr. Sherman's responsibility?

**CHAIRPERSON THOMAS:** (Inaudible).

**CITY ATTORNEY RYAN:** That was a -- she wanted to make sure --

**CHAIRPERSON THOMAS:** Oh, you just wanted to make sure that Mr. Sherman's (inaudible)?

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Yeah.

**COUNCILPERSON J. DAVIS:** Yeah. It's your responsibility, right?

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Yes.

**CITY MANAGER JONES:** Yeah. Well, it'll be a part of, uh, the operation of Finance and Administration.

**CHAIRPERSON THOMAS:** Right.

**CITY MANAGER JONES:** It may be the treasurer or the internal auditor.

**CHAIRPERSON THOMAS:** Right. The internal auditor. Got it.

**CITY MANAGER JONES:** It'll be -- yeah.

**CHAIRPERSON THOMAS:** All right. Any other questions from the board?

**COUNCILPERSON GUYTON:** Right. And just -- just one request. Um, as those --

**CHAIRPERSON THOMAS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** -- audits are done, could -- well, not could. Please provide the council with the results of those audits on an annual basis.

**CITY MANAGER JONES:** Will do.

**COUNCILPERSON GUYTON:** Thank you.

**CHAIRPERSON THOMAS:** Okay. Hearing nothing else --

**COUNCILPERSON J. DAVIS:** And Mr. -- Mr. Chair? Just one --

**CHAIRPERSON THOMAS:** Miss Davis?

**COUNCILPERSON J. DAVIS:** -- one thing. Um, I -- I -- I now see that this is just a signing the lease to the new owners. I mean, to --

**CITY ATTORNEY RYAN:** Yes.

**COUNCILPERSON J. DAVIS:** -- the -- the new leaseholders.

**CITY ATTORNEY RYAN:** I was going to do a presentation.

**COUNCILPERSON J. DAVIS:** That -- that's what we're doing at this point?

**CITY ATTORNEY RYAN:** Yes. It's just for the signing.

**UNIDENTIFIED SPEAKER:** At TJA --

**COUNCILPERSON J. DAVIS:** Because I -- I just got this.

**CITY ATTORNEY RYAN:** I'm sorry. Yes.

**COUNCILPERSON J. DAVIS:** I -- I had -- didn't have a chance to read it. So --

**CITY ATTORNEY RYAN:** And just -- and for the record, um, Mr. Chair, if I may --

**CHAIRPERSON THOMAS:** Hold on one second. Miss Davis, you still have the floor if you need it.

**COUNCILPERSON J. DAVIS:** Um, and Miss Ryan, if you could just explain, um, why section 14A-6 was deleted from page 2 of 6.

**CITY ATTORNEY RYAN:** Okay. Let -- let me put this all in perspective. And I -- I wanted to do a little presentation so that we could get these issues in order.

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

**CITY ATTORNEY RYAN:** At the -- I believe it was the June City Council meeting, the City Council allowed, um, the new owners, which was GSF --

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

**CITY ATTORNEY RYAN:** -- to have a one-year extension on the current Ocean Mall agreement. The condition was that they pay an additional \$250,000.

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

**CITY ATTORNEY RYAN:** And that they correct deficiencies as outlined by the Community Development Department that existed at the Ocean Mall at the time. The City Council gave permission. Um, we worked on the agreement and the City Council gave permission to the Mayor to execute that agreement upon signing because time was of the essence. Um, they started working on it. It took us a while to -- we went back and forth on the actual language. But eventually it was signed. We had our money. They paid up front. I believe Mr., um -- Mr. Chair requested that they pay rent a year in advance and they did that. And they paid the 250.

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

**CITY ATTORNEY RYAN:** And they met with Community Development on several occasions who, um, checked to make sure that all of the deficiencies were created [sic]. In the amendment to the lease you're talk -- we removed section 14A of the --

**COUNCILPERSON J. DAVIS:** Under section 1, yeah.

**CITY ATTORNEY RYAN:** Right. Um, da, da, da, da. Um, because -- okay. This was a default provision which did not -- I don't know if you want to explain this.

**RICK JAROLEM:** Sure.

**CITY ATTORNEY RYAN:** But it didn't work to the City's advantage.

**COUNCILPERSON J. DAVIS:** Correct.

**CITY ATTORNEY RYAN:** And we added a new section which is a much better --

**RICK JAROLEM:** Right.

**CITY ATTORNEY RYAN:** -- and tighter section for the City. I'll let Mr. --

**COUNCILPERSON J. DAVIS:** I just wanted it on the record.

**RICK JAROLEM:** If -- yeah. If --

**CITY ATTORNEY RYAN:** -- he wants to talk about it.

**RICK JAROLEM:** -- and Rick Jarolem again. This is -- the deletion was -- essentially the original lease had loopholes and what I -- what I call wiggle room. And what the council has always asked when -- since OMRD, since its demise, for lack of a better term, um, was how can we avoid this from happening again? How can we eliminate wiggle room? How can we do everything like -- how -- how can we make it as tight as possible, put deadlines on that -- that don't really have open-ended questions in them? And that was the reason we deleted that section of the lease and put in the better one.

**COUNCILPERSON J. DAVIS:** Okay.

**RICK JAROLEM:** And as well as on what we're dealing with tonight, it was at the direction of the council to make sure we don't have OMRD part 2 again.

**COUNCILPERSON J. DAVIS:** Right.

**RICK JAROLEM:** Was, to get the personal guarantee of the -- of TJAC, which is something that I -- I'm very pleased to -- to announce that we're -- that the City is getting in this deal, as well as, um, to make sure that the information provided and -- and to the City, make sure that we know exactly who TJAC, um, is principaled by, that the City has its guarantees. And we've already discussed the -- the financing that they -- they are entitled to get a leasehold mortgage and we're -- we've been told that there are guarantees in place on that to make sure that what -- what Miss -- what TJAC, Singer Island is pledging that they're going to deliver, and they have, for lack of a better term, a real stake in completing it. It was at the Council's directive and the City Attorney's directive, Don't come back here without stuff that makes this City as solid as it can possibly be. And we've got that and probably beyond. So congratulations on the directive and letting us doing that.

**COUNCILPERSON J. DAVIS:** Thank you very much, sir.

**RICK JAROLEM:** Thank you.

**CHAIRPERSON THOMAS:** Okay. Are there any other questions, concerns? Hearing none, Madam Clerk?

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

**COUNCILPERSON T. DAVIS:** Yes.

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

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** Yes.

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

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

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

**COUNCILPERSON GUYTON:** And Mr. Chair?

**CHAIRPERSON THOMAS:** Okay. Yes, sir?

**CHAIR PRO TEM PARDO:** Okay.

**COUNCILPERSON GUYTON:** And just one last question. We've already voted, approved it. As it relates to the establishments being recruited or the restaurants, um --

**CHAIRPERSON THOMAS:** Mr. -- Mr. -- Mr. Guyton, it's inappropriate. We've already disposed of this motion. I'm sorry. We gotta move on.

**COUNCILPERSON GUYTON:** Okay. No problem.

**CHAIRPERSON THOMAS:** Sorry about that.

**COUNCILPERSON GUYTON:** No, don't worry about it.

**CHAIRPERSON THOMAS:** We -- you can get to him offline but it's -- it's inappropriate. We've already --

**COUNCILPERSON GUYTON:** I'll talk to you off -- off --

**CHAIRPERSON THOMAS:** -- disposed of the motion. Okay. Um, we're going to Public Comment. Um, please be reminded that the City Council has adopted a set of rules of decorum governing public conduct during official meetings and has been posted at the entrance of the council chambers. In the event to preserve order, the Council Chair may have any disruptive speaker removed from the podium, the building and/or the -- from the podium, the meeting and the building if necessary. Please govern yourselves accordingly. Since we have about 23 cards today, I'm going to, uh, limit the time to two minutes. If you don't need the whole two minutes, we would ask that you definitely give it back. So, uh, can we set the clock to two minutes or are you just going to -- can you set it? Okay. So at -- when the clock reads one minute, that means that your time is going to be, um, up. Um, please respect the time. We have several comment cards and we definitely want to be able to get to -- to everybody. Um, up -- up first we have Bessie Brown. Good evening, Miss Brown. You have two minutes to make your comments.

**BESSIE BROWN:** Yes. Um, I wasn't able to put a card in on item 2 or item 4. But you all were saying that, uh -- I had a problem with the type of contract that was actually listed on the backup. And it said Personal Services. And I thought we had contracted him for grant -- uh, grant information. Now, that's actually in the backup. I actually was online and saw that. That was something I wanted to say. And, uh, basically I think we've had -- we've done work -- business with Mr. Broussard Palm Beach Consulting Group since 2007. And currently, we paid him about 300 -- he's gotten about 300 -- um, \$233,000 from us so far, from the City so far.

Also, um, the other thing is that when you're talking about the marina, Mr. -- Mrs., uh,

Pardo said it's a new day in Riviera Beach. It is a new day in Riviera Beach, because all the taxpayers -- uh, everything that's -- majority of the stuff that's being done over there is on the backs of our taxpayers because there's a 29 -- 230 -- \$2 million loan that all the taxpayers are responsible to pay back for that -- for that renovation. And I think that's about it.

**CHAIRPERSON THOMAS:** Thank you very much for your comments, Miss Bessie Brown. Next up will be, uh, Lloyd Brown. Good evening, Mr. Brown. You have two minutes to make your comments.

**LLOYD BROWN:** Uh, thank you. Okay. Um, let me just say this. I'm a Vietnam veteran, you know, and, uh, a lot of our -- my veteran friends, they died, you know, for, like, in America, like, for this country to be what it is today. I mean, from the American Revolution and the World War I and II, I mean, veterans gave their lives. I mean, we had people that die for these rights and privileges that we get. And what I'm talking about is I -- I had gotten to a ship program so I'm saying all this has to do with that.

All right? But what I'm saying, I'm a taxpayer. I mean, I'm not like Lozman. I live here so, I mean, what's up with that? I've been over here several times. I mean, no one -- the newspaper or the government officials have set down and, I mean, heard my cries. You know, I'm like -- it's like spitting in the wind. I mean, you might think I'm an arrogant person by what I say or how I say it to you. But you know what? My arrogance only grows with your hypocrisy. I mean, you -- I may as well went to Angie's List and found somebody, you know, to help me, because I can't get any help from here. And now, you know what's going on? I see in the newspaper that these inspectors didn't do a good job on this bridge, right? Well, my home was done the same way. And I came to this lady here, Miss Ruth Jones, City Manager, a while back, before the house was even built.

I know you're looking at the clock. You'll be glad when I leave. But don't worry. I'm going to be like a tick on your neck. And until you do something about it, I mean -- about the Building Department -- I mean, here it is, these guys didn't do inspections. The same thing that happened to the bridge that's going over to the airport. But I can't get no help from here. And like, I hope the Post Time come here and looking into your Building Department 'cause these inspectors -- I mean, you may as well got them from Angie List, 'cause they would have been better off. And it's a shame that I can't get no help, being a black American.

**CHAIRPERSON THOMAS:** Thank you for your comments, Mr. Brown.

**LLOYD BROWN:** That wasn't no comment.

**CHAIRPERSON THOMAS:** Next up, Miss Bonnie Larson. Good evening, Miss Larson. You have two minutes to make your comments.

**BONNIE LARSON:** All right. I'm not confused. I am tired but I'm not confused. I remember very well the comment regarding the Ocean Mall. The gentleman over there did not want a police substation. To me, also, that would signify this is a dangerous area. So when that came up the very first time I spoke against that because that does signal that it's a dangerous area to be in. And the gentleman who's going to be taking over the lease over there, he didn't want it, either. So I understand that. We went on,

then, in that meeting to discuss having armed patrolmen walking through the parking lot and they said, "No, no. No one over there will have guns and things like that."

Go back and listen to the meeting. I am not confused about that. If you are naïve enough to think that people are -- that are thugs do not pay attention to what happens on channel 18, you are wrong. I don't come here and make false statements. I know that for a fact. I know that for a fact. They are well aware of what's going on here. And they listen. Trust me. They listen.

You said tonight I made a mistake about the marina. We were talking about -- I talked about marina rate increases, that they shouldn't happen until we at least get the marina underway; that we should be welcoming people into the marina now and giving them some kind of special rate. Then you said, "No, no, you're talking off topic." What we're talking about is how to change the rates. Well, I got it right here. It says, "Background information for proposed marina rate increase." That says to me you're going to be talking about the rate increases. That's everything the backup talks about, is how much you're going to be increasing the rates. So I'm not talking off topic. That's exactly what was published right here.

Now, at the last meeting it was said that there's a new law saying that anybody can comment on consent agenda items. I see it again tonight. It's on here that you have to have it pulled by a councilperson. Why hasn't that been corrected? Everybody should be able to speak on consent agenda, from the information I got right here two weeks ago.

We talked about two weeks ago also putting Awards and Presentation, Community Benefits on the second Wednesday meeting. That didn't happen, either. Um, okay. I only have a few more seconds here. At the last meeting it --

**CHAIRPERSON THOMAS:** Thank you very much for your comments.

**BONNIE LARSON:** -- no, wait. When was there retraction to City Hall not moving?

**CHAIRPERSON THOMAS:** Thank you. Thank you very much for your comments.

**BONNIE LARSON:** That was going to be a new mailing being sent out. Haven't gotten mine yet. It was going to be on channel 18.

