

**CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
CITY COUNCIL MEETING MINUTES  
WEDNESDAY, OCTOBER 2, 2013 AT 5:30 P.M.**

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

**ROLL CALL**

**CHAIR PRO TEM PARDO:** Uh, Madam Clerk, can you go back to the record and make sure that you said Councilman Terence Davis's name?

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

**COUNCILPERSON T. DAVIS:** Here.

**CHAIR PRO TEM PARDO:** Okay. All right. Great. Thank you.

**AGENDA Approval:**

**ADDITIONS, DELETIONS, SUBSTITUTIONS**

**CHAIR PRO TEM PARDO:** Um, Mr. Jones, do we have any additions or deletions to the agenda?

**DEPUTY CITY MANAGER JONES:** Yes, ma'am. Items 10 and 11 have been deleted from the agenda for tonight.

**CHAIR PRO TEM PARDO:** Okay. And that's it?

**DEPUTY CITY MANAGER JONES:** Yes, ma'am.

**CHAIR PRO TEM PARDO:** All right. Thank you.

**Disclosure by Council**

**CHAIR PRO TEM PARDO:** Does the council have anything -- council or staff, do they have anything they would like to disclose?

**ADOPTION OF AGENDA**

**CHAIR PRO TEM PARDO:** Okay. Do we have a motion to accept the agenda?

**COUNCILPERSON J. DAVIS:** Move adoption.

**COUNCILPERSON GUYTON:** Second.

**CHAIR PRO TEM PARDO:** Properly moved and second. 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:** Chair Thomas? Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** That motion is approved with Chair Thomas out.

**CHAIR PRO TEM PARDO:** Thank you. We will move to Consent.

#### **CONSENT AGENDA**

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

**ANY PERSON WHO WOULD LIKE TO SPEAK ON AN AGENDA ITEM; PLEASE FILL OUT A PINK PUBLIC COMMENT CARD LOCATED IN THE BACK OF THE COUNCIL CHAMBERS AND GIVE IT TO THE STAFF PRIOR TO THE BEGINNING OF THE MEETING. MEMBERS OF THE PUBLIC SHALL BE GIVEN A TOTAL OF THREE (3) MINUTES FOR ALL ITEMS LISTED ON THE CONSENT AGENDA. MEMBERS OF THE PUBLIC WILL BE GIVEN THREE (3) MINUTES TO SPEAK ON EACH REGULAR AGENDA ITEM. IN NO EVENT WILL ANYONE BE ALLOWED TO SPEAK ON AN AGENDA ITEM AFTER THE RESOLUTION IS READ OR ITEM CONSIDERED.**

**CHAIR PRO TEM PARDO:** All right. Miss Bessie Brown.

**BESSIE BROWN:** Good evening. Bessie Brown, 391 W. 35<sup>th</sup> Street. Um, the only thing that I'd like to say on Item 4 is that if -- if you read on the agenda, I would think that this item should say -- tell you how much is being spent on this item. And there's no account saying what account is going to be used to purchase these items. I think that's how we used to do it in the past and I don't think that anything has changed. And I just think that if the public -- if it's under Consent and since we do have an opportunity to speak now, I'd just like to say I would appreciate it if y'all could say how much this is going to cost and give us the item, the account number that we're taking this money out of.

**CHAIR PRO TEM PARDO:** Okay. Well, I will let you know, Miss Brown, according to the backup, the net fiscal impact is \$29,163, and it will be coming out of two accounts, 10700337208 and 31000399999. It's in the backup.

**DEPUTY CITY MANAGER JONES:** Madam Chair?

**CHAIR PRO TEM PARDO:** Now it's for the record. Yes?

**DEPUTY CITY MANAGER JONES:** That information is also posted on the web and part of the backup.

**CHAIR PRO TEM PARDO:** On the website? Correct. Okay. Thank you. Next comment card is Mr. Bob Gonstead,

**BOB GONSTEAD:** Bob Gonstead, 4000 N. Ocean Drive, Riviera Beach, also the President of the Singer Island Civic Association. Here to speak on Consent Resolution Number 8 regarding the travel policy. I urge the Council to adopt that. There has been way, way too much discussion on individual council people spending money over and above their allotted budget, then going back to an employee of the city, namely the manager, and asking for help with that issue. That is not proper. What is an employee who reports to a member of this council supposed to do but approve that request and be afraid about jeopardy of losing their job or getting a bad review if such the request is not approved. So I'd recommend that the Council itself police itself and its own peers, adopt the policy and only approve those expenditures over and above the allotted amount annually if justified. Thank you.

**CHAIR PRO TEM PARDO:** Thank you, sir. Next comment card, Michael Sloser.

**MICHAEL SLOSER:** Good evening. Michael Sloser -- excuse me, frog -- 4100 N. Ocean Drive, Riviera Beach. I want to echo and support the comments made by Bob Gonstead and the SICA people. I, too, want to support the revisiting of the travel policy. We have had too much in the last couple of months about what travel policy is and isn't, where the money comes from. We should have a policy. It should be a firm policy. We've all worked in jobs when we had just so much we could spend for travel. And there's no reason why our council can't be accountable for that. I believe I would echo the comments that Mr. Gonstead made, which is it's impossible to expect somebody who goes over their allotted point to not go and expect to be treated to the -- the additional amount of money that was being charged to the City. Therefore, I urge you to support this. I think it's important and I think it sends a signal that we can, and in fact, do police ourselves. Thank you.

**CHAIR PRO TEM PARDO:** Thank you, sir. So that's the end of the comment

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

**CHAIR PRO TEM PARDO:** Yes, Miss Davis?

**COUNCILPERSON J. DAVIS:** Didn't we pass a, uh -- something last week for persons

to speak on agenda items? I think it's in another part of the -- uh, it's on the second page of -- unless somebody has put in a Public Comment card, I guess, yeah.

**CHAIR PRO TEM PARDO:** Right. So yeah, we do have a --

**DEPUTY CITY CLERK ANTHONY:** (Inaudible).

**CHAIR PRO TEM PARDO:** -- right. On Item 4.

**COUNCILPERSON J. DAVIS:** Okay.

**CHAIR PRO TEM PARDO:** And that will be pulled. Okay. So 4 and 8 we have comment cards on so they will be pulled. Anything else?

**COUNCILPERSON GUYTON:** Yes, Madam Chair.

**CHAIR PRO TEM PARDO:** Sir?

**COUNCILPERSON GUYTON:** Number 5.

**CHAIR PRO TEM PARDO:** Okay. We will pull number 5.

**CITY ATTORNEY RYAN:** Madam Chair?

**CHAIR PRO TEM PARDO:** Yes, Miss Ryan.

**CITY ATTORNEY RYAN:** I just -- the Council can do this the way they want to do it but the intention of having the public speak before Consent was considered by one vote is to allow them to speak one time on all of the items. So the public should be called up to speak on Consent first. You do not pull any items because the public wants to speak on it.

**CHAIR PRO TEM PARDO:** Okay.

**CITY ATTORNEY RYAN:** You just need to let them speak on the item and then the Council --

**CHAIR PRO TEM PARDO:** Uh-huh.

**CITY ATTORNEY RYAN:** -- if the Council wants to pull an item after that, then you can do so.

**CHAIR PRO TEM PARDO:** Okay. Thank you. Okay. So Mr. Guyton, you said you'd like to pull Item 5?

**COUNCILPERSON GUYTON:** Yes, ma'am, please.

**CHAIR PRO TEM PARDO:** Okay. And Miss Davis, did you say you wanted to pull something or --

**COUNCILPERSON J. DAVIS:** No.

**CHAIR PRO TEM PARDO:** -- no? Okay. And I would like to pull -- let me look here -- Item 7. Okay. So do we have a motion to accept the Consent Agenda?

**COUNCILPERSON T. DAVIS:** So moved.

**COUNCILPERSON J. DAVIS:** Second.

**CHAIR PRO TEM PARDO:** Oh, wait. Hold on a second. We have to take our public -- right? The two Consent Public Comment cards now?

**COUNCILPERSON J. DAVIS:** No.

**CITY ATTORNEY RYAN:** I think you should take before you consider them.

**CHAIR PRO TEM PARDO:** Before we take them?

**CITY ATTORNEY RYAN:** Yes. Before you consider --

**CHAIR PRO TEM PARDO:** Okay. That's fine.

**CITY ATTORNEY RYAN:** -- the items. Yes.

**CHAIR PRO TEM PARDO:** Do we have a motion to accept the Consent?

**COUNCILPERSON GUYTON:** Excuse me. Uh -- okay.

**CHAIR PRO TEM PARDO:** Yes.

**COUNCILPERSON GUYTON:** I requested to pull --

**CHAIR PRO TEM PARDO:** Right. And those will be pulled after we --

**COUNCILPERSON GUYTON:** Okay. But I left one out. I need to add one, 8.

**CHAIR PRO TEM PARDO:** Okay. What else?

**COUNCILPERSON GUYTON:** Did anybody pull 8?

**CHAIR PRO TEM PARDO:** Pull what?

**COUNCILPERSON J. DAVIS:** You said there was a (inaudible).

**COUNCILPERSON T. DAVIS:** 8.

**COUNCILPERSON GUYTON:** I know. But there --

**CHAIR PRO TEM PARDO:** No. Would you like to pull 8?

**COUNCILPERSON GUYTON:** Yes.

**CHAIR PRO TEM PARDO:** Okay. We'll pull 8, also. So is there a motion to accept Consent?

**COUNCILPERSON T. DAVIS:** So moved.

**COUNCILPERSON J. DAVIS:** Second.

**COUNCILPERSON GUYTON:** Second.

**CHAIR PRO TEM PARDO:** Properly moved and second. 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:** Chairperson Thomas. That motion is approved with Chairperson Thomas out.

**CHAIR PRO TEM PARDO:** Thank you. We'll go to Item 5.

## **MINUTES**

**1. MINUTES OF THE JUNE 10, 2013 CITY COUNCIL WORKSHOP**

**2. MINUTES OF THE CITY COUNCIL WORKSHOP HELD, JULY 31, 2013.**

**3. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD, OCTOBER 3, 2012.**

## **RESOLUTIONS**

**4. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE TERMS AND CONDITIONS OF THE FLORIDA EMERGENCY MEDICAL SERVICES MATCHING GRANT AWARD FOR THE FISCAL YEAR 2013-14, TO EXPAND**

AND/OR IMPROVE THE CITY'S EMERGENCY MEDICAL SERVICES DELIVERY; AUTHORIZE THE PURCHASE FOUR LIFEPAK 15 EKG MONITOR DEFIBRILLATORS; AND PROVIDING AN EFFECTIVE DATE.

5. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ADOPTING AN INVESTMENT POLICY TO SET FORTH THE INVESTMENT OBJECTIVES AND PARAMETERS FOR THE MANAGEMENT OF PUBLIC FUNDS OF THE CITY OF RIVIERA BEACH, FLORIDA (THE CITY) WHICH IS DESIGNED TO ENSURE THE PRUDENT MANAGEMENT OF PUBLIC FUNDS, THE AVAILABILITY OF OPERATING AND CAPITAL FUNDS WHEN NEEDED AND AN INVESTMENT RETURN COMPETITIVE WITH COMPARABLE FUNDS AND FINANCIAL MARKET INDICES; AND PROVIDING AN EFFECTIVE DATE.

CHAIR PRO TEM PARDO: Do I --

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON J. DAVIS: Second.

CHAIR PRO TEM PARDO: Properly moved and second. Mr. Guyton, did you have a question?

COUNCILPERSON GUYTON: Yes.

CHAIR PRO TEM PARDO: Would you like a presentation?

COUNCILPERSON GUYTON: Not a presentation, just a question to Mr. Sherman if he'll be so kind to come to the mike. Hi, Mr. Sherman. When we spoke of this before, um, the issue was raised about bringing on an investment manager. And I see that that has been done. And my concern at the time was that, um, employees actually doing the investments and the exposure that we may have pertaining thereto. So I just want some clarification. Under Delegation of Authority, it says the should -- "The City shall employ investment managers to assist in investing, monitoring and advising on the City's investments." Are -- are the employees going to be actually identifying stocks and bonds to invest in? What -- what would be the City employee role?

FINANCE DIRECTOR SHERMAN: Right. Good evening. Randy Sherman, Director of Finance and Administrative Services. No, that's an excellent question, Councilman. Um, no. The investment advisor will make recommendations to the City on what investments that they think the City should be entering into. The investment manager will, upon the City saying yea or nay, will actually process those transactions. They'll actually be placing the investments, not the City employees.

COUNCILPERSON GUYTON: Not the City employees.

FINANCE DIRECTOR SHERMAN: Not the City employees.

**COUNCILPERSON GUYTON:** Okay. So, um, our capacity as City employees are pretty much monitoring the process and approving or disapproving what you may feel to be risky or, um --

**FINANCE DIRECTOR SHERMAN:** Yes, and -- or maybe it doesn't match our cash flow needs. You know, maybe they're making a recommendation. And we say, No, you know, 'cause we may know something that they don't know that, you know --

**COUNCILPERSON GUYTON:** Okay.

**FINANCE DIRECTOR SHERMAN:** -- nine months down the line I may need that money. So you know, the -- that's the give-and-take. But again, they'll look at the markets. They'll figure out where on the yield curve they want to place the investments. And then again, we either say yes and then they'll go and execute the transaction or --

**COUNCILPERSON GUYTON:** Okay. Okay. That's -- that's all I have, uh --

**CHAIR PRO TEM PARDO:** Okay.

**COUNCILPERSON GUYTON:** -- Miss Vice Chair.

**CHAIR PRO TEM PARDO:** Anything from the rest of the Council?

**COUNCILPERSON J. DAVIS:** No.

**CHAIR PRO TEM PARDO:** Okay. 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:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Thomas? That motion is approved with Chair Thomas out.

**CHAIR PRO TEM PARDO:** Okay. Thank you. Item 7.

**6. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY**

OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ADOPTING A MUNICIPAL DEBT ARBITRAGE POLICY TO ENSURE COMPLIANCE WITH THE UNITED STATES TREASURY AND INTERNAL REVENUE SERVICE; AND PROVIDING AN EFFECTIVE DATE.

7. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ADOPTING A DEBT MANAGEMENT POLICY TO ESTABLISH PARAMETERS AND PROVIDE GUIDANCE GOVERNING THE ISSUANCE, MANAGEMENT, CONTINUING EVALUATION OF AND REPORTING ON ALL DEBT OBLIGATIONS ISSUED BY THE CITY OF RIVIERA BEACH (THE CITY) AND TO PROVIDE FOR THE PREPARATION AND IMPLEMENTATION NECESSARY TO ASSURE COMPLIANCE AND CONFORMITY WITH THIS POLICY; AND PROVIDING AN EFFECTIVE DATE .

**COUNCILPERSON J. DAVIS:** So moved.

**COUNCILPERSON GUYTON:** Second.

**CHAIR PRO TEM PARDO:** Properly moved and second. Okay. I pulled this. Mr. Sherman, I have a question on page 4, fixed versus variable rate debt. And then, you know, in the document or in that paragraph, you talk about the floating rate or the variable rate shall not exceed 25 percent. Um, tell me where you got the 25 percent from and why it's 25 and not 15 or not 30.

**FINANCE DIRECTOR SHERMAN:** Well, in -- in all honesty, the -- the market will determine what we can and can't do.

**CHAIR PRO TEM PARDO:** Right.

**FINANCE DIRECTOR SHERMAN:** The 25 percent is, you know, really, um -- I think is -- is more driven by what the rating agencies have said in the past. You know, they don't like a lot of exposure on the City side. So the 25 percent, again, if you feel more comfortable lowering that, I mean, that -- that's fine. It kind of is almost an arbitrary, you know, self-imposed type, you know, cap on it. Um, but again, it's the -- the market, you know -- if we tried to take -- and it may even get to the point where we try to take and get to 10 percent and the markets say, No, 10 percent is too much for you at this time, and then we would be restricted anyway. But what this does is just puts a cap in it that says, Okay. We will never even bring forward more than 25 percent and try to sell that in the market or try to get, you know, an approval for it.

**CHAIR PRO TEM PARDO:** Okay, fine. So you will rely on your investment advisor for that?

**FINANCE DIRECTOR SHERMAN:** Oh, absolutely.

**CHAIR PRO TEM PARDO:** All right. And then the derivatives. I think you had no more than 10 percent and why only 10 percent?

**FINANCE DIRECTOR SHERMAN:** Again, um, that's from discussions I've had with rating agencies in the past. Again, it's -- it's a combination of fixed and variable. And again, they're looking at it on the risk factor.

**CHAIR PRO TEM PARDO:** There's more regulations now, just FYI.

**FINANCE DIRECTOR SHERMAN:** Yes. There are. There are. Um, and again, you know, I've seen that work real well and I've seen it not work well at all. So again, the 10 percent is -- is just, you know -- again, it will be market driven.

**CHAIR PRO TEM PARDO:** But we're saying just up to 10 percent, period?

**FINANCE DIRECTOR SHERMAN:** I wouldn't -- right. You don't bring more than 10 percent forward, right.

**CHAIR PRO TEM PARDO:** Uh-huh. Okay. Um, anything from Council?

**COUNCILPERSON GUYTON:** Uh, yes, Madam Chair.

**CHAIR PRO TEM PARDO:** Mr. Guyton.

**COUNCILPERSON GUYTON:** There was -- there was reference to a finance strategic plan. I've never seen that. Is that a -- a document that you're working on or a document that has been produced or --

**FINANCE DIRECTOR SHERMAN:** It's a document that will have to be produced going forward, correct.

**COUNCILPERSON GUYTON:** Okay. Would that be completed before we engage into the new policy?

**FINANCE DIRECTOR SHERMAN:** Yes.

**COUNCILPERSON GUYTON:** Okay.

**CHAIR PRO TEM PARDO:** Okay. Are we good?

**COUNCILPERSON GUYTON:** It -- that's all I have, Miss Chair.

**CHAIR PRO TEM PARDO:** Okay. Thank you. 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:** That motion is approved with Chair Thomas out.

