

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
CITY COUNCIL MEETING MINUTES
WEDNESDAY, NOVEMBER 6, 2013 AT 5:30 P.M.**

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

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

ROLL CALL

CHAIR PRO TEM PARDO: Okay. Are we ready, everyone? All right. Welcome, everyone, to the City of Riviera Beach. Tonight we have our regularly scheduled council meeting. Madam Clerk, roll call, please.

CITY CLERK WARD: Yes, Madam Chair. Mayor Thomas Masters?

MAYOR MASTERS: Present.

CITY CLERK WARD: Chairperson Cedrick Thomas? Chair Pro Tem Dawn Pardo?

CHAIR PRO TEM PARDO: Present.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Present.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Here.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Here.

CITY CLERK WARD: City Manager Ruth Jones?

CITY MANAGER JONES: Present.

CITY CLERK WARD: City Clerk Carrie Ward is present. City Attorney Pamala Ryan?

CITY ATTORNEY RYAN: Present.

CITY CLERK WARD: You have a quorum, Madam Chair, and you may proceed.

CHAIR PRO TEM PARDO: Thank you very much.

INVOCATION/PLEDGE OF ALLEGIANCE

CHAIR PRO TEM PARDO: I'd like to invite everyone to stand for a moment of silence followed by the Pledge. (Everyone stood for a Moment of Silence and the Pledge of Allegiance).

AGENDA APPROVAL: ADDITIONS, DELETIONS, SUBSTITUTIONS

CHAIR PRO TEM PARDO: Okay. Thank you. I'd like to remind everyone if you'd like to speak on an agenda item, there are comment cards in the back. Please fill them out. And, um, bring them over to the desk over here. With that, um, Ms. Jones, do we have any additions or deletions to the agenda?

CITY MANAGER JONES: Yes, Madam Chair. Um, I would like, uh, to move item number 9 that's on the Consent agenda to the Regular agenda.

CHAIR PRO TEM PARDO: Okay. So -- okay.

CITY MANAGER JONES: I would also like to delete item number 12 at the request of the applicant.

CHAIR PRO TEM PARDO: Okay.

CITY MANAGER JONES: And I would like to delete item number 14. We received revised documents, uh, very late, and in order to provide you with adequate amount of time to review them, we will move that item to the next agenda.

CHAIR PRO TEM PARDO: Okay. That's great. And is that it?

CITY MANAGER JONES: That's all (Inaudible).

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

COUNCILPERSON T. DAVIS: So moved.

COUNCILPERSON GUYTON: Second.

CHAIR PRO TEM PARDO: Uh, I'm sorry. A motion to accept the agenda.

COUNCILPERSON J. DAVIS: So moved.

COUNCILPERSON T. DAVIS: Second.

COUNCILPERSON J. DAVIS: Um, Ms. Pardo?

CHAIR PRO TEM PARDO: Yes?

COUNCILPERSON J. DAVIS: Where is number 9 gonna go?

CHAIR PRO TEM PARDO: It's gonna go to, um --

COUNCILPERSON J. DAVIS: It's gonna -- at the beginning?

CHAIR PRO TEM PARDO: -- ordinance -- it'll go, um --

COUNCILPERSON J. DAVIS: Before ordinances?

CHAIR PRO TEM PARDO: -- hold on. We will put that as item -- let's move that to item -- we'll move it to 14A, Regular. Okay?

UNIDENTIFIED SPEAKER: Yeah.

CHAIR PRO TEM PARDO: Okay. So we --

COUNCILPERSON J. DAVIS: 14A?

CHAIR PRO TEM PARDO: -- 14A.

COUNCILPERSON J. DAVIS: Okay.

CHAIR PRO TEM PARDO: Okay. So we have a motion and a second for the agenda.

UNIDENTIFIED SPEAKER: We can't hear.

CHAIR PRO TEM PARDO: All right. Madam Clerk?

UNIDENTIFIED SPEAKER: (Inaudible).

COUNCILPERSON T. DAVIS: It's working.

UNIDENTIFIED SPEAKER: Is something being added?

CHAIR PRO TEM PARDO: Nothing is -- I don't know what's wrong with my mike. Nothing is being added. All right.

UNIDENTIFIED SPEAKER: Well, what's 14A?

CHAIR PRO TEM PARDO: 14A is item 9. We are moving item 9 off of the Consent agenda and putting it under Regular, the Regular agenda. All right. Madam Clerk?

CITY CLERK WARD: Councilperson Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: That motion passed.

CHAIR PRO TEM PARDO: Thank you.

Disclosure by Council

Adoption of Agenda

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.

COUNCILPERSON J. DAVIS: So moved.

COUNCILPERSON T. DAVIS: Yes, Ma'am -- Madam Chair?

CHAIR PRO TEM PARDO: Yes, Mr. Davis.

COUNCILPERSON T. DAVIS: I'd like to, um, pull 4, 8 and 11.

CHAIR PRO TEM PARDO: We will pull 4, 8 and --

CITY MANAGER JONES: 11 is --

CHAIR PRO TEM PARDO: -- 11 is, uh, Ordinances on First Reading. So we --

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

CHAIR PRO TEM PARDO: -- will be discussing that.

COUNCILPERSON T. DAVIS: Yes. Yes. 4, 8.

CHAIR PRO TEM PARDO: Okay. So 4 and 8 are pulled.

COUNCILPERSON T. DAVIS: 4 and 8, yes.

CHAIR PRO TEM PARDO: Okay. We have one comment card, item 6. Um, Mary Brabham?

MARY BRABHAM: Good evening, Chair --

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

MARY BRABHAM: -- Pro Tem.

MAYOR MASTERS: Good evening.

MARY BRABHAM: And representatives of -- of the dais.

COUNCILPERSON J. DAVIS: Good evening.

MARY BRABHAM: Can y'all hear me now?

CHAIR PRO TEM PARDO: We can.

MARY BRABHAM: Good evening.

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

MARY BRABHAM: Mary Brabham, 5064 W. Ninth Street, Riviera Beach. I'm here speaking in reference to the wall. As you all know, FDOT put out that we had to, uh, get with the residents in our city. And two months ago I came before the council and, uh, we obtained a humendous [sic] -- tremendous amount of residents that, uh, wanted that barrier wall.

So I'm asking that this resolution be passed in reference to all of the residents who signed that petition as far as that wall barrier. Um, for one, I canvassed the neighborhoods, not just in our neighborhoods, all over the city. And I explained different various issues to the residents that impact, uh, the residents of this city here. What would they like, how would they like to see this city move forward. And one thing they agreed upon is that the city work in conducive [sic] toward the residents' request and try to work with the residents in all aspects. So I'm here for the council to move on this resolution. It is agreeable with the residents. Thank you.

CHAIR PRO TEM PARDO: Thank you, Ms. Brabham. Um, Margaret Shepherd?

MARGARET SHEPHERD: Margaret Shepherd, Riviera Beach. I think Mrs., um, Mary Brabham said it all. That wall is so important for that neighborhood. Um, it's just an accident waiting to happen. And, uh, on the different other walls in the city, uh, we found out it was conducive of what was going on in that neighborhood. So we do ask you to pass that resolution. And we thank you.

CHAIR PRO TEM PARDO: Thank you. Okay. That's the end of comments for the Consent agenda. Do we have a motion to accept the Consent with items 4 and 8 pulled?

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON J. DAVIS: Second.

CHAIR PRO TEM PARDO: Properly moved and second. Madam Clerk?

CITY CLERK WARD: Councilperson Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Unanimous record.

CHAIR PRO TEM PARDO: Okay. Thank you.

MINUTES

1. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD, SEPTEMBER 4, 2013.

2. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD, SEPTEMBER 18, 2013.

RESOLUTIONS

3. RESOLUTION NO. 139-13 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE POLICE DEPARTMENT TO EXECUTE A LEASE/PURCHASE PROPOSAL WITH U.S. BANCORP GOVERNMENT LEASING AND FINANCE, INC. TO FINANCE THE PURCHASE OF NINETEEN (19) POLICE VEHICLES; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AND THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO SET UP A BUDGET FOR THE SAME; AND AUTHORIZING THREE (3) ANNUAL PAYMENTS IN THE AMOUNT \$209,792.42; AND PROVIDING AN EFFECTIVE DATE

CHAIR PRO TEM PARDO: Item 4.

4. RESOLUTION NO. 140-13 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDING THE RENEWAL OF RFP NO. 18808 FOR ONE YEAR AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE RENEWAL SERVICE CONTRACT WITH CINTAS CORPORATION OF WEST PALM BEACH, FLORIDA, TO PROVIDE UNIFORM RENTAL AND CLEANING SERVICES FOR VARIOUS CITY OF RIVIERA BEACH DEPARTMENTS AT AN ANNUAL ESTIMATED COST OF \$90,000; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID CONTRACT; AND AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENTS FROM THE APPROPRIATE OPERATING ACCOUNTS; AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON J. DAVIS: Second.

CHAIR PRO TEM PARDO: Properly moved and second.

COUNCILPERSON T. DAVIS: Oh, hello, Mr. Guy, how you doing?

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Good evening, uh, City Council. Benjamin Guy, Director of Purchasing and Information Technology. Uh, the item before you is a request for renewal of an existing uniform, um, cleaning and rental contract. And I'll be happy to entertain any questions you have regarding that contract.

COUNCILPERSON T. DAVIS: I --

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

COUNCILPERSON T. DAVIS: -- okay. Thank you. No, I just have just one question. Um, so I went through the information from the backup. I couldn't find the initial contact -- the original contract.

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: The contract?

COUNCILPERSON T. DAVIS: The first contract. And I didn't get a chance to -- I actually requested it but I haven't received it yet -- um, to see the initial contract before I decide to -- to renew it.

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: I -- I -- I -- I have a copy. But --

UNIDENTIFIED SPEAKER: I'll get you --

CITY MANAGER JONES: You didn't --

COUNCILPERSON T. DAVIS: Yeah. What? No, I pulled it up.

CITY MANAGER JONES: -- okay.

COUNCILPERSON T. DAVIS: I never received it.

CITY MANAGER JONES: You didn't get a hard copy of the original contract?

COUNCILPERSON T. DAVIS: No.

CITY MANAGER JONES: Okay.

COUNCILPERSON T. DAVIS: I just needed to verify the original date of the contract.

CITY ATTORNEY RYAN: (Inaudible) do you see it? Is the original on there?

UNIDENTIFIED SPEAKER: No, the -- I don't got the original.

CITY ATTORNEY RYAN: Okay.

CHAIR PRO TEM PARDO: You signed off on it.

CITY MANAGER JONES: Pam, pass it down. He's waiting on that document.

CHAIR PRO TEM PARDO: Here you go. Sorry.

COUNCILPERSON T. DAVIS: Thank you. So this is a five-year contract with a renewal -- this is the last year of this particular contract?

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Uh, yes. This is the last renewal. And then -- and then we -- we would go back out. Um, this is part of, um, our contribution to the Southeast Florida Cooperative.

COUNCILPERSON T. DAVIS: Okay.

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Which consists of a lot of local municipalities here in Palm Beach County and Broward County. And that's the one contract where the City of Riviera Beach is actually the lead.

COUNCILPERSON T. DAVIS: Yeah. I just wanted to verify the date. That's all I wanted to do.

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Okay.

COUNCILPERSON T. DAVIS: I didn't get a chance to -- to look at this. Okay.

CHAIR PRO TEM PARDO: Okay?

COUNCILPERSON T. DAVIS: No other questions.

CHAIR PRO TEM PARDO: All right. We good?

MAYOR MASTERS: Madam Chair?

CHAIR PRO TEM PARDO: Yes, Mr. Mayor.

MAYOR MASTERS: Mr. Guy, good evening. How are you, sir?

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Good evening.

MAYOR MASTERS: As you know, I'm always concerned about, uh, minority participation, the workforce, local jobs for local people. Do you -- can you tell me anything about Cintas and their hiring practices or their makeup as far as, um, reaching out to the community for employees?

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Well, I'm -- there -- there -- they have a -- they have a Palm Beach County operation. They also have an operation in Broward County. Um, to the extent that, um, minority participation is concerned, um, they're a small -- they're considered a -- a small business enterprise but not a -- they're not a minority business, no.

MAYOR MASTERS: No, I knew that they're not a minority business. I just wonder about -- I've been there a couple of times and I was just wondering what their, uh, makeup is as far as the business and reaching out to the community in their, uh, recruitment or anything like that that you could shed light on.

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: No.

MAYOR MASTERS: You don't know?

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: No, I'm sorry. I -- I -- I don't --

MAYOR MASTERS: And that's fine.

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: -- I'm not familiar with their --

MAYOR MASTERS: No, I just wanted to know if you knew.

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: -- their recruitment practices.

MAYOR MASTERS: Thank you. Thank you.

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Okay.

CHAIR PRO TEM PARDO: Okay. Madam Clerk?

CITY CLERK WARD: Councilperson Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIR PRO TEM PARDO: Thank you, ma'am.

5. RESOLUTION NO. 141-13 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH THE FEDERAL PROPERTY REGISTRATION CORPORATION OF MELBOURNE, FLORIDA, FOR FORECLOSURE, VACANT AND ABANDON PROPERTY REGISTRATION SERVICES AS PROVIDED FOR BY CITY ORDINANCE 4024 BY PIGGYBACKING TERMS AND CONDITIONS FROM THE CITY OF LAKE LAND REQUEST FOR PROPOSALS NO: 3074; AND PROVIDING AN EFFECTIVE DATE.

6. RESOLUTION NO. 142-13 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, SUPPORTING THE FLORIDA DEPARTMENT OF TRANSPORTATION INSTALLING AN EIGHT (8) FOOT WALL ALONG THE SR710 CORRIDOR (A.K.A. DR. MARTIN LUTHER KING JUNIOR BOULEVARD), FROM NORTH CONGRESS AVENUE TO OLD DIXIE HIGHWAY, IN ORDER TO HELP MITIGATE IMPACTS STEMMING FROM THE SR710 ROADWAY WIDENING PROJECT; AND PROVIDING AN EFFECTIVE DATE.

7. RESOLUTION NO. 143-13 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE 2014 DR. MARTIN LUTHER KING, JR. BUDGET AND ACTIVITIES; AND PROVIDING AN EFFECTIVE DATE.

CHAIR PRO TEM PARDO: Item 8.

8. RESOLUTION NO. 144-13 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF A NEW FORD EXPLORER FROM DON REID FORD AND A NEW CHEVY TAHOE FROM ALAN HOUSING AUTHORITY EXECUTIVE DIRECTOR

HURT FLEET SALES BY PIGGYBACKING THE FLORIDA SHERIFF'S ASSOCIATION CONTRACT NUMBERS 13-21-0904 AND 12-20-0905 IN THE AMOUNT OF \$60,494.99; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 310-1232-572-0-6452 FOR THE VEHICLE PURCHASES; AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON J. DAVIS: So -- second.

CHAIR PRO TEM PARDO: Properly moved and second. Mr. Davis?

COUNCILPERSON T. DAVIS: Thank you. I would like to know, these two vehicles, um, are they designated for -- to -- are they designated for any particular staff?

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Um, currently, uh, these vehicles will replace two vehicles, one currently being used by the Director of Recreation, and the other being used by the Assistant Director and other staff members.

COUNCILPERSON T. DAVIS: Assistant -- now, which one is used for -- by the Assistant Director?

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Uh, the Ford Explorer. Uh, she currently has a --

COUNCILPERSON T. DAVIS: And --

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: -- Ford Explorer and this replaces that consistent with the, um, vehicle replacement plan.

COUNCILPERSON T. DAVIS: Replacement plan, right. Here -- here's the question I have, and I'd like to ask my other board members to chime in on this. I'm looking at, um, saving some money. And when I look at this particular item, I see the Ford Explorer. Then I see a Tahoe. But their duties are very similar. I would like to see could we, uh -- would this board be willing to save some money by purchasing two Explorers versus an Explorer and a Tahoe. And that will save us over \$10,000.

CITY MANAGER JONES: Uh, Council ---

CHAIR PRO TEM PARDO: Okay. Okay.

COUNCILPERSON T. DAVIS: Go ahead.

CITY MANAGER JONES: -- Councilman Davis, we have no -- at least from an administrative standpoint --

COUNCILPERSON T. DAVIS: Uh-huh.

CITY MANAGER JONES: -- have no problems with that change.

COUNCILPERSON T. DAVIS: Okay.

CHAIR PRO TEM PARDO: All right. The only question I'll ask is, um, the interior --

UNIDENTIFIED SPEAKER: We still can't hear.

CHAIR PRO TEM PARDO: Well, I'm sorry.

UNIDENTIFIED SPEAKER: No, I'm just asking can you ask them to turn up the whole (Inaudible).

COUNCILPERSON T. DAVIS: You can't do (Inaudible).

CHAIR PRO TEM PARDO: Uh, the interior of the vehicle, um, will one -- is one vehicle larger than the other vehicle?

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Yes. One --

CHAIR PRO TEM PARDO: You know, because, you know -- will you have -- be able to transport nine people in one vehicle and then, you know, six in the other? Because you need to remember, this is for the Recreation --

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Department.

CHAIR PRO TEM PARDO: -- Department. And they --

COUNCILPERSON J. DAVIS: That's what I was gonna ask.

CHAIR PRO TEM PARDO: -- are constantly transporting people back and forth. Um --

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: And I would like to state, um, you know, for the record, that essentially, um, the -- the Tahoe is replacing a similar-size vehicle currently in use.

COUNCILPERSON T. DAVIS: Okay

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Uh, there -- uh, there's an Expedition in the department now. The Tahoe is just a comparable replacement consistent with, um, the direction that the Vehicle Maintenance Department is going for the larger vehicles. Uh, we're -- you're essentially purchasing the Tahoes and not Expeditions any longer.

COUNCILPERSON T. DAVIS: So we're getting -- we're to move away from the -- the Expeditions and -- and the Explorers. So why do we have the --

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Well -- well, not -- not the Explorers.

COUNCILPERSON T. DAVIS: Okay.