**CHAIRPERSON THOMAS:** Miss Larson, thank you very much for your comments.

**BONNIE LARSON:** Is Riviera Beach not moving? It was put out in the newsletter.

**CHAIRPERSON THOMAS:** I'm going to ask that everyone respect the time. We have a lot of cards here.

**COUNCILPERSON J. DAVIS:** Mr. Thomas?

**CHAIRPERSON THOMAS:** Yes, ma'am, Miss Davis.

**COUNCILPERSON J. DAVIS:** Just to make a -- just to let her know that that -- that law doesn't go in effect until October 1.

**BONNIE LARSON:** (Inaudible) say that.

**UNIDENTIFIED SPEAKER:** Oh, my God.

**CHAIRPERSON THOMAS:** Next up we'll have Mr. Fane Lozman. Good evening, Mr. Lozman, you have two minutes to make your comments.

**FANE LOZMAN:** Fane Lozman. For the record, I write for the Palm Beach Sun that's based in Riviera Beach and I also have business interests but I don't tell anybody 'cause I've been threatened with my leaf repeatedly by Sylvia Blue and other people in this community.

One of the reasons, Miss Pardo, that you have to subsidize the marina is that you floated a \$25 million bond when the 2008 RFP said it had to be privately funded. But when Viking Yachts could not perform as the winning bidder and come up with the money, you then morphed it into a mega yacht shipyard and now you've morphed it into where the public is funding it. So if you would go back and do what you're supposed to do, put it out for bid like Floyd Johnson said, then you wouldn't have had to float the bond.

But that's a battle for another day.

I'm a big boy. You can attack me all you want, Thomas and Guyton. It doesn't matter to me. One of my nemeses got arrested yesterday in Miami by the FBI, Mr. Forte. You guys haven't seen this? "Two mayors, one sting," and the FBI. I spent five years trying to get you busted for corruption. I met with prosecutors. I met with McAuliffe. I met with Antonacci. I met with Aronberg. Okay. Your buddy, Alston, is in the paper today. They put six more criminal charges on him, Corey Alston of South Bay. Corey Alston gave \$1,000 campaign contribution to you, Mr. Guyton.

**COUNCILPERSON GUYTON:** No, he didn't.

**FANE LOZMAN:** Oh, yes, he did.

**CHAIRPERSON THOMAS:** Mr. Guyton. Mr. Guyton, don't.

**FANE LOZMAN:** I pulled your -- I pulled your financial --

**CHAIRPERSON THOMAS:** Finish your comments, sir.

**COUNCILPERSON GUYTON:** (Inaudible).

**FANE LOZMAN:** -- uh, campaign (inaudible). He gave 500 and 500, Alston. Cedrick Thomas, you worked in South Bay at a no-show job. The Inspector General had a report about a bust you sold South Bay that didn't work.

**UNIDENTIFIED SPEAKER:** Oh, Lord.

**FANE LOZMAN:** Okay? I promise you, if it's the last thing I do, your picture's going to be on the front page of The Palm Beach Post being marched off to jail.

**CHAIRPERSON THOMAS:** Thank you very much for your comments. Mr. Guyton?

**COUNCILPERSON GUYTON:** Um, first of all, we -- the comments that were just made are not accurate. I did get a \$500 contribution from Mr. Alston. He's my fraternity brother and he's a friend of mine and he will remain a friend of mine. Um, Mr. Lozman, who I might add, has been rumored to have committed a sexual assault, comes into our community and try to disparage all of our elected officials and bully us and -- and think that somehow we're not going to stand up to him. But I'd just like the public to know that

Mr. Lozman does not live here, as I indicated. He says that he write for the Sun paper but most people use that for cat litter. And -- and -- and he needs to understand that this is not the city for him to come in and bully. And I would hope that he just stay in Dade County. Thank you, Mr. Chair.

**CHAIRPERSON THOMAS:** Thank you, Mr. Guyton. Next we'll have -- and if I pronounce this incorrectly, please excuse me. Olga Rios? Olga Rios?

**TERRI MITCHELL:** Miss Rios needs an interpreter.

**CHAIRPERSON THOMAS:** Excuse me, Olga Rios. I'll -- I see your card in there, Miss -- Miss Mitchell, but I'll -- I'll get to your card in a minute.

**TERRI MITCHELL:** I'm requesting an interpreter for her. She speaks mainly Spanish only.

**CHAIRPERSON THOMAS:** Okay.

**TERRI MITCHELL:** Do you have an interpreter?

**CHAIRPERSON THOMAS:** No, I don't know of any interpreter.

**TERRI MITCHELL:** If not, we have one. We have one available.

**CHAIRPERSON THOMAS:** Fine.

**TERRI MITCHELL:** Thank you.

**CHAIRPERSON THOMAS:** You have two minutes to make your comments.

**OLGA RIOS:** Okay. (Spanish).

**CHAIRPERSON THOMAS:** Can you pull the mike down, please?

**AGNES DUPERVAL:** Good night.

**OLGA RIOS:** Yes. Okay. (Spanish).

**AGNES DUPERVAL:** Good night. My name is Olga Rios. I live in Palm Springs.

**OLGA RIOS:** (Spanish).

**AGNES DUPERVAL:** I'm grateful to be working at Life Span. I've been working there for 12 years and I would like to work there for another 12 years. This is like a second home to me. Thank you very much.

**CHAIRPERSON THOMAS:** Thank you very much for your comments. Um, Olga Astosta [phonetic]? Uh, I do -- I do apologize for mispronouncing your name if I did. Do -- do you need another interpreter?

**UNIDENTIFIED SPEAKER:** Yeah, she speaks Spanish.

**CHAIRPERSON THOMAS:** Okay. Okay.

**OLGA RIOS ACOSTA:** (Spanish).

**AGNES DUPERVAL:** Good night.

**OLGA RIOS ACOSTA:** (Spanish).

**AGNES DUPERVAL:** My name is Olga Rios Acosta.

**OLGA RIOS ACOSTA:** (Spanish).

**AGNES DUPERVAL:** I live in Palm Springs.

**OLGA RIOS ACOSTA:** Yeah?

**AGNES DUPERVAL:** Uh-huh.

**OLGA RIOS ACOSTA:** Okay. (Spanish).

**AGNES DUPERVAL:** I love my job as an infant class teacher. This gives me the opportunity to provide a safe environment and I would like the council members to add, um, our lease agreement to the agenda of September 4<sup>th</sup>. Thank you.

**CHAIRPERSON THOMAS:** Thank you. Um, I'm -- I'm sorry. I'm not even going to attempt to pronounce the first name. But I will try the last name. Albeso [phonetic]? I -- once again, I do apologize. I probably should have paid more attention in Spanish class but I'm --

**MARIANELLES SHENARD ALBIZU:** (Spanish).

**CHAIRPERSON THOMAS:** -- I'm having a hard time. I'm sorry. Go ahead.

**MARIANELLES SHENARD ALBIZU:** (Spanish).

**AGNES DUPERVAL:** Good night. My name is Marianelles Shenard Albizu [phonetic].

**MARIANELLES SHENARD ALBIZU:** (Spanish).

**AGNES DUPERVAL:** I've been working at Life Span since February 2013 in the infant classroom.

**MARIANELLES SHENARD ALBIZU:** (Spanish).

**AGNES DUPERVAL:** I would like for the council to keep maintaining Life Span in their efforts to provide education for the children in the community. Thank you.

**MARIANELLES SHENARD ALBIZU:** (Spanish).

**CHAIRPERSON THOMAS:** Thank you very much. Um, I think I'm pretty good at this one. LaShay Finley [phonetic]? LaShay Finley? Good evening. You have to minutes to make your comments.

**COUNCILPERSON T. DAVIS:** Good evening.

**TERRI MITCHELL:** Council members, Mayor, Miss Finley works for Life Span. She's very shy. Um, we found Miss Finley as an employee at Life Span through one of Mayor Masters' job fairs. She's been working for our organization since early March of this year and she requests, because of her shyness -- she requests that Council place the Life Span on the agenda for September and vote unanimously to pass the agenda item in September. Thank you.

**LaSHAY FINLEY:** Thank you.

**CHAIRPERSON THOMAS:** Thank you, Miss Finley. Okay. Next we'll have Louis Caretter [phonetic]? Just restate it, please. I do apologize.

**LUIS CORIJER:** That's Luis Corijer [phonetic].

**CHAIRPERSON THOMAS:** Corijer?

**LUIS CORIJER:** Corijer. Right.

**CHAIRPERSON THOMAS:** Welcome, sir. You have two minutes to make your comments.

**LUIS CORIJER:** Thank you. Thank you. Good evening, Honorable Mayor Masters -- thank you for coming at the right time -- and Council Members and staff.

**COUNCILPERSON T. DAVIS:** Good evening.

**LUIS CORIJER:** My name is Mr. Luis Corijer, and I'm currently employed at Life Span of Palm Beach County and have been employed for five years. I'm here today on behalf of Life Span of Palm Beach County in your presence asking for the Council's continual support for Life Span of Palm Beach County lease agreement. I'm so blessed and honored to teach children in this beautiful city from infants to pre-K at Life Span of Palm Beach County. And I hope I can continue -- I can continue to provide quality child care for many more years to come in this wonderful city. Thank you, Mayor, Council Members and staff for your time.

**COUNCILPERSON T. DAVIS:** You're welcome.

**CHAIRPERSON THOMAS:** Thank you, sir. Um, okay. I -- I gotta get this one right. Shantell Williams.

**MAYOR MASTERS:** Mr. --

**CHAIRPERSON THOMAS:** I hope I got that one right.

**MAYOR MASTERS:** Mr. Chair?

**CHAIRPERSON THOMAS:** Yes, sir, Mr. Mayor.

**MAYOR MASTERS:** While she's coming, to the young man, um, I've been trying to endure the meeting. I've been in the office. I'm in excruciating pain with a terrible abscess and under medication. So I'm trying to make it. But I've been here. Thank you. Thank you, Mr. Chair.

**CHAIRPERSON THOMAS:** Okay. Miss Williams?

**SHANTELL WILLIAMS:** Good evening, Mayor, Council Members and staff. I teach in a four-year-old classroom. I met Miss Mitchell at a job fair in March through Mayor Masters. I am delighted to be a part of the Life Span family which provides a nurturing environment. As an employee of Life Span, I humbly request that the Life Span agreement be brought before Council on September 4<sup>th</sup>, 2013. Thank you for your time.

**CHAIRPERSON THOMAS:** Thank you. Uh, Miss Williams, did I pronounce your name correctly?

**SHANTELL WILLIAMS:** Yes, sir.

**CHAIRPERSON THOMAS:** Good. Good. I need some reprieve there. Okay. Um, Madge Duperval?

**MADGE DUPERVAL:** Yeah.

**CHAIRPERSON THOMAS:** I hope I got that one right, too.

**MAYOR MASTERS:** You got -- you got that one right. That's the one you should have messed up.

**CHAIRPERSON THOMAS:** Did I get that one right? The Mayor said that I came pretty close. Good -- good evening, Miss Duperville [phonetic] and you have -- Duperval -- and have --

**COUNCILPERSON J. DAVIS:** You messed it up again.

**CHAIRPERSON THOMAS:** -- Duperval -- Duperval, you have two minutes to make your comments.

**MADGE DUPEVAL:** Okay. Good evening, Mayors, Counselor --

**MAYOR MASTERS:** Good evening.

**MADGE DUPEVAL:** -- members and staff. Um, as I mentioned, my name is Madge Duperval. I've been working at Life Span for three years. I am currently the two-year-old teacher for Life Span of Palm Beach County. I also act as a Creole translator for our Haitian friends and families. Life Span would like to invite the Haitian family of Riviera Beach to come and join our Life Span family, and we all ask that the Council support our -- in -- in September 4<sup>th</sup>, 2013. Thank you.

**CHAIRPERSON THOMAS:** Thank you very much. Kimberly Watts. Good evening, Miss Watts. You have two minutes to make your comments.

**KIMBERLY WATTS:** Okay. Um, good evening.

**COUNCILPERSON J. DAVIS:** Good evening.

**KIMBERLY WATTS:** Um, Mayor, Councilpersons and all other staff on the board. Um, my name is Kimberly Watts. I currently work for Life Span of Palm Beach County. Um, I'm a teacher in the toddler classroom. Um, I've been working for Life Span since 2006 through 2009. Um, I returned later, May of 2013. As a Riviera Beach resident and employee of Life Span of Palm Beach County, I humbly and respectfully request that Life Span's agreement be brought before City Council in September 2013 and that you fully support Life Span in this matter. Thank you in advance and thank you for your time this evening.

**CHAIRPERSON THOMAS:** Thank you very much, Miss Watts. Um, I -- I almost feel compelled to say that I don't know why everybody's here asking for that. I've already instructed that it be placed on the agenda for September 4<sup>th</sup> to Miss Mitchell. So just so everybody knows in their comments, it's going to be on the agenda for deliberation for the Council on the next meeting. Just so everybody, um, knows. But I will finish going through the cards. Um, next will be Barbara Griffin.