**CHAIR PRO TEM PARDO:** Thank you. Item 8.

**8. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ESTABLISHING AND ADOPTING A TRAVEL POLICY; AND PROVIDING AN EFFECTIVE DATE.**

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON J. DAVIS:** Second.

**CHAIR PRO TEM PARDO:** Properly moved and second. Mr. Guyton, you pulled this?

**COUNCILPERSON GUYTON:** Yes, I did. Um, just a couple of quick questions. In this, um, it referred to -- and we had a discussion about whether the City Manager will be the one approving or denying, um, any travel over and above the City Council elected officials' budget. And I see that it referenced the City Manager approving travel. I'm not sure if that's referencing department heads or elected officials. I would like some clarity on that.

**FINANCE DIRECTOR SHERMAN:** I think the issue that you're talking about is --

**COUNCILPERSON GUYTON:** I was looking --

**FINANCE DIRECTOR SHERMAN:** -- Council travel.

**COUNCILPERSON GUYTON:** Yes.

**FINANCE DIRECTOR SHERMAN:** That's where you were before. The discussion was whether the Council should approve that or the City Manager should approve that. What we did is the policy says that you must have the money within your budget to travel. Okay? If you need more or additional funds within your budget, you would have to go through the normal process of a contingency transfer to add money to your budget, which would then have to go through the process to put that money in your budgets. So no longer will you be charging the City Manager's budget. And keep in mind that we increased everybody's travel accounts this year. We took that generic travel account that the City Manager had at her discretion to -- to, you know, provide additional funds to. And we allocated that into the six travel budgets.

**COUNCILPERSON GUYTON:** Okay.

**FINANCE DIRECTOR SHERMAN:** So you have that additional 2,500. And if it comes to the point that you can't do line item transfers within your own budget, then you'd have to go through the contingency.

**COUNCILPERSON GUYTON:** Okay. And the issue of exceeding that allocated budget which sometimes happen because elected officials do still have the credit cards and can still charge --

**FINANCE DIRECTOR SHERMAN:** Uh-huh.

**COUNCILPERSON GUYTON:** -- which has happened, um, the language that you have here, "Unauthorized expenses or improperly documented expenses that have been paid by the City must be repaid to the City by the traveler within 10 days of the traveler's return from travel status. Failing to do so --" I guess that -- that's my question. What if they fail to do so?

**FINANCE DIRECTOR SHERMAN:** Well, what the policy allows us to do is because we're going to start paying all travel advances through payroll, it actually allows us to go back and recapture those funds through the payroll system. So if I've overpaid someone, and at the end of the trip they owe us money back, if we don't get that money -- check back, um --

**COUNCILPERSON GUYTON:** Within 10 days?

**FINANCE DIRECTOR SHERMAN:** -- then -- then we would actually go through the process of -- of recapturing the advance.

**COUNCILPERSON GUYTON:** Okay. One last question from me. On the receipts -- um, sometime at these little fast food joints I -- those little small receipts I don't -- I don't -- I can't find sometime. Are we -- do we have a provision or form that we can still fill out that --

**FINANCE DIRECTOR SHERMAN:** Yes.

**COUNCILPERSON GUYTON:** Okay.

**FINANCE DIRECTOR SHERMAN:** Yes.

**COUNCILPERSON GUYTON:** That -- that's all I have.

**CHAIR PRO TEM PARDO:** Uh, Miss Davis?

**COUNCILPERSON J. DAVIS:** Madam Chair, um, just a couple things, too, I -- I forgot. You said something about, uh, if someone doesn't have the money in their budget, then there would have to be contingency funds. How is that going to work? Does that have to -- Miss Jones brings that to Council?

**FINANCE DIRECTOR SHERMAN:** Yes. It would -- it would come as a resolution.

**COUNCILPERSON J. DAVIS:** Okay.

**FINANCE DIRECTOR SHERMAN:** A transfer of the funds.

**COUNCILPERSON J. DAVIS:** Okay. Also, at this point in time, if this gets approved tonight, uh, will there -- there be a second layer of, um, ensuring that the money is in the individual budgets by the Finance Department?

**FINANCE DIRECTOR SHERMAN:** Yeah. Before we sign off on the travel forms -- the first time they come through and we sign off on the forms, we check the budgets. We'll be checking to make sure that the funds are available.

**COUNCILPERSON J. DAVIS:** Okay. And what constitutes an emergency under, um, Travel Authorization E? I mean, you know, I -- I would just like to -- to -- to -- to make sure that that's covered now so that we don't -- um, it's on page 3, Item E, Emergency Response Travel.

**FINANCE DIRECTOR SHERMAN:** Oh. That -- that was actually -- and it -- it could, um, possibly relate to other things. But that was actually at the request of the police department, 'cause occasionally they may be called and have to travel to go after a prisoner or something and --

**COUNCILPERSON J. DAVIS:** Okay.

**FINANCE DIRECTOR SHERMAN:** -- you don't have to get prior authorization. Just go and we'll deal with it after the fact.

**COUNCILPERSON J. DAVIS:** Okay. All right. Thank you very much.

**CHAIR PRO TEM PARDO:** Did you have something, Miss Ryan?

**CITY ATTORNEY RYAN:** I did. I just want to make sure everyone understands that this policy does not go into effect until after the ordinance, um, that is on the books is repealed. That ordinance was brought to the Council before and it was not --

**COUNCILPERSON J. DAVIS:** Right.

**CITY ATTORNEY RYAN:** -- done. So now the policy's being approved, but as Section 2 states, the resolution shall not take effect until, um, approval of the second reading of the ordinance repealing the -- the travel policy, which is in an ordinance. So right now this policy conflicts with that ordinance. So you're going to see that on first reading at the next City Council meeting. And this does not --

**COUNCILPERSON J. DAVIS:** May I make an amendment to the motion?

**CITY ATTORNEY RYAN:** Probably not.

**COUNCILPERSON J. DAVIS:** Why not?

**CITY ATTORNEY RYAN:** (No audible response).

**COUNCILPERSON J. DAVIS:** Why not?

**CHAIR PRO TEM PARDO:** Yeah. She can.

**CITY ATTORNEY RYAN:** What is the amendment?

**COUNCILPERSON J. DAVIS:** The amendment is to --

**CHAIR PRO TEM PARDO:** No. It doesn't matter what the amendment is. She can make an amendment.

**COUNCILPERSON J. DAVIS:** Yeah.

**CITY ATTORNEY RYAN:** She can but I --

**CHAIR PRO TEM PARDO:** She can amend her motion.

**CITY ATTORNEY RYAN:** -- I'm just -- I think I know what she's going to ask for.

**COUNCILPERSON J. DAVIS:** Yeah.

**CHAIR PRO TEM PARDO:** Well --

**COUNCILPERSON J. DAVIS:** I'm going to put a motion on the floor to -- for Council to repeal the, um -- the travel ordinance that's on the books now and accept this one.

**CITY ATTORNEY RYAN:** Oh.

**CHAIR PRO TEM PARDO:** Is there a second? All right. Motion denied.

**COUNCILPERSON GUYTON:** I -- I -- I'll second for discussion.

**CHAIR PRO TEM PARDO:** Okay.

**COUNCILPERSON GUYTON:** I need some clarification. Um, right now this -- well, this is not an ordinance. I just want clarification. This is a resolution.

**COUNCILPERSON J. DAVIS:** It's a resolution, right.

**CHAIR PRO TEM PARDO:** Correct.

**COUNCILPERSON GUYTON:** But -- so I -- I don't see how this can repeal it, but I support bringing the ordinance back that the City Attorney referred to for our consideration to bring it in to compliance with this resolution.

**CHAIR PRO TEM PARDO:** Right.

**COUNCILPERSON J. DAVIS:** Question. Is there a legal reason that, uh, the ordinance can't be -- a motion put on the floor for the ordinance to be repealed at this time?

**CITY ATTORNEY RYAN:** Well, you have to -- it has to come -- it has to be repealed and advertised.

**COUNCILPERSON J. DAVIS:** Oh, two -- two --

**CITY ATTORNEY RYAN:** Correct.

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

**CITY ATTORNEY RYAN:** So I -- what -- how I'm interpreting your -- your motion now is to bring that back at the next City Council meeting --

**COUNCILPERSON J. DAVIS:** That would be fine with me.

**CITY ATTORNEY RYAN:** -- to repeal the ordinance. Because it -- it -- this policy conflicts with that ordinance right now.

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

**CITY ATTORNEY RYAN:** Okay.

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

**CHAIR PRO TEM PARDO:** Okay. Mr. Davis, did you have anything?

**COUNCILPERSON T. DAVIS:** No, I don't have anything.

**CHAIR PRO TEM PARDO:** Okay.

**MAYOR MASTERS:** Madam Chair?

**CHAIR PRO TEM PARDO:** Yes, Mayor?

**MAYOR MASTERS:** Um, this -- this travel ordinance that's going back and forth, at one point it was the -- the Manager had -- had the, um, last word. And, um, now I'm hearing something different. Um, I guess my question is, what is the major difference between the ordinance and what the resolution is. Is it -- I hear the Attorney say there's a -- they conflict. What is the conflict?

**CITY ATTORNEY RYAN:** Well, the travel policy that's in the ordinance, it -- first of all, it doesn't have to be in an ordinance. But that's the way things were done many years ago. I think it was on the books '70s or '80s, that policy was enacted?

**FINANCE DIRECTOR SHERMAN:** '90s, but, yeah.

**CITY ATTORNEY RYAN:** Oh, okay. '90s.

**FINANCE DIRECTOR SHERMAN:** You were close.

**CITY ATTORNEY RYAN:** '70s, '80s.

**FINANCE DIRECTOR SHERMAN:** You were getting there.

**CITY ATTORNEY RYAN:** All right. There really is no reason to do something like this in an ordinance. Because every time you want to change it you have to go back and you have to advertise it, which costs money. And you have to have it codified. So this policy -- I'll give you an example. The, um -- the code travel policy states that you can only get, um, 33 cents a mile. And this policy goes by the IRS rate.

**COUNCILPERSON GUYTON:** IRS, yeah.

**FINANCE DIRECTOR SHERMAN:** Correct.

**CITY ATTORNEY RYAN:** Which is what most people do now.

**CHAIR PRO TEM PARDO:** Right.

**CITY ATTORNEY RYAN:** But if we wanted to just change that one section in the ordinance, we'd have to advertise that change and, um, go through a formal process. With this resolution, in the future, if you want to change your policy, you just have to bring it back to Council and you all can just have a discussion of -- as you've done today and change the policy. So the -- an ordinance is like the law. And that's what's codified. And when somebody looks up the policy, they can go on Municode or they can come here. They can go to the Clerk's Office and get a copy of that codified ordinance. Um, this resolution will not be codified but they can still get a copy of it. But it is -- it will be the policy or law of the City after we repeal the ordinance.

**MAYOR MASTERS:** Thank you.

**COUNCILPERSON GUYTON:** Um, Madam Chair or Mr. Chair?

**CHAIR PRO TEM PARDO:** Wait. Hold on. Hold on. Hold on. Mayor, are you done?

**MAYOR MASTERS:** I'm -- yeah, I guess so.

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

**COUNCILPERSON GUYTON:** Um, I just have a question for clarification to the Attorney. So are we going to abolish the ordinance process and start doing it by resolution? Is that what you're recommending?

**CITY ATTORNEY RYAN:** As --

**COUNCILPERSON GUYTON:** Or -- or is that possible? 'Cause you said once we do

this resolution, then we don't have to, in the future, amend the ordinance.

**CITY ATTORNEY RYAN:** Right. Right.

**COUNCILPERSON GUYTON:** But if we have an ordinance I'm wondering --

**CITY ATTORNEY RYAN:** Right.

**COUNCILPERSON GUYTON:** -- how would that conflict because we still have a law on the books. So --

**CITY ATTORNEY RYAN:** Well, that's why we have to repeal this. And as time goes on, you will start seeing the, um, repeal of other ordinances. You know, I was really going to say back in the '80s, but this was done in the '90s. It was very popular to pass a lot of these things by ordinance. But, um, in the last, um, 10 years or so, more cities are going toward, um, resolutions --

**COUNCILPERSON GUYTON:** Resolutions.

**CITY ATTORNEY RYAN:** -- and just -- and -- and part of it is the cost of advertising. It's very expensive.

**COUNCILPERSON GUYTON:** Okay. Well, I -- I -- well, I guess my question is, can we just abolish that ordinance and start doing it through resolution?

**COUNCILPERSON J. DAVIS:** That's what we're doing.

**FINANCE DIRECTOR SHERMAN:** That's what we will do.

**CITY ATTORNEY RYAN:** Um, there are some things that you can do. There's some things that have to be done by ordinance.

**COUNCILPERSON GUYTON:** Okay.

**CITY ATTORNEY RYAN:** For example, your --

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

**CITY ATTORNEY RYAN:** -- all of your budget issues have to be done by ordinance.

**COUNCILPERSON GUYTON:** No. I'm just talking this travel policy now.

**CITY ATTORNEY RYAN:** We're abolishing the entire policy by ordinance.

**COUNCILPERSON GUYTON:** That's my question.

**CITY ATTORNEY RYAN:** It's -- the whole thing is going to be abolished.

**COUNCILPERSON GUYTON:** Okay. And we'll start doing it by resolution.

**CITY ATTORNEY RYAN:** And you will not see it in ordinance after this.

**COUNCILPERSON GUYTON:** Okay.

**CITY ATTORNEY RYAN:** Correct. And after that only by resolution.

**COUNCILPERSON GUYTON:** Okay.

**CHAIR PRO TEM PARDO:** So that's perfect.

**CITY ATTORNEY RYAN:** Yes.

**CHAIR PRO TEM PARDO:** So if we wanted to amend something we don't have to go through several readings.

**CITY ATTORNEY RYAN:** Exactly.

**CHAIR PRO TEM PARDO:** It can be amended by resolution.

**COUNCILPERSON GUYTON:** Okay.

**CITY ATTORNEY RYAN:** Absolutely.

**CHAIR PRO TEM PARDO:** Okay. Everyone good?

**COUNCILPERSON GUYTON:** Yeah.

**CHAIR PRO TEM PARDO:** Mr. Thomas, did you have anything?

**CHAIRPERSON THOMAS:** No.

**CHAIR PRO TEM PARDO:** Okay. 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.

**CHAIR PRO TEM PARDO:** Okay. Thank you. At this time I am going to turn the gavel back to Chair Thomas.

**CHAIRPERSON THOMAS:** Okay. We're going to go -- move to Item 12. Presentation from the Police Pension Board.

**COUNCILPERSON J. DAVIS:** Um, do we have to approve the Consent?

**CITY ATTORNEY RYAN:** You did already.

**COUNCILPERSON J. DAVIS:** Oh, did we already? Oh, okay. Sorry.

**CHAIR PRO TEM PARDO:** Yeah, we did that.

**COUNCILPERSON J. DAVIS:** Sorry, Mr. Thomas.

**CHAIRPERSON THOMAS:** No problem.

**9. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE GRANT FUNDS FROM THE OFFICE OF THE ATTORNEY GENERAL - VICTIMS OF CRIME ACT (VOCA) FOR THE VICTIM ADVOCATE PROGRAM IN THE AMOUNT OF \$47,250.00 TO CONTINUE WITH CRISIS RESPONSE SERVICES FOCUSING IN AREAS OF HOMICIDE, DOMESTIC VIOLENCE, CHILD DEATHS, AND ELDERLY VICTIMIZATION; AUTHORIZING THE MAYOR TO EXECUTE CERTIFICATE OF ACCEPTANCE OF SUB GRANT AWARD; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO SET UP THE BUDGET IN FUND 125; AND PROVIDING AN EFFECTIVE DATE.**

#### **END OF CONSENT AGENDA**

#### **PETITIONS AND COMMUNICATIONS FOR FILING**

#### **AWARDS AND PRESENTATIONS**

**10. PROCLAMATION FROM THE OFFICE OF THE MAYOR PROCLAIMING 2013 AS THE 500TH ANNIVERSARY OF THE EUROPEAN DISCOVERY OF FLORIDA IN THE CITY OF RIVIERA BEACH.**

**11. PRESENTATION FROM THE OFFICE OF THE MAYOR TO DAN CALLOWAY PRESENTING A 'KEY TO THE CITY' IN RECOGNITION OF HIS SERVICE TO THE COMMUNITY OF RIVIERA BEACH.**

**12. PRESENTATION FROM THE POLICE PENSION BOARD TO COUNCILPERSON BRUCE A. GUYTON FOR SERVING ON THE POLICE PENSION BOARD AS AN**

**ACTIVE DEDICATED MEMBER AND LATER SERVING AS CHAIRPERSON.**

**BILLIE BROOKS:** Councilman Guyton, you know how proud I am of you.

**CHAIRPERSON THOMAS:** Miss Brooks, would you just state your name for the record just so everybody know who you are?

**BILLIE BROOKS:** My -- Billie -- yes. Hi, my name is Billie Brooks-Salter, and I am here representing the Police Pension Board. I have the wonderful assignment of presenting to one of my favorite people here, Councilman Bruce Guyton, a show of appreciation for the outstanding work that he did, uh, on the Police Pension Board. As you know when I was elected in 2009 I encouraged him to serve on the board and he did admirably. And it's with that -- we are very proud representing the Police Pension Board to give this award to you. And I want you to know that under your leadership as Chair, the fund has increased tremendously. At our last meeting we had \$54 million.

**COUNCILPERSON J. DAVIS:** Wow.

**BILLIE BROOKS:** So he has done an outstanding job selecting those managers that could really benefit the fund. So it reads, "In appreciation for your years of dedicated service as a trustee on the Riviera Beach Police Pension Board." Councilman Guyton.

**COUNCILPERSON GUYTON:** Thank you. Thank you. Thank you. Let me first thank, um, my mentor who is now my ambassador I've appointed, Miss Billie Brooks-Salter as ambassador to District 1. She's still working with me. I'm still consulting with her. And I'm very proud to have been selected by her to serve. But I have two other members here, um, who were also very close to me while I served. And they taught me a lot. Um, Mr. Ron Riley served 20 -- how many years now?