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: On -- on the larger vehicles. Um, on -- on the larger SUVs.

COUNCILPERSON T. DAVIS: Okay.

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: They're moving to the Tahoe as opposed to Expedition.

COUNCILPERSON T. DAVIS: Here's my thing, now, and I'm really -- and I'm not trying to beat no one up or anything like that. But when I look at the Recreation Department, I know we have two big buses. Okay? There are buses that transport our youth back and forth all over the country and they do a great job. But then I look at those particular items that will be used by administrative staff. And we're talking about administrative staff. Um, and I look at Explorer, two Explorers, I can support that. We can save \$10,000 with this particular item because, yes, they do, at times -- we have to transport some people. But we have these buses that are working for us. And that's the issue I would like to look at is how often do those vehicles transport our youth.

COUNCILPERSON J. DAVIS: Madam Chair?

CHAIR PRO TEM PARDO: Ms. Davis?

COUNCILPERSON J. DAVIS: I just -- I just wanted to ask, was there a specific reason or not for, you know -- maybe the, um -- the smaller vehicle, the Ford Explorer, versus the Tahoe. Is it -- you know, was there a specific reason instead of just because you're replacing a Tahoe? Was there a specific reason, as Ms. Pardo was saying, for, you know, maybe carrying stuff around or equipment or transporting it from one place to another or whatever?

DIR. OF PURCHASING AND INFORMATION TECHNOLOGY GUY: Um, I -- I'm -- well, I can't -- well --

CHAIR PRO TEM PARDO: Yeah. Maybe the Parks and Rec. Director --

COUNCILPERSON T. DAVIS: Parks and Mr. Williams.

CHAIR PRO TEM PARDO: -- is here. Maybe he can tell us.

COUNCILPERSON T. DAVIS: Yeah.

CHAIR PRO TEM PARDO: You know, one thing we need to remember, also, um, you don't want, you know -- you don't want to put six people on a bus.

COUNCILPERSON J. DAVIS: Yeah, really.

CHAIR PRO TEM PARDO: You know, the -- the gas is --

COUNCILPERSON J. DAVIS: Uh-huh.

CHAIR PRO TEM PARDO: -- very high for those vehicles. All right. Good evening, sir.

DIRECTOR OF PARKS AND RECREATION WILLIAMS: Good evening. John Williams, Director of Parks and Recreation.

COUNCILPERSON T. DAVIS: Good evening, Mr. Williams.

DIRECTOR OF PARKS AND RECREATION WILLIAMS: Good evening. How are you?

COUNCILPERSON T. DAVIS: Um, do you see that, um, at times in all your programs that you may need to transport youth in your Tahoe or more equipment?

DIRECTOR OF PARKS AND RECREATION WILLIAMS: Yeah, during hurricane season the -- the -- that's one of the main reasons we had a -- we bought the vehicle for, hurricane purposes. But if you're talking about saving \$10,000 and you want to go from a, uh, Tahoe to Explorer, I have no problems with it.

COUNCILPERSON T. DAVIS: Well, I have another question. Is there a need to -- are our buses enough or do we need another bus? That's the question. I'm trying to find out because someone stated about having to transport youth to these programs. At times do we -- do not have enough for our children to get back and forth? Or you have - - may have to substitute your vehicle to help out?

DIRECTOR OF PARKS AND RECREATION WILLIAMS: That could happen, yes.

COUNCILPERSON T. DAVIS: Does it happen quite often?

DIRECTOR OF PARKS AND RECREATION WILLIAMS: It could happen.

COUNCILPERSON T. DAVIS: Okay. Okay.

COUNCILPERSON GUYTON: Madam Chair?

DIRECTOR OF PARKS AND RECREATION WILLIAMS: Yeah.

CHAIR PRO TEM PARDO: Yes, Mr. Guyton.

COUNCILPERSON GUYTON: Um, I -- I've -- I've got a -- I've got a concern that we start micro-managing and telling departments what they need. We have vehicle requests come before us all of the time. No one has ever questioned any of the vehicle requests. Ever. And -- and I'm curious now we're getting into this micromanaging and trying to tell them what they need it for and do they need it for this. And, uh, I think that we're going on a slippery slope now because if we don't question everybody else, that's going to become a problem.

And I can't support questioning because if they do need this size and don't have it, they're going to look at Council and say that, Hey, I tried to get a Tahoe but you all -- so I had to use a big bus. So I -- I'm -- I'm not in support whether the department head says that's okay or not. I'm not going to start trying to dictate to the department heads what they need to do their job. Um, because if they don't do their job and we have provided them with the equipment, then we have a reason then to hold them accountable.

COUNCILPERSON T. DAVIS: Okay.

COUNCILPERSON GUYTON: But if we start interceding and telling them, you know, You need this or don't need that, and we're not the one on the ground day to day, we can't hold them accountable if a situation happen and they needed a Tahoe and didn't have it and we get complaints. So, um, I'm not in support of changing the request. Um, because we have a lot of departments and -- and if we don't do it to the others, the police, the Utility, the Public Works, the -- why are we now slipping [sic] and sliding over with the Recreation? So I won't be supporting a change. Thank you.

COUNCILPERSON T. DAVIS: Okay. So Mr. -- Ms. Madam Chair?

CHAIR PRO TEM PARDO: All right. Mr. Davis, go ahead.

COUNCILPERSON T. DAVIS: Um, Mr. Guyton -- Council -- Councilman Guyton, with all due respect, this has nothing to do with any particular department. I don't want to waste a lot of time on this item. I just had to ask these questions, 'cause if you recall when our police chief came back prior months back to purchase eight Impalas, I had a few questions for the police department. I'm just going to govern across the board. That's it.

I asked Mr. Williams, who's our director, to chime in on what he may need the vehicle for. If he had -- if he verifies that, I have no problem supporting it. I was just trying to find a way to see is it possible that we can save over \$10,000. If it's a need that he need, I have no problem supporting what Mr. Williams want. These are questions that we just may ask.

I have yet to ever stand on one side versus the other. I ask each department when they bring items before the board, whether they like it or not. These just questions we just had to ask. We got a two -- a Tahoe. We got an Explorer. If we need the Tahoe and the Explorer, cool, no problem. But if it's dire need, we need to support it. It's a need that, like you say -- I'd rather have and not need. I can support that. But to say that I'm trying to micro-management or to initiate that, I just don't like that because I've been trying to do the same thing with the police department, the Recreation Department. I'm not trying to show any bias. I come up through the Recreation Department. Mr. Williams has been here since I was a little boy. And I've rode in trucks with him myself. So --

COUNCILPERSON J. DAVIS: He's telling you. Okay?

COUNCILPERSON T. DAVIS: -- it's been a while. But I just -- I just had to ask this question, see how the board felt about this particular item. That's all I'm saying. If the board want to support the Tahoe and Explorer, I support the direction where the board want to go. But this is a question that must be asked.

CHAIR PRO TEM PARDO: Okay. All right.

COUNCILPERSON T. DAVIS: I'm done.

CHAIR PRO TEM PARDO: Okay. Are we good? All right. Madam Clerk?

CITY CLERK WARD: Councilperson Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIR PRO TEM PARDO: Okay. Thank you. That is the end of our Consent agenda.

9. RESOLUTION NO. 145-13 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, GRANTING THE DEFERMENT OF \$172,425 IN BUILDING PERMIT FEES FOR THE RIVIERA BEACH HOUSING AUTHORITY TO CONSTRUCT A 75 UNIT SENIOR RESIDENTIAL BUILDING AND 13 RESIDENTIAL DUPLEXES AT THE FORMER IVY GREEN VILLAGE SITE TO BE KNOWN AS HERON ESTATES FOR A PERIOD OF 11 YEARS AS PART OF THE REQUIREMENT OF THE FLORIDA HOUSING FINANCE CORPORATION'S APPLICATION PROCESS; THE ENTIRE AMOUNT OF \$172,425 WILL BE PAID TO THE CITY IN YEAR 11; AUTHORIZING STAFF TO DRAFT A REPAYMENT AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON J. DAVIS: Second.

CHAIR PRO TEM PARDO: Properly moved and second. Okay. Do we have a presentation?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right. Um, this was a request by the Riviera Beach Housing Authority, um, Mr. John Hurt, for the City to defer payment of some of the building permit fees for a proposed three-story, 75-unit senior residential building and 13 residential duplexes, which is 26 units, at the former Ivy Green Village site located on the west side of Congress Ave., south of Blue Heron Boulevard. Um, Mr. Hurt is here this evening to give a presentation and ask for this deferment.

CHAIR PRO TEM PARDO: Okay. Good evening, sir.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Good evening. Uh, Mayor Thomas and Council. Pleasure for me to be here this evening, uh, to have the opportunity to present --

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

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Yes. I'm John W. Hurt, Executive Director of the Riviera Beach Housing Authority.

CHAIR PRO TEM PARDO: Okay.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Um, here this evening to make a short presentation on our development efforts at the former Ivy Green Village site. Uh, we're in process of trying to redevelop that site in partnership with two different developers. Um, before you this evening is a request for a deferment of building permit fees in order for us to construct a senior community. As Ms. McKinney indicated, the senior community will be 101 units. Will be a 75-unit, uh, three-story building along with 13 duplex units. Um, our development partner for this initiative on the senior building is Norstar. Uh, Norstar is a national development firm that has an office in Florida in the Tampa area. They're experienced in, uh, the construction of public housing and tax-credit communities, and we've procured them through an RFQ process.

This is just a very -- not very good picture of the current site as it currently stands. Uh, as you can see, the site is vacant. As you all remember, all of the units there were demolished, uh, between the years of 2006 and 2008, due to the hurricane damage of the buildings there. The community site has been sitting vacant since that point with previous redevelopment efforts attempted but at this point in time have not been able to successfully bring back units to the site.

This is the master site plan as it stands now. We've met with the City Department on a preliminary basis for this approval. This site plan indicates there are two parcels. If, uh -- you can see a dividing line. That's sort of an L shaped dividing line between the phases. The first phase to your right near the Congress Avenue area is the Senior Community phase that we're discussing tonight. And to the west of that is the Veterans' site that we're developing, which is a 75-unit community that will be a community with veterans' preference.

These are some, uh, preliminary elevations of what the three-story senior building would look like. A similar project, uh, by this developer was developed at the Fort Myers Housing Authority. This will be similar to that. I'll show you a picture in the next slide, but it'll be an L-shaped building, a three-story, and it will provide, you know, adequate affordable housing for the seniors in our community.

This is a floor plan of that, uh, three-story building showing, uh, the first floor and how the units will be situated. These are some elevations of what the duplex units will look like. As I said, there'll be 26 units of these one-story buildings. They will also be for rentals for our seniors in that community. Quite naturally, we are working with our developers to have sustainable strategies, you know, for the development as we build it. We're looking for a green building to be constructed in the community. The -- we're cooperating with them to have LEED certification. We would hope to have a -- a green certification upon the completion of the building. We have been working very stringently with our developing partner to ensure that we have minority and Section 3 participation.

CHAIR PRO TEM PARDO: I'm sorry. Go ahead.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: I'm sorry?

CHAIR PRO TEM PARDO: No. I'm talking to the police officer. Go ahead.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Okay, okay. They -- Norstar Development partner has a consultant that will primarily focus on the recruitment and involvement of minorities and small businesses from Riviera Beach in this process during the construction period, as well as the operational period. Uh, our board members are very committed to ensure that this participation takes place. Our section 3 plan goals are higher than almost any other housing authority in the State of Florida, and they will be very diligent in ensuring that the -- those goals are met. There's a very strong commitment to local hiring. Although there's a general contractor involved with the development partner, we're working with them to ensure that the subcontractors and other, uh, labor will be local contractors and skilled persons from the City of Riviera Beach.

MAYOR MASTERS: Good.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: The financing plan for this particular community, we're seeking 9 percent tax credits from the Florida Housing Finance Corporation. That's why we're before you this evening. The applications are due on November 12th. And as a part of that application process, uh, they are requiring a local governmental contribution of a minimum \$75,000 in order to achieve required points to have a viable application. Um, the construction of this senior community is approximately \$7.5 million, uh, to develop and construct that community. I told you the community is 101 units of 75 units in the mid-rise and 26 units in the one-story development.

Um, I -- we feel we have a very good chance on this application just because of the proximity of our site to all of the required services for a building of this nature. Local

benefit. We feel that the -- the development and construction of this community is going to bring benefits to the City of Riviera Beach, both in jobs and revenue. Some of the information I provided to you in your packet shows what the anticipated real estate taxes will be generated if we're successful in this project. But quite nicely, there'll be other benefits as jobs are created and taxes paid to the local community, uh, goods and services purchased in the construction of this building. Thank you for your consideration. I'll gladly answer any questions that you may have regarding our request.

CHAIR PRO TEM PARDO: Okay. Sir, you can sit down for a second. We're going to take Public Comments and then, uh, the Council will ask questions. All right. We have a card from Mary -- uh, Margaret Shepherd.

MARGARET SHEPHERD: Margaret Shepherd, Riviera Beach. I'm so glad that this program has come back, uh, to the City. It was 52 senior citizens over there. It's only 15 of us that are alive. Ms. Nina Fields, the red hair, she just passed away October 11th. Mrs. Ansel Payne-Doss, she passed away, uh, August the 4th. So it's only 15 of us left out of 52. And it was a very vibrant city. A lot of the residents was looking to come back but, um, I just hope that this City would do right by, um, Ivy Green, to allow people to come back and live. It was a commune living.

A lot of people didn't know, um, and I don't know how I got over there. I just don't have a clue. Every time I think about it -- when I got there all hell broke loose. I was determined they were gonna do right. And when I looked up the federal agencies that place -- and they let us know that they were there to take over, the worst takeover I ever seen in my life.

So I hope that this, uh, director would do well by the citizens. They have waited for a very long time. And a lot of people don't understand it's a city upon a city. You have the post office. You have Walmart. You have Publix. You have I-95. That's what they were fighting over, not the raggedy buildings. It's prime land. I hope you all get the vision. Prime land. And they're ready to build. I hope you grant this resolution to waive these fees so they can move on.

I don't think I'll ever go back into the building. It was -- it was something to really work with. You really have to work with a project like that. But I guess with the new chair, cities -- and councilpersons here that you guys will work very hard to make it a very wonderful, uh, living facility. And I thank the Mayor. You have great people over there now. And, uh, I hope you continue to implore that they do the right thing over there. Great people on that board. And I'm glad I saw Mr. Davis over there the other day. I thank this board.

CHAIR PRO TEM PARDO: Thank you, ma'am. Bonnie Larson?

BONNIE LARSON: Bonnie Larson. I have to admit, I don't know much about the HUD Housing issue. So if I had -- if I have some questions, I'm sure other people do, too. And my first question is are they talking about deferring payments of \$172,425 for a

period of 11 years? Um, why are we deferring that? Also, there must have been RFP sent out for this work. The gentleman mentioned that there were two developers but he only mentioned Norstar. Who is the other one? And why are we taking on -- just curious -- why are we taking this on for -- as far as deferring a payment of that amount for 11 years?

In that RFP, was that mentioned to the other people who may have wanted to do the building there, that that would -- that -- those building permits would be deferred for 11 years so it's a clear playing field? And also, again, I don't understand much about HUD Housing, but how -- how much is this going to cost Riviera Beach now and how much is it going to cost Riviera Beach in the future? And what is Riviera Beach's liability as far as those buildings go? So if we could just have a little bit more information on that. But again, was -- in that RFP, was that told -- was everybody informed that they wouldn't have to pay the permitting fees? And who is the other developer and why aren't they paying? Thank you.

CHAIR PRO TEM PARDO: Thank you. That's the end of, uh, the comments. Can staff answer those two questions, please?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Uh, first of all, if I can remember the -- the questions as she's, uh, presented them, number one, the request for the deferment of the building permit fees is for the application process for the 9 percent tax credits. That's one of the requests within the application itself. Uh, all the developers who are making application under this particular request for application to the federal -- Florida Housing Finance Corporation has to have a local government contribution in order to achieve points, uh, towards that application.

Uh, there were four ways in which to, uh, provide a local government contribution. It would have been a grant or a loan, deferment of fees or waiver of fees. In my discussion with the City Manager and staff as to which may be the best situation for us here at -- in Riviera Beach, the waiver of fees became the most, uh, achievable one.

CITY MANAGER JONES: Deferral.

CITY ATTORNEY RYAN: Deferral.

CITY MANAGER JONES: Deferral.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: The --

CITY ATTORNEY RYAN: Please be careful.

CITY MANAGER JONES: Deferral.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: I'm sorry. Mary always --

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: (Inaudible) the waiver.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- gets me on that. The deferment of fees would be our -- our best approach. Uh, the reason why, uh, the fees are deferred for 11 years is a calculation required by the application. Um, the minimum value of the local contribution is \$75,000. And in order to achieve that \$75,000 under a deferment, there's a -- a factor that must be taken by a greater amount to get the present value of the amount being deferred. And in order to do that, that calculation would have taken that amount times that period of 11 years in order to achieve an amount equal to the minimum \$75,000.

Uh, the other part of the question as to whether the public would have known, this is an application put out by the Florida Housing Finance Corporation that -- that we're making the application for, which is a public document that all developers in the counties of Palm Beach, Broward County and Miami Dade County are responding to.

CHAIR PRO TEM PARDO: Okay. And who is the second developer?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: The second developer, uh, for the Veterans' Preference Community is Related Urban. Related Urban is a subsidiary of the Related Group.

CHAIR PRO TEM PARDO: All right. So you have a contract with Related Group?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: We -- we have a -- a memorandum of understanding and a ground lease that we're working with them on Phase II on the Veterans' site.

CHAIR PRO TEM PARDO: Okay. So the deferment is --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Both --

CHAIR PRO TEM PARDO: -- for Phase I?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: That's -- that's correct. It is for Phase I.

CHAIR PRO TEM PARDO: And what's going to happen when Phase II comes along?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Phase II have -- or is making an application, as well. They were successful in getting a \$900,000 home grant from the County of Palm Beach. And that home grant satisfies their commitment for a local government contribution. So it's two different applications. Uh, their local contribution has already been satisfied because of the grant. As far as the Senior Community is concerned, uh, this is one of the ways that we're -- we're approaching the local government contribution.