**BARBARA GRIFFIN:** Good evening, Mayor, Council Members and staff.

**COUNCILPERSON J. DAVIS:** Good evening.

**BARBARA GRIFFIN:** My name is Barbara Griffin. I've been cooking for Life Span and I open the building. I'm there from the morning sometimes till late in the afternoon. But I love my job. I love it. I open at 6 and sometime I go home at 5. But I want to -- I know

you said that you're going to support us. We're standing on your word that you're going to support us, that the Council will support us and they'll be there. Because those kids, they're there because they need somewhere to go in the mornings. Sometime they don't have breakfast; they don't have lunch or nothing but we're there to feed them. So we need our lease agreement on the agenda for September. I thank you.

**CHAIRPERSON THOMAS:** Thank you, Miss Griffin. I just want to make sure that I said this correctly. It will be on the agenda September 4<sup>th</sup>. We don't have any information in front of us whether we can support it or not at this point. But we will be deliberating on it September 4<sup>th</sup>. It will be on the agenda. Okay. Um, Deandrea Lorick?

**DEANDREA LORICK:** Good --

**CHAIRPERSON THOMAS:** Good evening, Miss Lorick. You have two minutes to make your comments.

**DEANDREA LORICK:** -- good evening, Mayor, Council Members and staff. My name is Deandrea Lorick. In the year 2008 I had lost all hope of finding a job. I went and I filled out an application with Miss Mitchell. She hired me. Um, I went ahead when -- been with Life Span. It has built up my communication skills. I am also now enrolled in college. I have my CDA, working on my NCDA. I also have my 40 hours.

I'm here asking you to vote yes for renewing the lease to Life Span in September 2013.

**CHAIRPERSON THOMAS:** Thank you very much for your comments. I cannot get this one wrong. Yetta Defreitas. Good evening, Miss Defreitas. You have two minutes to make your comments.

**YETTA DEFREITAS:** Good evening, Mayor, Council Members and the City staff. I'm employed at Life Span of Palm Beach County as the center director. We service 124 children ages six weeks to 13 years old year round. The importance of early childhood education is to provide quality -- there's a difference -- quality child care and family services to those in the greatest need. At Life Span we ensure that children are nurtured, educated and that their parents are empowered to meet daily family responsibilities. I am asking that you make your voices heard. I know that it will be on the agenda on September 4<sup>th</sup>.

**CHAIRPERSON THOMAS:** Thank you.

**YETTA DEFREITAS:** I want you to stand for our children if nobody else and tell the children of Riviera Beach that they are the community's top priority. And I thank you humbly for your full support and time on this manner. Have a blessed night.

**CHAIRPERSON THOMAS:** Thank you, Miss Defreitas.

**COUNCILPERSON T. DAVIS:** Thank you.

**CHAIRPERSON THOMAS:** Um, wow. Uh, this is another Duperval. Agnes? Agnes Duperval? Oh. Oh, our interpreter. Okay. All right. Phew. All right. How you doing tonight?

**AGNES DUPERVAL:** I'm good. Good evening.

**CHAIRPERSON THOMAS:** You have two minutes and some seconds. Go ahead.

**AGNES DUPEVAL:** Okay. Good evening, Mayor, Council Members and City staff.

**MAYOR MASTERS:** Good evening.

**AGNES DUPEVAL:** I'm employed at Life Span of Palm Beach County and as a lead teacher in the four-year-old program. Today's children will determine what society will be like in the future. Our children are precious and full of potential. Yet they are also vulnerable and deserve to grow up in a safe and nurturing, stimulating environment. Life Span of Palm Beach County provides all children with skills and abilities to reach a certain milestone. Please support Life Span with continuous services for our future generations. Thank you.

**CHAIRPERSON THOMAS:** Thank you. And awesome job translating tonight.

**AGNES DUPEVAL:** Thank you.

**CHAIRPERSON THOMAS:** Um, Denise Madore [phonetic], if I didn't, as I've been doing all night -- please correct me. Good evening, Miss Denise. You have two minutes to make your comments.

**DENISE MADORE:** Good evening. My name is Denise Madore. I'm a resident in Riviera Beach. Good evening, Mayor, Council Members and staff.

**MAYOR MASTERS:** Good evening.

**CHAIR PRO TEM PARDO:** Good evening.

**COUNCILPERSON T. DAVIS:** Good evening.

**DENISE MADORE:** As I mentioned, my name is Denise Madore. I currently work for Life Span of Palm Beach County. I am a teacher in the organized -- in front room. And I have been so since March 2013. As a resident and an employee, I humbly request that Life Span agreement will be before Council in September 2013 and that you fully -- support is given to this matter. Thank you very much and have a blessed evening.

**CHAIRPERSON THOMAS:** Thank you. Uh, Jonathan Freeman? Good evening, Mr. Freeman.

**JONATHAN FREEMAN:** Good evening.

**CHAIRPERSON THOMAS:** You have two minutes to make your comments.

**JONATHAN FREEMAN:** My name is Jonathan Freeman. I am a resident of Riviera Beach and an employee of Life Span of Palm Beach County. I work in the after-school population and with the summer camp. Life Span is essential for the positive growth of children from this area. My impact at Life Span is to provide a positive role model for young men and to provide a safe alternative other than the streets. Please support Life Span in September. Thank you.

**CHAIRPERSON THOMAS:** Thank you very much for your comments, Mr. Freeman. And our final comment card under Public Comment will be Terri Mitchell. Good evening, Miss Mitchell. You have two minutes to make your comments.

**TERRI MITCHELL:** Good evening. My name is Terri Mitchell and I'm the executive

director of Life Span. I've been the executive director of Life Span for 20 years now. All too many times when I'm knocking on your doors and I'm making phone calls to you all, I think staff sometimes sees me as the only face of Life Span. This evening I want to assure you that there are other faces to Life Span. I represent those other faces. I represent the staff. I represent the children. I represent the parents of our community.

Please, on September 4<sup>th</sup>, we would like your vote. Life Span is not Terri Mitchell. These are the faces of our organization. Thank you very much.

**CHAIRPERSON THOMAS:** Thank you for your comments. Okay. We're going to move to 22. 22. It's going to be a discussion and deliberation for, uh, Ocean Mall additional funding usage. If I'm not mistaken, I believe it was Miss -- it was Miss Pardo. Um, she had to step out for one moment so we'll --

**COUNCILPERSON J. DAVIS:** Oh, yeah. (Inaudible) in the bathroom.

**CHAIRPERSON THOMAS:** -- we'll -- we'll go to, uh -- to Community Benefits. I'm sorry. We'll go to 24, yeah, Community Benefits. 24A. Um, Youth Recreation Association -- did I miss one?

**CITY MANAGER JONES:** 23. Go (inaudible).

**COUNCILPERSON J. DAVIS:** 23.

**DEPUTY CITY CLERK ANTHONY:** 23 and 24.

**CITY MANAGER JONES:** Yeah.

**CHAIRPERSON THOMAS:** I missed 23 and 24? I gotcha. All right. I gotcha. I gotcha.

**CITY ATTORNEY RYAN:** You missed 22A which is my (inaudible).

**CHAIRPERSON THOMAS:** You know what? I put your -- I put it under 22A. I did. 22A, we'll go to, which was the discussion and deliberation, uh, of Miss Ryan's, uh, evaluation. Uh, that was added today by Mr. Davis. Mr. Davis, you have the floor.

**COUNCILPERSON T. DAVIS:** I just want to make sure that as we move forward that we don't allow, um -- to continue to allow old business to kind of fall in our lap later. I want to make sure that once we start negotiating this contract, that we do an evaluation because the negotiations of this contract will be based on the evaluation done by this -- this specific board. And I want to make sure that we don't prolong this any longer. We need to go ahead and make sure we do what we're required to do as a governing body.

**CHAIRPERSON THOMAS:** Okay. Um, Mr. Davis, I think that everyone here has evaluated in some form Miss Ryan. You may be the only one that hasn't. Is there something that you would like to add or --

**COUNCILPERSON T. DAVIS:** What I'm -- what I -- okay. This is what I'm saying. I want to make sure that everyone's evaluation, whenever they did it -- I haven't heard anything about it until we got to this time. I want to make sure that all these evaluations are made known to the public. These are our taxpayer dollars. Today she was awarded an -- an -- it acknowledges a great person who receives a great reward for completing a class. And I commend her for that. But we must let the people know what

the work she -- how great she's done and some improvements that she need to do when we move forward. And we need to make sure we do that evaluation because in three years, the public is going to evaluate us as a governing board. And they're going to have the choices to either re-elect us or bring someone else. So when they evaluate us, we need to make sure we evaluate our staff so we can get a return on their investment.

**CHAIRPERSON THOMAS:** Okay. I've evaluated Miss Ryan and it's written. And once the evaluation is written, it can be viewed at the public at any time.

**COUNCILPERSON T. DAVIS:** Well -- well, how about everyone bring their evaluations to the next meeting?

**CHAIRPERSON THOMAS:** I don't -- we don't have to do it in that form.

**UNIDENTIFIED SPEAKER:** Uh-uh.

**CHAIRPERSON THOMAS:** You can do it how you choose to do it because the board has never adopted that.

**COUNCILPERSON T. DAVIS:** Oh.

**CHAIRPERSON THOMAS:** So you can do it written or verbally if you want to do your evaluation like I did.

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

**CHAIRPERSON THOMAS:** I talked about my evaluation to the public. I went through every item.

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

**CHAIRPERSON THOMAS:** Some members did not choose to do that. But if you want to do that, you have every right to do it that way if you would like.

**COUNCILPERSON T. DAVIS:** Okay.

**CHAIRPERSON THOMAS:** But that -- that is --

**COUNCILPERSON T. DAVIS:** Okay.

**CHAIRPERSON THOMAS:** -- that part really is -- is done.

**COUNCILPERSON T. DAVIS:** Here -- here's the thing. Miss Jones, our City Manager, we did an open evaluation with her on this board. People shared their opinions, talked about what type of research they've done on how great she did and some of the things she needed an improvement. They need to hear the same thing about our attorney, what improvement she need and how good she's doing. They have that right. And I want to make sure I speak now and put it on public record. The next meeting, I will be bringing my evaluation and I'm encouraging the rest of the board to bring theirs, as well, and read it to the public.

**CHAIRPERSON THOMAS:** Okay. Maybe I'm -- maybe I'm not recalling this properly. And if I'm not, please somebody help me. But I did just that with mine. And I think everybody did theirs, as well.

**COUNCILPERSON T. DAVIS:** No, you didn't. Just the City Manager.

**CHAIRPERSON THOMAS:** Excuse me. Hold on one second, sir.

**UNIDENTIFIED SPEAKER:** Uh-uh.

**CHAIRPERSON THOMAS:** Any other members of the board want to -- to do that --

**COUNCILPERSON J. DAVIS:** Um, Mr. Chair?

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

**COUNCILPERSON J. DAVIS:** Miss Ryan's contract had already, um, renewed. I gave her an oral evaluation. I -- and I'm fine with that. Um, so I -- I mean, if he wants me to repeat what I said, that's fine. But you know, um, I think it's moot point at this point because her evaluation -- I mean, her contract has already renewed at this point.

**CHAIRPERSON THOMAS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** Yes. Thank you. Um, as it relates to me, I made my position very clear, um, when we actually reviewed the City Manager's. I am in full support of Miss Ryan. My position has not and it will not change. Um, I speak to her frequently and, um, she knows what -- what my observations are. And I personally don't see a need to bring a written evaluation to the meeting. I support Mrs. Ryan renewal and that is my position. I know he said -- excuse me. I know that Councilman Davis said that, um, you know, we would be evaluated in three years. I'm a councilman that I don't even think about three years. I'm not sitting here now trying to be re-elected. I'm here trying to move this City forward. I'm going to make those decisions that are difficult and, um, a decision about running in three years is not even on my radar. Um, we have a lot of work to do so some may sit here gauging the political vibes and trying to position themselves for three years away. Not me. Not me. We have a lot of work to do. And I'm not going to politicize Mrs. Ryan evaluation based on what somebody may think in three years. So I won't be doing a written evaluation. I'm in full support of her and that is not going to change. Thank you.

**CHAIRPERSON THOMAS:** Okay. I didn't --

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

**CHAIRPERSON THOMAS:** One second. I'll -- you've had a couple of times. I'm going to go on down the line and I'll come back to you. Um, I -- a copy of the minutes that are very detailed -- I think we just passed some down to you. But, um, I did do a written evaluation. It is available for public examination if the public so choose to. And, um, what I'm going to do is, um, I will probably -- because I don't want any confusion on this. I -- I'm supposed to negotiate voluntarily with Miss Ryan. I'm going to, at this point, um, withdraw that at this point. I'm not going to negotiate anything. Her contract is there. And, uh, at -- at this point I'm not going to try to rush in negotiations just to, you know, um, get back at a certain date when her contract is already for two years. There's a few things in there that I thought would be a little bit more beneficial to the City that I wanted to, um -- to negotiate with her to actually take out of her contract. And she was gracious enough to say, "I understand your concern and I'll be willing to voluntarily negotiate." Miss Ryan, at every meeting, gave us notification as her contract provided. Miss Ryan has always and still to any day say if you want to talk to her, evaluate her, whatever you need, she's always been there. She's always been the utmost professional. So I am

not going to be bringing anything else back to do anything about Miss Ryan's contract. I voted in the affirmative and that's where my vote will continue to stand. The only thing that was supposed to be brought back if we could come to an agreement was a negotiated part of her contract.