**BILLIE BROOKS:** I lost count of it.

**COUNCILPERSON GUYTON:** He's over 20 years on the Police Pension Board. When he got on the board, there were no computers. They were doing everything manually. And -- and for him to have dedicated himself that long -- and when I came on board he was one of the ones I consulted often in addition to Miss Brooks. My friend Mr. Atkins, um, is a financial wizard. He has a Master's in Finance. And it was indeed a pleasure for me to have served with him. And I did not hesitate to seek advice. Miss Brooks said under my leadership, but a leader is only as good as the people who are surrounding him or her. So I give all kudos to the people who surrounded me and gave me good advice. And together we grew that fund and it seems to be one that is continuing to grow. So I'd just like to thank everyone and the board members for giving me an opportunity to be a leader on that board. Thank you very much.

**MAYOR MASTERS:** Mr. Chair?

**CHAIRPERSON THOMAS:** Mr. Mayor?

**MAYOR MASTERS:** Yeah. Uh, Miss Brooks, Ambassador Brooks, glad to see you.

Just for the public knowledge, as you know, you and I were together the other day at the, uh, ribbon cutting for the Feeding of the Hungry and the Poor. Took a picture together. And just for the people to know that you and I are going to continue to work together and that we're on the -- on the same page. And I look forward to working with you in the community.

**BILLIE BROOKS:** Mayor, thank you.

**MAYOR MASTERS:** You're welcome.

**CHAIRPERSON THOMAS:** Okay. We're going to move to Item 13.

**13. PRESENTATION BY THE COMMISSION ON SOCIAL JUSTICE ON THE IMPACT OF THE NEW HEALTH LAW IN OUR CITY.**

**MICHAEL SLOSER:** Good evening.

**CHAIRPERSON THOMAS:** Good evening.

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

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

**MICHAEL SLOSER:** Chair Thomas, Chair Pro Tem Pardo, Mayor Masters and members of the Council. When the Commission on Social Justice was created, my Co-Chair Dr. Drayton and I promised to keep you updated on our efforts. Tonight, the second day into the new Affordable Health Care Act or as it's popularly called, ObamaCare, it's our pleasure to introduce Mr. Tim Page, who's chairman of our commission's Health Committee, to let you know about a new initiative to reach the thousands of Riviera Beach residents without health care. Mr. Page is CEO of Kindred Hospital of the Palm Beaches here in Riviera Beach and is superbly qualified to lead this program and explain it to you and everyone who's watching this meeting. That's my portion and I'd like to introduce Mr. Page.

**TIM PAGE:** Good evening.

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

**TIM PAGE:** If you will bear with me for a minute I have a presentation; I want to queue it up here. It's not showing up there. Here we go. Okay. Good evening.

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

**TIM PAGE:** Well, as you know, uh, the -- the -- the -- the hot topic of the -- the -- the day, of the week, of the year, if you will, has been health care. And, uh, despite the government shut-down and the political rancor that continues at both the federal and state level, uh, the Patient Protection Affordable Care Act is law. And, uh, the Council and the Commission -- uh, the Health Council and the Commission thought it was

noteworthy to -- to relook into how will this impact the constituents of Riviera Beach. So I won't be before you long but I just want to kind of go over a couple key things that I think's important and then as a -- as a -- as a commission, that we thought that we would -- our main objective's how do we ensure that, uh, the citizens of Riviera Beach have opportunity to take advantage of their rights as this law exists, despite the opposition. Okay. A couple objectives.

A little history, a little overview of the Patient Protection Affordable Care Act, also known as ObamaCare or Affordable Care Act. Then discuss who's eligible, who -- who will be impacted. And then most importantly, I think, who owns it, who implements it, particularly for those states that did not -- that opted not to expand Medicaid, and then some critical success factors. Just a quick timeline. As you all will know that in March of 2010, uh, the -- the Affordable Care Act was signed into law. But there was opposition. Twenty-six states did oppose it. And then there was a U.S. -- a -- a Supreme Court challenge. And what was significant about the Supreme Court challenge, the one major piece that the Court did change, they allowed states to individually decide if they would expand Medicaid or not. And that's extremely important for the State of Florida, because as you well know, our state legislators opted not to expand Medicaid. Thus, that will leave some citizens of the state without health care options.

And the components of the, uh -- of the, uh, health care law, there are nine essential components. You can see those are the essential health benefits that all eligible enrollees will be allowed to get. These are the basic services. But I think for our citizens and -- and -- and as a whole, there are two components that are really important here: preventive and well care -- and wellness. When we on the commission discuss how do we improve the health, uh, for our citizens, a main issue is access education -- access and education. So preventive and wellness programs.

But what's not listed there, one important component of the health care law is that many -- many of us, probably in this room or listening about, may have pre-existing conditions. And one important element of the health care law, you cannot be denied for pre-existing conditions. Now, this graphic here talks about -- is particularly important for the State of Florida because as mentioned, we -- uh, the legislature opted not to, uh, expand Medicaid. And what the Affordable Health Care Act -- it allows families up to 400 percent of poverty level to get subsidized insurance.

So as you can see, there's a section there of the individuals or citizens that will not be covered under this law. So those who don't qualify for Medicaid but then happen to be fortunate enough to be -- or unfortunate enough, if you -- depending how you look at it -- to be working underprivileged -- they make a little bit too much because they're productive citizens, but they're making too much to get subsidized insurance. And if you've ever tried to buy insurance, you can tell -- I can tell you this. It's extremely expensive, and those people working in some of our McDonald's and -- and the working underprivileged who don't qualify for Medicaid because they're working, um, and because the State did not expand it, they're going to find themselves on the outside looking in. That's a whole 'nother discussion that I think that has to continue on at our

state level. Now, just because the State opted not to expand Medicaid, it -- uh, they can at any time go back into that, revote and -- and do that. And I think that will give our citizens a little more options. But we'll work with what we have today.

Just some metrics here. Uh, locally you look at so what will Affordable Care Act do? You look in the County, almost 28,000 [sic] individuals or about 27 percent before the Affordable Care Act are -- are uninsured. And after the Affordable Care Act is fully implemented, that could decrease the uninsured population by 46 percent or 126,000 individuals. And then below that you see the State of Florida as a whole, 4 million versus, uh -- you could decrease the, uh -- the uninsured by almost 2 million. That's significant. That's significant. As a health care executive, I'll tell you, the cost of health care's rising. It's not going to get any cheaper. So 2 million people are covered, whether it's preventive services or using, uh, uh, the ERs appropriately as opposed to what many have to do now because they don't have coverage. They go through the ERs because ERs by law cannot turn them away. Will definitely decrease our cost of care.

Um, so key health factors for -- for our citizens with almost 35,000 individuals -- and you see the median income there. And then the statistics show that 32 percent are living at or below the poverty level with our uninsured residents mirroring that of the state rate. So almost 9,000 individuals. So one objective for the commission is to ensure that these almost 9,000 individuals who may be eligible for health care today, that they have access to it.

So how do we do this? One of the big questions of the day is how much will it cost? Before you, you see a couple of scenarios there, premium subsidies. Sorry. I thought it would be a little clearer there. But clearly what you have there in front of you is a family of four with an income approximately \$4,000 a month. And they would qualify for subsidies. That plan under a Silver Plan -- where there are four tiers of the plan. There's Bronze, Silver, Gold and Platinum. But once again, each plan, irrespective of its tier level, has to have those nine essential health benefits that were on the earlier slide. The differences in plans you may ask, well, what would make -- what would be the difference between a Silver and a Bronze Plan or a Gold and a Platinum Plan? Depending on the insurance provider, they may have additional well care, uh, initiatives such as, uh, health club benefits or things of that nature. Oh, and also some health care providers, they have different levels of access to care. One provider may have a network of larger physicians and specialists; others may have it different. So it's important, I think, for our citizens as they start to look into the plans, find out what each offer. But once again, I think the core elements of the plan is that -- of the Affordable Care Act, that each citizen who's eligible will have those nine basic health care elements.

Okay. So here, uh, for this family of four with a premium unsubsidized \$962. And with the ObamaCare tax credit of \$645, their premium will be reduced to \$300 a month for a family of four. I will tell you if you've ever shopped for insurance, that's extremely affordable in that case. And then it goes on down the line. What I think what's important, and I don't think it's gotten enough attention, to drive health care costs down

we really need to have a campaign that enrolls our young. The -- the more healthier people you enroll into a health insurance plan --

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

**TIM PAGE:** -- it reduces the costs.

**COUNCILPERSON J. DAVIS:** Costs, yeah.

**TIM PAGE:** 'Cause they don't access care that often. But when they access it, it's extremely expensive. I was in the barbershop the other day and talking to the -- to the barber and he -- he said, "Well, you know, I had a laceration on my foot last year and I don't have insurance. So I went to the ER." The cost of -- and he got an ER bill for almost \$5,000. Okay? The cost of an ER visit is approximately \$10,000 for the first hour to an insurance company or to the -- to the entity that pays it. And all that cost goes back to us, those of us who are paying into the plan. So once again, by getting young people enrolled, one, their premiums are lower. It reduces the overall cost of care and the premiums for the rest of us. So I'll move on real quickly here.

Just some key dates. As Mr. Sloser spoke of, this -- this law, enroll -- open enrollment started on yesterday. And as you've, uh, read some of the press or -- or saw the news that the -- the -- the -- it was overwhelming. More than 3 -- 3 million people accessed the -- the -- the government website. And in some -- some states, it -- you know, they -- they were overwhelmed. So that goes to show that there's a mandate for this. People want it, despite the political discourse. And it's law. The coverage actually begins on January 1<sup>st</sup>. And, um, you know, there's going to be glitches in the enrollment process. So that's why we thought it was necessary we need to talk about how do we get people access to that. And access is important because when you look across the United States, there are a number of individuals who don't have computers. So as big an issue as Council and computers, but approximately 40 percent of Americans don't have computers and even more don't have Internet access. So when you start going down the socioeconomic ladder, how do we get our citizens enrolled. And then of course, the deadline for enrollment this year, they're giving us six months till March 31<sup>st</sup>, 2014.

So who owns it? Who owns it? It's the Commission's view it's federal, state, public sector and any -- any, uh, uh, organization that's interested in seeing the health of its citizens improve. So it's a partnership between public and private sector and all around.

So what are some of the critical success factors and what is the Commission asking for today from the City Council? One, uh, collaboration. Collaboration in getting this effort and getting the word out about who is eligible and how we can help them. That's where the marketing piece come in. Maybe some PSAs, town hall meetings, which I know, uh, Congressman Alcee Hastings, at the request of -- of Mr. Mayor -- thank you for doing that -- he, uh -- he had a town hall meeting here, and I had the opportunity two weeks later to meet with his -- his legislative person in Washington to discuss further efforts about how do we get the word out.

And then also important -- so what are we asking for from the City Council? Access. Once again, I stated that a number of individuals probably do not have access to computers. And of course, with the computer glitches that were, uh, uh, encountered on yesterday and may continue until the bugs are worked out, we may have to go back to the old-fashioned way of getting the, uh, flier -- uh, applications in the hands of people. So access to municipal sites, community buildings where we can have enrollment centers where a citizen can come in. If they need an application they can get it and then it can get -- uh, they can get into the system.

Um, with that -- so I'd like to introduce to talk a little bit more in detail about how that enrollment process could potentially work, I'd like to introduce Mr. Dixon and Mr. Williams. They're from V & E Marketing and they work with insurance companies to help get the word out in terms of how people can get enrolled. Mr. Williams?

**ELLIOT WILLIAMS:** Thanks so very much, Tim. I'll make this short. Uh, what we do initially is we set up enrollment centers for the community and the applicants to come in and enroll into the health care. Essentially what happens is that they fill out an application. The application then goes to a database where a representative from, uh, Blue Cross Blue Shield in seven to 10 days will contact the applicant, uh, qualify them for the various plan, tell them about the plan, and then get them enrolled into the ObamaCare Health Plan. Essentially that's -- that's basically it. Uh, that's what we do. And was there any questions that I could answer?

**COUNCILPERSON GUYTON:** Mr. Chair?

**CHAIRPERSON THOMAS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** Yes.

**ELLIOT WILLIAMS:** Yes, sir.

**COUNCILPERSON GUYTON:** You -- you referenced Blue Cross and Blue Shield. Um, how many -- there -- there have been discussions nationally about there would be different number of providers in different states. How many providers would be in our state? Do you know?

**ELLIOT WILLIAMS:** There is a myriad of insurance companies, health care insurance companies that, uh, would be offering insurance in the -- in the State of Florida. Uh, we represent Blue Cross Blue Shield in this area, and, uh, we think they're extremely competitive. But again, the, uh -- the essential thing that we're doing really is just bringing it to the community, uh, giving the community an opportunity to, uh, hear the quotes and if they approve it, yes, and then we can go forward. But it's -- it's an access to get the program started.

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

**CHAIRPERSON THOMAS:** Any other questions?

**MAYOR MASTERS:** Yes, sir.

**CHAIRPERSON THOMAS:** Mr. Mayor?

**MAYOR MASTERS:** I have a couple questions. Maybe one for you first and then I'll get to the doctor. But for you, sir. What's -- what's your last name, again?

**ELLIOT WILLIAMS:** Elliot Williams.

**MAYOR MASTERS:** Mr. -- Woods?

**ELLIOT WILLIAMS:** Williams.

**MAYOR MASTERS:** Williams.

**ELLIOT WILLIAMS:** Williams, uh-huh.

**MAYOR MASTERS:** Mr. Williams, um, with the different people that are going to be helping people through -- navigate through this -- I know there's navigators and all this -- are there any prospects for any jobs for any of the residents to get connected through this?

**ELLIOT WILLIAMS:** Yes. What we --

**MAYOR MASTERS:** Can be navigators or to be assistants in -- in this whole --

**ELLIOT WILLIAMS:** Well, here, I -- I don't want to give a misconception of -- of -- of -- this is not the Navigator Program. So let me state that first. Okay?

**MAYOR MASTERS:** Okay.

**ELLIOT WILLIAMS:** Uh, but what we would do is to man the various sites. We would love to partner up with some people in the community to facilitate in -- in passing the applications out, uh, to the residents. So yes, to answer your question. Yes, sir.

**MAYOR MASTERS:** Okay. Contact me because we're -- we're interested -- always interested in getting people jobs.

**ELLIOT WILLIAMS:** Yes, sir.

**MAYOR MASTERS:** I'm sure there's going to be a need for door-to-door canvassing in certain areas, as well. So we -- we have some homemade canvassers already waiting for you.

**ELLIOT WILLIAMS:** Okay. All right. All right. Yes, sir.

**MAYOR MASTERS:** To the doctor. Um, I don't know what slide it was but back somewhere -- but it's okay.

**TIM PAGE:** I'll go back.

**MAYOR MASTERS:** Where the State of Florida opted to exit out of it and not participate.

**TIM PAGE:** Yes.

**MAYOR MASTERS:** What were -- as you see it, what -- what were or what are the benefits to the State for opting out?

**TIM PAGE:** Um, to -- it -- it -- my experience, none. Uh, the way it works, the -- the, uh -- the Affordable Care Act legislation for -- if the State expands Medicaid, it would fully fund that expansion up for three years. Then after that the State would have to pick that up. And the theory is that, uh, at the -- the cost in which the health care, uh, expenditures will go down, the cost of health care for the State, the burden of the State, that it would essentially be cost-neutral after five to 10 years. So just not to sugarcoat it, yes, it would be additional, uh, uh, cost to the State probably from the CBO's perspective, the Congressional Budget Office perspective, uh, from years four to 10. So six years it would be. And where they would get that revenue from I think may have been, uh, some of the, uh, discussion and debate within -- in the state legislature.

**MAYOR MASTERS:** Okay. But -- but most of the states opted in as we -- as you know?

**TIM PAGE:** Uh, 22 states, uh, have not. They have opted not to expand Medicaid.

**MAYOR MASTERS:** Right. Now, my question is -- um, first of all, let me just say, I don't know if anybody really understands this whole thing. If not, you know, I think people pretend like they understand. They don't understand a lot of it. It's -- it's still revolving. But I want to go back to that no coverage.

**TIM PAGE:** Sure.

**MAYOR MASTERS:** Those people right there.

**TIM PAGE:** Sure.

**MAYOR MASTERS:** Now, some of those people in that -- in the middle would not -- would not necessarily qualify for the subsidies. Is that true?

**TIM PAGE:** Correct. They -- they -- they would not qualify for the subsidies because they're working. And they're not at the -- over the 100 percent of the poverty level, which would qualify them for subsidized, uh -- to have their, uh, health care premium subsidized.

**MAYOR MASTERS:** Give -- give me an example for -- I mean, just break it down --

**TIM PAGE:** Okay.

**MAYOR MASTERS:** -- for me.

**TIM PAGE:** Well --

**MAYOR MASTERS:** Who would be in there in that, like --

**TIM PAGE:** -- well, someone who -- and -- and -- and -- and I -- these are approximations in terms of figures. So if --

**MAYOR MASTERS:** Right. Just give me a good example there.

**TIM PAGE:** -- if you use the -- the -- the federal poverty level as 20 -- \$23,000 for a family of four --

**MAYOR MASTERS:** Okay.

**TIM PAGE:** -- someone who is working and they are making, uh, more than that, up to 138 percent, which I guess is -- less than 138 percent, which would be, like, \$29,000. So someone making that \$30,000 or more, they're not going to be eligible for -- for -- for, uh -- for the coverage.

**MAYOR MASTERS:** Okay.

**TIM PAGE:** So there -- there is a -- there is a gap.

**MAYOR MASTERS:** Thank you. And, uh, next Tuesday, before I close, um, at 12:00 -- you probably didn't know but you're -- you're gonna be on our -- on our radio program at 12 noon at 102.3 to tell everybody about this some more.