CHAIR PRO TEM PARDO: Okay. And when did you sign that memorandum of understanding with Related?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: With Related? The memorandum is being negotiated as we speak.

CHAIR PRO TEM PARDO: Oh, okay. So it hasn't been signed?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: The ground --

CHAIR PRO TEM PARDO: So you're negotiating?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- that -- that hasn't been signed. And -- but the ground lease we entered it --

CHAIR PRO TEM PARDO: Okay.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- to them several months ago.

CHAIR PRO TEM PARDO: Okay.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Which also would have to be revised.

CHAIR PRO TEM PARDO: Okay. Thank you, sir. All right. Do we have anything from the Council?

COUNCILPERSON GUYTON: Um, Madam Chair?

CHAIR PRO TEM PARDO: Yes.

COUNCILPERSON GUYTON: If I may, just a question for clarification for staff. Um, Ms. McKinney, could you come up to the mike, please? On this request for a deferment of fees, as -- as I read through the information, they're only asking for a portion of the total fees. The total, um, permit fees as I read it comes to over \$400,000. Is -- is that correct?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes. That's correct.

COUNCILPERSON GUYTON: So they're only asking for a portion and they will pay the balance on time, the difference between what they're requesting to -- to -- to be deferred for 11 years and the 407,000, which is the total amount?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes.

COUNCILPERSON GUYTON: Okay. So, um, I don't think that was brought out, that if -- this is only a portion of the permit fees that --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right. This is a portion, right, of the permit fees for this -- for that phase.

COUNCILPERSON GUYTON: Yeah. Okay. That's all I have, Madam Chair.

CHAIR PRO TEM PARDO: Okay. Thank you. Ms. Davis, do you have anything? Mr. Davis?

COUNCILPERSON T. DAVIS: Yes, ma'am. So that portion that, um, Councilman Guyton is discussing about the payment --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yeah.

COUNCILPERSON T. DAVIS: -- once they apply for the application, you'll wait to be awarded the funding, correct? And once we receive the award -- well, your governing board receive the award, then we receive the payment immediately then?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No. What -- what the process is, is they'll apply for their grant.

COUNCILPERSON T. DAVIS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: And I think they'll know in January --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- whether they receive it or not.

COUNCILPERSON T. DAVIS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: When they become, uh, notified that they received the grant if they do --

COUNCILPERSON T. DAVIS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- then they'll develop their site plan for the property.

COUNCILPERSON T. DAVIS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: And then they'll submit their site plan application to the City.

COUNCILPERSON T. DAVIS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: And that will get reviewed through the process, Planning & Zoning Board and the City Council.

COUNCILPERSON T. DAVIS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Then they'll -- they'll do their construction plans after the site plan is approved. And when they submit their construction plans for a building permit, they will pay the permit fees.

COUNCILPERSON T. DAVIS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: The difference between the 172 that's being deferred and the total cost of the building fees.

COUNCILPERSON T. DAVIS: Okay. Okay.

CHAIR PRO TEM PARDO: That's it?

COUNCILPERSON T. DAVIS: That's it.

CHAIR PRO TEM PARDO: Okay. I have a couple of questions for you, sir.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Yes, ma'am.

CHAIR PRO TEM PARDO: Um, I was reviewing the budget. Okay. The budget was attached to our backup. And I have a question. Do you have your backup with you?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Thank you.

CHAIR PRO TEM PARDO: All right. In the budget, item 41. You have developers' fees of 12 percent and then under it the Riviera Beach Housing Authority fee of 4 percent or almost \$600,000.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: That --

CHAIR PRO TEM PARDO: What is that?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- that's correct.

CHAIR PRO TEM PARDO: And what is it?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Um, in these situations, uh -- and that's why the developers are in the business. They generate development fees. And on this project, the development fees are upward of 16 percent of the total construction cost. Our memorandum of understanding, because we are an equity partner in this particular development, that we are splitting the development fees, 75/25. So that represents our 25 percent of the development fees. So the Riviera Beach Housing Authority will receive, uh, this amount of money over time in various segments. And these monies will be used to, uh, continue our redevelopment efforts and develop other affordable housing in the City of Riviera Beach.

CHAIR PRO TEM PARDO: Okay. But prior to the seniors moving into this facility, you should have received your 585,000, your development fees, correct?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Um --

CHAIR PRO TEM PARDO: Because it's all -- right?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- we would not have received the -- that total amount. We would receive a total -- a certain percentage at closing.

CHAIR PRO TEM PARDO: Okay.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: We'll receive another percentage when there's -- they call it "substantial completion."

CHAIR PRO TEM PARDO: Okay.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: And then we will receive a final payment, uh, at some later date.

CHAIR PRO TEM PARDO: Right. But that should be prior to the people moving in, right? Because then the facility will be completed.

COUNCILPERSON T. DAVIS: Completed, yeah.

CHAIR PRO TEM PARDO: And then everyone is paid. Correct? I would think that's how it happens. I don't --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Well, not exactly. Uh, some of the fees from the developer are being deferred. Okay? At, you know -- put back in the deal and they'll receive them later in the term. Um, but to try to answer your question as best I can, yes. Both the developer and the Riviera Beach Housing Authority will be receiving some of their development fees, uh, as the building is being occupied.

CHAIR PRO TEM PARDO: Okay, fine. And that's not going to be 11 years from now. So why do we have to wait --

COUNCILPERSON T. DAVIS: Wait for the money, yeah.

CHAIR PRO TEM PARDO: -- 11 years for the money when you're going to have almost \$600,000?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: It -- it -- we have -- we have to do that as I tried to explain earlier and I'll try to do a better job. In order, uh, for us to achieve the minimum \$75,000 by a deferment, they have to do a calculation of the present value --

COUNCILPERSON T. DAVIS: Okay.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- of what we're deferring. So we had to defer a larger amount, the 172,425, as requested for its present value to be the minimum \$75,000 for a term of 11 years. If we shorten that term, then the calculation for the present value of that money changes. And we will not meet the \$75,000 minimum amount. That's just -- that's why I provided you with the table.

CHAIR PRO TEM PARDO: Okay. And my other question for you is, um, your rent plan. All right. So you're showing one-bedroom, one-bath, two-bedroom, one-and-a-half-bath, monthly rent \$200. And then you have two-bedroom, three-bedroom, four-bedroom. So some of these units will be four-bedroom units for seniors?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Uh, no, ma'am.

CHAIR PRO TEM PARDO: Okay. So please explain that.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Uh, that's -- that's just a table that they have. Uh, this is --

CHAIR PRO TEM PARDO: Who has --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: I'm sorry?

CHAIR PRO TEM PARDO: A table who has?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: That's a -- that's just a table that was prepared for this, what they call "rental term sheet." Um, what happens is -- this is what you call a "mixed-income and mixed-finance development." We will have different types of units in this building. There will be tax credit units. There will be project-based voucher units and there will be public housing units. And depending upon, uh, the occupant of the units and what they may qualify for, if they're in the public housing units, they'll pay an amount of 30 percent of their adjusted income.

CHAIR PRO TEM PARDO: Yeah. I understand.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: And --

CHAIR PRO TEM PARDO: I understand how that works with the rental fees. I understand that. But my question is, you know, the units themselves, the one-bedroom up to four-bedroom.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: No, ma'am. We will not have four-bedrooms. The -- we will have one- and two-bedrooms in this facility.

COUNCILPERSON T. DAVIS: Okay.

CHAIR PRO TEM PARDO: Okay. So then this sheet, we -- really shouldn't have been provided to us? This is your rent plan Phase I.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Yes, ma'am. If you look under the two-bedroom, three-bedroom and four-bedroom one --

CHAIR PRO TEM PARDO: Uh-huh.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- it says the total number of units, it says zero. It's just a chart that they drop the numbers in.

CHAIR PRO TEM PARDO: Oh, okay. And then if you move over to the next column it says total units four-bedroom, two-and-a-half-baths -- and then, you know, it has square footage.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Yes, ma'am. If --

CHAIR PRO TEM PARDO: But --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- if those units were being completed that would be --

CHAIR PRO TEM PARDO: Okay. All right. So --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- the square footage.

CHAIR PRO TEM PARDO: -- all right. So someone just put that on there and they shouldn't have?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Yes. Yes, ma'am. It's a chart.

CHAIR PRO TEM PARDO: Okay. All right. Then for staff, I have a question. Is this common practice to defer these kind of, um, you know -- to defer these permit application fees?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I didn't hear the beginning of your question, Ms. Pardo.

CHAIR PRO TEM PARDO: Have we done this in the past, deferred?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Not to my knowledge.

CHAIR PRO TEM PARDO: Okay. And I'm asking because -- and Ms. McKinney, you're aware of this, we have condominiums over on the Island getting ready to put sea walls in because their structures are being compromised. And they came to the City and they asked for a, um, you know -- if we could negotiate a better rate because we're talking a couple hundred thousand dollars for permit fees for these sea walls. And we were told no. You know, we couldn't do that. So now I'm just, you know -- I'm just curious. If we do it for one, why can't we do it for someone else?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Well, one of the distinctions that we discussed was this is a -- I'm not sure if he's quasi but it's a governmental agency.

CHAIR PRO TEM PARDO: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: And this is a grant application.

CHAIR PRO TEM PARDO: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: And this allows them to obtain points to get the grant which makes a different -- it's for affordable housing so it does make it different for something like --

CHAIR PRO TEM PARDO: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- a sea wall or any other kind of development.

CHAIR PRO TEM PARDO: Uh-huh. And then who in the City oversees the Housing Authority? Only because, you know, if you recall, there was an article in the newspaper over the summer and they put in there that the City Council, you know, ratifies everyone who, you know -- every board member. Even though we don't, you know -- we ratify it but each of us do not have a, uh -- a selected person sitting on the board. You know what I mean? So it's almost like --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I -- I think -- yeah.

CHAIR PRO TEM PARDO: -- you know, the way I look at it, I'm putting my reputation on the line. I'm approving this, yet I have absolutely no say over what happens in that agency. Do you recall over a year ago? Remember, I had asked for minutes. It took nine months to get the minutes. So, you know, I -- I have a problem with that. I have a problem with it. I have zero jurisdiction, zero say over this. And, um, you know --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: One thing I did forget to mention, um --

CHAIR PRO TEM PARDO: -- yeah. Please.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- in the resolution it does say that if the Housing Authority does receive the grant that -- that we will then develop a repayment agreement with them for it.

CHAIR PRO TEM PARDO: Right. Oh, okay. A repayment agreement. So --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes.

CHAIR PRO TEM PARDO: Right. So, you know, we'll get the money. But still, we have no say over what goes on in that agency. And that's where, um, I'm torn. I -- I really am.

COUNCILPERSON GUYTON: Um, Madam Chair?

CHAIR PRO TEM PARDO: Yes, Mr. Guyton?

COUNCILPERSON GUYTON: On that same line of not having authority, I have a question for the attorney. Um, what do the statutes say as it relates to appointees? Does it require the mayor or is there an option for the Council to make the appointees?

CITY ATTORNEY RYAN: Madam Chair?

CHAIR PRO TEM PARDO: Yes, Ms. Ryan.

CITY ATTORNEY RYAN: I'm -- I'm going strictly by memory. Uh, because there are a few different statutes that give appointing power to the mayor. As it relates to the Housing Authority, I'm pretty sure that it says that the mayor appoints members to the Housing Authority with, um, the approval of council. So the mayor brings his, um -- the -- the person he wants approved to the council. But you have to -- you do have to basically ratify that person that the mayor selects.

COUNCILPERSON GUYTON: So -- but we're not obligated to ratify, are we, if we're not comfortable with the appointee?

CITY ATTORNEY RYAN: Correct.

COUNCILPERSON GUYTON: Okay.

CITY ATTORNEY RYAN: If you don't ratify, then the mayor would have to go back out and try to find someone else who would satisfy your, um --

MAYOR MASTERS: Ratification.

CITY ATTORNEY RYAN: -- um, satisfy, you know, what -- what it is that you're looking for in a, um -- a board member.

COUNCILPERSON GUYTON: Now, is -- I'm sorry, Madam Chair. I see you're about to ask a question.

CHAIR PRO TEM PARDO: No. I was just going to ask the terms. You know, how long are they on? In perpetuity?

CITY ATTORNEY RYAN: No. I think it's every -- again, and maybe you can speak to it -- I think it's every three years. Do you know how long your board members are on the board?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: The board members, uh, serve -- after the initial board is, uh, created, uh, they serve for a term of four years.

CITY ATTORNEY RYAN: Okay.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Unless they are replacing a current commissioner. Uh, the mayor may make an appointment to serve out the time of that particular commissioner.

COUNCILPERSON GUYTON: And one last question, Madam Chair. Um, Mrs. Ryan, could you -- your -- you indicated that you're going from memory.

CITY ATTORNEY RYAN: Yes.

COUNCILPERSON GUYTON: And I'm sure your memory is accurate. But could you research that for -- for me -- I don't know if others want to know -- as it relates to if there is any flexibility as it relates to appointments to the Housing Authority?

CITY ATTORNEY RYAN: Absolutely.

COUNCILPERSON GUYTON: Thank you.

CHAIR PRO TEM PARDO: And I'm sorry. Um, Ms. Ryan, you said that was state statute?

CITY ATTORNEY RYAN: Yes. That's a state statute.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: That's correct. That's State Statute 421.

CHAIR PRO TEM PARDO: Uh-huh.

MAYOR MASTERS: Madam Chair?

CHAIR PRO TEM PARDO: Yes, Mr. Mayor?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: The Housing Authority -- if I -
- if I may comment --

CHAIR PRO TEM PARDO: Uh, no, sir. Hold on.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Yes, ma'am.

CHAIR PRO TEM PARDO: Mr. Mayor?

MAYOR MASTERS: I just wanted to, um, reply that the -- the governing authority for the, uh, Riviera Beach House -- Housing Authority is who? Is the governing -- who governs the Authority? I mean, who governs the -- the board? Where -- who?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Uh, Mr. Mayor, uh, to answer your question, Housing Authorities are state-chartered.

MAYOR MASTERS: Yes.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: They're created by the states and funded by the federal government. That's why HUD is involved.

MAYOR MASTERS: So HUD basically is the governing overseer of the local entity?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Yeah. They are --

MAYOR MASTERS: Is that correct?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- they are the regulatory agency because they provide most of the funding. When the funding -- when the funds are federal funds supplied by HUD, that it's regulated by HUD. If the Housing Authority has non-federal funds, then they're not regulated by HUD. They would be regulated by whatever the sources of those funds are.

MAYOR MASTERS: Okay. Also I want to go back to -- it's a slide but you can answer the question. I -- I do know what minority is. I do know what Section 8 is. But Section 3, that was what you explained. What is that?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Section --

MAYOR MASTERS: To -- to the public, please.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Oh, yeah. I'm sorry. Uh, Section 3 is, uh, a part of, uh, the federal regulations that require, uh, local participation in jobs and companies when there are federal funds involved. Section 3 has been around for many years. Uh, as an affirmative action officer I was enforcing this in the '70s. But as far as public housing is concerned, ever since the recovery monies were put in effect, HUD has been stringently enforcing Section 3 as application and public housing. Uh, and primarily that's to ensure that the procurement of goods and services are -- involve local residents, members of the project area which is identified as a local community.

MAYOR MASTERS: So basically you -- you basically have to line up to government policies, procedures, what -- what the federal government says you have to do, basically?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: That's correct. We -- we -- the Riviera Beach Housing Authority has a procurement policy that follows the guidelines of the HUD regulations that speaks to, uh, how we procure. And as a part of that, we have a whole Section 3 policy at the Riviera Beach Housing Authority with goals of, uh, participation for the local community and businesses.

MAYOR MASTERS: And if this Council so deemed to defer this payment plan and -- and agree to accept it, this would be -- uh, as Ms. Shepherd said and others may have said, this would be historical for the City 'cause this would be the only, uh, facility for -- for veterans who, uh -- here as far as, uh, the government is concerned and also for --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Phase II.

MAYOR MASTERS: -- seniors; is that correct?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Well, Phase II will have Veterans' Preferences.

MAYOR MASTERS: Phase II.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: And there will be elderly, as well as families in -- in Phase II. Uh, Phase I is a senior community. It may or may not have veterans occupying in that facility. So Phase II is --

MAYOR MASTERS: So basically we're talking about -- go ahead. I'm sorry.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Yeah. Phase II is, uh -- will have veterans' preference.

MAYOR MASTERS: So --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: As priority.

MAYOR MASTERS: -- veteran preference and the other one -- other facility will be senior?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: It'll be seniors. That's correct.

MAYOR MASTERS: Thank you, sir. No further questions, Madam Chair.

CHAIR PRO TEM PARDO: Okay. Thank you. All right. This is for staff. What happens if the Housing Authority goes under? How are we going to get paid? And this happened once before. If you recall 10 years ago or so, the feds came back.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Okay. I think our city attorney might have to answer that question.

CITY ATTORNEY RYAN: Well, that -- that's one reason why we need to do a refinancing agreement if they get the, um -- the funding, because we need to have some default mechanisms in there. Some -- we haven't thought that through. We haven't gotten that far. But if they don't get the -- we're only going to give them the money if they get the funding. However, if something happens in the middle of it, we

need to have something and we will make sure that the financing agreement deals with that issue.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: If -- if I may comment? Um, the senior community will be owned by an entity that's a joint venture between the Housing Authority and the developer. It will be its own entity. And that own -- that entity, Heron Estates, Sr., LLC, as the owner, you know, will ultimately be committed to make that payment, because they'll be the builder and developer. So whether or not -- and I -- I would say very doubtfully that the Housing Authority will go under -- that ownership entity will still be there and be obligated. Uh, the City would have its right to attach the property or any other legal method that they would want to, you know, take to ensure that payment.

CHAIR PRO TEM PARDO: Are you an attorney, sir?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Uh, no, ma'am.