**COUNCILPERSON T. DAVIS:** Correct.

**CHAIRPERSON THOMAS:** Not whether she'll be our attorney or not. So those are my comments. Miss -- Miss Pardo.

**CHAIR PRO TEM PARDO:** Um, I did give Miss Ryan a verbal review. And, you know, to be honest with you, um, when I have an issue with something I am on the phone with her and, um, you know, and I tell her where I stand. So, you know, nothing comes as a surprise to her. And like you said, um, she started notifying us well before the election this past year that her contract was coming up.

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

**CHAIR PRO TEM PARDO:** So I think she did everything that she was supposed to do. And it sounds like the three of us, who were on the council, the previous council, we all did what we were supposed to do. We did review her.

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

**CHAIR PRO TEM PARDO:** And, um, you know, if the public wants to hear the review, you know, so be it. But, um, you know, at this point I think this is just a -- a moot point. You know, she's been reviewed.

**CHAIRPERSON THOMAS:** Okay.

**COUNCILPERSON T. DAVIS:** Well --

**CHAIRPERSON THOMAS:** Mr. Davis, you can have the floor again.

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

**CHAIRPERSON THOMAS:** I'm sorry. Hold on one second. Mr. Mayor, did you want to comment on this? I -- I'm -- I haven't been to you at all. Did you want to comment on this?

**MAYOR MASTERS:** That's because I'm not even feeling too good. Well, let me just say this. Maybe the confusion is -- and maybe just for the public to know, um, that this has been done in the past. Maybe the public doesn't really know the differences between how we did one and -- and versus the other. Maybe, Mr. Chair, if you could explain that it was a different -- what the difference was? You said you was going to bring something back and that still you're going to -- you know, kind of -- maybe you can clarify for the public, I think is what --

**CHAIRPERSON THOMAS:** Okay.

**MAYOR MASTERS:** -- Mr. Davis is saying. I think. I don't know.

**CHAIRPERSON THOMAS:** Yes. Yes, sir. Yes, sir, Mr. Mayor. I will -- I will attempt to try to do that again. Miss Ryan's contract automatically renewed. It is a provision in her contract that she must give us -- I think it's three, um, months before or several times before to give us notice that her contract is coming up.

**COUNCILPERSON T. DAVIS:** Ninety days.

**CHAIRPERSON THOMAS:** Um, and she did that. Okay? For whatever reason -- maybe it was just that the majority of the board was satisfied with her work -- we allowed her contract to continue as it has been for the period of years that it's been. I think it's 15 or 16 years. However, I wanted to negotiate with Miss Ryan and as -- as a matter of fact, most of the board was saying, "Hey, I don't think that you really ought to do that." And Miss Ryan said, "No, I understand his concerns. I will more than happy negotiate with --" Miss Ryan -- Miss Ryan said, "I'll more than happy negotiate with the Chair to see if we can come to some agreement."

The reason why that I wanted to negotiate with Miss Ryan is because of a clause in her contract that provides for an automatic trigger like that that I did not like. Miss Ryan, who did not have to, you know, agree to that because the contract was what it was, she agreed to further go back to make sure that the City was comfortable with the agreement that we were in. That has not been done because I don't believe it's material at this point. We never rushed into it. We just gave notice that we would talk about it at some point. So that was the -- the difference.

We -- everybody saw -- the news that has left was here for it and they showed it everywhere about Miss, um -- Miss -- Miss Jones' contract, you know? Miss Jones' contract did not renew like that. You know, so that is why it was done in that form and it was done in this form. Mr. Davis, you have your second round now. You can go right ahead.

**COUNCILPERSON T. DAVIS:** Thank -- thank you.

**CITY ATTORNEY RYAN:** Can I just jump in one for second.

**CHAIRPERSON THOMAS:** One second.

**COUNCILPERSON T. DAVIS:** Thank you. No. Thank you. I really appreciate it, Mr. Chair, that you're explaining that. But we talked about coming to this meeting to address that specifically what you stated before, that you want to sit down with Miss Ryan and talk about this negotiation. And based on these minutes, this is supposed to happen to particular meeting. It says August. No, actually, it said the next meeting. This was said in June. The next meeting was July. But it didn't happen in July.

So I'm bringing it up now 'cause here -- here we are in August. It still hasn't been done yet. My -- our City Manager, her job is to evaluate staff across the board. Each department. Writing creates credibility. A form of record. Not dealing with hearsay. A form of record. Show the people what we're doing here. Be professional about it, because her contract expired doesn't mean that we cannot do an annual -- which is once a year -- evaluation. We're going to keep her. This board has stated that. We're all in support of that. But we still have to do our annual evaluation, which is every year. We're required to do that.

**CHAIRPERSON THOMAS:** Mr. -- Mr. -- Mr. Davis, what is it that you're -- you're asking for, because everyone has gone down the line and told you that they've done an evaluation. So I'm --

**COUNCILPERSON T. DAVIS:** Okay. Every time I -- hold on. Hold on.

**COUNCILPERSON GUYTON:** Has he done an evaluation.

**COUNCILPERSON T. DAVIS:** Every time -- no, I got -- I got the floor. Every time I say something we go the different direction. And I'm pretty sure everybody in this room is very smart enough to see what I'm asking for.

**CHAIRPERSON THOMAS:** Well, I -- I'm obviously not. That's why I'm asking you to make it clear.

**COUNCILPERSON T. DAVIS:** Well, let's -- let's help you get a little smarter.

**CHAIRPERSON THOMAS:** Thank you.

**COUNCILPERSON T. DAVIS:** Here we are. Thank you, Mr. Chair. Here we are. We're in the City of Riviera Beach Council Chambers. Councilman Terence T.D. Davis is asking this board to put evaluations in writing. That's it. So we can show that we have our accountability. What you get in these meetings and talk about is between you and her. Yes, it is. But the taxpayers in this community need to know what's going on. You may not like it but this is just the way I choose to look at governing, making sure that we show our accountability. Because when the City Manager contract -- when it's time for her to do her evaluation, everyone went down this line and talk about how great Miss Jones did and what she need improvements on. I -- do you recall that? And you finished it off and you did a great job. I'm just saying we need to --

**CHAIRPERSON THOMAS:** And I did it in writing.

**COUNCILPERSON T. DAVIS:** -- yes, you did.

**CHAIRPERSON THOMAS:** Uh-huh.

**COUNCILPERSON T. DAVIS:** Yes, you did. And -- and I respect that.

**CHAIRPERSON THOMAS:** Have you done your evaluation in writing?

**COUNCILPERSON T. DAVIS:** Oh, yes. I was going to bring this -- I want to make sure when I bring mine to the board everyone's here.

**CHAIRPERSON THOMAS:** Okay. Okay. So is that --

**COUNCILPERSON T. DAVIS:** And everyone brings it back.

**CHAIRPERSON THOMAS:** -- what you want to do? Do you want to write --

**COUNCILPERSON T. DAVIS:** For the next meeting. And that's what I stated before. Here we go again.

**COUNCILPERSON J. DAVIS:** Mr. --

**COUNCILPERSON T. DAVIS:** Hold -- hold on.

**COUNCILPERSON GUYTON:** (Inaudible) can I --

**COUNCILPERSON T. DAVIS:** Chair, has --

**CHAIRPERSON THOMAS:** Hold on one second. Let him -- let me finish -- let me let him finish.

**COUNCILPERSON T. DAVIS:** -- I said for the next meeting, I would like for this board

to bring their evaluations in writing. I will be bringing mine.

**CHAIRPERSON THOMAS:** Okay. I can't make a board member --

**COUNCILPERSON T. DAVIS:** Well, you got -- you can't make it but I'm just --

**CHAIRPERSON THOMAS:** -- do anything. They -- they've already --

**COUNCILPERSON T. DAVIS:** -- I'm saying I will be here with mine in writing.

**CHAIRPERSON THOMAS:** Okay, sir.

**COUNCILPERSON J. DAVIS:** Mr. Chairman?

**CHAIRPERSON THOMAS:** I -- hold on one second, Miss Davis. I cannot make a board member do anything that they're not bound to do.

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

**CHAIRPERSON THOMAS:** The -- the -- the charter just basically says is you have to do an evaluation. It does not constitute in writing or not. I chose to do it in writing. If you want to bring your evaluation of Miss Ryan at the next meeting, it would be on the agenda.

**COUNCILPERSON T. DAVIS:** Thank you, sir.

**CHAIRPERSON THOMAS:** Miss -- Miss Davis?

**COUNCILPERSON J. DAVIS:** Um, to help Mr. Davis out, I mean, I -- I think that Miss Ryan's contract has already renewed. That's -- that's going backwards. If -- if he's willing to put it in write -- put his in writing and -- and go forward that's fine. Um, but I, um, think that in the future, um, that's a wonderful idea. I, too, agree with you that they should be done in writing because it's a matter of record and it's a matter of letting each, um -- the City Manager and the City Attorney know what -- what is expected. You know, for us to rate them on -- on the job that they've done in the -- in the past and what we expect in the future. So I can agree to going forward in the future.

**COUNCILPERSON T. DAVIS:** Thank you.

**CHAIRPERSON THOMAS:** Okay. And I want to make sure that I add, since I was told that I need to get a little smarter -- that I prepared --

**COUNCILPERSON T. DAVIS:** You did.

**CHAIRPERSON THOMAS:** -- a document.

**COUNCILPERSON T. DAVIS:** You did.

**CHAIRPERSON THOMAS:** No, let -- let -- let's get it all out in the public since we went there. I prepared a document and gave it to every single councilperson and allowed almost three weeks for completion of that. Not just a council member. The Mayor, as well. It was a written tool that was the duty of the Chair to provide.

**COUNCILPERSON T. DAVIS:** Yes, sir.

**CHAIRPERSON THOMAS:** And I did that. The board members decided -- you included -- not to turn your evaluation in to me. You wanted to do it the way you felt that you needed to do it. In my estimation, that was perfectly legal and fine. You did not

have to choose my tool. You could have used whatever tool you like. But my tool was written and you had an opportunity to do a written one then as every member that is sitting up here now. So don't make it seem like the opportunity was not there. You were provided a tool, very professionally done, and you could have utilized that. So at this point here, if you want to bring something back up that I think that is far, far, far, far past the time that it should be, you're more than welcome to as an elected official. I'm going to go to Miss Ryan.

**CITY ATTORNEY RYAN:** No, it's -- it's best that I don't speak.

**CHAIRPERSON THOMAS:** Okay. That's fine.

**COUNCILPERSON T. DAVIS:** Thank you. Thank you. Thank you, Mr. Chair. Just -- just to -- just one minute. Just one minute. To address that, the reason I didn't turn that tool in, for two reasons.

**UNIDENTIFIED SPEAKER:** Oh.

**COUNCILPERSON T. DAVIS:** One, if I give you something before we get to this meeting, I'm in direct violation of the Sunshine Law. Because you have some information from me and Miss Pardo give it to you too, you got information in record on behalf of both of us. That's in direct violation.

**CHAIRPERSON THOMAS:** Now -- now, I -- I'm not gonna let you say that. So, Miss Ryan, I need you --

**COUNCILPERSON T. DAVIS:** You're trying to tell me that's not in direct violation of the Sunshine Law?

**CHAIRPERSON THOMAS:** I'm not going to continue to argue with you about it. I'm going to let Miss Ryan address what you just said and we're going to move on. I've already said we'll put it back on the next meeting. Miss Ryan, please address what he just said.

**CITY ATTORNEY RYAN:** Okay. That issue has been asked in the past and answered in the past, as well. It is not a violation of the Sunshine Law for you -- for the, uh -- the chairperson or anyone that you designate to collect the documents and bring them back to the Council, all of the documents. All the -- and he could even break them down and give you very good, excellent, as a tool to help you. But it is not a violation to have one person to collect it. People do this all over the State of Florida and, um, I'm certain that there is an Attorney General opinion on that. As I said, that question was asked before and, um, already answered. Since you gave me the floor --

**CHAIRPERSON THOMAS:** Yes.

**CITY ATTORNEY RYAN:** -- I just want to say this. I have absolutely no problem with having an evaluation done. Um, it is -- it has been my experience and, um, the experience of other department heads and other, um, officials in other cities to at least have a discussion with the, um, elected officials on their evaluation before you just come to the -- the -- the city council meeting and make your comments, because there may be some things that I may disagree with and I would like to have a, um -- a frank discussion with you, um, about those terms. You don't have to do that, of course.

**COUNCILPERSON T. DAVIS:** We can do that. No, we can do that.

**CITY ATTORNEY RYAN:** But, you know, I would really appreciate a meeting before you give the public a document about my performance.