**TIM PAGE:** Okay. I'll (inaudible).

**MAYOR MASTERS:** Okay?

**TIM PAGE:** Yes. Yes, Mr. Mayor.

**MAYOR MASTERS:** Thank you.

**TIM PAGE:** Thank you.

**MAYOR MASTERS:** Thank you, Mr. Chair.

**CHAIRPERSON THOMAS:** Okay. If there are no other questions we would like to thank the Commission on -- yeah?

**UNIDENTIFIED SPEAKER:** Uh, is this open questions?

**CHAIRPERSON THOMAS:** No. No, sir. You can talk to these gentlemen right when they leave, though.

**UNIDENTIFIED SPEAKER:** Okay.

**CHAIRPERSON THOMAS:** Yeah. It's very good information and, uh, we probably should have had it on the second meeting. But because of when it opened we wanted to get the information out as soon as possible.

**CHAIR PRO TEM PARDO:** Okay.

**CHAIRPERSON THOMAS:** But thank you very much for, uh, coming and presenting.

**TIM PAGE:** Thank you.

**MICHAEL SLOSER:** Thank you.

**CHAIRPERSON THOMAS:** Thank you. Okay. We're going to go to Item --

**CHAIR PRO TEM PARDO:** -- 14.

**CHAIRPERSON THOMAS:** -- 14.

## **PUBLIC HEARINGS**

### **ORDINANCES ON SECOND READING**

**14. ORDINANCE NO. \_\_\_\_\_ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, MODIFYING AND UPDATING THE CITY'S FIVE YEAR CAPITAL PROJECTS PLAN FOR FISCAL YEARS 2013/2014 THROUGH 2017/2018; PROVIDING FOR SEVERABILITY AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.**

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

**COUNCILPERSON GUYTON:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. We do have one comment card. I saw one. Yeah, there it goes. Fane Lozman.

**CHAIRPERSON THOMAS:** Good evening, Mr. Lozman. You have three minutes to make your comments.

**FANE LOZMAN:** Fane Lozman. I just have one brief comment regarding the marina. I don't know -- I'm not sure which document. I remember there was two pages. I just want the residents who voted for the referendum that was to preclude an industrial boatyard from going in the marina -- that the grants that are listed in that document in the backup to this item, those grants were obtained making representations that the southern third of the marina would be designed to accommodate recreational boats. So they had pictures that showed little slips on the southern third of the marina. Now, the referendum was fought to preclude the southern third of the marina from being turned into an industrial boatyard. I went and talked to Carlos Vidueira at Rybovich and he

said that the southern third of the marina was changed. The plans were changed to accommodate two mega yachts up to 275 feet. Now, those two slips are going to be used to store boats until they can go up to the Rybovich facility up on 21<sup>st</sup> Street.

So that conversion, it was kind of a bait and switch. You got the grants showing it was going to remain historically the way it is now. Those grants will also, contrary to what the referendum that Emma Bates and myself and Andrew Byrd and other people pushed -- you know, why is capital funding being committed to something -- to a design that the voters didn't approve and that the grantees didn't give money to do? So that's -- that's the problem I have.

Those 56 recreational slips should not have been converted into two mega yacht slips. But again, the -- you can look at the design plans and will show two slips, and y'all know Carlos Vidueira. You can call him up and confirm that the purpose of those two mega yacht slips is for an industrial, uh, capability, i.e., storing mega yachts until they can be repaired. You know, like a holding facility. And that's not what recreational grants were given for that facility.

So you know, it bothers me; it bothers other people. Obviously it doesn't bother anybody up there. But it should. It should bother that the representations that were made for the grants, the plan for that southern third has changed, and the voters' referendum that was to keep, you know, that industrial boatyard capability out of the marina, you know, is not happening. Now, the point -- are they're actually going to pull boats out of there and work on them? No. But they certainly can do in-water repairs to the boats while they're waiting to go places or maybe they don't have to be pulled out, and Rybovich, you know, fix them right there. But that's not what a recreational marina should be about. And there shouldn't be capital funding based on that representation.

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

**CHAIRPERSON THOMAS:** Uh, yes, ma'am, Miss Pardo.

**CHAIR PRO TEM PARDO:** All right. I think we need to set the record straight.

**CHAIRPERSON THOMAS:** By all means.

**CHAIR PRO TEM PARDO:** The first thing is Carlos Vidueira does not work for the City. He does not have any interest in our marina. All right? So for someone to throw Carlos Vidueira's name around like he is, you know, the, uh, spokesperson for the City just isn't right. The other thing is, we have no intentions at all with regards to putting any kind of industrial boatyard, anything industrial at our marina. All of the grants that we received, we received them because we committed to recreational use at the marina. And I don't know if we are putting, uh, a mega yacht slip in, but if we are, so what? So what? You know what I mean? There are thousands of people in the United States that have a mega yacht. And if they want to come to the -- the Riviera Beach Marina and spend a week, so be it. Can you -- what does the port get? The port gets about \$2,500 a day when they have mega yachts in there?

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

**CHAIR PRO TEM PARDO:** Okay? So if it's good enough for the port it's good enough for Riviera Beach. If someone wants to bring their 380-foot mega yacht to Riviera Beach to enjoy the City for a week, so be it. But like I said, we are not -- we are not -- there are no intentions of having any kind of industrial use at the marina. Thank you, sir.

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

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

**CHAIRPERSON THOMAS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** Um, I would like to kick it back on what the Vice Chair said. She was accurate in -- in -- in -- in her observations about what we are planning to do. But just for the record, as most know, uh, Mr. Lozman does not live in this city. He does not pay any taxes in this city. And he continues to think that he's going to shape popular opinion by coming to this mike, giving inflammatory comments and statement, and he did not produce not one document.

Um, people come to this mike, can say whatever they want to say. That doesn't make it so. Uh, Mr. Lozman has had a vendetta against this city for years. He does not want to see us progress, and anything that he says is going to be against progress in Riviera Beach. He want us to stay struggling with most of our people living in poverty. The way we're going to change that is start developing our economy. We have to get competitive with the other communities. If that means bringing a mega boat here and having those rich folks to spend money here, that's what we need to do.

**CHAIR PRO TEM PARDO:** Absolutely.

**UNIDENTIFIED SPEAKER:** Amen.

**COUNCILPERSON GUYTON:** It create jobs. And for somebody to continue to talk to us like we're a bunch of idiots, it irritates me. He has no education, no experience and no knowledge in what he's talking about. Absolutely none. We hire professional consultants to advise us. He's not one of them. So Mr. Lozman has an ulterior motive. He's been trying to keep this city down four years since he was evicted from our marina. And I might add he was evicted from about three other marinas down in Dade County, too. And everywhere he goes he get evicted and he always have a vendetta, and he's gonna sue and he's a bully and we're gonna get scared and everything is gonna be his way. Not in Riviera Beach.

**UNIDENTIFIED SPEAKER:** Amen.

**COUNCILPERSON GUYTON:** Not here. And I -- as long as I have breath in my body, Fane Lozman will never dictate to this city what we're going to do.

**UNIDENTIFIED SPEAKER:** Yeah.

**COUNCILPERSON GUYTON:** It'll be a logical, rational process through which we consider the evidence and what we consider to be best for our residents, not what is best for Fane Lozman. So, um, I would hope that everyone understands that Mr. Lozman does not pay taxes and he has a vendetta and he want to keep this city down, many of whom are black. So we need jobs. We need economics. We're doing things to promote our city that will give our people some jobs where they can have some dignity. And he wants to keep us down with these small slips and we shouldn't do this and we -- go home. We -- I don't want you here. You know, you live in Dade County. We're not asking for your advice, and I would appreciate you stop coming into my hometown. Thank you, Mr. Chair.

**CHAIRPERSON THOMAS:** Okay. Thank you, Mr. Guyton.

**MAYOR MASTERS:** Mr. Chairman?

**CHAIRPERSON THOMAS:** Was that Mr. Mayor?

**MAYOR MASTERS:** Mr. Chairman, I'm -- I am an African-American, one. And, um, I don't think Mr. Lozman talked to me or anyone else as we're idiots, 'cause we're not. But I do think it's important that we treat everyone with -- even if their opinions are different, but as Mayor and as a Council, we should treat anyone, everyone who comes there, whether they pay taxes, whether they live here or not, we should treat them -- I believe. This is me. I'm speaking for the Mayor, the Office of the Mayor -- with respect and with dignity. Thank you.

**CHAIRPERSON THOMAS:** Okay.

**COUNCILPERSON GUYTON:** Mr. Chair?

**CHAIRPERSON THOMAS:** Mr. Guyton, um --

**COUNCILPERSON GUYTON:** Just one last comment.

**CHAIRPERSON THOMAS:** -- I'm -- no, not right now, sir. We're going to deal with the item that's at hand. We'll come back in our Comments and we can deal with that if you would so respect my thought on this.

**COUNCILPERSON GUYTON:** I so will.

**CHAIRPERSON THOMAS:** Thank you, sir. Um, we have an item on the floor. It's been properly moved and second. Are there any other questions or concerns regarding this item? Hearing none, 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 Regular where we don't seem to have any items there. Um, we're going to go to Community Benefits.

**COMMENTS FROM THE PUBLIC -7:00 PM NON-AGENDA OR CONSENT ITEM SPEAKERS (THREE MINUTE LIMITATION)**

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

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

**CHAIRPERSON THOMAS:** Okay. Um, first up -- make sure I get these in order -- Mr. Willis Williams.

**WILLIS WILLIAMS:** Wow. (Inaudible) never do that. (Inaudible).

**CHAIRPERSON THOMAS:** Good evening, Mr. Williams. You have three minutes to make your comments.

**WILLIS WILLIAMS:** Thank you.

**CHAIRPERSON THOMAS:** Uh-huh.

**WILLIS WILLIAMS:** First of all, I'd like to take this opportunity to thank the citizens of

Riviera Beach for giving me the opportunity to work the last 10 years here and complete my, uh, retirement. So, uh, with that, I really appreciate that. I wanted to make that comment. The second thing is that, uh, each and every time I enter this lobby, I see, uh, Mr. Cunningham picture on the wall. I was there during those times and it still gives me little chills when I come up and watch that. I see Miss Brooks in the audience. Her husband, Mr. Bobby Brooks, we used to bus kids up here from Florida Memorial College. And they used to stay at various houses. And they were staying at my house. And we didn't have the film that they watch today. We had the reel films so we were watching films like the stuff that was happening over in Mississippi and, uh -- 'cause we were right in the midst of all of that.

So I -- I kind of brought all of that into (inaudible) to say that the direction that this city is going in right now, I'm not -- I'm not satisfied with. I've been a taxpayer in this city for -- since '69 I've been paying taxes. Property taxes. Uh, I own several pieces of property here in this city. I'm -- and I -- and it does not make me feel well about the bickering and the things that are going on. I had an opportunity the other week to go down to the marina. And I watched, uh, the golf cart taking elderly people on the golf cart out to docks to a vessel that was going to take them down and watch the -- watch the, uh -- the -- the sunlight or whatever. And it was not only knocking the noon dock boxes that the City has put in, knocking them and hitting them, but if one of those people was to fall off that golf cart into the water and hit their head and their (inaudible) -- I brought that to the attention of the Risk Manager, as well. So I don't know if she got a chance to get with Mr. Legue down there.

The other thing, uh, keeping in tune with that down there at the marina is that, uh, the first phase of that marina you, uh -- you had a lot of recyclables that were taken away by staff that were, you know -- when I say recyclables, I'm talking about the copper and the wire and the lighting and all that stuff. That was taken away. There was a check, as they took it to the recycling yard, about \$7,000 -- a little bit over \$7,000 that was turned in on their daily report. Well, the second phase of that marina was done and no money showed up.

**CHAIR PRO TEM PARDO:** Huh.

**WILLIS WILLIAMS:** And it's a lot more than \$7,000 because the docks are a lot more on the north end than it was on the south end.

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

**WILLIS WILLIAMS:** So Miss Davis, I see you shaking your head. I know that's in your area so I -- I'd like for you to check into that and just see --

**COUNCILPERSON J. DAVIS:** You better believe I will.

**WILLIS WILLIAMS:** -- find out where that money went at. And, uh, the other thing is Mr. Legue has a problem about putting his hands on people. You should be circulating a letter. He has put his -- physically put his hands on an employee down there. That's got two or three employees really upset. It has me petrified. 'Cause God knows if it had

been a different time and a different place, if he'd have done that to me, God knows it -- it would get -- I'm -- I'm just saying.

**MAYOR MASTERS:** Don't say.

**WILLIS WILLIAMS:** So I don't like the way that I see what's going on. And I -- and I'll tell you straight up. Uh, and I -- there's some things about -- I'd like to get with Mrs. McKinney, because I believe a lot of these, uh, roads that we're cutting out here, these highways, these thruways, I don't think we need to be cutting them. I think the County and the State should be cutting them. Because they are County and State roads. And I knew at one time -- my minutes are up but I'll be back and I'll get with Miss McKinney on that.

**CHAIRPERSON THOMAS:** Okay. Thank you for your comments, Mr. Williams. Next up will be Miss Bessie Brown. Good evening, Miss Brown. You have three minutes to make your comments.

**BESSIE BROWN:** Yeah, Mr. Chair and Council, I'm here tonight to say that, um, I see that there are no minutes for, um, September in the agenda. And, um, I don't know what -- it wasn't -- they weren't even on -- online yesterday evening. And the reason I'm here about it, because it was my understanding that we discussed in the last -- um, one of the council meetings in September that you all would have a agenda item addressing the 2010 referendum. There's no such item on this agenda, period. And I'd like to know, um -- I would like to know some -- ask for somebody to respond on that, because nobody -- because it's not here.

And then, um, I have -- I'd like to ask Mr., uh -- Miss Ryan. She said that number 8 -- Item 8, resolution, uh, won't be effective until it's -- until we repeal the ordinance, the travel ordinance. And I'm -- I want to be clear on that. But I thought that resolutions, once they are approved, goes into effect then. And then -- and the other thing that she said, it was, like, popular. I've never heard anybody say that it was popular to do ordinances. I think ordinances are, um -- I think to me it's like a process to give full participation, 'cause you have a first reading and a second reading. At least that gives the citizens an opportunity to, um, address the issue. Those are the things, you know -- that's what I -- but I would like Miss Ryan to clarify that, about the effectiveness of the resolution.

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

**BESSIE BROWN:** (Inaudible).

**CHAIRPERSON THOMAS:** Thank you. You -- you can -- we got it. We'll take care of it.

**BESSIE BROWN:** Okay.

**CHAIRPERSON THOMAS:** Miss Ryan, would you please address what it is that you feel you need to address at this time?

**CITY ATTORNEY RYAN:** Okay. As it relates to the resolution, if you read the resolution, it specifically says that the effective date of the resolution shall be when it's repealed. Every resolution that we have has an effective date. Sometimes your effective date is upon passage and approval. Sometimes you make it, um, October 1<sup>st</sup>, which is what we did with the, um -- the resolution on Public Participation. In this instance we recognized that the -- the ordinance needed to be repealed, and we specifically wrote in the resolution that it is effective upon the repeal date. That is perfectly legitimate and it is something that is done across the country. Um, as it relates to the, um -- the charter amendments, I'm -- I want to address that in my comments because some issues have come to light just this afternoon that I need to make the Council aware of, um, as it relates to the litigation on that issue.

**CHAIRPERSON THOMAS:** Thank you, Miss Ryan. Um, next up will be Yvette --

**YVETTE VISCARONDA:** Viscaronda [phonetic].

**CHAIRPERSON THOMAS:** -- Viscaronda. I was getting it.

**UNIDENTIFIED SPEAKER:** Viscaronda.

**CHAIRPERSON THOMAS:** I was getting it.

**YVETTE VISCARONDA:** I know. I know you were.

**CHAIRPERSON THOMAS:** Good evening. You have three minutes to select your -- to make your comments.

**YVETTE VISCARONDA:** Okay. Good evening. Thank you so much for giving me this opportunity. I am here to discuss the Second Chance Foundation. We have some members of the board here with us tonight. And this foundation is created to serve juvenile delinquents and ex-offenders. And the reason we have done this, we have created a holistic, comprehensive approach. And where we're already providing services but we're here because we would like to expand on those services. Um, where we provide individual counseling, structural family therapy, group therapy, mentorship where these people that so desperately need assistance in their life skills to get back into the society, get placed in a job.

We also provide classes. Not only, um, for the inmate, the ex-offender, excuse me, but also for their families. Um, it is very difficult for a person to rejoin their families many times. They have been out of that system for quite a while. And we have parenting classes where we discuss those issues with them. We also, while they are in class -- we will provide free child care for them. In addition to that, also, one of the reasons that we had a young man that I would only use his first name Luke, and he came to our doors. And he had been sleeping -- he was a young man, just 16 -- sleeping in cars. Um, was hungry, did not have a place to sleep. Did not have any assistance. And that is one of the reasons we are creating those type of programs. In addition also to that, we will also have classes for them where it will conclude with a graduation where we will teach them how to write resumes. We will coach them on interviews. We will provide

transportation if necessary. We will provide assistance on a number of applications.

We would like to do this in collaboration with, um, agencies such as the Riviera -- excuse me -- Justice -- right. There we go. Okay -- Justice Center. Also with Palm Beach County Criminal Justice Commission. We are seeking to expand these services. I think we can all agree on one thing: We need to deal -- deal more in prevention and treatment. We will be identifying also youth at risk before they get into the system. To provide these services that will hopefully help us for them not to become statistics. Thank you so much for your time.

**CHAIRPERSON THOMAS:** Thank you very much for your, um, comment. Mr. Guyton, did you -- you need something?

**COUNCILPERSON GUYTON:** No. No. I just had a question regarding, um, how do families get in touch with you?

**YVETTE VISCARONDA:** Right now we're located at 1650 N. Military Trail where we already provide, um, preschool, day care and we're open practically six days a week. We have soup kitchens there. We have clothes pantry. We have food pantry, excuse me. A clothing bank. So we get a lot of walk-ins plus we, um, are in the Westgate community. So many of our clientele also have relatives that are in the criminal justice system.

**UNIDENTIFIED SPEAKER:** Maybe I can answer that, as well. We are also letting -- this is one of the reasons we're having this meeting. We're letting ourselves be known to the community. We want to expand our services to Riviera Beach so we're collaborating with other agencies, letting them know that we're here, what we're doing, communicating with them so that way, um, if, when they have ex-offenders or juveniles, they can refer them to us.