CHAIR PRO TEM PARDO: No, seriously. I'm just asking.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: I -- I'm just -- I'm just an executive director.

CHAIR PRO TEM PARDO: Okay. All right. That's fine. All right. My last question to you is what's going to happen if you don't get the grant?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Um, well, we have plan B and plan C. Uh, plan B is we're going to just try to seek other types of financing in order to develop the property. Maybe -- maybe through the use of 4 percent bonds from the State. Um, we're working every day to identify other financial options in order for us to be able to create affordable housing on the site.

CHAIR PRO TEM PARDO: Okay. Anything else from the board?

COUNCILPERSON GUYTON: Madam Chair?

CHAIR PRO TEM PARDO: Yes, Mr. Guyton.

COUNCILPERSON GUYTON: Um, just a comment. Not -- not to you, Mr. Hunt [sic]. I don't know if anyone else has a questions for you, but I don't. Um, but I am very, um, supportive of progress in this community. And, um, I have learned through experience and my education that there are no guarantees. And oftentimes we do have to, um, sometimes take a chance, um, with staff input to ensure that if it goes belly up, we would have some recourse in order to retrieve any finances that we may be responsible for. But I think it's very important that we understand that the only way we're going to move forward is to take some chances. And I do think that this is one chance that we need to take. Um, it is a need in our community and it's also something that would, um, stimulate economic activity, as well.

So it is my hope that the board members would support this request. Um, because without us stepping out there and giving support to these type of projects, we would never move forward. Uh, and unfortunately, um, we need to move forward in order to generate economic activity in our community. We need to have projects getting off the ground.

So I would hope that the board members would support this and, um, we can start showing the outside, outside of Riviera Beach, that we do, one, have the guts to step out on projects and go forward; and two, that, you know, in addition to the marina, we're on the move on the west side of the tracks, as well, which we don't have much activity. So, um, I'm hoping that we do, tonight, support this and staff would keep us posted about any challenges we may have in the future. Thank you, Madam Chair.

CHAIR PRO TEM PARDO: Okay. Thank you, sir. And before we go to the vote I'll just say this. I would feel much more comfortable about approving this deferment if I knew what the recourse was going to be if something happened to the Housing Authority. We don't have that. You know, our attorney said, you know, she hasn't gotten that far with it yet. So you know, I'm struggling here. Am I willing to risk almost \$200,000 of taxpayer money hoping that everything goes through smoothly? Or is this going to come back and bite us?

And, you know, I don't -- we all want to see redevelopment in this city. You know, come on, I got crucified a couple of years ago because I was trying to do something creative here. And, um -- and you know, I remember Ivy Green. I've been -- I was at, you know, Mrs. Shepherd's house and -- and ate with Mrs. Shepherd and the seniors there. All right? And I would love to see another Ivy Green, you know, bigger and better. But, you know, um, I just have to, you know -- I'm -- I'm really struggling this -- with this. We don't know what the recourse is.

COUNCILPERSON J. DAVIS: Madam Chair?

CHAIR PRO TEM PARDO: And we're --

COUNCILPERSON J. DAVIS: Oh.

CHAIR PRO TEM PARDO: -- you know, we're at --

COUNCILPERSON J. DAVIS: I'm sorry.

CHAIR PRO TEM PARDO: -- a rock and a hard place because they have to file for this grant by next week.

COUNCILPERSON J. DAVIS: Madam Chair?

CHAIR PRO TEM PARDO: Yeah.

COUNCILPERSON J. DAVIS: Did I understand you to say that we will only get an agreement if we -- if they get the money, that we'll come back and get the agreement settled as -- as to how they're going to repay the money?

CITY ATTORNEY RYAN: Right. Because there's no time. As, um, Ms. Pardo said, you know, this issue just came to us and we're trying to accommodate the Housing Authority and help them to get the grant.

COUNCILPERSON J. DAVIS: Uh-huh.

CITY ATTORNEY RYAN: But we have not worked out any of the details. Um, and we decided that it wasn't important to get it done by this meeting.

COUNCILPERSON J. DAVIS: Uh-huh.

CITY ATTORNEY RYAN: Because they may not get the -- the grant.

COUNCILPERSON J. DAVIS: To -- to submit it in time?

CITY ATTORNEY RYAN: And if they don't get the grant then it becomes a -- a moot issue. But, um --

COUNCILPERSON J. DAVIS: So you're saying --

CITY ATTORNEY RYAN: -- there will be a refinance --

COUNCILPERSON J. DAVIS: -- that we only have a week to submit the grant?

CITY ATTORNEY RYAN: Correct.

COUNCILPERSON J. DAVIS: Okay. So --

CITY ATTORNEY RYAN: But they need this promise from you now.

COUNCILPERSON J. DAVIS: -- from the -- okay. To put with the grant.

CHAIR PRO TEM PARDO: A big promise.

COUNCILPERSON J. DAVIS: Okay. I understand. I understand, uh, her concern.

COUNCILPERSON T. DAVIS: Excuse me?

COUNCILPERSON J. DAVIS: But, um, I'm willing to move forward with it. Um, I think that, you know, um, Ivy Green was a -- a real important part of our city. And, uh, you know, I'm -- I'm willing to -- to put my foot out there and -- and go forward and -- with the hope that they'll get it and we can get that structured. Um, I know it's a risk. But, um, I'm willing to go -- go forward on it.

COUNCILPERSON T. DAVIS: Excuse me?

CHAIR PRO TEM PARDO: Uh-huh.

COUNCILPERSON T. DAVIS: Madam Chair?

CHAIR PRO TEM PARDO: Yes, sir.

COUNCILPERSON T. DAVIS: Thank you. Mr. Hurt, uh --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Yes, sir?

COUNCILPERSON T. DAVIS: -- how long have y'all known the deadline for this particular application?

COUNCILPERSON J. DAVIS: (Inaudible).

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Um, this particular RFA came out in, I believe, October. Um, September. I'm sorry.

COUNCILPERSON T. DAVIS: Oh. So this is something that you just found out about in September?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: It -- it came -- came out in September.

CHAIR PRO TEM PARDO: September (Inaudible) November.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Yes. And we knew it was coming but we didn't know what the final makeup would be. Um, I've been trying to, uh, communicate, uh, with various partners in the City --

COUNCILPERSON T. DAVIS: Uh-huh.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- about this application and our needs over the past month.

COUNCILPERSON T. DAVIS: Okay.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: I've, uh -- I've had opportunity to -- to speak with some and, uh -- and not others. Uh, as application come -- came out and we worked with our developer partner to comply with all of the components of it, uh, we tried to, you know, keep as, uh -- as many people informed as we possibly could.

COUNCILPERSON T. DAVIS: But let me ask you a question. Is there anyone or any reason that prevented you from bringing this to a meeting before this one?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Uh, we attempted to get it --

COUNCILPERSON GUYTON: Actually -- actually, they did.

UNIDENTIFIED SPEAKER: Shh.

COUNCILPERSON GUYTON: (Inaudible).

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: We attempted to get it on the last, uh --

COUNCILPERSON T. DAVIS: -- meeting?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- council meeting last month.

COUNCILPERSON T. DAVIS: What happened?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: I'm not sure.

COUNCILPERSON T. DAVIS: I need -- that's what we need to -- that's -- see, someone done put us in a bind right now. Because if this -- let's address that issue.

CITY MANAGER JONES: Yeah. Okay. They originally came to this Council in February of this year.

COUNCILPERSON GUYTON: February.

COUNCILPERSON T. DAVIS: Correct.

CITY MANAGER JONES: And put us on notice that they would be coming back to do this.

COUNCILPERSON T. DAVIS: Okay.

CITY MANAGER JONES: So this isn't the first time --

COUNCILPERSON GUYTON: It's not the first time.

CITY MANAGER JONES: -- we've heard this.

COUNCILPERSON T. DAVIS: Okay.

CITY MANAGER JONES: What the difficulty was --

COUNCILPERSON T. DAVIS: So --

CITY MANAGER JONES: -- that in preparation for the last meeting, there was a need to change some documents.

COUNCILPERSON T. DAVIS: Okay.

CITY MANAGER JONES: And so then it was -- it wasn't totally ready for the last meeting. And, therefore, it had to move to this meeting.

COUNCILPERSON T. DAVIS: But here's the thing. Even if it's not ready, I think -- I really feel like this should have been an item for our agenda for just for discussion. So we can work these things out and be prepared today to understand some of the barriers before we got to this point. That way we don't feel like we're jumping on out on a limb. Because it seems to me as if you was prepared quite a bit of time ago. But for some reason, someone or something prevented you from putting this on the agenda. Is that what you're telling me?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: (No audible response).

COUNCILPERSON T. DAVIS: Yes or no?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Well, we -- we made every effort, uh, to work our way through this application.

COUNCILPERSON T. DAVIS: That -- that's -- thank you. I know where you are. See, we really need to expose people or this system that's putting this board in this particular situation. And right now, we're in a position to do that. You -- if you done your job and you were trying to do something to the good and the betterment of Riviera Beach, I commend you for it. But if somebody was blocking us from moving forward a long time ago, we need to deal with that issue because we shouldn't be feeling like we have to jump out on a limb when we could have been prepared a long time ago.

CITY MANAGER JONES: Councilman Davis, can I respond to that?

COUNCILPERSON T. DAVIS: Yes, ma'am.

CITY MANAGER JONES: I did not block this.

COUNCILPERSON T. DAVIS: Well, I ain't saying you.

CITY MANAGER JONES: No. But that's where it's -- when you say that, it rests with me.

COUNCILPERSON T. DAVIS: Okay. Okay. It wasn't you, though.

CITY MANAGER JONES: But I have to -- but I have to be the one to respond for this staff.

COUNCILPERSON T. DAVIS: Thank you. Okay.

CITY MANAGER JONES: So when an item comes, if it is not totally ready --

COUNCILPERSON T. DAVIS: Uh-huh.

CITY MANAGER JONES: -- I'm not gonna bring it to you.

COUNCILPERSON T. DAVIS: Okay. So -- okay. Hold on.

CITY MANAGER JONES: And that's the difficulty that we ran --

COUNCILPERSON J. DAVIS: So how is it not ready?

CITY MANAGER JONES: -- into. So that we could make sure --

COUNCILPERSON T. DAVIS: Okay.

CITY MANAGER JONES: -- what the exact dollar amount was --

COUNCILPERSON T. DAVIS: Okay.

CITY MANAGER JONES: -- the 400,000 -- because it wasn't until 10 days ago that we realized and calculated sitting down with staff what the true total fees were going to be.

COUNCILPERSON T. DAVIS: Uh-huh.

CITY MANAGER JONES: 'Cause we were thinking it was something less than that. And then when I called staff in --

COUNCILPERSON T. DAVIS: Uh-huh.

CITY MANAGER JONES: -- staff said, No, that's not the total figure.

COUNCILPERSON T. DAVIS: Okay.

CITY MANAGER JONES: And so then they had to go back, recalculate that and that's how we know we're up to \$400,000 totally.

COUNCILPERSON T. DAVIS: Okay. For that --

CITY MANAGER JONES: And not --

COUNCILPERSON T. DAVIS: -- or -- okay.

CITY MANAGER JONES: -- 172,000 in building permit fees.

COUNCILPERSON T. DAVIS: So when did we complete that process of making that decision before bringing it to -- what, that happened last week?

CITY MANAGER JONES: The agenda went out last Wednesday. We met -- so that was a week ago. We did that 10 days -- 12 days ago.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: No. A week ago.

CITY MANAGER JONES: 'Cause we met on that Monday.

CITY ATTORNEY RYAN: We met -- we met --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No. We met on a Wednesday afternoon.

CITY ATTORNEY RYAN: -- I think we met on Wednesday. The agenda went out Thursday.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: And we started working on it.

CITY MANAGER JONES: Oh, and the agenda went out Thursday. So a week ago.

COUNCILPERSON T. DAVIS: Okay.

CITY MANAGER JONES: So that we could get the agenda published a week in advance.

COUNCILPERSON T. DAVIS: Okay. When is the application's deadline to be submitted for you, for, um, the Housing Authority?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Uh, this application is, uh, due Tuesday, November the 12th.

COUNCILPERSON T. DAVIS: Which is next -- next Tuesday?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: That's Tuesday coming. And, uh, developers are -- will probably have to hand-deliver it on Monday.

COUNCILPERSON T. DAVIS: Let -- okay. Let me ask, uh, Attorney -- our Attorney Ryan. Do you feel like -- how -- tell me what -- what your input would -- should we move forward -- consider moving forward on this? Is it safe to move forward on this?

CITY ATTORNEY RYAN: Let me -- let me say this. This is how this -- we -- and we talked about it and we met with Mr. Hurt, as well.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: We only have a limited amount of information.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: Um, the only way that I was made comfortable was to get, um, the Housing Authority to agree that if they got the grant --

COUNCILPERSON T. DAVIS: Uh-huh.

CITY ATTORNEY RYAN: -- that we would do an interlocal agreement or a refinancing agreement that laid out all the details. I don't want to just have this resolution sitting out there saying they will pay us back in 11 years.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: So as long as it's clear to everyone -- and you know, I -- one of the things that I expressed to Mr. Hurt was that I -- we don't know what the parameters of the grant are.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: So they -- they may say something like it -- there can't be any strings attached. Um, we may not be able to put a lien on the property if they don't pay. I don't know. So I can't really answer that question until we get the -- until we get to that point.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: But am I -- am I okay with --

COUNCILPERSON T. DAVIS: Well --

CITY ATTORNEY RYAN: -- the Council moving forward to at least let them get in the application process? Yes.

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

CITY ATTORNEY RYAN: With the caveat that this must come back if they are approved. And, um --

COUNCILPERSON J. DAVIS: Madam Chair?

COUNCILPERSON T. DAVIS: Okay. Do we -- I don't --

CHAIR PRO TEM PARDO: One second, please. So what happens if they get the grant and then you negotiate something, you know, an agreement, an 11-year agreement, and, you know, it's not, um, you know -- it's -- it's something that they refuse to sign?

CITY ATTORNEY RYAN: Then --

CHAIR PRO TEM PARDO: And we find out that we can't put liens or anything? Then -- then what happens? Then we just have to go along with the grant?

CITY ATTORNEY RYAN: No. We will not go along with it. And I believe that they have to turn this -- do you return this resolution in with your application? I think you have to turn it in.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: That --

CITY ATTORNEY RYAN: An application (Inaudible) --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- that's correct. There's a form, uh, in your packet that --

CITY ATTORNEY RYAN: We specifically say --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: -- has to be submitted.

CITY ATTORNEY RYAN: Well, in the -- and in the section --

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: And --

CITY ATTORNEY RYAN: -- section 2 we specifically stated, "The City and Housing Authority will enter into a repayment agreement if RBHA is awarded the tax credit by Florida Housing."

COUNCILPERSON J. DAVIS: Madam Chair?

CITY ATTORNEY RYAN: Um, I -- I can assure you, Ms. Pardo, that, um, if -- if they don't agree to our terms, we will be bringing this back to this --

CHAIR PRO TEM PARDO: Right.

COUNCILPERSON J. DAVIS: Madam Chair?

CHAIR PRO TEM PARDO: And then it still goes back, you know? You're entering into this with the Housing Authority. And again, what happens if something happens and, you know, 10 years ago we didn't think anything was going to happen.

CITY ATTORNEY RYAN: Right.

CHAIR PRO TEM PARDO: And, you know, the feds came in and shut it down.

CITY ATTORNEY RYAN: I'm certainly not going to tell you that there is no risk. I'm not going to say that.

CHAIR PRO TEM PARDO: Absolutely. Okay, Ms. Davis. I'm sorry.

COUNCILPERSON T. DAVIS: Yeah.

COUNCILPERSON J. DAVIS: You know, I -- I think that, um, regardless of what happens -- and I know, Ms. Ryan, you're going to do whatever you need to do -- I think \$172,000 is a -- is a small price to pay to provide our seniors with quality housing in this city. Um, and, you know, it -- we -- we had it but it was very rundown and -- and all of that. So I -- I think this is just a drop in the bucket to get to that point where we can provide the housing that's needed for senior citizens here.

COUNCILPERSON GUYTON: Um, Madam Chair?

CHAIR PRO TEM PARDO: Yes?

COUNCILPERSON GUYTON: Uh, one last comment, too. We're having discussions as if they're requesting us to go into our general fund and take some money out. The only thing they're asking is when they are required to pay us construction fees --

COUNCILPERSON J. DAVIS: Uh-huh.

COUNCILPERSON GUYTON: -- to defer a portion of it.

COUNCILPERSON J. DAVIS: Uh-huh.

COUNCILPERSON GUYTON: So we're not going into our pockets and taking out 172,000 and handing it to them and then they have our money.

COUNCILPERSON J. DAVIS: It's what-ifs.

COUNCILPERSON GUYTON: Uh, but one thing that I am absolutely certain about --

COUNCILPERSON T. DAVIS: Uh-huh.

COUNCILPERSON GUYTON: -- if they don't keep their end of the bargain, a resolution is not a binding contract and we can tell them to go jump in the lake. So we have options to get out of this if it doesn't go -- am I correct, um --

CITY ATTORNEY RYAN: Yes. You're -- you're correct. That's why we're going to do the agreement.

COUNCILPERSON GUYTON: Okay. So -- so I'm -- this is not like it's a binding agreement. We can't change it and -- and if they don't hold their side of the deal, we're stuck with it. That is not the case. So it is my hope that we can move forward and progress because there is an opportunity for us to have a nice project in our city that can be --

COUNCILPERSON J. DAVIS: Absolutely.

COUNCILPERSON GUYTON: -- um, something that we can feel proud of and other communities can look at us -- and they have gotten a 900,000 grant from the County for part of this project. So it is my hope that since we're not really going to lose anything and we can always get out of it, could we please move forward and deal with those issues when they present themselves? Because we would have that opportunity to. Thank you.

MAYOR MASTERS: Madam Chair?

CHAIR PRO TEM PARDO: Yes, Mayor and then we're going to the vote. Go ahead.