**COUNCILPERSON T. DAVIS:** We can do that.

**CITY ATTORNEY RYAN:** Thank you.

**COUNCILPERSON T. DAVIS:** You're welcome. We can do that. I (inaudible).

**CHAIRPERSON THOMAS:** Anybody else on the board want --

**COUNCILPERSON GUYTON:** Yeah. Just -- just one closing comment --

**CHAIRPERSON THOMAS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** -- about, um, Mrs. Ryan. Um, Mrs. Ryan is responsible for all of our legal activities in this city. Riviera Beach is very active in that regard. Because some seem to think that they can bully us and they're going to sue us and they threaten us. So every day she and her office, they are dealing with legal issues. There has not been any catastrophic event that would suggest to me that we have a problem in our Legal office.

All of those issues that she has to deal with, she deal with them professionally. She does not come to the mike and talk about all of the cases that she's won, and she's won many. Um, she's resolved many issues without them even getting to our, um, stage in the process because her legal acuteness has prepared her to deal with those issues. And it, um, absorb the necessity for her to even come to us. So I just want to put it on the record that when people come and talk about one or two cases that may not have gone the City way, there are many, many, many, many that we win that we don't say anything about. She deals with them and she just go to the next one. So I just want everybody to know she's doing a good job and -- and her skills as evident by her new designation, is at the top of her game. And one last thing. She was the one that spoke to me when the marina judgment came down and she indicated to me, "Mr. Guyton, I think that we need to file a motion to request clarity." And when she did that, the judge relooked at some issues. And when it came back, Mrs. Ryan, because of her insight, was fortunate enough to tell us that out of the four issues filed in that filing, we won three and a half.

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

**COUNCILPERSON GUYTON:** And when it first came down people thought that we had lost every issue in that -- in that. And now all we have to do is change the summary and put it back on the ballot. Because of Miss Ryan's guidance. So thank you, Miss Ryan. I have the utmost confidence and, um, you have my full support.

**CHAIRPERSON THOMAS:** Thank you, Mr. Guyton. I did not call a comment card that I had for 22A. I do apologize. Miss Bonnie Larson, you -- you good?

**ED:** Yeah.

**CHAIRPERSON THOMAS:** Okay.

**UNIDENTIFIED SPEAKER:** Oh, Lord.

**CHAIRPERSON THOMAS:** Uh, anything else before we move to the next item? Okay. We're going to move to -- we're going to go back to 22. Um, the Ocean Mall additional funding usage. Miss Pardo, I think that you put this on -- yeah, go right ahead.

**CHAIR PRO TEM PARDO:** Yeah. I had asked for it. So I had asked for staff to come back to us with some possible projects. And if you look at the document that, um, Miss Jones gave us, there, I think, are some very good ideas in there. The welcome signs. We've been talking about welcome signs for a very long time. And I think they're needed. We've been beautifying the roadways in the City. And I think when people pass through they need to know where they are.

Um, the windows sealing for the library, City Hall, police department, I think that sounds good. One thing that I would like to suggest to everyone, maybe, you know -- we've had a lot of rain recently. Uh, the chambers was flooded. And I think maybe we should consider possibly replacing the carpet here in the chambers. And if we can do something with the lighting.

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

**CHAIR PRO TEM PARDO:** The lighting is very poor.

**CHAIRPERSON THOMAS:** Yeah. It makes me look a little dark.

**COUNCILPERSON GUYTON:** Yeah.

**CHAIR PRO TEM PARDO:** Okay. And look how white I look. Like I have yellow hair. So maybe, you know -- that's what I would suggest. I really like the -- the welcome signs. And if we can do something here inside.

**CHAIRPERSON THOMAS:** Okay.

**CHAIR PRO TEM PARDO:** That's just my suggestions.

**CHAIRPERSON THOMAS:** No problem. Mr. Guyton?

**COUNCILPERSON GUYTON:** Um, thank you, Mr. Chair. And let me just say I agree with Miss Pardo wholeheartedly with all of her recommendations. The City Manager and I did run some numbers in our regular meeting. And I think that we may have enough to do what Miss Pardo suggested. Um, because I am definitely in support of the signs. We have 550 and that's 165. And I am in support of the window sealing at the City Hall, campus, library, City Hall, police department. And that is about 50 more. Look like we have a little over 200,000 to deal with the carpet and the lighting and I would definitely be in full support of that.

**CHAIR PRO TEM PARDO:** Thank you.

**CHAIRPERSON THOMAS:** Okay. Anything from Miss -- Mr. or Mrs. Davis?

**COUNCILPERSON J. DAVIS:** Yeah. I want my --

**CHAIRPERSON THOMAS:** I'm sorry, Miss Davis.

**COUNCILPERSON J. DAVIS:** -- \$6,000 back.

**CHAIRPERSON THOMAS:** You want -- I told you at that meeting, I said, "Miss Davis, don't do that."

**COUNCILPERSON GUYTON:** What? What she -- what she --

**CHAIRPERSON THOMAS:** 'Cause she put that sign -- they put the sign --

**COUNCILPERSON J. DAVIS:** 'Cause I put -- paid for the sign right there on Silver Beach.

**CHAIRPERSON THOMAS:** -- they -- they put the sign (inaudible) I said, "Miss Davis, don't do that." We ought to just come up to an agreement and do that.

**COUNCILPERSON J. DAVIS:** Man, that's not fair.

**CHAIRPERSON THOMAS:** But we -- we -- we glad --

**COUNCILPERSON J. DAVIS:** But anyway, one -- one of the --

**CHAIRPERSON THOMAS:** -- you did that 'cause that's a little less money we have to spend.

**COUNCILPERSON J. DAVIS:** That's all right. I am not gonna complain. One -- one of the good things, though, F -- FDOT is going to put in the landscaping and irrigation so that's a good thing.

**CHAIRPERSON THOMAS:** Oh, that's cool.

**UNIDENTIFIED SPEAKER:** Oh, okay.

**CHAIRPERSON THOMAS:** That's cool.

**COUNCILPERSON J. DAVIS:** All right.

**COUNCILPERSON GUYTON:** On a serious note could --

**CHAIRPERSON THOMAS:** Any -- any -- hold on. Let me go to the other ones first, please.

**COUNCILPERSON GUYTON:** Oh, I'm sorry.

**CHAIRPERSON THOMAS:** Anything, Mr. Davis, on this?

**COUNCILPERSON T. DAVIS:** No. I agree with the present board.

**CHAIRPERSON THOMAS:** Okay. Mr. -- Mr. Mayor?

**MAYOR MASTERS:** I'm okay.

**CHAIRPERSON THOMAS:** You okay? Okay. Mr. Guyton?

**COUNCILPERSON GUYTON:** Okay. Um, in -- in the City's Manager cover memo, she -- she -- she also alluded -- when I say "she," I'm sorry. Um, Miss Jones alluded to \$366,000 from FDOT that was placed in a housing trust fund. Miss Pardo spoke about the rain and the, um -- and the window sealing. That -- those funds there are not part of the funds that we're using now. And -- and what I wanted to run by the board, I get a lot of -- well, I get calls, um, from senior citizens with roofing problems. Um, their -- the roof is leaking. We don't have any funds available for them. And I would like to know if we can consider a senior -- for senior citizens -- um, roof -- just roof improvement program, 'cause it's not enough funds to --

**CHAIRPERSON THOMAS:** Okay. I thought that that's -- that's not the account that

those funds go to help out with?

**COUNCILPERSON J. DAVIS:** Just for house --

**CHAIRPERSON THOMAS:** Those type of things?

**COUNCILPERSON GUYTON:** Yeah. We can use it for that. Did we decide --

**CITY MANAGER JONES:** We can use it for that. However, we do not have that program specifically.

**COUNCILPERSON GUYTON:** Right. Yes.

**CHAIRPERSON THOMAS:** Okay. I -- you know, I -- let me just say first I don't mind that. But you know, I do the Night of Elegance honoring the seniors every year. And it's always a question of what age constitutes a senior. You know, so --

**COUNCILPERSON J. DAVIS:** I'm a senior.

**CHAIRPERSON THOMAS:** -- I just want to make sure. You know, McDonald's told me that it was 55. But I just want to make sure if you -- if we're going to direct them to do a -- a -- a program or something to put those funds in for the seniors, let's find out what is going to --

**COUNCILPERSON GUYTON:** Well --

**CHAIRPERSON THOMAS:** -- constitute a senior.

**COUNCILPERSON GUYTON:** -- well -- well, staff will certainly come back to us with the recommendation as to what constitutes a senior. But I think that those funds would be able to be spread much farther if we're focusing just on the roofs. That's about five or seven grand. And we got over 300,000. We -- we --

**CHAIRPERSON THOMAS:** I -- I -- I would agree. I -- I don't have an issue with that.

**COUNCILPERSON GUYTON:** -- we can -- we can help a lot of seniors with that.

**CHAIRPERSON THOMAS:** I don't have an issue with that. Um, do -- is -- does anybody else on the board have an issue with, uh -- with directing the staff to look into that?

**COUNCILPERSON T. DAVIS:** I think -- I think it's a good idea.

**CHAIRPERSON THOMAS:** You seem to have consensus -- I'm sorry, Mr. Davis?

**COUNCILPERSON T. DAVIS:** I said I think it's a good idea.

**CHAIRPERSON THOMAS:** Yeah, okay. You seem to have consensus on that, Miss Jones, to do that. Mr. Mayor, you wanted to say something?

**MAYOR MASTERS:** Yeah, I just have a couple of questions. Um, the criteria that will be developed by the staff will certainly consist of the age and other, um, criteria/information, as well. But I -- I guess the only concern I would -- I would have is if you have more seniors that need roofing done and less money, then you've got to figure out how to balance that. It's like first come, first serve or something like that?

**CHAIRPERSON THOMAS:** Yeah. It's going to have to be first come, first serve.

**COUNCILPERSON GUYTON:** Yeah. It's gonna have to be. You know, it -- it's what -- it --

**CHAIRPERSON THOMAS:** These are nonrecurring funds at this point. So it's going to have to be first come, first serve.

**MAYOR MASTERS:** We would have a way of getting that out to let the people know that it is available?

**COUNCILPERSON GUYTON:** Yes. Staff is going to come back with all of that information.

**CHAIRPERSON THOMAS:** Yeah. Yeah.

**MAYOR MASTERS:** Okay.

**CHAIRPERSON THOMAS:** You have a consensus on that. All right. If there's nothing else, we're going to move on down to 23. 23 is going to be, uh, Community Benefits, Riviera Beach Fire Department Station 3, \$200, Councilwoman Dawn Pardo, landscaping and renovation project. Is there a motion?

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON J. DAVIS:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. Any questions, concerns, unreadiness? All in favor signify by saying aye.

(All unanimously affirm).

**CHAIRPERSON THOMAS:** All opposed, same sign. That motion is unanimously approved. We're going to go to 24. Um, 24 is going to be Youth Recreation Association. Um, you know what? We have a few of these. So Youth Recreation Association, \$200 for Councilwoman Dawn Pardo for a charity golf outing. We also have a \$180 support for the charity golf outing for Mr. Bruce Guyton to Youth Recreation Association. And we also have a -- \$200 from myself, Cedrick Thomas, to the golf outing Youth Recreation Association. Can we just go ahead and have a motion for all three of those?

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

**COUNCILPERSON GUYTON:** Second.

**CHAIRPERSON THOMAS:** And -- and I'm sorry, and I -- I forgot Miss Davis.

**COUNCILPERSON J. DAVIS:** Mine is for the -- the, um, banquet.

**CHAIRPERSON THOMAS:** The -- okay. We'll -- you want to do it separate?

**COUNCILPERSON J. DAVIS:** Yeah.

**CHAIRPERSON THOMAS:** Okay. We'll do it separate.

**CHAIRPERSON THOMAS:** Do we have a motion on those three?

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

**COUNCILPERSON GUYTON:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. Any questions, concerns, unreadiness? Hearing none, seeing none, all in favor signify by saying aye.

(All unanimously affirm).

**CHAIRPERSON THOMAS:** Any opposers, same sign. That motion is unanimously approved. We're going to go now to 24C. Uh, and that's for Miss, uh, Judy Davis to give \$460 to a, uh -- the charity banquet for that weekend to Youth Recreation Association.

**COUNCILPERSON GUYTON:** So moved.

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

**CHAIRPERSON THOMAS:** It's been properly moved and second. Are there any questions, concerns, unreadiness? Hearing none, seeing none, all in favor signify by saying aye.

(All unanimously affirm).

**CHAIRPERSON THOMAS:** Any opposers, same sign. That motion is unanimously approved. Okay. I believe that we're finished with Community Benefits. We're going to go now to Discussion by the City Manager.