**COUNCILPERSON GUYTON:** Okay. Thank you, Miss.

**CHAIRPERSON THOMAS:** Thank -- thank you. And you can, uh, come to the City Council's Office or the Manager's Office and we'll get you on a --

**COUNCILPERSON GUYTON:** They can get our information.

**CHAIRPERSON THOMAS:** -- different, uh, day, a different meeting.

**UNIDENTIFIED SPEAKER:** Wonderful.

**CHAIRPERSON THOMAS:** So you'll have more time to do a presentation.

**UNIDENTIFIED SPEAKER:** Perfect. Thank you so much for your time. We really appreciate it.

**CHAIRPERSON THOMAS:** You're very welcome. Thank you.

**UNIDENTIFIED SPEAKER:** Have a wonderful night.

**CHAIRPERSON THOMAS:** You -- you to the same. Thank you.

**COUNCILPERSON GUYTON:** Thank you.

**YVETTE VISCARONDA:** Thank you.

**CHAIRPERSON THOMAS:** Um, next up will be Bishop Thomas Masters. Uh, Mayor, seeing that you filled out a comment card, I'm going to ask you to abide by the same, uh, rules. You have three minutes to make your comments.

**MAYOR MASTERS:** Certainly, Mr. Chair. I intend to do that. As you know, I wear two hats so right now I want to speak as the minister and pastor of the New Macedonia Missionary Baptist Church, Riviera Beach. Uh, first to announce that within a month, uh, our church will have a TV ministry. I'll be preaching for those that want to view every, uh, Sunday on television. So we'll talk more about it later. You'll hear more about it. You can certainly follow us on Facebook. Um, Mayor/Bishop Thomas Masters Facebook. Um, and you will know a lot more about it. I want to thank the pastors and ministers for working with -- with us as it relates to, uh, some petitions that have circulated in our community. One, the George Zimmerman petition that we have asked the national government -- I'm so proud of our President, President Barak Obama, for standing up to Congress. Certainly that group of Congress for shutting down the government.

But we are asking, uh, the President again to intervene with the Justice Department and George Zimmerman should be charged and brought up on civil rights violations and hate crime. We want to thank the thousands of people who signed that petition at the Hilltop -- well, the hundreds of people who signed that petition at Hilltop Baptist Church along with others. We're also participating in a petition to, uh -- for the County that will probably go as a referendum to make sure that metal detectors are placed in the public schools in Palm Beach County. I still fear that one day we will have another situation similar to, uh, Nate Brazill. We need metal detectors in the schools in Riviera Beach, in Palm Beach County, and I'm working along with, uh, a group of pastors, interdenominational, interracial. Uh, Reverend Boykins from Boca is helping lead that fight.

We would also like to thank the thousands of people who have signed the local petitions in Riviera Beach. I want to thank the ministers and pastors for their leadership in support of Petition 1 in asking that the City would, um, make sure that 600 W. -- 600 W. Blue Heron Boulevard become and maintained as the permanent location for everything; that it's permanently -- that's here now. That's the, uh, 1 petition. We thank thousands who have signed that. We'd like to thank thousands who have signed the petition that will give the Office of the Mayor the right to veto, uh, resolutions as we have now the power, the Office does, to veto ordinances. But this will extend that authority to resolutions and of course the City Council will have the last word with four votes to override whoever is sitting in the Office of the Mayor. So again, we thank thousands for

their support for both petitions, as well as thousands for the George Zimmerman petition and the school board petition. Thank you, Mr. Chair.

**CHAIRPERSON THOMAS:** Thank you very much, Mayor.

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

**CHAIRPERSON THOMAS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** Um, the Mayor just referenced a resolution -- I mean, a petition for him to veto resolutions. And he alluded to the fact that the Council would have the ability to override it. The resolution that he submitted to the City Clerk does not have that language in it. Um, matter of fact, I have it right here. So I'd like for the Mayor to show the public where the City Council will have the authority to override the resolution. This resolution does not say that. And the resolution that he submitted does not have any checks and balances in it. It allows him to be a dictator to this City Council. Everything we do, we memorialize it in resolution. If the Mayor has the authority to veto that and there are no checks and balances, he becomes stronger than a strong mayor. No city should ever entertain anything like that. Our government is based on checks and balances. And the Mayor has been untruthful.

And I have the document right here, as a matter of fact. I -- I won't read it into the record but I do have the document. It has nothing in it about the City Council being able to override it. That was a flat-out lie and very untruthful. The other thing that I would like to address is that I had a phone call from a minister. Actually, his son. And -- and -- and -- and I'm hoping that he doesn't mind because he gave me ideas of how to address this petition because he felt that what he -- his understanding of it was not accurate. And, um, Griffin Davis, Jr. stopped by my house. Never been to my home in his life. Knocked on my door and said that his father wanted to speak to me. He wanted to speak to me about a couple of things. Everybody knows that Reverend Davis is a church that has been out in the community, doing for the community for many years. Our Mayor often runs up there to get credibility when he's trying to do something.

Mr., um -- Reverend Davis talked to me about a couple of issues, but one of the issues he talked about was these petitions. And he said, "Bruce, I was under the, uh, impression that, um, what I was told, City Hall would be moved over to 15<sup>th</sup> Street." Not accurate. Complete falsehood. So he went on to tell me that, "Bruce, you all need to get the accurate word out. You need to do handbills." He say he was gonna announce it in his church. But I want people to know that there are people who sign that petition who are now taking a step back because the truth is now being revealed. These petitions are primarily to give the Mayor the power that he didn't run for, 'cause he ran to be a ceremonial mayor. If he wanted to have a vote, he just needed to run for one of these other seats. So he's trying to go through the back door now. "Give me the power to run this city without being accountable to anyone." If anybody ever signed that petition, you need to get a copy of the petition and read it. He's using the Public Services Building as a smokescreen.

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

**COUNCILPERSON GUYTON:** For him to get power to do what he want to. I will be discussing that Public Services Building in my closing comments. But the Mayor has been untruthful.

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

**COUNCILPERSON GUYTON:** There is no provision in this language for the City Council to override what he's doing. And I have it here, Mayor. Or if you have the document, produce it. I -- I -- you know, I'm sick and tired of people coming to the mike. All they have are their words. They're bumping their gums and produce no documents.

**MAYOR MASTERS:** There he goes again.

**COUNCILPERSON GUYTON:** I -- I like to produce documents. So, um, just for the record, I would like people to know that, one, I'm -- I am not supporting either of those, uh, referendums. This --

**MAYOR MASTERS:** Disregard everything he said.

**COUNCILPERSON GUYTON:** -- mayor has decided --

**CHAIRPERSON THOMAS:** Mr. Mayor, please.

**COUNCILPERSON GUYTON:** -- and -- and -- this mayor has decided unilaterally that he's going to bully this council. This council made a decision. I wasn't here.

**MAYOR MASTERS:** No. Well, see, the (inaudible).

**COUNCILPERSON GUYTON:** The -- the council --

**CHAIRPERSON THOMAS:** Mr. Mayor, would you please not (inaudible).

**COUNCILPERSON GUYTON:** -- made a decision to, um, move some services over to 15<sup>th</sup> Street, which we were only going to build two new facilities here for Public Works and Police for some, like, 15 million. We bought a building where we can now put four services in there. Police, Fire, Public Works and Emergency Services for \$2 million less than what we were going to build two buildings for. Now, we're talking numbers now. And -- and the Mayor in his infinite wisdom decided that he was going to undermine the City Council and go and divide the community, even though the Council has already made a decision. I'm gonna say this, then I'm gonna be quiet.

**MAYOR MASTERS:** Please.

**COUNCILPERSON GUYTON:** There -- there -- there -- there's some things that are just done without being written or said. Office politics. If you go into somebody office, you're not gonna put your coffee cup or put your junk on their table. That doesn't have

to be in writing. In the streets there's certain codes that you just don't do. I'm from the streets and everybody probably know that. If you don't -- but that was part of my life. I'm not ashamed of it. There's some things that are just written you -- you just don't do. There has never been an elected official in the history of this city that after the Council made a decision, they went out and got a referendum to undermine that.

**COUNCILPERSON J. DAVIS:** True.

**COUNCILPERSON GUYTON:** Never in the history of this city. This is the first time that somebody elected has disrespected this Council as much as he did, and then he tries to shape popular opinion like he is the victim, like we are attacking him. Why are they doing that? You're doing that because you disrespected this Council. And anything that I say about anybody up here is factual. I don't get personal. This is all business. I have been in this city all my life. And I am tired of people like the Mayor that every time we try to make progress, he comes up and have some reason why we should stay status quo. Let's not do anything. Let's keep everything here in perpetuity.

I have never heard something so asinine.

One thing, you don't want to tie the hands of future generations. Why would you do that? If you're going to be competitive with other communities, you're going to have to change the face of the character of your city at some point. Things are going to have to change. That's inevitable. Change is part of progress. The Mayor is doing all he can do to keep everything like it is in perpetuity and that, to me, is very asinine. Why would you self-impose restrictions in perpetuity; thereby denying yourself any opportunities that may come to you in the future? That -- that doesn't make -- on the face of it -- let's just put the planning principles to the side.

Let's put the best practices or public administration to the side. All these people have developed these concepts to guide us through these processes. And I might add the Mayor doesn't have any education or knowledge in what he's talking about. But -- but notwithstanding all of that, just common sense. You don't put restrictions on yourself in perpetuity. And -- and that is something that the Mayor is asking to do. We have \$15 million tied up in that building over there. \$15 million of taxpayers' money. We have bought it. We can't go back and say that the deal is closed now; we don't want it. We own the building. So the -- the Mayor is putting in jeopardy \$15 million of taxpayers' money. And might I add, the Mayor doesn't even pay tax. So --

**MAYOR MASTERS:** Oh, really?

**COUNCILPERSON GUYTON:** -- so he is jeopardizing monies that he doesn't even pay. Okay.

**CHAIRPERSON THOMAS:** Mr. Guyton, I'm -- I'm gonna ask you --

**COUNCILPERSON GUYTON:** I'm finished. My last comments, 'cause this is really irritating me. He doesn't pay taxes.

**MAYOR MASTERS:** Wow.

**COUNCILPERSON GUYTON:** And he doesn't even have a water bill in his name. So he contributes --

**MAYOR MASTERS:** And that bothers you, doesn't it?

**COUNCILPERSON GUYTON:** Yeah, it bothers me because --

**MAYOR MASTERS:** Oh. Why don't you run for Mayor, then?

**CHAIRPERSON THOMAS:** All right. That's it. Next comment card.

**COUNCILPERSON GUYTON:** -- he contributes nothing to our financial process.

**CHAIRPERSON THOMAS:** Miss -- Miss -- Miss Brabham.

**MAYOR MASTERS:** Run for Mayor.

**CHAIRPERSON THOMAS:** Mr. Guyton, Mr. Mayor.

**MAYOR MASTERS:** Are you scared?

**CHAIRPERSON THOMAS:** I'm asking both of you to please allow our public -- public comment to go on. Miss -- Miss Brabham. Miss Brabham?

**COUNCILPERSON T. DAVIS:** Did you say Brown?

**CHAIRPERSON THOMAS:** You -- you -- Miss Brabham?

**MARY BRABHAM:** Yes.

**CHAIRPERSON THOMAS:** Brabham. Brabham. Brabham. Yeah, Miss -- Miss Brown, you've already spoke your public comment.

**BESSIE BROWN:** I (inaudible) -- I (inaudible).

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

**BESSIE BROWN:** (Inaudible).

**CHAIRPERSON THOMAS:** Okay. Good evening, Miss Brabham. You have three minutes to make your comment -- Miss Brabham. I don't -- I'm -- Miss Mary Brabham.

**MARY BRABHAM:** Hi.

**CHAIRPERSON THOMAS:** Hi.

**MARY BRABHAM:** Good evening.

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

**MARY BRABHAM:** Let me first start off addressing the Chair as well as all of the Council representatives. Um, first offer all, I would like to say congratulation on Attorney Pamala Ryan milestone achievement. Sometime solidness is not exemplified as a weakness. It is demonstrated also with determination, perseverance. So as a resident of this city along with others, we say congratulation to you. And you stay focused. Now, I was out in my community last month. And I took it upon myself, and I obtained over 500 signatures. Miss Brabham did this. And I think Miss Davis up there, my representative also know, too, that I was out in the residents' areas, too. Not just around in here, on Military Trail, everywhere. Because in order to really understand our community and what we as residents just not just one sector, but the whole sector.

Our city is involved with everybody. Everybody doesn't feel the same way. Everybody does want this city here to progress. They do want it to move forward. As a matter of speaking, if -- it was the FDOT issue, because I said then, Once when we did this, we intend to never go back to what we're having to do now. So -- but I wanted to do that. I was invited to some of the residents' homes, "Come back, Miss Brabham for Thanksgiving," and I say, "Thank you all." "Come back for Christmas, Miss Brabham," and I say, "Thank you."

But just to hear them -- and we as elect -- you know, as our -- you know, you as our elected officials, some say that you are doing the best that you can do under the circumstances in which you have to do it with. You're not going to please everybody. You can't. But you can make sound judgmental decisions that move the city forward, help our residents. Because tonight I heard about, uh, your monies from Solid Waste. See, I read. And for those that do not know, it has been \$40 billion that our government has cut from the Nutritional Program which we call the Food Stamp Program. And when we say that, you know, you all are -- are spending money, yes. I want you to spend the money within our communities, as well as with your youth and as well as with your seniors. So we need to get educated here on the issue.

**CHAIRPERSON THOMAS:** Miss -- Miss Brabham --

**MARY BRABHAM:** Thank you.

**CHAIRPERSON THOMAS:** -- thank you. Okay. Next up will be, uh, Fane Lozman. Good evening, Mr. Lozman. You have three minutes to make your comments.

**FANE LOZMAN:** Mr. Thomas, at the next meeting you may want to consider taking control of Public Comment. Public Comment is for the public. It's not for commissioners to ramble on for 10 minutes. Um, a comment was made about the dock slips. Fifty slip -- slips at a minimum of 34 feet is 1,704 feet of linear rental space versus two mega slips at 550 feet. There's three times as much revenue potential for the City doing it with 56 versus two.

I am sick and tired of coming up here and being attacked because the City destroyed my home and that's why I'm not living at the marina. People who support me in this

community are sick and tired of it. A member of this community went down and spent two hours with the Clerk of Courts looking through the Microfiche records. And do you know what they came up with? These documents are going to be presented to the Clerk, also. Mr. Bruce Guyton comes across that he's a man of integrity. We have a copy of his Palm Tran application right here. He says that he worked at Checkers restaurant, and he voluntarily quit because he did not enjoy the fast food industry.

This certified copy of a public record from Deputy Clerk J. Castro shows that Bruce Guyton was arrested for Grand Theft, for stealing money from Checkers. He lied when he certified his application that everything he said in this record was true. It is not true. These two documents I'm giving to the Clerk to put into the record. Mr. Bruce Guyton was committed by the Court for mental health issues under the Marchman Act. Some woman here named Patricia Anderson went to a judge and said Mr. Guyton has some mental health issues and some drug issues. He was involuntarily committed. This is a document. You can print it right off your computer. Go to the Palm Beach Clerk website and you can print it right there. That's where this came from. I'm giving this to the Clerk also to enter this document.

Right here is a document from the Office of Glen Torcivia. It says right here that when the Supervisor of Election asked for her money, the City said, "We're going to give you nothing. It was copy Pam Ryan. Okay? It shows another letter in here where Susan Bucher sent a letter asking for her money to the City Clerk. So when they say I'm just making it up, here's a public record anybody can pull. The reason we're having trouble with the Supervisor of Elections is Pam Ryan and the city manager didn't want to give her the money. This is a public record anybody can look at. The bottom line, everything I say is true. And Guyton, I'm sick and tired of you and your nonsense. Go back to mental health court.

**COUNCILPERSON GUYTON:** Mr. Chair?

**CHAIRPERSON THOMAS:** Mr. Guyton.

**COUNCILPERSON GUYTON:** Um, I have some documents here on Mr. Lozman. Mr. Fane Lozman was arrested in Cook County at the request of Jerry Putman [phonetic], one of his partners in Chicago. Fane Lozman was arrested in Dade County twice by the North Bay Village. Fane Lozman has been accused of Sexual Assault. He was allegedly stabbed by one of the twins during that act. Mr. Lozman would never, ever intimidate me. I am locked in my sound mind.

Um, Mr. Lozman are digging up -- he's digging up documents that are not accurate and, um, should anybody want to know anything about Bruce, my life is an open book. I've been through a lot and I landed on my feet. And I'm proud of that. I'm now back with a Master's in Urban and Regional Planning, a Bachelor's in Business, about 15 years on my job. And I'm now contributing and giving back to my community. I wouldn't care what Mr. Lozman dig up on me because I represent me now here and now. And -- and -- and as I sit here to serve my community, Mr. Lozman and no one else would ever, ever, ever intimidate me. As a matter of fact, if you want to know something about

Bruce Guyton, come and ask me because I'm a man. I'm not like Mr. Lozman. He go and try to conceal his files. He's a wimp. I don't do that. I stand up. I admit my shortcomings. I take corrective action and I keep it moving in life. And when they try to pull me back, it doesn't happen. They're trying to throw me off course. So I wouldn't care what he dug up on me, what he said about me, and any time he would like to deal with me as a man, I would invite him to do that. And maybe one day he can admit his shortcomings. Thank you.

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

**CITY ATTORNEY RYAN:** Mr. Chair?

**CHAIRPERSON THOMAS:** Okay. Miss --

**CITY ATTORNEY RYAN:** Oh, are you gonna talk about it? You wanna say --

**CHAIRPERSON THOMAS:** -- Miss Ryan.

**CITY ATTORNEY RYAN:** I don't recall if the City Manager read the letter that, um, Susan Bucher wrote to her in response.