MAYOR MASTERS: My -- my final comment. Um, I just want to be on the record: for the seniors, yes. For the veterans or the veteran preference, yes. I'm satisfied after hearing the attorney that there are -- and Mr. Guyton, there aren't any irreparable harm - there isn't any irreparable harm to the City. I think in good faith we owe it to our seniors and we owe it to our veterans and I support that a hundred percent. And it's historic that the mayor and Mr. Guyton are on the same page tonight so I'm really for this.

COUNCILPERSON GUYTON: Please don't make a note of this.

CHAIR PRO TEM PARDO: Madam Clerk?

CITY CLERK WARD: (No audible response).

CHAIR PRO TEM PARDO: Madam Clerk?

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Dawn Pardo?

CHAIR PRO TEM PARDO: No.

CITY CLERK WARD: That vote passed with Councilperson Dawn Pardo dissenting.

CHAIR PRO TEM PARDO: Okay. Thank you.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Thank you.

CHAIR PRO TEM PARDO: This is a little after 7:00. Thank you, sir. Good luck to you.

END OF CONSENT AGENDA

PETITIONS AND COMMUNICATIONS FOR FILING

CHAIR PRO TEM PARDO: Petitions and Communications for Filing?

CITY CLERK WARD: We have none.

CHAIR PRO TEM PARDO: Thank you.

AWARDS AND PRESENTATIONS

CHAIR PRO TEM PARDO: Awards and Presentations, nothing tonight.

PUBLIC HEARINGS

CHAIR PRO TEM PARDO: Public Hearings. Ordinances on Second Reading, item 10.

ORDINANCES ON SECOND READING

10. ORDINANCE NO. 40-36, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REPEALING CHAPTER 2, ENTITLED "ADMINISTRATION", ARTICLE V "PER DIEM AND TRAVEL EXPENSES" OF THE CITY'S CODE OF ORDINANCES; PROVIDING FOR REPEALER AND CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON J. DAVIS: So moved.

COUNCILPERSON GUYTON: So -- second.

CHAIR PRO TEM PARDO: Properly moved and second. We do not have any comment cards. This is, uh, on second reading. Do we have any questions, Council? Okay, Madam Clerk.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Dawn Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIR PRO TEM PARDO: Thank you.

ORDINANCES ON FIRST READING

CHAIR PRO TEM PARDO: Item 11. Uh, I'm sorry, Ordinances on First Reading. Item 11.

11. ORDINANCE NO. _____ AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ABANDONING A PORTION OF AVENUE 'N', APPROXIMATELY ONE HUNDRED AND TWENTY (120) FEET IN LENGTH AND FIFTY (50) FEET IN WIDTH, TOTALING SIX THOUSAND (6,000) SQUARE FEET, AS SHOWN ON THE INLET CITY PLAT, PLAT BOOK 7, PAGES 27 & 28; LOCATED SOUTH OF SR710 (ALSO KNOWN AS DR. MARTIN LUTHER KING JR. BOULEVARD), AND NORTH OF WEST 7TH STREET IN ASSOCIATION WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION'S SR710 ROADWAY WIDENING PROJECT, IN ORDER TO ENABLE THE ESTABLISHMENT OF AN EIGHT (8) FOOT WALL ADJACENT TO PROPERTIES ALONG THE SR710 CORRIDOR PER THE REQUEST OF THE AREA RESIDENTS AND PROPERTY OWNERS; PROVIDING FOR CONFLICTS, SEVERABILITY AND RECORDING; AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON J. DAVIS: So moved.

COUNCILPERSON GUYTON: Second.

CHAIR PRO TEM PARDO: Properly moved and second. Good evening, Ms. McKinney.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Good evening. I'm Mary McKinney, Director of Community Development. And this is a request that had been initially prompted by the residents and property owners on the south side of State Road 710 between Avenue O and Australian Avenue. And they requested the City abandon a portion of Avenue N in order to enable the construction of the continuous eight-foot wall along the corridor. Um, this section of Avenue N is about 120 feet in length and 50 feet wide. The Department of Transportation owns both sides of the property on either side of the abandoned -- of Avenue N. And the Planning & Zoning Board did recommend approval of this on October 24th. Thank you.

CHAIR PRO TEM PARDO: Okay. Thank you. We have one Public Comment card. Mary Brabham.

MARY BRABHAM: Good evening, Mary Brabham, um, Riviera Beach. As you all know that, um, when we were in the meetings at FDOT, uh, that was held over in that location, our main concern was that the school always have a lot of access within that road there. And just to let the residents know, it's only one side, and that's on -- only one side of Avenue N will be closed. It is not -- the school-side area will not be closed. So I definitely wanted the residents to understand that, because that was our main concern when we were at the meetings that this portion of -- of Avenue N, that it has that access where -- where in that road there where that school part will not be closed.

So I am asking that, uh -- that with the council approval, that you all do consider that because that was also what the residents' main focus was on Avenue N. We knew that it would be some closure but we did not want where that school on that side -- on the north side of that school there closed where that -- where that entranceway was for that

school. Because we do need -- we do need that -- that portion there. So it is only -- only one side of Avenue N. So I'm asking the council to please take that into consideration because this is also what all of those residents were saying. It was made clear of what was being proposed there and our concern was that school. Thank you.

CHAIR PRO TEM PARDO: Thank you, Ms. Brabham. All right. Anything from council?

COUNCILPERSON T. DAVIS: Madam Chair?

CHAIR PRO TEM PARDO: Yes, Mr. Davis.

COUNCILPERSON T. DAVIS: I have a question for staff. Um, when it comes to an abandonment of roads, before this came up before Planning & Zoning, did we, um, give out a public notice?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: We did a notice in the newspaper and then for this meeting we mailed out notices to residents within 500 feet -

COUNCILPERSON T. DAVIS: So when we did the notice in the newspaper --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- of that (Inaudible).

COUNCILPERSON T. DAVIS: -- when did we do that? Did we do that before the, um -

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Um, before the Planning & Zoning Board meeting.

COUNCILPERSON T. DAVIS: -- two weeks prior, roughly?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Probably at least 10 days.

COUNCILPERSON T. DAVIS: Okay. Okay. Uh, do we have -- so let me ask you a question. What do we have in place now? Do we have a policy or some structure in place to address all the abandonments as we move forward?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I'm not exactly sure what you're asking.

COUNCILPERSON T. DAVIS: Because I notice when we had the meeting back in July --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes.

COUNCILPERSON T. DAVIS: -- over at Newcomb Hall --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes.

COUNCILPERSON T. DAVIS: -- we was to -- we was having discussions about the wall.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes.

COUNCILPERSON T. DAVIS: But the actual abandonment of the road was never discussed in that meeting.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No.

COUNCILPERSON T. DAVIS: It was never discussed. And I was at that meeting with quite a few people. But the priority that was talked -- spoken about was the actual wall.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes.

COUNCILPERSON T. DAVIS: But the process of the abandonment of the road was never spoken about. Have we done a sound study?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Well, since -- no. We didn't do a sound study. Um, the Department of Transportation would have done the sound study. The eight-foot wall is not for sound.

COUNCILPERSON T. DAVIS: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: The minimum wall that DOT will put up for sound is 12 feet.

COUNCILPERSON T. DAVIS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: The residents didn't want 12 feet.

COUNCILPERSON T. DAVIS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: But they did want a wall. Um, Councilmember Davis had met with a majority of the residents or that surround State Road 710 on both sides of the road, all the way from Congress to Dixie Highway.

COUNCILPERSON T. DAVIS: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Um, they were all in support of the eight-foot wall. You know, to buffer them from traffic impacts.

COUNCILPERSON T. DAVIS: Yeah. I just -- I just want to make sure --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: It's --

COUNCILPERSON T. DAVIS: -- that they are aware of the actual study so when these walls go up and if their sound is not buffled [sic] the way they anticipate it and they didn't know what the study was, they need to be explained now at this point what the study said so they don't get caught off guard if these walls go up and there is quite a bit of sound coming through those walls.

COUNCILPERSON J. DAVIS: Madam Chair? If I may?

CHAIR PRO TEM PARDO: (No audible response).

COUNCILPERSON J. DAVIS: Um, the, uh, sound study was done based on the 12-foot wall. Um, that -- that is considered a sound-barrier wall. And because, uh, the residents wanted an eight-foot wall, there was no study required. Uh, this is a wall that, um, I -- I believe that the residents agreed upon because they felt that the six-foot wall really wasn't enough, but an eight-foot wall, um, made them feel -- gave them a little bit more of a feel that they were protected from the soot and the grime and the, um -- the noise and all of that in addition to some landscaping.

So, um, we went and met with -- actually walked the area. Ms. Brabham assisted with that. And met with those, um, residents who live on Seventh Street who are asking for this abandonment. Um, there are letters, though they're not here right now, but I do have them. There's one from police, one from Fire, that there are no impacts to their level of service to those areas. So, um, this is what the residents on Seventh Street want, um, in addition to all of the other residents along that thoroughfare, Seventh, Eighth, Ninth Street, 10th Street, um, who want the eight-foot wall.

COUNCILPERSON T. DAVIS: Madam Chair?

CHAIR PRO TEM PARDO: Yes, Mr. Davis.

COUNCILPERSON T. DAVIS: All right. And I was in the -- every last one of those meetings myself. I walked that area. I spoke to those residents and I support it. I just want to make sure they're educated on every component of this issue. And the noise study, the results of the noise study of an eight-foot wall, they need to know that. Because when it happens, I don't want to be having another meeting to talk about something that we can be doing now. And that's what I'd like to make sure that we do is have that noise study.

COUNCILPERSON J. DAVIS: Again -- again, there is no study for the eight-foot wall. Not a noise study.

COUNCILPERSON T. DAVIS: So they're -- in other words, you're telling me the residents are aware of that?

COUNCILPERSON J. DAVIS: Yes.

COUNCILPERSON T. DAVIS: So the residents -- the residents are aware there's no noise study for the eight-foot wall?

COUNCILPERSON J. DAVIS: Yes.

COUNCILPERSON T. DAVIS: Okay.

CHAIR PRO TEM PARDO: Right. And there was also a meeting with, uh, FDOT.

COUNCILPERSON T. DAVIS: Uh-huh. Okay.

CHAIR PRO TEM PARDO: They came in and they talked about the study.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right.

COUNCILPERSON T. DAVIS: You're nodding your head so I --

CHAIR PRO TEM PARDO: You know, so I think --

COUNCILPERSON T. DAVIS: -- okay. All right.

CHAIR PRO TEM PARDO: -- everyone's cool with it.

COUNCILPERSON T. DAVIS: No, I was making sure.

CHAIR PRO TEM PARDO: All right. All right.

COUNCILPERSON T. DAVIS: All right.

CHAIR PRO TEM PARDO: Anything else? All right. Thank you, Ms. McKinney. Madam Clerk?

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Dawn Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIR PRO TEM PARDO: Thank you.

12. ORDINANCE NO. _____ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 31 OF THE CODE OF ORDINANCES ENTITLED "ZONING", BY AMENDING ARTICLE VI ENTITLED "SUPPLEMENTAL DISTRICT REGULATIONS", BY AMENDING SECTION 31-547 ENTITLED "WALLS AND FENCES" TO ALLOW ELECTRIC FENCES BY SPECIAL EXCEPTION IN THE LIMITED INDUSTRIAL (IL) ZONING DISTRICT; PROVIDING FOR SEVERABILITY, CODIFICATION AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

CHAIR PRO TEM PARDO: We will go to Public Comment. Our first comment is, um, John Miller.

COMMENTS FROM THE PUBLIC -7:00 PM Non-Agenda 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 comments from the public shall begin immediately after the item has been concluded.

JOHN MILLER: I'm looking at that clock (Inaudible).

MAYOR MASTERS: Happy birthday, Mr. Miller.

JOHN MILLER: All right. Um, start that clock 'cause I want to use my three minutes. But what I want to do is I want to say something positive first and then I am going to make a little -- if I have a little bit of time left I'm going to make a comment of some of the things I've heard. First of all, John Miller, 1290 Manor Drive, Singer Island, Riviera Beach. All right? Um, Dawn Pardo, I want to thank you for everything you've done for moving this, uh, substation, the Ambassador Program with Tony, and all of you guys.

CHAIR PRO TEM PARDO: Right. All of us.

JOHN MILLER: I've talked to everyone of youse individually.

CHAIR PRO TEM PARDO: Yeah.

JOHN MILLER: I sat and talked with youse. You probably -- you know, you don't even want to look at me anymore because I'm a pain in the butt. But listen, if I feel something's right, I'm not stopping. All right? And understand that. Because we do need that -- we do need -- the Ambassador Program's great. It's going to help the

businesses over there. That 7-Eleven's down. You're moving forward, like you're saying. Things are happening. Good things, which is going to bring money back in here. It's going to -- it's going to -- it's going to be a ripple effect. Eventually maybe we'll have that Buddy's and everything else down over there. And --

CHAIR PRO TEM PARDO: We're getting there.

JOHN MILLER: -- some of the -- some of the element that's over there is going to be pushed out. Uh, some of the bad element. And I'm talking about the -- you know, the crime part of it. Um, so I want to thank you all of youse for -- in other words, the moving forward for this, because it is a huge issue for especially the homeowners, the single-family homeowners over on Singer Island. And that is with the police.

You have to understand that, uh, we pay a lot of money over there. You know, we pay - - we pay. We're residents. We pay huge dollars in taxes. And we deserve the police over there. I don't see the chief here because I'm pro -- I'm obviously pro, um, law enforcement. My son's -- my son's in law enforcement, New Jersey. I had a father-in-law that was a lifetime state trooper in New Jersey. All right? So full respect for police. Police presence is great. And police presence will keep some crime down. It will not drive every -- everything out. I understand that. But we need the police over there. We don't need a substation with nobody in there, though.

And guess what? Me, I'm going to be watching and there's other people that are going to be watching. So no eyewash, please. Understand that when there's time for emergencies, they're going to have to pull them out. All right. I'm going to get away from that.

Terence Davis. Mr. Davis, I listened to you talk about that, the first thing you talked about, about the, uh -- the two vehicles. Great point. Uh, Mr. Guyton, I don't think he's trying to micromanage. What he's trying to do is \$10,000 -- it's not chump change. You're -- I know you talk about 172 but 10,000 -- you got people here on the poverty level. You know, what would you do with that 10,000? You might be able to put it to use for something else. It's not going to change your vote but please, work together. We're not Washington. You guys are doing a good job.

COUNCILPERSON T. DAVIS: Thank you.

JOHN MILLER: But understand this. Every dollar counts. And we're not talking about \$100. 10,000 is something. Davis, good job. Keep it up. Thank you.

COUNCILPERSON T. DAVIS: Thank you.

CHAIR PRO TEM PARDO: Thank you. Fane Lozman.

FANE LOZMAN: Fane Lozman. That's an interesting comment that previous, uh, speaker talked about. Every dollar counts. I got a phone call at 5:00. Channel 12 ran a story tonight about \$400,000 worth of legal fees being spent in a case that could have been settled for 100,000. I personally have \$300,000 in legal fees for my Supreme

Court case that I've not been compensated for. I have not been compensated for my home. I submitted to the Court a couple weeks ago \$167,000 is what it's going to cost to make me whole, to replace my home.

Now, I asked the City not to destroy it. I offered to put up a bond, said, "Leave it at the marina." They said no. They want to be vindictive. They wanted to destroy it. Well, now the Court is going to have to award me something because I won. I was right. Pam Ryan and the city council at the time, they were wrong destroying my home. They should have left it right in that marina; then you wouldn't be on the hook for that bill, for my legal fees and for some valuation of my home. Maybe it's 25 grand I'll get. Maybe it's 100. We don't know. But I'll get something because I'm what's called the "prevailing party." I won. And remember, the City sued my home. The City went with three U.S. Marshals and arrested my home. The City sent me back my rent check to make a phony maritime lien. Now, the -- the Supreme Court saw right through the nonsense that the City came up with. The voters should see through that this March.

Now, The Palm Beach Sun has run a story, came out yesterday. Got a cartoon on the cover called the Guyton Legacy. And we're talking about money that needs to be collected. There's a public record on, uh, the Palm Beach County Clerk's Office, book number 92531914. And this is the City of Riviera Beach sued Mr. Guyton and got a final judgment 17 years ago for \$1,948. The City sued Mr. Guyton. Right here. We got it blown up. You can also go and get it off the clerk's website. That's supposed to be accumulating interest. That judgment has not been satisfied.

There's no record of that judgment being satisfied in the official records of Palm Beach County. Maybe it got lost by the clerk's office. Maybe not. But somebody who's getting a salary from the City, okay, should pay off their final judgment. It should be garnished from their salary. So we have a four-page story. We go over a lot of the interesting information that's available for anybody to find. All right. I'm going to leave a copy of this for the record with the clerk.

CHAIR PRO TEM PARDO: Okay. Thank you, sir. Uh, Mary Brabham.

COUNCILPERSON GUYTON: Mrs. -- Ms. -- Madam Chair?

CHAIR PRO TEM PARDO: Yes, Mr. Guyton?

COUNCILPERSON GUYTON: And Mr. Lozman just made --

CHAIR PRO TEM PARDO: Ms. Brabham, we'll be with you in a second, please. I'm sorry, sir.

COUNCILPERSON GUYTON: Mr. -- Mr. Lozman just made an accusation that -- you know, I'm one of those people, I deal with my issues head on. Very quickly, down in Miami there was a bullying issue with one of the players. There's been a lot of discussion about how to deal with bullies of late. The psychiatrists have been having discussions. One of the things that's said, you have to deal with the bully head on. You

can't ignore him. You can't let him come in and walk away unscathed because a bully go take the avenue of least resistance.

You don't respond, they're going to keep coming back, coming back, coming back, coming back. Mr. Lozman is a bully. And he knows that he doesn't intimidate me. That was for you all. 'Cause he know it doesn't move me one way or the other. But let me just address that. He spoke about a cartoon. I went through the court documents of a case that Mr. Lozman had and there was some cartoons. One of the cartoons had Mr. Lozman in a compromising position with another man begging him not to say anything about the Lozman -- the Las Vegas case where he was rumored to have committed a sexual assault.