**CITY MANAGER JONES:** Thank you, Mr. Chair. Just a couple of items and some reminders of some meetings. Um, first of all, I would like to, um, make the public aware that we will have a special call meeting of the City Council on Wednesday, August the 14<sup>th</sup>, at 6:00. And it's following the actions of the CRA and then we -- they will, um, not adjourn but --

**CHAIRPERSON THOMAS:** Why didn't we do that before?

**CITY MANAGER JONES:** They have to take the action first.

**CHAIRPERSON THOMAS:** Okay.

**CITY ATTORNEY RYAN:** That was Bond Council.

**CITY MANAGER JONES:** Bond Council's recommendation that CRA take the action first, then the City takes the action.

**COUNCILPERSON GUYTON:** What is the issue?

**CITY MANAGER JONES:** And the issue happens to be the, um, restructuring of the --

**COUNCILPERSON GUYTON:** Oh, okay.

**CITY MANAGER JONES:** -- CRA finances.

**COUNCILPERSON GUYTON:** Okay.

**CITY MANAGER JONES:** And their bond.

**CHAIRPERSON THOMAS:** Okay.

**CITY MANAGER JONES:** And that will be, uh -- you'll already be here and so we will just go into that. Also on Monday, August the 19<sup>th</sup>, we'll have our next budget workshop. And then on that Wednesday, August the 21<sup>st</sup>, which is the third

Wednesday, we'll have the workshop on the capital projects and going over the capital. The budget workshops, both of them, will start at 5:30 here in the council chambers.

**COUNCILPERSON GUYTON:** Okay. Could you please e-mail -- oh, excuse me, Mr. Chair, could I ask her to e-mail --

**CHAIRPERSON THOMAS:** No, no, no. Go -- go -- if she's -- if she's done.

**COUNCILPERSON GUYTON:** No, no. I just wanted to ask the City Manager --

**CITY MANAGER JONES:** Already done.

**COUNCILPERSON GUYTON:** -- to e-mail these dates.

**CITY MANAGER JONES:** All the staff already --

**COUNCILPERSON GUYTON:** Oh, already out?

**CITY MANAGER JONES:** I sent them to your -- your aide.

**COUNCILPERSON GUYTON:** Oh, the legislative aide? Okay. It's --

**CITY MANAGER JONES:** To (inaudible) place on your calendar way in advance.

**COUNCILPERSON GUYTON:** -- probably already on my calendar.

**CITY MANAGER JONES:** It's -- yeah, hopefully so.

**COUNCILPERSON GUYTON:** Okay.

**CITY MANAGER JONES:** If not, sir, I will definitely send that again. Um, each of you should have received a copy of the letter that was sent to the Supervisor of Elections at your directive. Um, we're still waiting a response. And as soon as we receive that response I will forward that to each of you. Um, also you have received a copy of the e-mail that I received from the County Administrator as it relates to some statements that have been made by Mr. Lozman. Um, we will be drafting correspondence to Mr. Weisman so that he can share it with his commissioners so that they're all working with accurate, truthful information. And we will get that to Mr. Weisman no later than Friday of this week. Finally at the last meeting, Councilman Guyton, uh, raised the issue about the Tiki lease. If you will recall, that lease was, um, slated to expire on September the 30<sup>th</sup>. And the question was raised about since we're not doing the Uplands construction yet, could we reconsider the Tiki staying open until we're ready to demolish and start that Uplands development.

We contacted, um, the owner of the Tiki restaurant. I am providing you with a copy of his response. It is anticipated that the demolition will not occur probably before January of 2014. He has said, Mr. Gregory, that he is willing to stay open for the four more months. This will be beneficial to the City, 'cause that means we can get some rent and lease payments for four months that we were going to, um, not get before. All he is asking for is a 30-day notice as to when he needs to close the doors and shut down his shop. So I would like for Council to consider and staff is recommending that we, um, allow for the four additional months for the Tiki to remain in operation.

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON J. DAVIS:** Second.

**CHAIRPERSON THOMAS:** Been properly moved and second. Any questions, concerns, unreadiness?

**COUNCILPERSON T. DAVIS:** Yes. I'm trying to find out why would they need a 30-day notice if we know when -- we got a four-month lease going on?

**CHAIRPERSON THOMAS:** Hold on one second, Mr. Davis. If any member of the public wants to speak on this, I will allow it, being that it is a lease. If any member of the public wants to speak on this, you can just raise your hand and I'll allow you to say anything that you need at this time. Okay. Mr. Davis, go ahead with your question.

**COUNCILPERSON T. DAVIS:** Um, I'm looking at the four months, which we're talking about going to December -- the December year -- before this year is up. And they're requiring that we give them a 30-day notice. So as December -- when November get here, that's when they're requiring that specific notice?

**CITY MANAGER JONES:** The four months would actually, uh, take them through January.

**COUNCILPERSON T. DAVIS:** January.

**CITY MANAGER JONES:** Um, but if in the -- we would notify them in December that January would be the last month that they would be in operation. We're -- with every construction project, you're never quite sure when it's going to start.

**COUNCILPERSON T. DAVIS:** Yeah, 'cause we have to --

**CITY MANAGER JONES:** It may be earlier; it may be later.

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

**CITY MANAGER JONES:** Um, but I think that's why he asked for the 30 days.

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

**CITY MANAGER JONES:** 'Cause if we want to do it in December, we would tell him in November.

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

**CITY ATTORNEY RYAN:** Mr. Chair?

**CHAIRPERSON THOMAS:** Miss Ryan?

**CITY ATTORNEY RYAN:** Um, if -- in reading his letter, he says for at least four months. And, um -- and he wants to operate on a month-to-month basis. So I think until we determine what the date is we'll kind of -- the amendment or letter of agreement -- I'll work out what we're going to do after, um, I talk with them. Um, but I think we'll kind of leave it open so that you know it's probably going to be four months but we're going to make it so that it will just be month to month in case it goes longer than that.

**COUNCILPERSON GUYTON:** Okay.

**CITY ATTORNEY RYAN:** Because when you're dealing with these projects you just never know. Okay?

**CHAIRPERSON THOMAS:** Okay. Any additional questions, concerns?

**MAYOR MASTERS:** I -- I do have a question for the Manager.

**CHAIRPERSON THOMAS:** Mr. Mayor?

**MAYOR MASTERS:** And Madam Manager, the -- the letter to the, um, Supervisor, I don't recall getting it. I'm -- I'm sure I did somewhere.

**COUNCILPERSON GUYTON:** Uh, Mr. Chair, well, we've got a motion on the floor.

**CHAIRPERSON THOMAS:** Oh, I know. We're -- we're in the middle of a motion, sir.

**MAYOR MASTERS:** Oh, I thought you meant --

**CHAIRPERSON THOMAS:** No, no. We're actually in the middle of a motion.

**MAYOR MASTERS:** -- okay. Okay. That's fine.

**CHAIRPERSON THOMAS:** I'll come back to you on that after we dispose of the motion if that's okay.

**MAYOR MASTERS:** It's just not -- okay. That's fine.

**CHAIRPERSON THOMAS:** Okay. All right. Are there any questions, concerns, unreadiness on the motion that's on the floor? Hearing none, all in favor signify by saying aye.

(All unanimously affirm).

**COUNCILPERSON GUYTON:** All --

**CHAIRPERSON THOMAS:** All opposed, same sign. That motion is unanimously approved. Mr. Mayor, you wanted to go back to one of the other comments about the Supervisor of Elections?

**MAYOR MASTERS:** No, I -- I have the letter now. I was just going to ask the Manager maybe just for the -- for the record. Um, in the letter are we asking the Supervisor of Election to, uh, pick up speed on this and try to accommodate, uh, our goals in the March 2014?

**CITY MANAGER JONES:** No, sir. What I was directed to do was to, um -- Mr. Lozman had come before us on two separate occasions and made statements that he attributed to the Supervisor of Elections. And we wanted to give her the opportunity to respond to what had been said.

**MAYOR MASTERS:** Okay. I'm -- thank you, Mr. Chair.

**CHAIRPERSON THOMAS:** Thank you, uh, Mr. Mayor. Anything else from the Manager?

**CITY MANAGER JONES:** No, sir. That ends my report.

**CHAIRPERSON THOMAS:** Thank you very much. Anything from our board-certified municipal attorney?

**CITY ATTORNEY RYAN:** I have nothing except to say thank you again. This was a wonderful night. I will not forget it. Not even the negative stuff. But really, thank you so much. I really, really do appreciate this.

**CHAIRPERSON THOMAS:** Thank you. Well-deserving. Okay. We're going to start tonight with Mr. Davis.

**COUNCILPERSON T. DAVIS:** Yes. To --

**CHAIRPERSON THOMAS:** I'm sorry. I'm sorry. Any City Council Committee Reports?

**COUNCILPERSON J. DAVIS:** Um, I'm --

**CHAIRPERSON THOMAS:** I'd -- I'd overseen that.

**CHAIR PRO TEM PARDO:** Um, Mr. Chair?

**CHAIRPERSON THOMAS:** I actually heard Miss Davis first.

**CHAIR PRO TEM PARDO:** Okay.

**CHAIRPERSON THOMAS:** You want to report first, Miss Davis?

**COUNCILPERSON J. DAVIS:** Um, yes, sir. Um, well, the FEC, um -- I'm sorry. At MPO meeting it was asked that the League of Cities start a -- an FEC task force to address issues concerning the All Aboard Florida train that's supposed to run from Miami to Orlando. And it talks about, um, what we're going to be talk -- looking at is the infrastructure cost to upgrade the crossings, which could run anywhere from 300,000 up to 6, I think. And fortunately we only have one so those meetings -- the first meeting has been set for August 12<sup>th</sup>. Um, and I don't -- well, I'll address the other thing at -- on my comments. It's not a committee report so --

**CHAIRPERSON THOMAS:** Okay. No problem. Um, Miss Pardo, you wanted to say something about a committee report?

**CHAIR PRO TEM PARDO:** Well, yeah. I just want to remind everyone that -- that the, uh, City of Riviera Beach is hosting the League of Cities on the 28<sup>th</sup>. The luncheon will be over at Newcomb Hall at 11:30. We have Congressman Patrick Rooney -- uh, I'm sorry, Congressman Patrick --

**COUNCILPERSON GUYTON:** Patrick --

**COUNCILPERSON J. DAVIS:** Murphy.

**CHAIR PRO TEM PARDO:** -- Murphy.

**UNIDENTIFIED SPEAKER:** Oh, my God.

**CHAIR PRO TEM PARDO:** Oh, God.

**CHAIRPERSON THOMAS:** Wow.

**CHAIR PRO TEM PARDO:** He will be speaking. And, um, I hope that all of my colleagues can attend. I know the City Manager will be there, the CRA director. Um, Miss Ryan, who has helped the League.

**COUNCILPERSON GUYTON:** Could you please e-mail us on the date?

**CHAIR PRO TEM PARDO:** And, um, our department heads. Absolutely.

**CHAIRPERSON THOMAS:** They have. They have e-mailed you.

**CHAIR PRO TEM PARDO:** Jessica will e-mail everyone.

**CHAIRPERSON THOMAS:** The League e-mailed us but no problem.

**CHAIR PRO TEM PARDO:** Yeah. But -- okay. Yeah, Jessica will e-mail you all. All right. So that's really it. We -- I haven't had any meetings since our last meeting. Thank you, sir.

**CHAIRPERSON THOMAS:** Okay. Any other committee reports? Any other committee reports? Okay. I'm going with, uh, Mr. Davis. We're going to start your Council report - - I mean, your Council Comments.

**COUNCILPERSON T. DAVIS:** Okay. I -- I didn't want to impede on you with the Committee Reports 'cause you -- as you know, congratulations to Riviera Beach Elementary School, which is Washington Elementary, went from a grade C to an A. C to a A.

**CITY MANAGER JONES:** Excellent.

**COUNCILPERSON T. DAVIS:** All right. That's great. And Chair Thomas, I didn't want to --

**COUNCILPERSON J. DAVIS:** That's the second time.

**COUNCILPERSON T. DAVIS:** -- you know, impede on your board but I'll let you get the opportunity. But it was great to get -- get that news from, um, Principal Edwards at Washington Elementary School. And I'm a graduate of that particular elementary school. I'm so proud to be a volunteer and work with that school to see them do what they do.

And on Saturday, the Mayor and myself and others will be participating at the Back to Schools Supply Drive at the Imperial Plaza at 1523 -- at Headliner's Barber Shop. We're going to be giving away free haircuts for the guys. The young ladies can come and get their hair washed and braided and plaited. Um, we got some ladies that are going to be volunteering. It's from 11 to 3:00 at the Imperial Plaza, Headliners, from 11 to 3 this Saturday.

And I do -- well, I will be there, the Mayor will be there and others will be there to participate. And I'd like to invite those from the board, if you'd like to stop by and -- and just, you know, help give out some supplies or -- I don't know how to plait but if you know how to do -- do those skills, bring them with you. So that's this Saturday at 11 to 3:00 at the Imperial Plaza. Right here on Blue Heron. Right by KFC if you're not familiar with it. Headliners Barber Shop. Thank you.

**CHAIRPERSON THOMAS:** That's all? Thank you. Mr. Mayor?

**MAYOR MASTERS:** Yes, just -- just real brief. Um, just one question to Attorney Ryan. I -- I wasn't in when you, um, received the accolades and the commendations tonight. But I do want to ask you one question just for the record. Um, several years ago someone prophetically announced and pronounced that you would be in front of the Supreme Court one day. Who -- who told you that?