**COUNCILPERSON J. DAVIS:** I have it.

**CITY ATTORNEY RYAN:** Can you read it?

**COUNCILPERSON J. DAVIS:** Oh, no. You mean the one from before? No.

**CITY ATTORNEY RYAN:** Right. Because, um, Mr. Lozman -- uh, the City Manager advised the Supervisor of Elections that Mr. Lozman was making comments, um, quote, unquote, on -- kind of on her behalf, um, about why she would not have a special election. And, um, Susan Bucher wrote a letter, uh, expressing some shock. And I -- as I said, I don't know if the City Manager read the letter but perhaps that can be done at the next meeting because Miss Bucher, um, certainly did not appreciate comments being made to that effect. And I think her letter speaks for itself and so it should be read into the record at some point.

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

**CHAIRPERSON THOMAS:** Okay. Miss, uh, Davis.

**COUNCILPERSON J. DAVIS:** I just want to make a comment, um, and tell you personally, Mr. Guyton, that I commend you. Um, I mean, to me, you know, I, too, deal with someone who is struggling. Um, and it's not always that a person lands on their feet. But I -- I -- I think that, uh, kudos go out to you. You've been through a lot. And you are -- you have landed on your feet and you're doing some good things for the community. So I commend you for that.

**COUNCILPERSON GUYTON:** Thank you.

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

**CHAIRPERSON THOMAS:** Miss Pardo?

**CHAIR PRO TEM PARDO:** I have to say that, um, this whole thing just really disturbs me.

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

**CHAIR PRO TEM PARDO:** I don't like the fact that it seems, you know, people get up here and they start these verbal attacks.

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

**CHAIR PRO TEM PARDO:** And it -- it's just -- it's totally awful.

**COUNCILPERSON J. DAVIS:** We shouldn't allow it.

**CHAIR PRO TEM PARDO:** It doesn't belong in a business meeting.

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

**CHAIR PRO TEM PARDO:** And, you know, who is -- like we say, the guy from Miami, to come up here and attack people? You know, to have the community come in and, you know, the community attacks, council people attack each other. It's just -- it -- I would hope that it would just stop. You know?

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

**CHAIR PRO TEM PARDO:** Everyone has had issues in their life. Everyone. Either personally, with their family. No one is perfect. And you know, who are we to judge anyone? And I would just hope that, you know, it stops. And Mr. Guyton, you know, you're getting it now. For the, you know -- I've been up here five and a half years. I've gotten it. Everyone sitting up here --

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

**CHAIR PRO TEM PARDO:** -- has been part of it, too. And, you know, you just hold your head up because, you know --

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

**CHAIR PRO TEM PARDO:** -- no one is better than you and you're not better than anyone else. So that's it, Mr. Chair.

**CHAIRPERSON THOMAS:** Well, I'm -- I'm gonna say this. I was gonna wait till we have the final comment card, and Miss Brooks, I'm coming to you in just a -- a minute. Um, because of putting the City at risk because people like to throw lawsuits and file lawsuits, um, about their First Amendment rights, you know, um, I've been advised that I

should not deprive someone of their First Amendment rights. But I'm going to say that tonight was gruesome, uh, for me to sit here and have to -- to deal with that. Um, I will not be dealing with that not one more meeting, period. I just cannot. And you know, if there's a problem this board can always make a change at, um, chairperson when they so desire. But I cannot continue to, you know, allow that. And I also won't allow individuals throwing papers at our staff and not respecting, you know, our staff.

**COUNCILPERSON J. DAVIS:** Who did that?

**CHAIRPERSON THOMAS:** That just cannot happen, um, you know, anymore. I would hope that this Council will find a way to support the individuals that are here. You know, a split on this board, it's -- it's a problem, first. Secondly, it is what they want, divide and conquer. The minute we got on the move, the minute we start doing ribbon cuttings, the -- it's attack after attack after attack after attack after attack. I get it. You know? I've seen the newspaper articles. I've seen Mr. Lozman offer money to come and say things about myself, Mr. Guyton. It won't be the last time. It -- you know, he'll be back. You know, they'll do those things. I try to ignore them, you know? I try to make sure that I don't engage in those things. You know, but what I'm asking is for the people who are up here who know what's going on, let's continue to put out the facts. We can't control anybody. And because this is a public place, you know, we have to allow, uh, Mr. Lozman to come here. But what we don't have to allow is for that type of stuff to continue to happen. On the other side of that, you cannot expect from me -- because I get these calls. Why are you allowing that to go on? You cannot expect for me to allow somebody from the public to come up there and bash an elected official and them not defend themselves. You know? It'd be wrong --

**COUNCILPERSON J. DAVIS:** True.

**CHAIRPERSON THOMAS:** -- of me to even suggest that, as I've often done to Mr. Guyton. You know, I've said, "Mr. Guyton, please don't do that." He's very respectful. He's very amenable, but a man can only take so much; a woman can only take so much. You know? That is not what this is designed to do. That -- that -- that's not what these meetings, you know, are about. And we're going to have to search and find avenues so that these meetings continue to be about business. You know, there's no bait and switch here. What it is, a diversion tactic.

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

**CHAIRPERSON THOMAS:** And I must say, Mr. Lozman is one of the biggest individuals to try to create a diversion. I've been here since 2007. He's been doing it since then. I was always told that one person can't stop a show. But yet we seem to be allowing one person to do so. You know? I'm really tired of that. I'm more excited. We did a ribbon cutting on E Avenue, and it gave me such energy to see that we're still moving on in spite of. We all are beaten. We all are battered. But we signed up for the job. We still are here. We still are doing it. But we don't have to take that. So I'm letting everybody know that I will not take that from Mr. Lozman or anybody else coming back to that mike. We'll deal with it. You can have your attorney call our attorney, but

that will not happen again at this mike. And I wanted to go on record to say that.

**CITY ATTORNEY RYAN:** Mr. Chair, if I can add something.

**MAYOR MASTERS:** Mr. Chair?

**CHAIRPERSON THOMAS:** Miss Ryan.

**CITY ATTORNEY RYAN:** I will, uh, before the next meeting, send to the Council the rules of decorum that apply to the public and the rules of decorum that apply to this council, because, um, we can't just ask the public to be, um, civil. We have to be civil on this dais, as well. So, um, I will send those documents back to you with the case law that supports them. There is a fine line between First Amendment rights to -- to free speech and making slanderous, impertinent remarks. And that -- that line was definitely crossed tonight. And you do not have to allow it.

And I want everybody to be comfortable with the law on this, so I will be sending that out. And I'm happy to meet with anybody one-on-one on this. Um, Mr. Chair, you're right. I mean, we're -- we're in a lawsuit right now with Mr. Lozman over these same issues. And, um, I think in some ways he comes to the mike on purpose because he's trying to buttress his -- his lawsuit that he has going on. And, uh, this council has not done anything wrong. You can't stand on that side and say I -- you can't -- Please don't attack me, and then start attacking you. You just can't do that.

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

**CITY ATTORNEY RYAN:** Um --

**CHAIRPERSON THOMAS:** Miss Ryan, he cannot be allowed to manipulate this. We know that there's a lawsuit.

**CITY ATTORNEY RYAN:** Right.

**CHAIRPERSON THOMAS:** And that -- that's manipulative for him to just come in there just to egg us on. So I don't know what we have to --

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

**CHAIRPERSON THOMAS:** -- do to stop that. But it's not fair to my colleague, 'cause it's -- it's -- it's -- it's Mr. Guyton tonight. Next Wednesday it'll be me. The next Wednesday it'll be somebody --

**CITY ATTORNEY RYAN:** Right.

**CHAIRPERSON THOMAS:** -- else, you know?

**CITY ATTORNEY RYAN:** Right.

**CHAIRPERSON THOMAS:** But I'm -- I'm just saying he cannot do that.

**CITY ATTORNEY RYAN:** Right.

**CHAIRPERSON THOMAS:** And -- and I don't want to hide this from the public.

**CITY ATTORNEY RYAN:** And it's just not just him. It's anybody.

**CHAIRPERSON THOMAS:** It's other people, as well.

**CITY ATTORNEY RYAN:** Right.

**CHAIRPERSON THOMAS:** But right now that is the corporate of this. That is the corporate of this. And there's gotta be something that we can do. Point-blank, period. I mean, you know, that's it. It's one thing to write trashy stuff in a paper.

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

**CHAIRPERSON THOMAS:** And it's another thing to lie and twist words. But it's also another thing to come into someone's home, come to where they serve to say those type of things. Whether they're true or not, I don't know. Nobody's seen that -- that paper. Nobody's read that, you know? But he cannot be allowed to do it. And I'm telling -- I'm making it known right now to Mr. Lozman and whoever else, as long as I'm sitting in that chair, that won't happen. You'll have to deal with whatever you gotta deal with, but that will not happen. These meetings will return to being business meetings.

**MAYOR MASTERS:** Mr. --

**CHAIRPERSON THOMAS:** I heard Mr. Mayor.

**MAYOR MASTERS:** Yes.

**CHAIRPERSON THOMAS:** Quickly so I can finish up Public Comment.

**MAYOR MASTERS:** Thank you, Mr. Chairman. Um, I just wanted to remind our constituents, particular our supporters and our voters who have consistently voted for this Mayor to return four terms, won every precinct on the mainland. I want to remind those people and others that didn't vote for me that I have never, ever attacked anybody. Period. I've never questioned anyone's character.. I've never called anyone a liar or a thief. I'm not going to do it because I don't have to do it. Truth crushed down to the ground will rise up again.

**COUNCILPERSON J. DAVIS:** Hmm.

**MAYOR MASTERS:** Scripture.

**COUNCILPERSON J. DAVIS:** Oh.

**MAYOR MASTERS:** "Touch not my anointed and do my prophets no harm." Scripture. "Whatsoever a man soweth, that shall he also reap." I stand on the Word. I'm going to continue to speak on issues, but I will never attack anyone. I just don't think -- I think it's

ungodly and it's unprofessional. So thank you, Mr. Chair.

**CHAIRPERSON THOMAS:** Well, also -- thank you, Mr. Mayor. Let me also just say this. And Miss Brooks, I'm definitely coming to you. But we gotta -- we gotta work through some of these issues. You know, the council members get a section here where they get to talk at the end. Versus always interrupt the meetings to -- to do those type of things, can we have some respect for the agenda and just do that at the end? At the end when you have your particular comments?

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

**CHAIRPERSON THOMAS:** Now, I'm -- you know, I -- I must say, Mr. Mayor, that as I told you before, you going down there to the podium when you're a part of this council makes it seem like there's some type of division. We are all a team. You are a part of this council with us.

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

**CHAIRPERSON THOMAS:** You are a part of us. Going down there to make your comments or say, "I'm doing this as the bishop," I think creates an atmosphere, you know, of unwillingness to work. You're a part of that. If you disagree with something we're doing, that's why you have a mike up here to discuss it. You're not gonna always agree with me. I'm not gonna always agree with you. But we are a team. When it's done -- I'm on the losing end of several votes, but when it's done we move on. And all I'm asking is that we, you know, do that if we can.

**MAYOR MASTERS:** Thank you, Mr. Chair.

**CHAIRPERSON THOMAS:** Thank you. Miss Brooks, we finally have gotten to you.

**MAYOR MASTERS:** Our Miss Brooks.

**COUNCILPERSON J. DAVIS:** Uh, uh, uh.

**CHAIRPERSON THOMAS:** Good evening, Miss Brooks.

**BILLIE BROOKS:** Good evening.

**CHAIRPERSON THOMAS:** You have three minutes --

**BILLIE BROOKS:** Now you know why I'm glad I'm out on this side.

**CHAIRPERSON THOMAS:** -- to make your comments.

**BILLIE BROOKS:** Um, Billie Brooks. Uh, speak to two issues, not -- nothing serious. First, um, I did complete the recertification course for the Pension and passed my test.

**COUNCILPERSON GUYTON:** Congratulations.

**BILLIE BROOKS:** So I'm --

**COUNCILPERSON J. DAVIS:** Congratulations.

**BILLIE BROOKS:** -- officially okay.

**CITY ATTORNEY RYAN:** All right. Yeah.

**BILLIE BROOKS:** Thanks. And the other is to, um, thank both Miss Davis and, um, Mr. Guyton for your support for Revival Outreach Ministries -- I do work with -- with that group -- um, for your contribution. And the health fair will be held this Saturday from 10:30 until 2. And we're asking everyone to come out. The Chief was in our little promo. The, uh, K-9s will be there all dressed in pink in -- in honor of, uh, Breast --

**MAYOR MASTERS:** Cancer.

**BILLIE BROOKS:** -- Cancer Month. And, um, we will have the library, the mobile library will be there, the police mobile van will be there. We'll have persons from the health care district that will take, um, applications for, uh, health insurance. And by the way, I spoke with Elliot Williams, the gentleman who gave the, uh, presentation on the open enrollment. He will have members of his staff there to enroll people. So please come out and take advantage of getting enrolled in the Obama Care Program. So that's my spiel. I want everybody to come out and bring the kids. There will be food, entertainment. And Mayor, you're gonna bring the senior discount cards?

**MAYOR MASTERS:** Absolutely.

**BILLIE BROOKS:** Okay. So the Mayor will be there in support of -- of what we're doing. And it's very important because our mission is to ensure that the community enjoys good health. And I really wanna thank Mr. Guyton for contributing towards that. Thank you.

**MAYOR MASTERS:** Madam Chair?

**CHAIRPERSON THOMAS:** Thank you.

**MAYOR MASTERS:** Mr. -- Mr. Chair?

**CHAIRPERSON THOMAS:** I'm a -- I'm a -- I'm a -- yes, I am definitely a man, sir.

**MAYOR MASTERS:** Last time I looked you were.

**CHAIRPERSON THOMAS:** Go ahead, Mayor.

**MAYOR MASTERS:** Just for the benefit of those who may not know exactly what, uh, Ambassador Brooks is referring to as the citizens -- senior citizens' cards, these are the cards you -- you -- if you're 62 years of age or older, you can go to probably about 115, maybe 120 businesses in and about Riviera Beach and get a -- a very good discount,

anywhere from 10 percent to 50 percent. Um, including Badcock Furniture Store, Denny's restaurant and the House of Meats and Kohl's and other places in the city. And they're free. And they'll be there. Okay? Thanks for asking.

**CHAIRPERSON THOMAS:** Thank you, Mayor. Okay. We're going to move down to Discussion by City Manager.

**CHAIRPERSON THOMAS:** Mayor, I think yours is first.

**MAYOR MASTERS:** First?

**CHAIRPERSON THOMAS:** Yeah. You --

**MAYOR MASTERS:** (Inaudible) Public Comment card. Okay.

**CHAIRPERSON THOMAS:** You want to do a Public Comment card?

**MAYOR MASTERS:** Yeah. Yeah, later. I just want to make sure I get it in before the Public Comments because the Bishop of New Macedonia Church --

**CHAIRPERSON THOMAS:** Oh, okay. Um --

**MAYOR MASTERS:** I just want to make sure we get it in.

**REGULAR**

**DISCUSSION AND DELIBERATION**

**COMMUNITY BENEFITS REQUEST**

**15. HURST CHAPEL COMMUNITY DEVELOPMENT CORP., \$500 - MAYOR THOMAS A. MASTERS - IN SUPPORT OF ITS EDUCATIONAL PROGRAMMING.**

**CHAIRPERSON THOMAS:** Is there a motion?

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

**COUNCILPERSON T. DAVIS:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. All in favor, signify by saying aye.

(All unanimously approve).

**CHAIRPERSON THOMAS:** Those opposed?

**MAYOR MASTERS:** Thank you.

**CHAIRPERSON THOMAS:** Those opposed? Okay. That motion is approved

unanimously. Going to Item 16.

**16. RIVIERA BEACH PARKS AND RECREATION DEPARTMENT - \$500 - COUNCILWOMAN DAWN S. PARDO – YOUTH FOOTBALL PROGRAM FIELD TRIP.**

**COUNCILPERSON J. DAVIS:** So moved.

**CHAIR PRO TEM PARDO:** Second.

**COUNCILPERSON GUYTON:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. Any questions -- any questions, concerns, unreadiness? All in favor, signify by saying aye.

(All unanimously approve).

**CHAIRPERSON THOMAS:** Any opposers, same sign? Hearing none, that motion is unanimously approved.

**17. WASHINGTON ELEMENTARY SCHOOL SAFETY PATROL - \$850 - COUNCILWOMAN DAWN S. PARDO – SAFETY PATROL TRIP TO WASHINGTON, DC.**

**COUNCILPERSON J. DAVIS:** So moved.

**COUNCILPERSON GUYTON:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. Any additional questions, concerns, unreadiness? Hearing none, all in favor, signify by saying aye.

(All unanimously approve).

**CHAIRPERSON THOMAS:** Any opposers, same sign? None heard, that motion is unanimously approved.

**18. REVIVAL COMMUNITY OUTREACH MINISTRIES - \$300 - COUNCILWOMAN JUDY L. DAVIS - FOOD BASKETS FOR FAMILIES DURING THANKSGIVING AND CHRISTMAS HOLIDAYS.**

**COUNCILPERSON J. DAVIS:** So moved.

**COUNCILPERSON GUYTON:** Second.

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

**CHAIRPERSON THOMAS:** It's been properly moved and second. Are there any questions, concerns, unreadiness? Hearing none, all in favor, signify by saying aye.

(All unanimously approve).

**CHAIRPERSON THOMAS:** Any opposers, same sign? Hearing none, that motion is unanimously approved.

**19. YOUTH RECREATION ASSOCIATION - \$1,000 - COUNCILWOMAN JUDY L. DAVIS - TO ASSIST WITH FEEDING 500 YOUTH AND SENIOR CITIZENS FOR THE THANKSGIVING AND CHRISTMAS HOLIDAYS.**

**COUNCILPERSON J. DAVIS:** So moved.

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

**CHAIRPERSON THOMAS:** Okay. That motion was moved and second properly. Are there any questions, concerns, or unreadiness? Hearing none, all in favor, signify -- signify by saying aye.

(All unanimously approve).

**CHAIRPERSON THOMAS:** Any opposers, same sign? Hearing none, that motion is unanimously approved. Item 20.

**20. REVIVAL COMMUNITY OUTREACH MINISTRIES - \$1,000 - COUNCILMAN BRUCE A. GUYTON - 3RD ANNUAL COMMUNITY HEALTH FAIR, UPCOMING THANKSGIVING CELEBRATION AND COMMUNITY CHRISTMAS GIFT PROJECT.**

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON J. DAVIS:** So moved.