FANE LOZMAN: You're out of order for (Inaudible).

CHAIR PRO TEM PARDO: Sir.

COUNCILPERSON GUYTON: I -- I didn't say anything when you spoke.

CHAIR PRO TEM PARDO: Sir, you're out of order.

COUNCILPERSON GUYTON: Thank you very much.

CHAIR PRO TEM PARDO: All right. Let's wrap this up, please, Mr. Guyton.

COUNCILPERSON GUYTON: Okay. I'm -- I'm -- I'm about to wrap this up. But Mr. Lozman spoke about what we're going to have to pay him. And -- and the facts of the matter are that Mr. Lozman has not -- Mr. Lozman has not gotten a judgment on us in his admiralty case where he's saying that we're going to have to pay him for his boat, for his, um, attorney fees. And Mrs. Ryan, I'd like for you to just share with the, um, residents of this city -- I know what happened to that case. Would you share with the residents what happened to that case where he's coming up here alleging that somehow he's going to get paid?

CITY ATTORNEY RYAN: Okay.

COUNCILPERSON GUYTON: That -- very brief. I'll tell you.

CHAIR PRO TEM PARDO: Very brief.

CITY ATTORNEY RYAN: Okay.

COUNCILPERSON GUYTON: It was dismissed.

CITY ATTORNEY RYAN: Right.

COUNCILPERSON GUYTON: Was it dismissed?

CITY MANAGER JONES: No.

CITY ATTORNEY RYAN: Well --

CHAIR PRO TEM PARDO: All right. Let's do this briefly because we are in Public Comment.

COUNCILPERSON GUYTON: Okay.

CITY ATTORNEY RYAN: Okay. As everyone knows, um, Mr. Lozman won the, um, Supreme Court case and he stood at the mike and said he was getting \$300,000. Now you heard him stand at the mike and say he'll take whatever he can get. He'll take the \$25,000 bond that the City put up. Um, he, uh, initially asked the Court to rehear the case. The Court dismissed the case instead. Um, he continues to, um -- to ask for an evidentiary hearing and, um, this last attempt that he made a couple of weeks ago, the judge referred it to the magistrate on the issue of, uh -- I'm assuming on the bond. We have not gotten anything from the magistrate.

City is preparing its response. He has asked the -- the Court to award him -- I want to say over half a million dollars. Not just the -- he's asking for the value of the boat, which as I've repeatedly, the Court surveyor valued it at about \$7,500. Um, he's asking for, as Mr. Guyton stated, uh, his living expenses, his groceries, his -- for all kinds of stuff. And he's asking the Court to award sanctions against our attorneys for doing their job in the same amount -- I -- I believe it's around \$272,000.

While I'm on that, I want to make a comment about -- and I was going to do this in my comments but I want to do it now. A comment about the -- the "waste watch" that was apparently on the news tonight. I have not seen it. Um, I will watch it after this meeting. But I will tell you, what -- what's shocking to me is that attorneys just like Mr. Lozman will stand and complain when they are beaten. Um, the attorney in the case that was discussed in that, um, waste watch is an attorney who filed a case against the City. He represented, um, a -- I'm going to say a known drug dealer because that's what's in the court records. He filed a suit against the City and two of our officers in state court and in federal court. The City, you know -- he said something about settling it for \$100,000. I assure you that at no point was Mr. Ryles willing to settle this -- the case for, um, \$100,000, although I will tell you, we tried. He took that case to trial and got -- the City got a zero verdict. The City was vindicated and our officers were vindicated. Yes, it cost a lot of money. It cost our insurance company a lot of money 'cause we have insurance.

But it is important for this City to stand up and defend itself and defend its officers when they're accused of doing -- of wrongdoing. Our officers -- one officer, um, ended up quitting over that case because he felt he was dragged through the mud. The other officer is a, uh -- an officer who's been at the City for many years and they thanked me, they thanked the City, they thanked the chief for, um, coming to the -- the -- the jury trial and supporting them through the entire process because they know -- they knew that what they did was the right thing.

We will constantly have lawsuits, but we have to defend ourselves and we have to defend our officers. And we have to defend our other employees. So for Mr. Lozman to write to the Court over and over again, to copy the Council and try to talk about our attorneys, the attorneys who are representing this City, um, for \$150 an hour -- I'm going to put it out there -- the case that they represented, um -- Mr. Lozman's case was \$175 an hour and the case that was discussed today, they represented the City for years for \$150 an hour. There are attorneys out there charging \$300 an hour, and you know that because, you know, we see them all the time.

So I'm -- you know, I just want to make that clear, that they can call it waste, and you have to think about why would an attorney go to channel 12 or to anyone to complain about how the -- this city defend its cases and wins its cases. It makes absolutely no sense. And Mr. Lozman, your comments make no sense, either. And the citizens know what you're -- know what you're all about. This is very (Inaudible).

CHAIR PRO TEM PARDO: Okay. Now we're going back to Public Comment. Ms. Brabham, thank you for waiting, ma'am.

MARY BRABHAM: Thank you. Ms. Brabham, Riviera Beach. It is in the wording that says when I was a child I spoke as a child. But when I became an adult, I put away those childish things. And it's not where you been, but it's where you're going at.

COUNCILPERSON J. DAVIS: That's right.

MARY BRABHAM: And I say to you all, who are without sin or fault --

COUNCILPERSON J. DAVIS: Hmm.

MARY BRABHAM: -- show me a perfect person and we would not be here. It's not where you been but it's where you're going at.

CHAIR PRO TEM PARDO: That's right.

MARY BRABHAM: And on this stage right here, see, the comment is right. Bullies does that. We stand up and we address these issues. But see, warriors don't do that. Warriors know how to go in there without bullying you. They get the job done because they are termites. They are not bullies. So I say to this board here, you all are doing good. This is a city of business. And I congratulate you all. Tonight I was saying, Don't get pulled in. Don't get pulled in. Continue what you're doing.

And to Ms. Davis as well as -- as the Mayor, we thank you all for coming in, especially Ms. Davis. Ms. Davis has been steadfast, unmovable, reconcilable [sic] in dealing with this FDOT issue. We also have another issue here, also. The cracks in our homes. We need to have some type of compensation because we do have insurance and -- and that would -- would pass on to us.

So we want you as a board to work to try to get some resolution in that aspect for us. I would like to say Chief William -- first I would like to say I hope that Chief William have a

speedy recovery, but our city is not lost because it is still in capable hands with our Chief, Michael B. Madden. And I'm proud of him. So every aspect of our city will be covered.

And to all who supported the men and women's day from the municipalities, the county, the state, Washington, D.C., Tallahassee, every department head, Mayor Masters, Mayor Jaramillo [phonetic], uh, the council representatives and the whole vast of peoples. Now, you all know Ms. Brabham was the chair. You all know Ms. Brabham was the chair.

UNIDENTIFIED SPEAKER: Oh, yes. Oh, yes. Oh, yes.

MARY BRABHAM: And the proof is in the pudding. Am I right, people? Am I right, peoples of the City in West Palm Beach, Mayor Davis and everybody. So even out in the audience land, I say thank you. Thank you, thank you, thank you. And you all keep up the good work. Keep up the good work. Don't be pulled in and sucked in. Continue. Stay steadfast. Congratulation to you all. Thank you.

CHAIR PRO TEM PARDO: Thank you, ma'am. Dr. Angela Wynn.

DR. WYNN: Good evening, everybody. How you?

CHAIR PRO TEM PARDO: Good, ma'am. How are you tonight?

DR. WYNN: I was just going to say, Mr. Guyton -- where is he? You know, what goes around comes around, Mr. Guyton. You see, you've been bullying our mayor all the time. But now it come back to you, Mr. Guyton, when Mr. Lozman bullying you now. So it's not a nice thing. I just want to let you know.

COUNCILPERSON GUYTON: It's not impacting me. I'm standing strong, so what's your point?

DR. WYNN: Well --

COUNCILPERSON GUYTON: I'm -- I'm (Inaudible).

DR. WYNN: -- my -- my point is you're a bully, too.

COUNCILPERSON GUYTON: And I (Inaudible).

CHAIR PRO TEM PARDO: Okay. All right. Let's --

DR. WYNN: (Inaudible) this is -- this is my time. Shut up. This is my time.

CHAIR PRO TEM PARDO: -- please, let's -- come on. Let's stop the dialogue.

DR. WYNN: This is my time.

CHAIR PRO TEM PARDO: All right. Please continue, ma'am.

DR. WYNN: Okay. I want to know -- let these, um -- the resident of Riviera Beach know that, um, Major Freeman, our own police department Major Freeman is running for Palm Beach County office. So I'm gonna ask everyone to support him in the vote. He need -- is a very intelligent man and I think he could be a best -- a good, uh, sheriff for Palm Beach County. Also I'm ask -- talking about the CRA district needs to be expand more in the city. Because, um, only certain parts of Riviera Beach are in the CRA. So you need to expand, let other resident like us and Ms. Shepherd, Ms. -- what's her name? Ms. --

MAYOR MASTERS: Brabham?

DR. WYNN: She was just up here.

MAYOR MASTERS: Ms. Brabham?

CHAIR PRO TEM PARDO: Ms. Brabham.

DR. WYNN: Mary Brabham and all the residents who fight for this community. We stand strong. And -- in this community, do things that is upright. We will march, we will talk, and anything we have to do, we have to get it. So I'm asking, um, that to the -- the Council. I know that this is not a CRA meeting. Okay.

Another thing I've seen right now is that this city is -- is asking -- they're asking the City for item 14 which is pulled -- asking for \$150,000 to repair and fix the beach. I don't think they should get a dime. And the reason on that is the police department have not get a raise in nine years. Now people are asking for money to fix a beach? We need to put --

CHAIR PRO TEM PARDO: No, ma'am, they're paying us that money.

CITY MANAGER JONES: No. They're -- they're paying us 150 --

CHAIR PRO TEM PARDO: We're not paying anyone. They're paying us that money.

DR. WYNN: Oh. Okay.

CHAIR PRO TEM PARDO: And trust me, we want that money.

DR. WYNN: I stand corrected. I withdraw. Now you can get that money.

CHAIR PRO TEM PARDO: Come on. Give us a little more credit than that.

DR. WYNN: Okay. Ms. Pardo, you're right. So, um, otherwise on that, I'm going to say God bless you all and you take care. Bye-bye.

CHAIR PRO TEM PARDO: Okay. Thank you, ma'am. Bessie Brown?

BESSIE BROWN: Good evening, Bessie Brown. I'd just like to, um, speak on resolution, uh, 9 that you all pulled and made 14A. I -- I would like to say that these

things -- some of these things -- some of these things should be done by ordinance 1 and 2, then maybe we can have participation, you know, from the citizens. Because there were questions asked and they were not really answered.

And then it was my understanding that Mr. Guyton said that since it's a resolution, we can always come back. I thought that once the resolution was approved, it was a go. I would really like to have some clarification on that if necessary -- if possible from the attorney.

And, um, the Mayor was saying about the historical veteran participation in Ivy Green or Heron Estates. I think Riviera Beach Heights was -- if Ms. McKinney would know -- Riviera Beach Heights was, like, designated veteran housing for the City of Riviera Beach. And I really would like to have that clarified because I've been told that and I'd really like to know that. And if Ms. -- if Ms. -- if Ms. McKinney can get that information for me, I truly would like to know that.

CHAIR PRO TEM PARDO: Okay.

BESSIE BROWN: And, um, also the -- in the new estates -- yeah, you -- you -- what, are you a chair of the Housing Authority?

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Executive --

BESSIE BROWN: Okay. He was saying that, uh, we're -- we're in the process of getting an M -- a memorandum of understanding with, uh, Urban -- uh, where it is? Urban whatever that, you know -- we're doing that.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: Related Urban.

BESSIE BROWN: Related Urban. I just would like to know, um, how's that -- how are we handling that and how can any citizens find out about what's going on with this -- with this project? How can we find out any information at any time so we -- we -- you know, we -- we -- we -- we are interested. We'd like to know. And especially me. I'd like to know if I could get all the information that's going on and when you all meet and everything.

HOUSING AUTHORITY EXECUTIVE DIRECTOR HURT: (Inaudible) we meet the second Thursday (Inaudible).

CHAIR PRO TEM PARDO: Okay. Sir, um, you'll provide us that information. We'll provide it to Ms. Brown or you can go outside. Okay. Anything else, ma'am?

BESSIE BROWN: No, I'm done.

CHAIR PRO TEM PARDO: Okay. All right. We'll get you those answers. Bonnie Larson?

BONNIE LARSON: Good evening, Bonnie Larson.

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

BONNIE LARSON: A couple of things that I'm -- I'm questioning. We're putting up new lights on Broadway. We want to light up Broadway so it's a safe place for businesses and for people and to attract new customers. They're putting up those new decorative lighting. And I notice there's one bulb on each post. Out on Congress there are two bulbs per post. And if you look at the bridge going over to Singer Island, the decorative lighting is already there. And it casts a yellowish shadow. It's very, very dim.

CHAIR PRO TEM PARDO: And it's because of the turtles. That's turtle-friendly lighting.

BONNIE LARSON: Okay. Okay. So my question is when we put that on Broadway, we've got to have the white light on Broadway. Because wherever -- wherever I've seen those lights, it's yellow. If you look at a car dealership, they want their cars to be seen. They don't want their cars to be stolen. They have white lights showing there. So number one, we're -- we only have one light fixture versus two per pole on Congress. And also, I'm very concerned that we do have ample lighting, because that lighting is really -- what I've seen is really, really dim. So let's not go skimpy on the light bulbs and get those ones that cast the yellowish shadow. Let's spend a little money on our safety and put in the white bulbs which show up much, much better.

Um, right now, 2601 was demolished; that's on the corner of Blue Heron and Broadway. I know that's CRA-owned property right now but I want to tell you, because you are the board for both the CRA and -- and, um, also this City. They were going to put up some type of fencing there between that lot and the buildings, which are the now defunct restaurant. They need to do that. People are walking through there like it's a thoroughfare. If anybody falls on that property, that's coming down on the City and that's going to be a black eye for the City if anyone gets hurt there, if anyone gets injured there.

You -- you termed that to be a dangerous corner. People come around there too fast. They've already put in a decorative lighting right where the traffic is supposed to go. So why did we put in that light there? Why do we spend money doing that? It's right there where it's supposed to be given to DOT for a wider turn lane.

We need to do a little housekeeping within the City here. I notice our clock. Four days ago we changed our time. The clock is still an hour off. I call the City, I get the recording saying the City will be closed May and August and -- well, now we're in December so let's update our stuff. The Consent agenda is supposed -- we're supposed to be able to discuss that now. However, on the agenda tonight, it says here that --

UNIDENTIFIED SPEAKER: (Inaudible).

BONNIE LARSON: -- no -- you -- you did allow us to speak, but on the agenda it says you can't. So let's -- let's -- let's get up to date here. Now, also what has slipped off there is the paragraph saying, "Let us know if you have any relationship to anyone in

Riviera Beach." I've asked for that before and that's still not on there. Mr. Davis asked a lot of questions. He's not micro-managing. If you're not asking questions of our department heads then you're not doing your job. So he's doing his job. He's asking questions. If we want the department managers just to have it carte blanche then make it so. They have a \$10,000 limit. So --

CHAIR PRO TEM PARDO: Oh, you -- okay. All right. Thank you. Earl Davis.

EARL DAVIS: Earl Davis, Riviera Beach. I'll try to be short and brief. Anyway, um, my number one, I, uh, stepped down last week from my Southside Coalition as president. I was the president for 28 years. I've been in Crime Watch for 33. But anyway, I -- through the advice of my family, my children, they asked me to step down because I was threatened about, oh, four times now. I had a gun snapped in my face five times.

UNIDENTIFIED SPEAKER: What?

EARL DAVIS: I seen the -- you could see the bullets turning over in the chamber.

UNIDENTIFIED SPEAKER: Wow.

EARL DAVIS: You know, and also we, uh, had two bricks thrown through our glass window in the front of my home. And I had my sliding glass doors busted out. And so, you know, not that I'm afraid. It didn't frighten me any but, you know, I, uh, just told my family I would step down. And it hurt me. I still love my group. But I no longer can do it anymore.

But anyway, um, properties. Uh, 950 W. 16th -- W. Third Street. You know, we've been arguing about that forever. It's been almost 17 years now and nobody know the owner. Nobody can do anything about it. So, you know, I guess we'll give up on that. 900 W. Fourth Street between Fourth and Fifth Street, we have two trees there. Started out real small but as of 16 years ago, they're covering about six houses now. That's how large they've got. I did get Brynt from Public Work, he came over and looked at them, took pictures. But he told me it wasn't his project. It was the Utility Department.

COUNCILPERSON T. DAVIS: Hmm.

EARL DAVIS: So anyway, I got, uh, Allen Davis from the Utility Department. And so, you know, we've been going on and on and around the mulberry bush with this stuff. We can't get nothing did in this city. So, you know, it just -- then on, uh, W. Fourth Street in the, uh, 1000 blocks, we got homes there that need painting but two houses down. Code Enforce come and jumped on the other peoples about painting their homes, which I helped them get their homes painted.

But you know, it should be just as fair for one as it is for the other. He told me, "I gave the lady the extension." You know, he gave her -- I said, "How long did you give her? A lifetime?" I said, "The extension you gave her was, uh, 90 days," and so he told me he'd give her another 90 days. And so I would tell the citizen in Riviera Beach, Code Enforce is not the person to call for anything.

But anyway, um, also, my last comment is, uh, we've asked over and over for a fence around the George Street Park, the firehouse up on Fourth Street. And every time we've asked anyone if -- always no money. We don't have any money. But look at the other parks. They all have fences but we just can't seem to get anything on the South side. Thank you.

CHAIR PRO TEM PARDO: Thank you, sir. Uh, James Gallon?

JAMES GALLON: James Gallon. I reside at 1325 W. Seventh Street in Riviera Beach.

CHAIR PRO TEM PARDO: Good evening.