**CITY ATTORNEY RYAN:** It was you, Mayor Masters.

**CHAIRPERSON THOMAS:** Really?

**MAYOR MASTERS:** Thank you.

**CITY ATTORNEY RYAN:** He did.

**MAYOR MASTERS:** That's it.

**CHAIRPERSON THOMAS:** Is that -- is that all you got, Mr. Mayor?

**MAYOR MASTERS:** That's it.

**CHAIRPERSON THOMAS:** Okay. No problem.

**MAYOR MASTERS:** In other words, I saw it years ago.

**CHAIRPERSON THOMAS:** Yeah. No -- no problem.

**MAYOR MASTERS:** You didn't see that.

**CHAIRPERSON THOMAS:** I -- I gotcha.

**MAYOR MASTERS:** That's it.

**CHAIRPERSON THOMAS:** Um, Miss Pardo?

**CHAIR PRO TEM PARDO:** Okay. Thank you. I already mentioned the League. And again, I hope everyone can attend. Um, what else do I have going on? This is for the residents on Island Road. Um, a couple of the residents have been complaining that Sailfish Marina's trolley is going down Island Road. And many years ago when, um, David Schnyer was on the commission, you know, he made sure that the trolley did not go through the neighborhoods, that that trolley had to go along, um, Blue Heron Boulevard or N. Ocean to Blue Heron and then over to Lake Drive. So anyway, they're getting away from that. Our City Manager has been in contact with them and if you continue seeing that trolley go down Island Road, please contact us.

The other thing I'd like to mention is the FEMA flood maps, we received notice today that FEMA has decided to, um, extend the date of receiving feedback. They are having -- hold on a second. I just received this. They're having a conference call with elected officials in Palm Beach County on Tuesday. And, um, several of us will be on that call. I know that these flood maps are very, very important, especially to Riviera Beach, because we are surrounded by water. And it's not just affecting people on Singer Island and people along the intercoastal. This will affect almost all of Riviera Beach. So, um, please know that the City is on top of this. We will all be on the conference call on Tuesday and at the next meeting we will relay back to you exactly what is going on. That's all I have, sir. Thank you.

**CHAIRPERSON THOMAS:** Thank you. Uh, Mr. Guyton?

**COUNCILPERSON GUYTON:** Thank you, Mr. Chair. Um, just a couple of very quick items. Uh, the -- the staff is organizing a -- a educational program for the Public Services Complex. And part of that program, I understand, is allowing groups and residents to go tour the building. Am I correct in that?

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

**COUNCILPERSON GUYTON:** So if there are any organizations, groups or people who -- who want to go and actually see the building, um, they can contact the City Manager's

Office and those arrangements will be made. Um, I think that's very important. I'm being told that there -- there is misleading information being dispersed, and I would like for the residents to have an accurate picture of what is being proposed. Certainly there is no leaky roof. There is no tin building. And we would like for those residents who may have been told that to go and take a look at the building for yourself so that you can make an educated decision.

The other thing is, uh, at our last meeting, um, I brought up an issue that I feel needs to be addressed, that it hasn't. Our Mayor went to China on an unauthorized trip and the taxpayers need to be paid back. And there was a question posed to him as to when does he plan to pay the taxpayers back. I have not gotten an answer. I have gotten other calls about did I get an answer. And the answer is no, I have not gotten an answer from the Mayor as to when he proposes to pay the taxpayers back for a trip that wasn't authorized. It wasn't sanctioned. And it wasn't approved by the City Council.

And -- and when he came back he didn't have the money in his budget to cover it so all of the other City Council Members' credit cards were put in jeopardy because he didn't have it in his account. So I would like to know from the Mayor when or if he plans on paying the taxpayers their money back for a trip that was unauthorized.

**CHAIRPERSON THOMAS:** Mayor, do you want to answer this question?

**MAYOR MASTERS:** Yes. First of all, we all have a travel -- we all have a promotion accounts. We go where we want to go to take care of business for the City or to represent the City. We use that promotion accounts likewise. Now, since Mr. Guyton has brought that up again, uh, why don't we just have a payback party. And the elected officials -- the other elected officials who have gone on their -- over their budgets can pay back and the department heads who have gone over their budgets can pay back and we all pay back. Thank you.

**COUNCILPERSON GUYTON:** Okay. Um, and I'm -- I'm about to be done here. But let me clarify something. I would challenge the Mayor to identify anybody who left the country as you did without authorization and didn't have it in your budget. There may have been department heads and other elected officials who made arrangements for payment. You left and made no arrangements. It wasn't approved. And then you went to China, came back and gave the taxpayers the bill.

**MAYOR MASTERS:** Why do we do this, Mr. Guyton?

**COUNCILPERSON GUYTON:** Well, no. Let me finish.

**CHAIRPERSON THOMAS:** Okay. I'm not gonna let you all debate this. Mr. Guyton, please --

**COUNCILPERSON GUYTON:** Now, now, wait --

**CHAIRPERSON THOMAS:** -- please finish your comments.

**COUNCILPERSON GUYTON:** -- well, we're -- we're -- we're not -- I'm about to -- I'm about to finish my comments. And -- and the problem that I have, and I think some others have, is that the Mayor seems to think that he's not going to be accountable. Now, if he can identify somebody who left this country like he did and came back and gave the taxpayers the bill and it wasn't approved, then I think we need to entertain that.

But I have documents. The Mayor has no documents about anything he's indicating. He's trying to deflect attention from the fact that he misused and abused taxpayers' money. And what concerns me even more is that he's spending a lot of money but he's not contributing anything to the financial coffers. He does not pay property taxes. And - - and I did some research. He hasn't had a water bill in his name since 2008. So that mean that you're taking and taking and taking and you're paying nothing into our financial coffers. If you're not paying a water bill, that mean that you're not paying garbage. So I -- I mean, you're paying nothing. But you're spending, you're spending, you're spending, you're spending.

**CHAIRPERSON THOMAS:** Mr. -- Mr. Guyton, I'm gonna ask you to please bring this to a close.

**COUNCILPERSON GUYTON:** I am done. I wanted -- I -- the Mayor needs to pay the taxpayers back. And this issue is not going to go away. Thank you.

**CHAIRPERSON THOMAS:** All right. Thank you.

**COUNCILPERSON J. DAVIS:** Does it need to be in the form of a -- of a motion?

**COUNCILPERSON GUYTON:** So moved.

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

**CHAIRPERSON THOMAS:** It's been properly moved and second. What is the motion that we've just moved?

**COUNCILPERSON GUYTON:** For the Mayor to pay the taxpayers back for the unauthorized trip that he took to China.

**COUNCILPERSON J. DAVIS:** Um, now, for --

**CHAIRPERSON THOMAS:** It's been properly moved and second.

**COUNCILPERSON J. DAVIS:** Okay.

**CHAIRPERSON THOMAS:** Question -- hold on, Miss Davis. If anybody in the audience would like to speak on this, I'm going to allow you to do so. If you would like to speak on this just signify by showing your hand. Okay. There's no public comment on this at this time. Miss Davis?

**COUNCILPERSON J. DAVIS:** Uh, yes, sir. I -- I -- I second, um, Mr. Guyton's motion. Um, because as I stated previously, this is not something new for me to be concerned about. I did -- I was concerned about some things, uh, when I served on the council previously. You know, when I first served. Um, but also, um, I have to say that last week, I believe it was, I was approached by the Mayor. Actually came and knocked on my door while I was working in my office. And point-blank asked me if I intended to bring this issue up again. And at the time I didn't know what issue he was talking about. And I asked him, I -- what were -- what was he talking about. And he told me that it was about this China trip.

And I -- you know, my response to him was that, um -- my first response was that I was not going to have the conversation with him. But, uh, that was not enough. He kept pressing and pressing and pressing. Um, also stated that Council goes on trips all the

time and we don't have to come and ask. And I kind of just told him that, you know, there is a budget process whereby, um, we are given a travel budget. And as long as we don't go over our travel budget that we don't have to ask for permission. And as a four-time mayor, I didn't understand why he didn't understand that. Um, so -- and I won't go through everything that was discussed but, um, he left indicating that he had no intention of paying the money back. And I find that to be, um -- from a person of his stature, you know, and as a representative of the taxpayers in this city, uh, I think that's wrong. Um, you know, so I mean, for whatever else anybody else did, you know, that's in the past. And we're not talking about a -- an out-of-the-country trip that was not approved by this council.

And you know, it's always talked about, respect. But, you know, when you disrespect this process, it's disrespect -- disrespectful to all five of us here also. So, um, that was my reason for making a motion for this to go away and let's put it to bed one way or the other.

**CHAIRPERSON THOMAS:** Okay. I'm -- I'm going to make my comments on it. Um, I -- I understand the -- the thought behind it. I think that, uh, you know, this is a real tough action to make against one of our counterparts for going over, you know, a budget. I try to make sure I don't ever do that but in this case, you know, he did. My issue with this is, you know, if the Mayor wants to, you know, come up with some type of arrangement or give some type of, you know, thought on this other than just ignoring it, then I would much rather, you know, see that. However, there is a motion on the floor to have him repay it. Um, I just -- you know, I -- I think that this action is -- is -- you know, is a little serious to -- to take. I just don't think that we ought to, you know -- to -- to -- to do it this way. Um, but, you know, I've tried to, you know, stay away from this. But I will say that I don't think that anybody, Mayor included, should just go and spend taxpayers' dollars willy-nilly and just think that there's not going to be any repercussions for it. Um, so, you know, I agree that something needs to be, you know, done. But I don't want this to become, you know, personal, um, against anybody. And I gotta say if we do this, this should be definitely done, you know, across, you know, the board for anyone who -- who -- who does it.

I just think that at this point, um, this is a -- this -- this is probably not the most prudent way to dissolve of this, but it is a motion that is on the floor and it has to be respected.

**COUNCILPERSON GUYTON:** Uh --

**CHAIRPERSON THOMAS:** Miss -- hold on, Mr. Guyton. I'll come back to you. It is your motion. Anything from Mr. Davis or Mrs. Pardo?

**CHAIR PRO TEM PARDO:** Mr. Chair?

**CHAIRPERSON THOMAS:** Miss Pardo?

**CHAIR PRO TEM PARDO:** All right. This is what I would suggest. You know, instead of hanging the Mayor right now, I would say table this. Let's bring it back at the next meeting so the Mayor can possibly give us his presentation -- I believe you made a presentation already about the trip to China. Maybe you can make that --

**CHAIRPERSON THOMAS:** All right. All right. Hold on, Miss Pardo.

**CHAIR PRO TEM PARDO:** -- I'm --

**CHAIRPERSON THOMAS:** If you -- if you're saying to table it, then we need to go ahead and make -- is -- is -- are you saying a motion to table because that takes precedent --

**COUNCILPERSON GUYTON:** (Inaudible) now.

**CHAIR PRO TEM PARDO:** Let me -- okay. Let me --

**CHAIRPERSON THOMAS:** Hold on one second. I just need to make sure that she's not saying that.

**CHAIR PRO TEM PARDO:** Well, all right.

**CHAIRPERSON THOMAS:** Because that motion takes precedence.

**CHAIR PRO TEM PARDO:** Um, I'm not saying it right now.

**CHAIRPERSON THOMAS:** Okay. Go ahead.

**CHAIR PRO TEM PARDO:** Um, you know, I think the Mayor or anyone else needs to be able to defend themselves. And I can tell you, walking into this meeting tonight, I didn't think that I would be voting on this. So I don't even think I'm ready to vote on it. But at a minimum, you need to give the Mayor, you know -- if this is going to come to a vote, you need to give the Mayor time to basically defend himself. Now, if we decided to move forward with this and we ask the Mayor to pay back the general fund, I would suggest that -- well, by doing that we're setting a policy. But not just for the Council and Mayor. I would think you're setting a policy for the entire City.

If a department head goes over their budget, then what happens? Are we talking about just travel or are we talking about their overall budget? Because we see it time and again, departments going over their budget. You know, department heads using a credit card when they really shouldn't supposed to. You know? All of that goes on.

So you know, before we move forward with this vote, I think we need to think about it. You know, think about the ramifications for the entire City and also give the Mayor a chance to defend himself. So with that I would like to --

**CHAIRPERSON THOMAS:** I'm going to ask you not to do that and see if we can let --

**CHAIR PRO TEM PARDO:** -- see if we --

**CHAIRPERSON THOMAS:** -- everybody else speak respectfully.

**CHAIR PRO TEM PARDO:** Okay. That's fine.

**CHAIRPERSON THOMAS:** If you -- if you would honor that for -- for me, please.

**CHAIR PRO TEM PARDO:** That's fine.

**CHAIRPERSON THOMAS:** Just so because if you make that motion I can't let anybody else talk on it.

**CHAIR PRO TEM PARDO:** That's fine.

**CHAIRPERSON THOMAS:** Uh, Mr. Davis, you have anything you want to say about it?

**COUNCILPERSON T. DAVIS:** Thank you, Mr. Chair. Um, just like what Miss -- um, Chair Pro Tem Pardo stated, when I came to this meeting, I didn't come to this -- I came in focusing on the agenda. Agenda to put us into -- that's at hand. Um, I had conversations with the Mayor. And they was professional conversations. We come to this board, we owe the right to the people to see a meeting, not a fight. You can say what you want to say, but people can feel energy in a room. They can feel it when they're watching it at home. They can watch your body language when they're watching the TV.