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

**CHAIR PRO TEM PARDO:** Second.

**CHAIRPERSON THOMAS:** And it's been properly second. One comment card Item 20 -- for Item 20, Fane Lozman.

**CHAIRPERSON THOMAS:** Good evening, Mr. Lozman. You have three minutes to make your comment and please make sure that they're on this particular item.

**FANE LOZMAN:** Fane Lozman. I have a problem with this Community Benefit disbursement for a very simple reason. Right here -- and I'm going to give a copy of this to the Clerk to put into the record -- is case number 2012-0018. That disbursement should be going back to the taxpayers. For a very simple reason. I'm just going to read here. It says, "The City Council's decision to award the contract to Waste Management will result in additional costs to the City's residents and commercial establishments totaling \$2,199,504." Okay? So the funds that Mr. Guyton wants to spend, part of that \$90,000 from Waste Management, right here's an investigation thing that that \$90,000 that he wants to spend for the community is costing the community \$2,199,504. So this whole Community Benefits thing should be shelved and you should go back and say,

You know, we're going to benefit the community better by refunding them the \$2,199,504. And that's broken apart, because on the footnote here on the bottom of page 3 it says, "SWS's contract was for 15 million, \$383 -- \$15,383,784, while Waste Management was \$17,583, 288. So right here it's in black and white.

I was accused of being a liar at the last meeting. That \$90,000, yeah, it's well and good that you're doing it to different people. But the people as a whole would benefit with the \$2.19 million. That's not my opinion. That's right here in black and white, an investigative report that's now going to be part of the record. I'm giving this report to the Clerk and she can give it to the Acting City Clerk. Thank you.

**COUNCILPERSON GUYTON:** Mr. Chair?

**CHAIRPERSON THOMAS:** Okay, Mr. Guyton.

**COUNCILPERSON GUYTON:** Um, just for the record, um, I was not on the Council when that bid was -- was, um, let and went out. I had no involvement in voting for it. What Mr. Lozman is referring to is not a legal document that is prohibiting us from distributing these funds or -- as we are doing. Am I correct, Miss Ryan?

**CITY ATTORNEY RYAN:** You are -- I want -- I was going to speak on it, as well. You are absolutely correct. And, um, if this Council will recall, the Mayor and I, um, went to the, uh, Palm Beach County Ethics Commission where the Mayor asked a question involving our policy. They made some suggestions to us. We came back and revised the policy and, um, they're quite happy with the -- with our policy. They've looked at it more than once. It is, um, a -- it's a legal policy. It is an ethical policy. And, um, one of the reasons that we put all of these, um, requests on the agenda is so that the public knows exactly what you're spending these Community Benefits funds on.

**COUNCILPERSON J. DAVIS:** Right.

**CITY ATTORNEY RYAN:** So it is a perfectly legitimate and legal and, um, nice thing that you all do for the community.

**COUNCILPERSON GUYTON:** Thank you, Mr. Chair.

**CHAIRPERSON THOMAS:** And just because we didn't get a chance to read all of it out for this particular item, it is Revival Community Outreach Ministries. Councilman Bruce A. Guyton Third Annual Community Health Fair Upcoming Thanksgiving Celebration and Community Christmas Gift Project, just so it's, uh, definitely on the record plain. It's been moved. It's been properly second. Are there any additional questions, concerns? Hearing none, all in favor, signify by saying aye.

(All unanimously approve).

**CHAIRPERSON THOMAS:** Any opposers, same sign? That motion is unanimously approved. Okay. We're going to go to, uh, Board Appointments, um,

**BOARD APPOINTMENTS**

**21. CITY COUNCIL TO APPOINT OR RE-APPOINT A MEMBER TO THE POLICE PENSION BOARD.**

**CHAIRPERSON THOMAS:** Do we have any discussion on this?

**COUNCILPERSON GUYTON:** I so move.

**COUNCILPERSON J. DAVIS:** Second.

**CHAIRPERSON THOMAS:** Who's the person just so we can say it for the, uh -- for the -- for the --

**COUNCILPERSON GUYTON:** Mr. Ron Riley. He is in the audience.

**CHAIRPERSON THOMAS:** Okay. The motion on the floor is to reappoint Mr. Ron Riley. 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 start Public Comment at this time.

**DEPUTY CITY MANAGER JONES:** Mr. Chair? I think that -- that item also reappointed Miss Brooks and Mr. Atkins.

**COUNCILPERSON GUYTON:** That -- that was my question.

**COUNCILPERSON J. DAVIS:** Yeah.

**COUNCILPERSON GUYTON:** Uh, did --

**DEPUTY CITY MANAGER JONES:** So if we could --

**COUNCILPERSON GUYTON:** -- (inaudible).

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

**CITY ATTORNEY RYAN:** You can take one at a time.

**DEPUTY CITY MANAGER JONES:** Miss -- Miss Ryan?

**CHAIRPERSON THOMAS:** Okay. Um, if they need to be all reappointed --

**COUNCILPERSON GUYTON:** Yes.

**CHAIRPERSON THOMAS:** -- we can do a motion. It's been, um, suggested from our attorney, and I'm accepting that suggestion to take them one at a time. Mr. Riley has been done. Is there a motion for Miss Brooks?

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON T. DAVIS:** So moved.

**CHAIR PRO TEM PARDO:** Second.

**COUNCILPERSON J. DAVIS:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. Any questions/concerns regarding Miss Brooks? Anybody from the public would like to make a comment on that? 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:** Is there a motion to reappoint Mr. Juan Atkins?

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

**COUNCILPERSON J. DAVIS:** So moved.

**COUNCILPERSON GUYTON:** Second.

**CHAIRPERSON THOMAS:** It's been properly moved and second. Any questions/concerns from the board? Anybody from the general public would like to speak on that particular appointment? 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:** Um, being that I didn't allow for anybody from the public to speak on this appointment of Mr. Ron Riley, it -- would anybody like to speak on Mr. Ron Riley from the public? Okay. Thank you. We're going to move on to Public Comment at this time.

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

**DEPUTY CITY MANAGER JONES:** Mr. Chair, you said something earlier that was very positive and that you get excited with. Uh, you can continue to be excited. October the 3<sup>rd</sup> at 4 p.m. for the demolition of the last remaining building at the Ocean Mall at 4 p.m.

**UNIDENTIFIED SPEAKER:** Yay.

**UNIDENTIFIED SPEAKER:** Right.

**DEPUTY CITY MANAGER JONES:** So that's good news.

**UNIDENTIFIED SPEAKER:** That's good news.

**DEPUTY CITY MANAGER JONES:** I have a little bit --

**UNIDENTIFIED SPEAKER:** It's at 4?

**DEPUTY CITY MANAGER JONES:** -- bit more of good news.

**CHAIRPERSON THOMAS:** Okay.

**DEPUTY CITY MANAGER JONES:** That, uh, to save the date, October 17, for the demolition party at the, uh, 2601 Broadway, the old Dairy Belle. So progress is happening in the city.

**CHAIRPERSON THOMAS:** We -- we -- we tearing Dairy Belle down?

**CHAIR PRO TEM PARDO:** The insurance building.

**DEPUTY CITY MANAGER JONES:** The insurance building.

**COUNCILPERSON J. DAVIS:** No, the insurance building.

**CHAIRPERSON THOMAS:** Oh, okay.

**DEPUTY CITY MANAGER JONES:** It's a -- the ice cream social will be at Dairy Belle. I'm sorry.

**CHAIRPERSON THOMAS:** (Inaudible) cans and stuff in there. Man, I don't want to see that (inaudible) --

**DEPUTY CITY MANAGER JONES:** Yeah. The -- the ice cream social will be at Dairy Belle.

**CHAIRPERSON THOMAS:** Okay. All right.

**DEPUTY CITY MANAGER JONES:** For the CRA.

**CHAIRPERSON THOMAS:** Okay.

**DEPUTY CITY MANAGER JONES:** Sorry about that.

**CHAIR PRO TEM PARDO:** Progress. That's great. Progress.

**CHAIRPERSON THOMAS:** More progress. More progress. Anything else, Mr. Manager?

**DEPUTY CITY MANAGER JONES:** No, that's it.

**CHAIRPERSON THOMAS:** Okay. Um, anything from Legal?

**BILLIE BROOKS:** I forgot to say this. On Sixth and Australian is where the health fair is going to be.

**MAYOR MASTERS:** Sixth and -- Sixth and --

**CHAIRPERSON THOMAS:** Yes, ma'am. Sixth and Australian.

**CITY ATTORNEY RYAN:** This Saturday.

**CHAIRPERSON THOMAS:** Madam --

**CITY ATTORNEY RYAN:** This Saturday.

**CHAIRPERSON THOMAS:** -- Madam --

**CITY ATTORNEY RYAN:** Yes.

**CHAIRPERSON THOMAS:** -- you've got --

#### **LEGAL DISCUSSION/REQUEST**

**CITY ATTORNEY RYAN:** I just have one thing.

**CHAIRPERSON THOMAS:** Yes.

**CITY ATTORNEY RYAN:** Um, I commented earlier that I -- I wanted to make a comment about the, um, litigation that the City's in with the task force. Um, at the last city council meeting I reported that the case seemed to be over and that we would be presenting an ordinance to have it placed into the charter in the month of October. I did not say which council meeting. Um, however, since then, um, I found out today that the attorney for the task force is seeking to have the appellate court look at a motion -- the - the Court's order on the motion for clarification. It came before the final judgment and, um, we're not sure what exactly he's trying to do. But, um, the Court -- the -- the Fourth DCA has opened it up and, um, we will be responding very strongly to it, especially as to timeliness, because the final judgment was entered and we thought the case was over.

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

**CITY ATTORNEY RYAN:** In fact, um, I had Mr. Jarolem, the City's attorney, call the task force attorney to say that, you know, the case is now over and we will be placing it on the ballot. Um, and we did not -- he didn't say one way or the other whether he

agreed with that, Mr. DeGraffenreidt. But, um, we received that order this afternoon and so, uh, I would not recommend that we do anything as it relates to, um, the codification of that language until the case is over. Um, I hope to be able to give you an update. I spoke with Mr. Jarolem at 4:00 this afternoon and so I want -- I told him that I wanted to at least tell you that that's still out there. And, um, I should have a full report to send to you before the week is out.

**CHAIRPERSON THOMAS:** Okay, Miss Ryan. Let me just make sure without divulging anything that's going to hurt this case, this -- this community, myself included, thought that once we got the final judgment, that this case was over; it needed to go back on the ballot. Are you now saying that the case is actually not over and that there's more litigation or more work that needs to be done on it?

**CITY ATTORNEY RYAN:** Right. The case -- the -- let me be clear.

**CHAIRPERSON THOMAS:** Uh-huh.

**CITY ATTORNEY RYAN:** The language is going back on the ballot.

**CHAIRPERSON THOMAS:** Okay.

**CITY ATTORNEY RYAN:** We are moving forward with that, whether there's an appeal or not. What I'm saying is, is that Mr. DeGraffenreidt is trying to appeal an earlier order that Judge Kelley ruled upon, even though Mr. DeGraffenreidt agreed with the final judgment that we submitted to Judge Kelley after his order of clarification. It's very technical. I -- we really don't know what's going on. Um, but the case is not over until it's over. And because they opened it up, we will be responding. We do not believe that he has a good, um, reason to appeal because of timeliness.

**CHAIRPERSON THOMAS:** No. I just wanna make sure.

**CITY ATTORNEY RYAN:** Right.

**CHAIRPERSON THOMAS:** Not to interrupt.

**CITY ATTORNEY RYAN:** Okay.

**CHAIRPERSON THOMAS:** But I just want to make sure that people don't think that the City --

**CITY ATTORNEY RYAN:** No.

**CHAIRPERSON THOMAS:** -- that we are saying --

**CITY ATTORNEY RYAN:** It is not the City.

**CHAIRPERSON THOMAS:** -- we're still trying to fight.

**CITY ATTORNEY RYAN:** No.

**CHAIRPERSON THOMAS:** Are you sure that it's not the City saying, We don't agree with that? We don't want to put it back on?

**CITY ATTORNEY RYAN:** No, no.

**CHAIRPERSON THOMAS:** I just want to make sure that that's clear that the City is --

**CITY ATTORNEY RYAN:** But -- but I -- no.

**CHAIRPERSON THOMAS:** -- not.

**CITY ATTORNEY RYAN:** The City is not doing this. However, the City will continue to defend itself.

**CHAIRPERSON THOMAS:** And it must.

**CITY ATTORNEY RYAN:** Unless the Council says otherwise. Um, so I will keep you abreast. But it is not the City. This came this afternoon. I will provide you with the paperwork as soon as I have it. But the task force is trying to appeal based upon what I've seen. Um, an earlier order. So the case is not over.

**CHAIRPERSON THOMAS:** I just want to make sure that you're saying --

**COUNCILPERSON J. DAVIS:** Mr. Chair? Oh, sorry.

**CHAIRPERSON THOMAS:** I'm -- one second, Miss -- Miss Davis.

**COUNCILPERSON J. DAVIS:** Sorry.

**CHAIRPERSON THOMAS:** I'll come to you later.

**CITY ATTORNEY RYAN:** But what I am saying is that I don't --

**CHAIRPERSON THOMAS:** I just -- I just want to make sure that -- because it sounds to me that you're saying the -- the task force won and they're trying to appeal their winning?

**CITY ATTORNEY RYAN:** No. They didn't win.

**COUNCILPERSON GUYTON:** No. No.

**CITY ATTORNEY RYAN:** The Court -- the Court ruled that the language should go back on the ballot.

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

**CHAIRPERSON THOMAS:** Okay.

**CITY ATTORNEY RYAN:** And the Court also ruled that there was no Sunshine

violation, that the Council did nothing wrong.

**CHAIRPERSON THOMAS:** Okay.

**CITY ATTORNEY RYAN:** I don't know what exactly Mr. DeGraffenreidt wants to appeal, because you don't put all that in your notice of appeal. But he is apparently attempting to appeal some aspect of the Court's ruling. And the only aspect that I know that he could be appealing of is, um, the one as it relates to the Sunshine violation.

**CHAIRPERSON THOMAS:** Oh, okay.

**CITY ATTORNEY RYAN:** That's what I think.

**CHAIRPERSON THOMAS:** Miss --

**COUNCILPERSON GUYTON:** But --

**CHAIRPERSON THOMAS:** -- no, no, no. Let me take Miss Davis first, Mr. Guyton.

**COUNCILPERSON GUYTON:** Yeah.

**COUNCILPERSON J. DAVIS:** I just had a question. Miss Ryan, wasn't there a specific period of time that he had to respond to the final judgment?

**CITY ATTORNEY RYAN:** That is correct.

**COUNCILPERSON J. DAVIS:** Ten days?

**CITY ATTORNEY RYAN:** Thirty days.

**COUNCILPERSON J. DAVIS:** Or 20 --

**CITY ATTORNEY RYAN:** Thirty days.

**COUNCILPERSON J. DAVIS:** And was this past the 30 days?

**CITY ATTORNEY RYAN:** Yes. When we reached out --

**COUNCILPERSON J. DAVIS:** So why is it -- I mean, if -- if it passed, then why is it even being considered?

**CITY ATTORNEY RYAN:** Because he's not appealing the final judgment. The document that he's trying to appeal was the Court's earlier motion --

**COUNCILPERSON J. DAVIS:** For clarification?

**CITY ATTORNEY RYAN:** -- final order, right, on our motion for clarification.

**COUNCILPERSON J. DAVIS:** Was there a specific period of time that he needed to --

**CITY ATTORNEY RYAN:** Ten days or 30 days. But frankly, I don't think it was an appealable order. It's a nonfinal order. It's kind of technical.

**COUNCILPERSON J. DAVIS:** Okay.

**CITY ATTORNEY RYAN:** But I don't think he could appeal it.

**COUNCILPERSON J. DAVIS:** Okay.

**CITY ATTORNEY RYAN:** So we are going to file our responses, and I'm just letting you know that that's what's going to happen and that we will not be bringing forth a recommendation to place, um, the task force language into the charter --

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

**CITY ATTORNEY RYAN:** -- until this issue is resolved.

**COUNCILPERSON J. DAVIS:** I understand.

**CITY ATTORNEY RYAN:** That's -- that's what I'm trying to say.

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

**CHAIRPERSON THOMAS:** I understand. Mr. Guyton?

**COUNCILPERSON GUYTON:** Thank you, Mr. Chair. Um, Miss Ryan, um, question. Does he not have to specify the issue in question that he's attempting to appeal?

**COUNCILPERSON J. DAVIS:** Not in the --

**CITY ATTORNEY RYAN:** He does. And I think the Court is really just going to give him some time to do that.

**COUNCILPERSON GUYTON:** So he didn't do it in his initial filing --

**CITY ATTORNEY RYAN:** He did not. He just filed a nobis.

**COUNCILPERSON GUYTON:** -- at -- what the specific issue is that --

**CITY ATTORNEY RYAN:** No. No.

**COUNCILPERSON GUYTON:** I -- that's all, Mr. Chair.

**CITY ATTORNEY RYAN:** But I will have -- I'm -- I really -- 4:00 this afternoon. But I will have a report for you before the end of the week.

**CHAIRPERSON THOMAS:** Okay. Anybody else on this item? All right. We're going to move -- is that all from Legal?

**CITY ATTORNEY RYAN:** Yes. Thank you.

**CHAIRPERSON THOMAS:** Okay. Any City Council Committee Reports?

#### **CITY COUNCIL COMMITTEE REPORTS**

**COUNCILPERSON T. DAVIS:** Yes.

**CHAIRPERSON THOMAS:** Mr. Davis?

**COUNCILPERSON T. DAVIS:** Thank you, uh, Mr. Chair. Um, on September 20<sup>th</sup>, on that Friday as we went up to Jacksonville, as you know, I newly sit on the Growth Management Economic Development Committee. And during that meeting we discussed, um, eight initiatives that we're going to talk more with as, um, municipalities across the state.