JAMES GALLON: I'm here to discuss the damage to homes that's on the west side of Australian. There's eight of us on Seventh Street that has damaged homes. We've been through the proper channels. We've all been denied claims. And this is through Ranger Construction Insurance Company. I got calls on Saturday that there are other homes that's in Harmony Heights that has damage. Now, I know the City -- this is not your, really, responsibility. But we're asking for your help again. We need to have our homes repaired. We shouldn't have to go through our insurance company. We shouldn't have to go and get an attorney. Our homes were not damaged before they started this, uh, State Road 710 expansion. And we need your voice again. And I have copies of the letters from the ones that's on Seventh Street. So I will leave those for you all. And thank you.

MAYOR MASTERS: Madam Chair?

CHAIR PRO TEM PARDO: That's great.

MAYOR MASTERS: Madam Chair?

CHAIR PRO TEM PARDO: All right, sir. We'll take a look at it. Yes, Mayor.

MAYOR MASTERS: Mr. Gallon, uh, you called me, I think, a few days ago.

JAMES GALLON: Yes.

MAYOR MASTERS: And what I said to you on the phone, I'll say here.

JAMES GALLON: Uh-huh.

MAYOR MASTERS: We're going to fight the fight. Because, uh, it -- it is shameful. I mean, you didn't wake up one morning and there was a crack in your house.

JAMES GALLON: Right.

MAYOR MASTERS: There -- as far as I'm concerned, there's some liability. They're responsible. We're going to fight the fight and we're going to win. Simple as that. And I'm going to fight it with you.

JAMES GALLON: Thank you, Mayor.

MAYOR MASTERS: And -- and those neighbors.

JAMES GALLON: And thank you, Council.

MAYOR MASTERS: Thank you.

COUNCILPERSON J. DAVIS: And Madam Chair?

CHAIR PRO TEM PARDO: Yes, Ms. Davis?

COUNCILPERSON J. DAVIS: I -- I -- I believe I did tell you, um, Mr. Gallon, that it was right here in these chambers where it was admitted that --

JAMES GALLON: Yes.

COUNCILPERSON J. DAVIS: -- they did not have any vibration detection equipment --

JAMES GALLON: Correct.

COUNCILPERSON J. DAVIS: -- uh, before they started. So, um, I think that, you know, that should carry some weight. Um, and, you know, I'll be right there to help you also.

JAMES GALLON: Thank you. Thank you.

CHAIR PRO TEM PARDO: Okay. Thank you, sir. All right. That's the end of Public Comment, discussions in --

MARGARET SHEPHERD: I have a card, Mrs. Pardo.

CHAIR PRO TEM PARDO: Excuse me?

MARGARET SHEPHERD: I had a card put in. I checked (Inaudible).

CHAIR PRO TEM PARDO: Well, I didn't see one, Ms. Shepherd, but come on up.

MARGARET SHEPHERD: Margaret Shepherd, Riviera Beach. Uh, I do want to thank the board for being very cautious with the housing project, but I want to ensure you all that, um, it's time to move forward. It's time to move forward and bring those senior citizens that want to come back, come back home. I'm not here for that but I want to just convey to the Council and to the general public while I'm out, uh, I have senior citizens on First Street, Eighth Street. I won't call their name. Going over to Fifth, Seventh Street and going over to Australian. They want me to convey something to you and the general public.

If we haven't heard anything else, there are people coming into different auxiliaries and shooting people. In the airport, in the mall, in your home. I just heard Mr., uh, Davis -- I

never knew that was going on, but people are very tired of the gentleman coming from Miami Gardens that doesn't even buy popcorn here, a hot dog, a soda. Never seen him with nothing in his hand. But he can come to our community and we allow this to happen.

I wish Mr. Thomas was here because I think it's time for him to hit the gavel, make a resolution. It's time for us to really get back in sync of moving this city forward. I think you have a campaign say, "I believe in Riviera Beach." If you think people believe in this stuff while we're sitting here, it's something going on. And you need to stop and put on the brakes and stop it. Mr. Guyton has no business trying to defend something that happened years ago. And if none of us have ever did anything that we are repentant of -- I know I did things 20 years ago and people still try to hold me to the fire. But I had had to rise above that. And people are tired of it. They're really tired of this.

You guys are gonna have to make some type of legislation. You guys will have to come together. I heard somebody said, "Point of order," for something that never was a point of order to defend one of your own. It is so tiresome. We're here to do the business of the City. That's getting raises. That's making sure we are getting our streets done. Whatever it take. We have children that need help. Why are we doing this? It's time to stop.

I thank you, Mrs. Ryan. Um, Summer's at Inlet Grove pre-law and because of you, Attorney Ethel Isaac Williams, Michael Brown and Wayne Richards. It's because of you that that girl has positive thoughts in her head. I thank Carrie Ward. I thank Ms. Jones. She has that love around her. That's what keep these kids going. That's what we need. Our senior citizens are dying out. They deserve to go back home. But yet we stand here and entertain that man. It's time to stop. S-T-O-P. Your people should not be up there defending theyself. They don't do it downtown. They don't do it in the County. Thank you.

CHAIR PRO TEM PARDO: Thank you, ma'am. Okay. That is the end of Public Comment.

REGULAR

CHAIR PRO TEM PARDO: We are now going to our Regular agenda. Item 13.

13. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDDING BID NO. 410-13 FOR THE INSTALLATION OF THE MARINA FUEL SYSTEM AT THE CITY MARINA TO PETROLEUM MARINE CONSULTANTS, LLC. OF WELLINGTON, FLORIDA, THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER IN THE AMOUNT OF \$172,000.00; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE PROPOSED CONSTRUCTION SERVICES CONTRACT; AND AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO ESTABLISH A BUDGET AND MAKE PAYMENTS FOR SAME FROM THE

GENERAL GRANT ACCOUNT 422-0000-575-4-6251; AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON J. DAVIS: Second.

CHAIR PRO TEM PARDO: Properly moved and second. Uh, can I ask everyone, you know, if you want to converse, please go outside the chambers? Okay. All right. Do we have, uh, any questions from Council on this item? Is everyone good? We all met with staff. Okay. Madam Clerk?

CITY CLERK WARD: Councilperson Dawn Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIR PRO TEM PARDO: Thank you, ma'am. Okay. Let's see.

COUNCILPERSON J. DAVIS: 14A.

CHAIR PRO TEM PARDO: Item 14 was deleted.

COUNCILPERSON J. DAVIS: 14A.

CHAIR PRO TEM PARDO: Correct.

COUNCILPERSON J. DAVIS: Number 9.

CHAIR PRO TEM PARDO: Item 14 was deleted. And now we will go to item 14A.

14. RESOLUTION NO. ____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SECOND AMENDMENT TO THE OCEAN MALL GROUND LEASE RETAIL WHICH INCLUDES A PAYMENT TO THE CITY OF \$150,000; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE SECOND AMENDMENT; AUTHORIZING THE

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO DEPOSIT THE \$150,000 IN ACCOUNT NUMBER 001-1236-572-0-4603 FOR EXPENDITURES TO REPLACE OR REPAIR EQUIPMENT NEEDED AT THE MUNICIPAL BEACH; AND PROVIDING AN EFFECTIVE DATE.

CHAIR PRO TEM PARDO: Discussions and Deliberations?

DISCUSSION AND DELIBERATION

CHAIR PRO TEM PARDO: Nothing tonight. We will go to Community Benefits.

COMMUNITY BENEFITS REQUEST

CHAIR PRO TEM PARDO: Item 15.

15. INNER CITY YOUTH GOLFERS, INC. - \$500 -COUNCILPERSON BRUCE A. GUYTON - SUPPORT ICYG'S SIGNATURE YOUTH INITIATIVES "SAY 'NO' TO DRUGS -SAY 'YES' TO EDUCATION, CULTURE & GOLF".

COUNCILPERSON J. DAVIS: So moved.

COUNCILPERSON GUYTON: Second.

UNIDENTIFIED SPEAKER: (Inaudible).

CHAIR PRO TEM PARDO: Do we have -- okay. And you will get your turn, sir. So properly moved and second.

COUNCILPERSON T. DAVIS: Second.

COUNCILPERSON GUYTON: Second.

CHAIR PRO TEM PARDO: We have a public comment card, Mr. Lozman.

FANE LOZMAN: Fane Lozman. At the last council meeting -- and by the way, I'm not disclosing my address because I don't have to disclose my financial dealings in Riviera Beach or anywhere else.

CHAIR PRO TEM PARDO: Sir, please. All right. I didn't ask you for your address. Please, uh, we're on item 15.

FANE LOZMAN: I'm just afraid it would be fire-bombed in the local community.

CHAIR PRO TEM PARDO: Listen, we didn't ask you for your address.

FANE LOZMAN: Fine.

CHAIR PRO TEM PARDO: Please address item 15.

FANE LOZMAN: At the last city council meeting, I talked about the Waste Management contract was \$2.19 million more than SWS. And the city council at the time, and Mr. Guyton and Mr. Davis were not on that council -- but the city council at that time, they went with the higher-priced vendor so that they could get the community benefits package of 100 -- of \$98,000 to give to different charities. And the comment made by the city attorney, Well, that's perfectly legal to give away the \$98,000. I'm sure it is. That's not what the whole point is about. We're not talking about giving away the \$98,000. Okay? As a city activist in Riviera Beach, whether anybody in the audience likes it or not, we want to know about the \$2.19 million.

COUNCILPERSON J. DAVIS: That has nothing to do with this item.

FANE LOZMAN: Why did that \$2.19 million comes out of the taxpayers' pockets, okay, to get \$98,000? Now, that's not me coming up with those numbers. That's the OIG. They did an investigation. That's available online at the Palm Beach County OIG's website and it says --

COUNCILPERSON J. DAVIS: Madam Chair?

FANE LOZMAN: -- \$2.19 million was spent --

CHAIR PRO TEM PARDO: Just let him go. Let him go.

FANE LOZMAN: -- beyond what the contract --

COUNCILPERSON J. DAVIS: It has nothing to do with this.

FANE LOZMAN: -- the -- the -- the cheapest guy would want. Mr. Davis, you should have a problem with that. You should say, I'm glad we're giving away 98 grand but where -- what about the 2.19 million? What -- what kind of plus and balance is that? Someone should try to go like they're doing in Delray Beach and unwind that Waste Management contract.

CHAIR PRO TEM PARDO: You know, Mr. Lozman, this -- this item is not --

FANE LOZMAN: Okay?

CHAIR PRO TEM PARDO: -- about Waste Management.

FANE LOZMAN: Yes, it is. This item is being funded by --

CHAIR PRO TEM PARDO: No, it's not. It's not about Waste Management.

FANE LOZMAN: -- Waste Management. This item is being funded on the taxpayers' backs.

CHAIR PRO TEM PARDO: You know what? Your time is up. Go sit down. All right.

FANE LOZMAN: I have 40 seconds to talk about it.

CHAIR PRO TEM PARDO: Item 15. Item 15.

FANE LOZMAN: This --

CHAIR PRO TEM PARDO: Ms., um --

FANE LOZMAN: -- excuse me. You're out of order, Ms. Pardo.

CHAIR PRO TEM PARDO: Madam Clerk? No. You are out of order, sir.

FANE LOZMAN: You are out of order.

CHAIR PRO TEM PARDO: You're done. You're done.

FANE LOZMAN: I have --

UNIDENTIFIED SPEAKER: Mr. Lozman, please, sir.

CHAIR PRO TEM PARDO: Please, uh, let's go to the vote.

UNIDENTIFIED SPEAKER: Have a seat.

CHAIR PRO TEM PARDO: Item 15.

UNIDENTIFIED SPEAKER: Thank you.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Dawn Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIR PRO TEM PARDO: Thank you. Item 16.

**16. INNER CITY YOUTH GOLFERS, INC. - \$500 -COUNCILPERSON JUDY L. DAVIS
- YOUTH GOLF ACTIVITIES TO HELP WITH ACADEMIC EXCELLENCE.**

COUNCILPERSON J. DAVIS: So moved. So moved.

COUNCILPERSON GUYTON: Second.

CHAIR PRO TEM PARDO: Properly moved and second. Madam Clerk?

CITY CLERK WARD: Councilperson Dawn Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CHAIR PRO TEM PARDO: Thank you. Item 17.

**17. ST. GEORGE'S CENTER, INC . - \$700 – COUNCILPERSON BRUCE A. GUYTON
- TO SUPPORT A COMMUNITY MEALS PROGRAM AND AN OUT-OF-
SCHOOL/AFTER SCHOOL PROGRAM.**

COUNCILPERSON J. DAVIS: So moved.

COUNCILPERSON GUYTON: Second.

CHAIR PRO TEM PARDO: All right. Properly moved and second. Madam Clerk?

CITY CLERK WARD: Councilperson Dawn Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIR PRO TEM PARDO: Thank you. Item 18.

18. MINORITY AIDS INITIATIVE NETWORK, INC. - \$300 - COUNCILPERSON JUDY L. DAVIS - WORLD AIDS DAY EVENTS.

COUNCILPERSON GUYTON: So moved. Oh.

COUNCILPERSON J. DAVIS: Second.

CHAIR PRO TEM PARDO: Properly moved and second. Madam Clerk?

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Dawn Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIR PRO TEM PARDO: Thank you. Discussion by City Manager, Ms. Jones?

DISCUSSION BY CITY MANAGER

CITY MANAGER JONES: Only one thing and that is just to publicly announce that there will be a closed executive session on labor November the 18th here in the Council chambers at 5:00, I believe. Um, but I just wanted to publicly make that known that we will have a closed executive session on labor. Thank you, Madam Chair.

CHAIR PRO TEM PARDO: Okay. Thank you. Ms. Ryan, anything from Legal?

LEGAL DISCUSSION/REQUEST

CITY ATTORNEY RYAN: No, I've -- I'm done.

CHAIR PRO TEM PARDO: Thank you. Uh, City Council Committee Reports, anyone?

CITY COUNCIL COMMITTEE REPORTS

COUNCILPERSON J. DAVIS: Uh, no.

CHAIR PRO TEM PARDO: All right. We good? Okay: City Council -- um, Statements by the Mayor and City Council.

STATEMENTS BY THE MAYOR AND CITY COUNCIL

CHAIR PRO TEM PARDO: Mayor, we will start with you tonight.

MAYOR MASTERS: Thank you, Madam Chair. Tomorrow, um, Thursday, November the 7th, uh, here in the chambers, 2:00 to 4:00 p.m., uh, we will have Florida Enterprise; Mr. Diep will be the presenter. And it's about opportunities for our business community and international trade. Seminar topics include an overview of the process, the current trade situation and statistics, getting ready, knowledge, resources, needs and risks, identifying the right goods and services, whether you have them yet or not, identifying the right foreign markets, learning cultural differences, how and where to do research, selecting the best export entry strategies and channels, product pricing considerations, export financing, credit and collection, international business planning.

For those businesses that are interested in wanting to put their products and services on the international horizon, you need to be here Thursday, November the 7th, from 2 to 4:00 p.m.

And then on Friday, um, November the 8th, we will have a special Christmas job fair partnering with the Hurst Chapel African Methodist Episcopal Church on the corner of S as in Sam -- S Avenue and Silver Beach Road. Uh, several of the businesses have asked -- asked me to do this because there is a rush for the Christmas holidays. Businesses like Walmart and Sam's and Kmart and security companies and this, that and the other. So we're looking forward, again, working with these businesses, Winn-Dixie, the Marriott. They're putting people back to work. The best is yet to come. Thank you, Madam Chair.

CHAIR PRO TEM PARDO: Thank you, Mayor. The best is yet to come. Um, Mr. Davis?

COUNCILPERSON T. DAVIS: Thank you. Um, just one question and one statement for the City Manager. Um, I'd like to see, you know, when you're gonna bring back the language for the referendum to be codified along with the three-year terms from that last -- from the election from two years ago, so we can codify both of those items.

CITY MANAGER JONES: Well, the, uh, clerk informed me as it relates to the three-year terms, um, where she is with that. The resolution to codify --

COUNCILPERSON T. DAVIS: Uh-huh.

CITY MANAGER JONES: -- the first referendum question will be on the next agenda.

COUNCILPERSON T. DAVIS: Okay. That'll be all.

CHAIR PRO TEM PARDO: Okay. Thank you. Mr. Guyton?

COUNCILPERSON GUYTON: Thank you, Madam Chair. Um, following on the same note of Mr. Davis regarding referendum, um, as it relates to the marina referendum, we received a timetable of what we need to do at, um, what point. And I would like to -- I don't know if we need a motion to direct staff to bring us a resolution to place that marina referendum on the ballot for March 11th. Um, Madam Attorney, do we need a motion for that?

CITY ATTORNEY RYAN: Um, I think it would be best if you go ahead and just do a motion so that everyone is clear.

COUNCILPERSON GUYTON: Okay.

COUNCILPERSON J. DAVIS: So moved.

CITY ATTORNEY RYAN: That you --

COUNCILPERSON GUYTON: Second.

CITY ATTORNEY RYAN: Okay.

CHAIR PRO TEM PARDO: Properly moved and second.

COUNCILPERSON T. DAVIS: I just have a question on that. Yeah. I just have a question.

CHAIR PRO TEM PARDO: All right. Hold on a second.

COUNCILPERSON T. DAVIS: I'm not sure about what he's asking.

CHAIR PRO TEM PARDO: All right. Wait a second.

CITY ATTORNEY RYAN: Okay.

CHAIR PRO TEM PARDO: All right. Let Mr. Guyton continue and then we'll all ask questions and it'll go to a vote.

COUNCILPERSON GUYTON: Okay. This is basically to start the process officially to get the marina referendum on the ballot March 11th, 2014. That's basically what it is.

COUNCILPERSON J. DAVIS: That's my motion.

CHAIR PRO TEM PARDO: Okay.

COUNCILPERSON T. DAVIS: So -- so we have an election date set already?

COUNCILPERSON GUYTON: That's what we're doing to start this process to notify and do --

COUNCILPERSON J. DAVIS: It's always the second Tuesday.