Now, Mayor has assured me that he's going to do the right thing by our community. And I'm going to hold him to that. Across the board we're going to treat each employee, each governing body on this board -- we're going to hold ourselves responsible. I understand Mr. Guyton is very passionate. And I'd never take that from him 'cause that's who you are. I respect that about you.

But let's make sure that people see us conducting business. We all have passion. Let people see us conducting business. Because if it perceives us to be fighting, the face of our City with the Mayor -- which may not be true -- but perception is everything. Then people in the community will lose respect for us and lose respect for themselves based on the way we conduct ourselves. So we can forward with the vote and let's figure out how it's going to go. But I do believe our Mayor -- which has been the greatest mayor of our city, has been fighting for people his whole entire life since he come here -- is going to do the right thing. He's going to do the right thing. I'm sure of that. 'Cause one thing I told him, I said, "Mayor, I want to see you become a better mayor." So I'm pretty sure that this board is going to allow the Mayor to be the professional he is, to do the right thing by our community, and this board is going to move forward and do a much better job as doing conducting business, being professional, leaving our attitudes home and focusing on the job at hand. It's not about us as an individual. It's about a job that we gotta do and set an example. Thank you.

**CHAIRPERSON THOMAS:** Mayor, would you like to say anything on this first round?

**MAYOR MASTERS:** I'd just like for you to carry the motion.

**CHAIRPERSON THOMAS:** I'm sorry?

**MAYOR MASTERS:** I'd just like for you to carry the motion.

**CHAIRPERSON THOMAS:** You want us to vote on this tonight?

**MAYOR MASTERS:** If you want to. I mean, you know, it's obvious that --

**COUNCILPERSON GUYTON:** Mr. Chair?

**MAYOR MASTERS:** -- I mean --

**CHAIRPERSON THOMAS:** Hold on one second. Let me let him speak.

**MAYOR MASTERS:** -- this is -- this is so personal and this is so vindictive that it's a shame. I mean, it really is. I mean, you know, if the Finance Department pulled the records, they will see elected officials who have gone over their travel budget. It doesn't matter whether you go to New York, Chicago, China, whatever. This is all about the petition thing. We know what it's about. Anything to make the Mayor look bad. You

know? Come on, now. Let's just call it the way it is. So if there's three people up here who feel that I should be the only elected official to pay anything back, but the others who went over, whether it was \$100 or 1,000 or 2,000 or whatever, they should be exempted? And whether you also feel the department heads who have gone over year and year and year over, they should be exempted, then I rest my case. It's unfair and it's not right.

**COUNCILPERSON J. DAVIS:** Mr. Chairman?

**CHAIRPERSON THOMAS:** Mr. -- I heard Mr. Guyton first. Mr. Guyton?

**COUNCILPERSON J. DAVIS:** Oh.

**COUNCILPERSON GUYTON:** Uh, Mr. Chair.

**MAYOR MASTERS:** Do the right thing.

**COUNCILPERSON GUYTON:** Clearly the Mayor has this illusion that he's invincible now. He seem to think that he can go to China unauthorized and come back and give the taxpayers the bill and tell the taxpayers, Stuff it. I'm not paying it.

**MAYOR MASTERS:** No, that's not the way it was.

**COUNCILPERSON GUYTON:** I -- I have the --

**CHAIRPERSON THOMAS:** Mr. Mayor, please just let him -- let him --

**COUNCILPERSON GUYTON:** -- I have the floor.

**CHAIRPERSON THOMAS:** -- have the floor, please.

**MAYOR MASTERS:** He wasn't even here (inaudible).

**COUNCILPERSON GUYTON:** Nobody leaves the country and come back and give the taxpayers the bill. And for you to diminish it as if the department heads and other council people do that, you know that is not the case. This is a, uh -- an extenuating circumstance. You left the country. It wasn't authorized and there's nobody else to hold you accountable but us, this council. And to suggest, Mr. T. Davis, that this is not City business, I adamantly disagree. This is business. This is not personal. None of us, to include me, can jump on the plane and leave the country and come back and give the taxpayers the bill and then say that if somebody bring it up that that's not City business. That is City business.

**MAYOR MASTERS:** That's not the way it was.

**COUNCILPERSON GUYTON:** He spent taxpayers' money and it irritates me that he doesn't pay anything into the financial coffers but he takes everything out. That is a problem with me. The Mayor doesn't pay taxes. He doesn't pay a water bill. He doesn't pay garbage. He doesn't pay anything. He just take from the City. And I'm not going to sit quietly as many do and they whisper about it. I'm putting it out there so that everybody would know that we need to be responsible on this dais. No, we don't need to overlook this. If -- if -- if you all want to take it out of his travel budget, I'm inclined to do that. But it's not going to go away with me. It is not going away. I'm -- I'm open for options. We all have to be accountable, everybody up here. And nobody can jump on a plane and leave the country and don't have it in their budget and come back and give

it to the taxpayers and then get an attitude if anybody suggest that he pays it back.

**UNIDENTIFIED SPEAKER:** Mr. (Inaudible).

**COUNCILPERSON GUYTON:** How irresponsible is that?

**CHAIR PRO TEM PARDO:** Mr. Chair?

**CHAIRPERSON THOMAS:** Hold on one second.

**COUNCILPERSON J. DAVIS:** I -- I -- I --

**CHAIRPERSON THOMAS:** I heard Miss Davis first. Miss Davis?

**COUNCILPERSON J. DAVIS:** Yes. I just want to make it very clear. This is not personal. I don't have, you know, any fight with the Mayor. This is about accountability for me. If it was anybody else -- if it were me who did it, I'm sure y'all probably be all over my case. Um, but, you know, like I said last time, you know, what if I just took my credit card, my City credit card, and decided to go to England somewhere and come back and give the City the bill? It's the same thing. Um, so I -- I put it on the floor so that it can be voted up or down and we don't have to deal with it anymore.

**CHAIRPERSON THOMAS:** Okay. I think Miss Pardo was next.

**CHAIR PRO TEM PARDO:** Yeah. I just need to make this comment. I don't think, um, some of the comments are fair. Um, you know, a comment was made that the Mayor doesn't pay taxes, that the Mayor doesn't pay a water bill. You know, if you look in our charter, there's nothing in our charter that says you have to be a taxpayer of Riviera Beach to be an elected official. You have to have a water bill to an elected official. I think we all need to remember, you know, the Mayor is a bishop. All right? And, you know, the -- the bishops, the reverends, you know, the men and women of the cloth are exempt. Not just in Riviera Beach, around the country. That's just, you know -- just how it goes.

**COUNCILPERSON GUYTON:** Where's that, Miss Pardo?

**CHAIRPERSON THOMAS:** Mr. Guyton --

**CHAIR PRO TEM PARDO:** So I --

**CHAIRPERSON THOMAS:** -- please allow Miss Pardo to finish her comments.

**COUNCILPERSON GUYTON:** Exempt from what?

**CHAIR PRO TEM PARDO:** -- you know, and we -- we've had people up here who rent apartments. You know, so they don't pay taxes. So, you know, I just think that is just, you know -- I think, you know, it's a little far-reaching. And, you know, if we want to change the charter, also, to say you have to be a homeowner in the City of Riviera Beach to be an elected official, then maybe that's something we can do. But you know, you think about some of the elected officials we had up here, we've had, you know -- we've had felons sitting up here. So, you know, I just think that, you know, the more we get into it, the more, by voting either way, you're setting a precedent. So --

**COUNCILPERSON J. DAVIS:** But it's a good (inaudible).

**CHAIR PRO TEM PARDO:** -- with that said, I really think what we should do -- and I'd

like to make a motion to table this and bring it back at the next meeting so everyone can get their thoughts together and then move forward with it.

**CHAIRPERSON THOMAS:** Okay. I must address the table issue immediately. Is there a second on the table?

**COUNCILPERSON T. DAVIS:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. Any discussion? Madam Clerk?

**COUNCILPERSON GUYTON:** Uh, on -- discussion?

**CHAIRPERSON THOMAS:** It's tabled. It's --

**COUNCILPERSON GUYTON:** Oh, you said discussion.

**CHAIRPERSON THOMAS:** -- it's -- it's no discussion.

**COUNCILPERSON GUYTON:** Oh.

**CHAIRPERSON THOMAS:** Um, Miss -- Madam Clerk?

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

**COUNCILPERSON T. DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson J. Davis?

**COUNCILPERSON J. DAVIS:** No.

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

**COUNCILPERSON GUYTON:** No.

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

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas?

**CHAIRPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** That motion is approved with Councilpersons J. Davis and Guyton dissenting.

**CHAIRPERSON THOMAS:** Okay. Mr. Guyton, you still have your comments. You're still in your comments.

**COUNCILPERSON GUYTON:** That's all I have for this evening, Mr. Chair.

**CHAIRPERSON THOMAS:** Okay. Uh, Miss -- Miss Davis?

**COUNCILPERSON J. DAVIS:** I have nothing.

**MAYOR MASTERS:** Mr. Chairman, I have a question.

**CHAIRPERSON THOMAS:** Okay. I've already -- I've already went to --

**MAYOR MASTERS:** When you get a chance.

**CHAIRPERSON THOMAS:** -- you, Mr. --

**MAYOR MASTERS:** I just have a question for the lawyer.

**CITY ATTORNEY RYAN:** Oh, I'll come back.

**CHAIRPERSON THOMAS:** Okay. Um, go ahead, Miss -- Mr. Mayor.

**MAYOR MASTERS:** Thank you.

**CHAIRPERSON THOMAS:** What's the question, sir?

**MAYOR MASTERS:** I'm sorry. I'm still dealing with this. The question is, a councilperson or the mayor goes over its paid --

**CHAIRPERSON THOMAS:** Mr. -- Mr. Mayor, we've already discussed --

**MAYOR MASTERS:** -- (inaudible) --

**CHAIRPERSON THOMAS:** -- this and I've given you a time already. I've been fair to you.

**MAYOR MASTERS:** Okay.

**CITY MANAGER JONES:** Close (inaudible).

**CHAIRPERSON THOMAS:** We're -- we're -- we're -- we're past that. It's tabled. It's coming back --

**MAYOR MASTERS:** Okay.

**CHAIRPERSON THOMAS:** -- at the next meeting. We'll discuss that then.

**MAYOR MASTERS:** Okay.

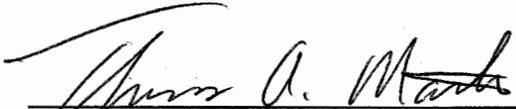
**CHAIRPERSON THOMAS:** Anybody else that I missed? Okay. For my comments, uh, tonight, school starts here. We won't have another meeting before school starts. We're asking all fathers to take their children to school on the first day of school. If you have a child that attends school in Riviera Beach, we're asking on the first day of school that you take your child to school. I'm going to attempt to take my newly high school student daughter to school on the first day. Hopefully she'll still hold my hand as we walk to class. I'm not sure that's going to happen but I'm going to attempt to. And we're going to ask that you encourage all of the kids this summer now that they're winding down to be safe and please give them some type of encouragement to start the new year. I entertain a motion for adjournment.

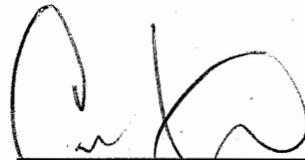
**COUNCILPERSON J. DAVIS:** So moved.

**CHAIR PRO TEM PARDO:** Thank you.

(CONCLUSION OF MEETING)

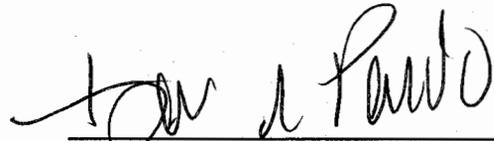
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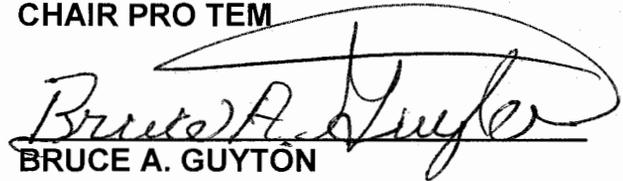
  
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THOMAS A. MASTERS  
MAYOR

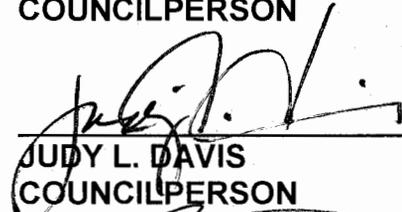
  
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CEDRICK A. THOMAS  
CHAIRPERSON

ATTEST:

  
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CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
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DAWN S. PARDO  
CHAIR PRO TEM

  
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BRUCE A. GUYTON  
COUNCILPERSON

  
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JUDY L. DAVIS  
COUNCILPERSON

  
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TERENCE D. DAVIS  
COUNCILPERSON

MOTIONED BY: B. GUYTON

SECONDED BY: J. DAVIS

B. GUYTON AYE

J. DAVIS AYE

C. THOMAS AYE

D. PARDO AYE

T. DAVIS AYE

DATE APPROVED: 10/16/2013