And we made a decision to narrow it down to four initiatives, which one was Economic Development of Small Businesses. Number two was Affordable Housing Funding. Number three was Small Community Development Block Grants. And number four, as you know, is the Enterprise Zones Sunset, which is on December 2015. Um, as we move forward through these meetings, we're going to eventually narrow it down to a final two so we can work across together as a state in one initiative to, um, really get some things done, uh, across the board. But there's one new thing that's coming out that they're really trying to drive that we're going to get a presentation on, is the importance of municipal charter schools. So we're going to get a huge presentation on that, um, next month's -- this month's meeting. So I will come back with a report to talk about, um, the pros and cons with the charter schools and how we narrow it down from four to the final two. Thank you.

**CHAIRPERSON THOMAS:** Thank you, Mr. Davis. Any other Committee Reports? Any other Committee Reports? Okay. We're going to go by the Statements from the Mayor and Council.

#### **STATEMENTS BY THE MAYOR AND CITY COUNCIL**

**CHAIRPERSON THOMAS:** I'm going to start with Miss Pardo tonight.

**CHAIR PRO TEM PARDO:** What do I have? Oh. Okay. Well, uh, Mr. Jones already answered -- already spoke about the Ocean Mall so I hope that the community comes out tomorrow and, um, you'll get to meet the new, um, gentleman who has taken over the lease at the Ocean Mall. And he'll share with you the plans that he has for, um, you know, moving forward with that. Um, and what else do I have? Oh, Mr. Jones, I would like you to look into putting up signs along the Blue Heron Bridge. We still have people fishing from the top of the bridge. And that is very dangerous. Not just for the boater going by, but also for the fishermen. Whenever I witness someone fishing, I, you know, contact the police and they go up and they ask the person to move down to the, um -- to the little bridge. So if, uh -- maybe we can post some signs up there. I remember before we -- yeah. We had signs up there before -- right, before they, you know,

redeveloped the bridge. Um, okay? And what else? I think that's all I have.

**CHAIRPERSON THOMAS:** That's it?

**CHAIR PRO TEM PARDO:** Thank you. Yeah.

**CHAIRPERSON THOMAS:** Okay. We'll go to Miss Davis.

**COUNCILPERSON J. DAVIS:** Um, I'm -- I'm -- I just want to say that I'm thrilled that, um, millions of people are going to have access to health care coverage and, you know, it's disappointing about the federal shutdown. But I can say thank God for county and municipal governments who are keeping things moving. That's all.

**CHAIRPERSON THOMAS:** Okay. Uh, now we'll go to Mr. Davis.

**COUNCILPERSON T. DAVIS:** Yes. Um, on September 21<sup>st</sup> -- September 21<sup>st</sup>, the Saturday after we came back from the committee in Jacksonville, neighbors united in Councilman Terence Davis' office. We worked really hard on a neighborhood cleanup and set a record. And we had over 120 mayors -- not -- 120 volunteers along with the Mayor. The Mayor did come and participate.

**CHAIRPERSON THOMAS:** I was gonna say, that's a whole lot of mayors.

**UNIDENTIFIED SPEAKER:** Yeah, really.

**COUNCILPERSON T. DAVIS:** All right? Yeah. 120 volunteers.

**CHAIRPERSON THOMAS:** Yeah. Where'd you get them from?

**COUNCILPERSON T. DAVIS:** Let me be clear. We had a hundred -- over 120 volunteers and we set a record on people who came out and gave -- and made the effort so easy. And I'd like to thank my legislative aide, Miss Williams, for working really hard along with Miss Dozier, as well, and Miss Wooten. And I -- and Miss Greene. Can't leave Miss Greene out.

**UNIDENTIFIED SPEAKER:** Super.

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

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

**CHAIRPERSON THOMAS:** Okay. Um, Mr. Mayor?

**MAYOR MASTERS:** Thank you, Mr. Chairman. Um, I always like to respect your -- your, um -- your ruling and your opinions, but you know, we disagree on some things. And obviously I disagree with the Mayor, anyone up here, uh, not having a right to speak as a private citizen. I did speak to our counsel, Pamala Hanna Ryan, and, um, it was no legal -- from what I understood, there was not any legal prohibition for me to speak, um, from the floor. In government there's something called separation of church

and state. And I have to be very careful, try not to mix them up. Sometimes I may do unintentionally.

But I thought it would be more appropriate, Mr. Chairman, not any disrespect for you, for the issue that I wanted to speak on. They were issues, um, that we were advocating as a pastor and as a minister, like any other minister or pastor. Sorry if it appeared to be divisive to -- to the board. Um, you know, I've promised people in the community that when I'm under attack, I'm not going to respond. You know, I -- I'll let that guy say anything he wanna say. He can call me anything and everything but a child of God. He can talk about other pastors, what they said or what they didn't say.

And at this point, you know, I just tell the voters, Just totally disregard anything that someone says if you don't know for yourself to be a fact. Speak what you know and testify what you see. He or anybody else can say anything pertaining to anybody, um, that comes up to the mike or from -- on this side. But the truth will speak for itself. And you know, it's obvious that maybe some people ran for their office to dictate to the Mayor or tell me what to do and how to do our job, the Office of the Mayor. And what I say to those people, if, you know, you feel I'm not doing a good job as the mayor of this city, four-term mayor, I invite you to run for the mayor and let's see who -- who the people -- what the people have to say, rather than to keep taking potshots at the mayor. 'Cause I don't take potshots at council people or citizens.

So, you know, you may run, um, for this position and let's get it on. Run. I invite you to. Now, the other thing I want to say about the, um, statement that was made about the veto power or the veto authority, the Clerk spoke on what she had at the time. But anyone who knows anything about referendums, which some people may not know as much as I know, because I have successfully championed six or seven, have won all of them. And we, uh -- we don't tend to lose these two or three or four or five. So she spoke of what she had at the time. But what I said tonight I will say it over and over again. It takes four votes to override, um, the veto of the mayor, whether it's an ordinance or whether it's a resolution. And at the appropriate time when it goes to the Supervisor's office, I'm sure that will be -- will be seen. Um, I'm not here -- I didn't get here to be a dictator.

I'm here to be a servant. And I will continue to serve the people that have elected me in this position, uh, as your mayor. The other thing I want -- want to say is, you know, it's - - it is disturbing when others do what they do. But when they talk about this petition, they -- what I want them to understand, all they're doing is make people sign it more. A few days ago some people went out in the community in a certain neighborhood. 114 people signed it, two didn't. So I look forward to -- let the people speak at the (inaudible). I'm not afraid of the people. If you think this is going to be a -- a voice of a dictator, don't sign it. Vote no. To me that's the only way you can decide what you want. So let the people speak. I'm not afraid of the people speaking on anything. I think -- and I think it was Abraham Lincoln, Mr. Chair, who said, Government at the best -- paraphrasing President Lincoln -- By the people, for the people and of the people. I'm not afraid of the people voice on the marina. I'm not afraid of the people voice on this building, this permanent location. I'm not afraid of the people's voice as relates to

expanding the authority of the mayor. Let the people speak. And finally, what can I say? That's it. Thank you.

**CHAIRPERSON THOMAS:** Thank you, Mr. Mayor. Mr. Guyton?

**COUNCILPERSON GUYTON:** Thank you, Mr. Chair. Um, first I would like to say that I know the Chair is very protective of his colleagues. Not just me but everybody up here. He likes to make sure that everybody gets treated fairly. I'm from the old school. I would like to allow anybody that has anything to say something about Bruce Guyton, let them say it. Because when you start trying to prevent people from talking, they think that they have something that's -- that's -- that's going to be, um, critical. So as it relates to me, I would hope, Mr. Chair, that you, um, allow whatever somebody want to say about me, let it rip 'cause I can give it as well as I can take it. And I knew when I got here that that was part of the job. So I'm -- I'm not intimidated. I'm -- I'm not disheveled. I don't believe from the podium when people are getting ready to attack me. I -- you know, I -- I have broad shoulders and alligator skin.

So as it relates to me, if they're coming to speak on me, let it rip and give me my chance to respond. Uh, as it relates to, um, the people speaking, the people spoke when they voted for us and previous councils. And when they voted for us, they voted for us to articulate their position or the position that we feel since we are up here reading material, dealing with the research -- they are relying on us to be informed and educated and make a rational decision for them. We -- as we do our deliberations for our people that we represent, we -- we do it in a manner that we feel that would be in the best interest. And I -- and everyone up here, I think, has the City best interests at heart. We may disagree on some things but I think everyone does.

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

**COUNCILPERSON GUYTON:** But when we make a decision that the people have voted us to be here to do, and an elected official comes behind that decision and say that, I'm going to eradicate that decision. I know the people put you here to make that decision.

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

**COUNCILPERSON GUYTON:** But I'm going to eradicate it. I'm going to go out and I'm going to divide the community. I'm going to start a referendum. I have a problem with that. And no one -- not me, not anyone us -- up here should think that that is a proper way for us to be cohesive. I was up here 20 years ago and some of these heated arguments that we're having, they pale to what I've been through. So it doesn't bother me. I mean, I've been in here when they've rushed the podium. I mean, really, before you -- you remember those days?

**UNIDENTIFIED SPEAKER:** Yeah.

**COUNCILPERSON GUYTON:** Yeah. So I mean, this here is -- this is, you know, a cake walk for me. So, I mean, some people are getting all excited and, They said that

and he said -- I know who I am. I know who I represent. I -- I -- I -- I know what state of mind I'm in and I'm comfortable with me in my skin. So all of that is not intimidating me. But what does disturb me, when an elected official go outside of the protocol and then try to make themselves the victim, that, They're attacking me. But they are undermining the decision that all those voters who voted for the people making those decisions, here's he's telling them that, Your position doesn't matter. I'm going to go out and I'm going to get signatures from my people and I'm going to undermine whatever this council has done. And he thinks that that's for the people and by the people. That's a whole bunch of malarkey. And -- and when you have people that may understand government to some degree, it irritate those who don't allow that to happen without addressing it. Heretofore, people do things. Nobody say anything even though they know it's wrong. They know it and they talk in the community and they talk to their people. And I'm like, Well, you need to address it. You know, not just quietly, publicly.

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

**COUNCILPERSON GUYTON:** So I am addressing the fact that the people put elected officials here to speak on their behalf. And when an elected official go behind a decision and start a referendum, that is going to create a problem. Having said that, um, I will be working with some community-based groups to oppose these referendums, because they are absolutely catastrophic to progress. We cannot progress with everything being the same in the same place. That is not going to happen. That's an illusion of somebody's imagination. I do feel that there are a lot of rational-minded people that are going to come out --

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

**COUNCILPERSON GUYTON:** -- and it may be a surprise to some people that think that they got this in the bag.

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

**COUNCILPERSON GUYTON:** So, um, I will be actively participating in opposing any elected official that seeks to undermine the body to which they've been elected and then go out there and divide our community. Lastly, Mr. Chair -- oh, I would like for, um, our - our mayor, um, and -- and I know he left, you know, abruptly after he made the little comments. Um, even though I sit through it. Um, back in -- Mr. Sherman, would you please come to this dais, one quick moment. Mr. Chair, please indulge me just one quick moment. Um, Danny?

**DEPUTY CITY MANAGER JONES:** Yes.

**COUNCILPERSON GUYTON:** Would you hand that to Mr. Sherman?

**FINANCE DIRECTOR SHERMAN:** Yes.

**COUNCILPERSON GUYTON:** Um, very -- very -- very quickly, Mr. Sherman, what is that document that you have in your hand?

**FINANCE DIRECTOR SHERMAN:** A billing history for Mr. Masters' utility account.

**COUNCILPERSON GUYTON:** Okay. I -- I'm reading this. How long was there an outstanding bill -- let me back up. Did we write off a personal account for the Mayor?

**FINANCE DIRECTOR SHERMAN:** Yes. The account was closed in 2008 and we wrote off the balance.

**COUNCILPERSON GUYTON:** How long was it not paid before it was written off?

**FINANCE DIRECTOR SHERMAN:** Uh, two years.

**COUNCILPERSON GUYTON:** Two years. He was elected during that time and walk -- and --

**CHAIRPERSON THOMAS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** -- okay.

**CHAIRPERSON THOMAS:** I'm very sorry. I cannot allow this.

**COUNCILPERSON GUYTON:** I am -- I am done.

**CHAIRPERSON THOMAS:** I -- I cannot.

**COUNCILPERSON GUYTON:** I am done. We -- we have a standard by which we should carry ourselves as elected officials. And my point is, we shouldn't have to write off elected officials' bills. That -- I mean, and we don't hold each other accountable. And that has been a problem.

**COUNCILPERSON J. DAVIS:** I agree.

**COUNCILPERSON GUYTON:** I am absolutely done. I respect my -- the Chair as everyone knows, and Mr. Chair, I have no more comments.

**CHAIRPERSON THOMAS:** Thank you. And, you know, listen, I'm -- I'm very appreciative of the job that my colleagues have bestowed upon me. Um, I enjoy it. I try to do it to the best of my ability. Um, I don't ever cease to silence an elected official. Um, I'm trying to maintain order as I perceive it, as I try to run the meeting and be respectful as though that I know my mom is probably watching. Um, as well as my daughter and wife and everybody else. But, you know, I want us to continue to move forward.

Sometimes these type of things happen and we need to grow from it. Um, I do want to say that I think that our staff, in spite of everything that goes on, is doing an outstanding job. An outstanding job. I do want to congratulate them on that. Um, we haven't seen our clerk in a while. I know that she's been ill. Would you please pass the message that, you know, we miss her. You're doing a phenomenal job. You're doing a

phenomenal job here. Not -- not saying that you're not doing a phenomenal job. You're doing a phenomenal job. We're not missing a beat. Um, but we just want to let her know that we -- we do miss her.

Our manager is also a little under the weather and we're wishing her a speedy recovery. But likewise, Mr. Jones, we did not skip a beat tonight. Um, we appreciate you, uh, being here and all your hard work and -- and -- and your effort. I was, uh, speaking to Mr. Jones yesterday and he's so enthused about some of the positive things. Um, something that we pass by every day, he's able to look at and -- and find out how we can, um, you know, make this better and how can the City become better for it. Um, I've been talked to about the Jazz After Dark by several, um, members in the community. And I have assured them that I will be bringing that up for discussion. Now, whether we go back to it or not, that'll be up for this board to make. They miss it. I miss it. I think it's a good event. And we will discuss that at a later date, at a later, uh, meeting. Um, I also want to let the public know that this city has finished its physical year and we've started our new --

**UNIDENTIFIED SPEAKER:** Physical?

**CHAIRPERSON THOMAS:** -- our new --

**UNIDENTIFIED SPEAKER:** It's a fiscal --

**CHAIRPERSON THOMAS:** -- physical --

**COUNCILPERSON J. DAVIS:** Fiscal.

**CHAIRPERSON THOMAS:** -- year -- fiscal year? Every now and then, you know, I can have a Hooked on Phonics moment. Fiscal --

**COUNCILPERSON GUYTON:** Fiscal.

**CHAIRPERSON THOMAS:** -- fiscal year.

**COUNCILPERSON GUYTON:** Yeah.

**CHAIRPERSON THOMAS:** Um, and I think that we did it well. We held the line on our millage. Of course we would like to see it go down but for the past several years we've either had -- we've either held the line or we have reduced it by some. Um, we appreciate it. I want to thank the employees for, uh, the sacrifice of several years of furloughs. Um, we're -- we -- we're glad that, uh, those are over but we do want you to know that we appreciate your sacrifice. Um, and we're going to work through it. I know there's been employees that have had concerns and issues with some of the changes that are being made. And through the departments they're going to work through that. We have not forgotten, um, about it.

Um, before I close, Miss Meekins wants me to make sure that I give -- I believe it's either to Public Works or Parks, whoever cuts the grass behind her, um, house, she

frequently calls when it's not to her liking. Uh, so she wanted to make sure that I told the staff that they did a very good job, um, in -- in cutting that. With that being said, I entertain a motion for adjournment.

**ADJOURNMENT**

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

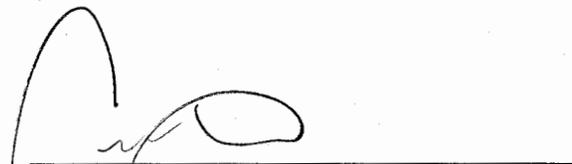
**COUNCILPERSON GUYTON:** So moved.

**CHAIRPERSON THOMAS:** Good night.

(CONCLUSION OF MEETING)

**APPROVED:**

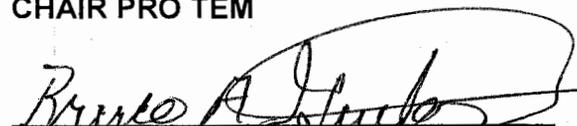
  
\_\_\_\_\_  
**THOMAS A. MASTERS**  
**MAYOR**

  
\_\_\_\_\_  
**CEDRICK A. THOMAS**  
**CHAIRPERSON**

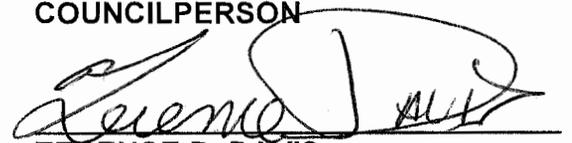
**ATTEST:**

  
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**CARRIE E. WARD**  
**MASTER MUNICIPAL CLERK**  
**CITY CLERK**

  
\_\_\_\_\_  
**DAWN S. PARDO**  
**CHAIR PRO TEM**

  
\_\_\_\_\_  
**BRUCE A. GUYTON**  
**COUNCILPERSON**

  
\_\_\_\_\_  
**JUDY L. DAVIS**  
**COUNCILPERSON**

  
\_\_\_\_\_  
**TERENCE D. DAVIS**  
**COUNCILPERSON**

MOTIONED BY: T. DAVIS

SECONDED BY: D. PARDO

B. GUYTON TARDY

J. DAVIS ABSENT

C. THOMAS AYE

D. PARDO AYE

T. DAVIS AYE

DATE APPROVED: 11/20/2013