CHAIR PRO TEM PARDO: Uh-huh.

CITY ATTORNEY RYAN: Okay.

CHAIR PRO TEM PARDO: Ms. Ryan, do you want to address this and --

CITY ATTORNEY RYAN: Okay. A couple of things.

COUNCILPERSON T. DAVIS: (Inaudible).

CITY ATTORNEY RYAN: Um, I think because there's more than -- I -- I saw the timeline. I think that, um, Ms. Ward prepared a --

CHAIR PRO TEM PARDO: Here.

CITY ATTORNEY RYAN: Oh, good. Thank you. Um, one of the first things that you need to do -- and I'm reading from Ms. Ward's -- from Ms. Jones's memo, is to approve a resolution calling for a special election and the wording for the ballot. So is that what -- that's what you're asking --

COUNCILPERSON GUYTON: That is what I'm asking.

CITY ATTORNEY RYAN: Okay. You want staff to prepare the resolution calling for the special election and you want --

COUNCILPERSON J. DAVIS: Wording.

CITY ATTORNEY RYAN: -- us to go ahead and provide you with -- those are two different documents.

COUNCILPERSON J. DAVIS: The next meeting. At the next meeting.

CITY ATTORNEY RYAN: Um, at the next council meeting.

COUNCILPERSON GUYTON: That's correct.

COUNCILPERSON J. DAVIS: That is my motion.

CITY ATTORNEY RYAN: Okay.

CHAIR PRO TEM PARDO: Okay. And that's their motion. All right. Mr. Davis, do you need clarification?

CITY CLERK WARD: Can we get a second to that motion, please?

COUNCILPERSON T. DAVIS: Hold on. Hold on.

COUNCILPERSON GUYTON: I seconded it.

COUNCILPERSON T. DAVIS: I have a question.

COUNCILPERSON GUYTON: I think Ms. Davis moved it.

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: (Inaudible).

COUNCILPERSON GUYTON: And I second it.

COUNCILPERSON T. DAVIS: So we're just asking to put that language on the -- on the -- on the ballot for a special election for March -- for the second week in March? Is that --

COUNCILPERSON J. DAVIS: We're asking them to bring it back next Council meeting.

CITY ATTORNEY RYAN: So that you all can consider it.

CHAIR PRO TEM PARDO: Right. So we can all consider it.

COUNCILPERSON T. DAVIS: Okay.

CITY MANAGER JONES: So you can review it.

COUNCILPERSON T. DAVIS: Okay.

CHAIR PRO TEM PARDO: Right. We'll just consider it.

COUNCILPERSON T. DAVIS: Okay.

CHAIR PRO TEM PARDO: Okay? Everyone's clear? Madam Clerk?

MAYOR MASTERS: I -- I have a -- it's okay.

CITY CLERK WARD: Councilperson Dawn Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIR PRO TEM PARDO: Okay. Thank you. Um, would you like to continue, sir?

COUNCILPERSON GUYTON: Um, yes, thank you, Madam Chair. Uh, there is another issue that I would, um, like to -- to get direction from my colleagues up here on and input from the attorney. There was a -- an, um -- an appeal filed on the judge's order to put the Committee for a Better Riviera Beach language on the ballot. Uh, I would like to ask if the appellate judgment has not come down, could the City do a City initiative with the same language or similar -- similar language that the Committee for a Better Riviera Beach has so that we can comply with the judge's ruling and should the appellate ruling not come down in time, we still have a plan B to keep this moving forward?

CITY ATTORNEY RYAN: You're asking me can we do that?

COUNCILPERSON GUYTON: I'm asking you, yes.

CITY ATTORNEY RYAN: Absolutely. Absolutely. But what we would -- the difference is, is that if it's a, um, city council --

COUNCILPERSON GUYTON: It would require two --

CITY ATTORNEY RYAN: -- initiative, then it would --

COUNCILPERSON GUYTON: -- (Inaudible) ordinance?

CITY ATTORNEY RYAN: -- correct. It would be an ordinance and would require two readings. So that's not a resolution. That would be, uh, an ordinance.

COUNCILPERSON GUYTON: That would be an ordinance.

COUNCILPERSON J. DAVIS: Uh-huh.

CITY ATTORNEY RYAN: But that can be done.

COUNCILPERSON GUYTON: Okay. I would like -- do we need a motion for that? We need a plan B.

COUNCILPERSON T. DAVIS: Hold on. Hold on. I just need to hear what he's -- can you explain yourself for me again? I didn't hear -- I didn't hear what you said.

COUNCILPERSON GUYTON: I -- I'd rather the attorney explain it so that --

COUNCILPERSON T. DAVIS: Yeah.

CITY ATTORNEY RYAN: Okay.

COUNCILPERSON GUYTON: -- you can clarify. Okay.

CITY ATTORNEY RYAN: I -- I think what Mr. Guyton is saying is that if the -- we have not yet heard -- I -- I haven't given you anything.

COUNCILPERSON T. DAVIS: From appellate court.

CITY ATTORNEY RYAN: We have not yet heard from the appellate court on whether or not it, number one, plans to hear the appeal that was filed by the task force.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: So we don't know exactly what is being appealed.

COUNCILPERSON T. DAVIS: Uh-huh.

CITY ATTORNEY RYAN: Um, I think Mr. Guyton is saying instead of dealing with the Committee for a Better Riviera Beach's, um, question directly, can the City Council put an initiative on itself? Can the Council put the question on. But it would no longer be the Committee for a Better Riviera Beach's but it would still comply with the judge's order because --

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: -- we would make it say what the judge told us to make it say.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: But instead of doing a resolution, we would make it the City Council's, and it would be an ordinance. And if we do that, then it kind of puts that issue aside. Because it's my position -- I believe that Mr. DeGraffenreidt is going to appeal not only aspects of the ballot language, but also the judge's ruling on the Sunshine violation. So --

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: -- it won't moot out the entire appeal should they let it go forward, but it would moot out the part about the ballot language, because the Council would be putting the language on instead of, um, it being a resolution by, uh, the committee. Because the Court did not tell us how to put it on.

COUNCILPERSON T. DAVIS: So -- so can I ask you one question?

CITY ATTORNEY RYAN: Sure.

COUNCILPERSON T. DAVIS: So if we move forward with this, can they appeal this decision that the City's doing?

CITY ATTORNEY RYAN: Well, this would be -- they can't appeal it. If they want to file a lawsuit and say that the City's -- you can always file a lawsuit.

COUNCILPERSON T. DAVIS: No, I'm not saying I'm filing a lawsuit. But --

CITY ATTORNEY RYAN: I understand. But anybody can file a lawsuit. Absolutely. I'm not going to sit here and tell you that they -- they can't file one. Do I think it would, uh, pass muster? No. I mean, the courts are very reluctant to overturn these, um -- as you've seen -- to overturn, um, charter amendments unless they are completely illegal. So I -- I doubt they would. I don't know why they would.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: But I can't say that they -- they wouldn't.

COUNCILPERSON T. DAVIS: So -- so the attorney -- their attorney filed an appeal.

CITY ATTORNEY RYAN: Correct.

COUNCILPERSON T. DAVIS: About -- about a month ago?

CITY ATTORNEY RYAN: Correct.

COUNCILPERSON T. DAVIS: And what's preventing us from knowing what he -- what grounds he --

CITY ATTORNEY RYAN: Well, we called him but we didn't get very far.

COUNCILPERSON T. DAVIS: You can't get that from the clerk's office?

CITY ATTORNEY RYAN: He doesn't -- no, no. We don't know. He only filed the notice of appeal and attached the, um -- the final judgment from the lower court.

COUNCILPERSON T. DAVIS: How long does usual -- does that usually take for us to find that out typically (Inaudible) appeal?

CITY ATTORNEY RYAN: Well, this isn't -- the problem is the -- is an issue of timeliness.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: We argued that the appeal was untimely.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: And, um, the Court gave Mr. DeGraffenreidt 15 days to show why basically it wasn't.

COUNCILPERSON T. DAVIS: Uh-huh.

CITY ATTORNEY RYAN: And he did. He filed his paperwork. Um, which basically shows there was some irregularities with how it was filed. But, um, they may let the appeal go forward. I would not be surprised. I'm not surprised by a lot of -- much anymore. So he may let it -- the -- the court may let it go forward. But we haven't heard. I'm frankly surprised that we haven't heard because it's been at least two weeks now --

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: -- since, um, he filed his paperwork. But we don't know. I don't know what he's going to appeal until he files a more definite statement, which he's not required to do at this point. I wish I knew. As I said, we've reached out to him but we've not been very successful.

COUNCILPERSON J. DAVIS: So Madam Chair?

CHAIR PRO TEM PARDO: Yes, Ms. Davis?

COUNCILPERSON J. DAVIS: I'd like to make a motion that we have a plan B, um, that if we do not hear from, uh -- get a, um -- a judgment from the judge, um, by whatever date we need to, that --

CITY ATTORNEY RYAN: The agenda will be done on Wednesday.

COUNCILPERSON J. DAVIS: -- uh, we move forward with a plan B city initiative.

COUNCILPERSON T. DAVIS: I would like to --

COUNCILPERSON GUYTON: I -- I --

COUNCILPERSON T. DAVIS: Yeah. Yeah.

COUNCILPERSON GUYTON: -- I'll second that.

MAYOR MASTERS: And I have a question, too.

COUNCILPERSON T. DAVIS: Yeah. Yeah.

COUNCILPERSON GUYTON: With -- with some clarification.

CITY ATTORNEY RYAN: And it's coming back to the Council. You're not approving the language here.

COUNCILPERSON J. DAVIS: Yeah.

CITY MANAGER JONES: Yeah, you're just approving --

CITY ATTORNEY RYAN: It has to come back.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: And what I will do if it makes the Council feel better, I can try to draft up something quickly and send it out to you under separate cover before the agenda goes out.

MAYOR MASTERS: Madam Chair?

COUNCILPERSON T. DAVIS: Go ahead.

CHAIR PRO TEM PARDO: Go ahead.

MAYOR MASTERS: So we --

CHAIR PRO TEM PARDO: Are you done?

COUNCILPERSON T. DAVIS: No, go -- go on. Go ahead.

CHAIR PRO TEM PARDO: Are you done?

COUNCILPERSON T. DAVIS: Um, no. I'm not done.

CHAIR PRO TEM PARDO: Okay. Then just continue with your thoughts.

COUNCILPERSON T. DAVIS: Um, here -- here -- here's -- here's the thing. To -- you're asking -- so we're creating a strategy to have -- address the appeal issue, basically, 'cause we don't know where he stands.

CITY ATTORNEY RYAN: I know. Right.

COUNCILPERSON T. DAVIS: So it kind of has us in limbo as a board as we move forward.

CITY ATTORNEY RYAN: Right.

COUNCILPERSON T. DAVIS: And you asked -- there's a motion on the table to put us -- put the City in position to be able to --

COUNCILPERSON J. DAVIS: Put the language --

CHAIR PRO TEM PARDO: Put language.

CITY ATTORNEY RYAN: To put the language on itself.

COUNCILPERSON T. DAVIS: -- put language -- put a language on itself?

CITY ATTORNEY RYAN: Just -- just to -- right. But the City's going to do it.

COUNCILPERSON T. DAVIS: Okay.

CITY ATTORNEY RYAN: As an ordinance.

COUNCILPERSON T. DAVIS: Okay.

CHAIR PRO TEM PARDO: Okay?

COUNCILPERSON T. DAVIS: I'm done.

CITY ATTORNEY RYAN: Does that make sense?

CHAIR PRO TEM PARDO: All right.

COUNCILPERSON T. DAVIS: I'm done.

CHAIR PRO TEM PARDO: Mayor?

COUNCILPERSON T. DAVIS: I'll talk about it later.

CITY ATTORNEY RYAN: Okay.

MAYOR MASTERS: Madam -- Madam -- Madam Chair, I'm sure that everyone up here wants to see the progress at the, uh, marina. We're excited about seeing it coming to fruition as soon as possible. Um, my question is, what happens if the appellate court ruling is adverse to the language that we put up? What happens then?

CITY ATTORNEY RYAN: The appellate -- the -- it can't. This -- this court's action has nothing to do with what the City does in the future. This is about a past -- that is about past language. That appeal is about past language. What Mr. Guyton is proposing is something fresh and new.

MAYOR MASTERS: So there -- there's no adversity that there's -- there -- that court cannot do an -- an adverse ruling that would have any impact at all on the City putting on new language?

CITY ATTORNEY RYAN: No.

MAYOR MASTERS: So there's no --

CITY ATTORNEY RYAN: They'd have to file a new lawsuit, as Mr., um, Davis said.

MAYOR MASTERS: Who would have to file a lawsuit?

CITY ATTORNEY RYAN: Somebody. Anybody.

COUNCILPERSON T. DAVIS: Any -- somebody, anybody.

COUNCILPERSON J. DAVIS: Anybody.

CHAIR PRO TEM PARDO: Anybody.

MAYOR MASTERS: Okay. So -- and I'm just asking, we're not putting the horse before the cart, because there's two separate --

CITY ATTORNEY RYAN: No. And it -- you know, I --

MAYOR MASTERS: -- I'm just asking 'cause I don't know.

CITY ATTORNEY RYAN: -- right. And -- but I will tell you that at this rate, the -- the way the Court is going, so very slowly, you will be in danger of missing a March election date if you don't do something soon.

MAYOR MASTERS: Right.

CITY ATTORNEY RYAN: This timetable is tight. You all are --

MAYOR MASTERS: And I -- that was my other -- my other question. I don't have the timetable in front of me so does anyone -- can anyone pass it down? Do we have the timetable? Okay. Thank you.

CITY ATTORNEY RYAN: Tight timetable.

MAYOR MASTERS: That's it.

CITY ATTORNEY RYAN: You're not giving it to -- are you giving it to him?

CHAIR PRO TEM PARDO: No. He can just take a look at it. Everyone received it from the City Manager.

COUNCILPERSON GUYTON: Yeah, (Inaudible).

COUNCILPERSON T. DAVIS: Yes. Yes.

CHAIR PRO TEM PARDO: Okay? All right. So any other questions? Are we good? So we're going to this motion --

COUNCILPERSON GUYTON: Uh, yes. One question. I -- yeah, we have a motion on the floor.

CHAIR PRO TEM PARDO: Right.

COUNCILPERSON GUYTON: So I would like to clarify that that language, too, would come back next --

COUNCILPERSON J. DAVIS: Yes.

COUNCILPERSON GUYTON: -- at the next, um, Council meeting, as well?

CHAIR PRO TEM PARDO: Correct.

CITY ATTORNEY RYAN: Can I see -- let me look at that -- that means --

CHAIR PRO TEM PARDO: Let me see that.

CITY ATTORNEY RYAN: -- well, the agenda goes out on Wednesday.

COUNCILPERSON GUYTON: Yeah.

CITY ATTORNEY RYAN: So it's a tight time schedule. It's --

COUNCILPERSON J. DAVIS: It would be the same.

MAYOR MASTERS: Everything starts in -- everything starts in December basically.

CITY ATTORNEY RYAN: I'm getting old. Okay. I'll start working on something but I'm -- I don't want to say that it'll be ready on Wednesday.

COUNCILPERSON GUYTON: Okay. As long as we meet the time frame.

CITY ATTORNEY RYAN: Okay.

COUNCILPERSON GUYTON: That -- that's -- that's all I'm --

CITY ATTORNEY RYAN: Okay.

COUNCILPERSON GUYTON: -- concerned about. If we have enough time for you to do it at a later date, that's -- that's fine.

CITY ATTORNEY RYAN: Right. And I want everyone to be comfortable.

COUNCILPERSON GUYTON: Okay.

CITY ATTORNEY RYAN: So I would like to send that language out in advance so if you had questions you could --

COUNCILPERSON GUYTON: But the resolution will be coming back next -- to -- for you all (Inaudible).

CHAIR PRO TEM PARDO: Okay. So do you guys want to combine the motion to --

CITY ATTORNEY RYAN: You already voted once, though.

COUNCILPERSON GUYTON: We've already --

COUNCILPERSON J. DAVIS: But we've already voted on the other one.

CHAIR PRO TEM PARDO: Okay. So we'll just --

COUNCILPERSON J. DAVIS: But, uh, I have one question.

CHAIR PRO TEM PARDO: -- this is for the plan B?

COUNCILPERSON J. DAVIS: Yes, for the plan B.

COUNCILPERSON GUYTON: Yes. Yes.

CHAIR PRO TEM PARDO: All right.

COUNCILPERSON J. DAVIS: And, Madam Chair --

CHAIR PRO TEM PARDO: All right.

COUNCILPERSON J. DAVIS: -- I have one question.

CHAIR PRO TEM PARDO: Go ahead.

COUNCILPERSON J. DAVIS: Wouldn't the -- the language, um, based on what the judge stated, you know, um, and the plan B language, wouldn't it be similar language anyway?

CITY ATTORNEY RYAN: Oh, yes.

COUNCILPERSON J. DAVIS: So it's not really a big deal as far as --

CITY ATTORNEY RYAN: Yeah, I -- but this -- the language is going to be --

COUNCILPERSON J. DAVIS: Yeah.

CITY ATTORNEY RYAN: -- what we would have put on for --

COUNCILPERSON J. DAVIS: Absolutely.

CITY ATTORNEY RYAN: -- the Committee for a Better Riviera Beach's anyway.

COUNCILPERSON J. DAVIS: Absolutely. Okay.

CITY ATTORNEY RYAN: It's going to be the same language. We -- we don't want to deviate because --

COUNCILPERSON J. DAVIS: Well --

COUNCILPERSON GUYTON: That the judge had ordered?

CITY ATTORNEY RYAN: Yeah. He ordered us to revise the language and make the --

COUNCILPERSON J. DAVIS: Right.

CITY ATTORNEY RYAN: -- ballot summary better.

COUNCILPERSON J. DAVIS: But it'll -- it -- but which -- which -- whatever we decide as far as -- 'cause he only dictated that -- that --

CITY ATTORNEY RYAN: Correct.

COUNCILPERSON J. DAVIS: -- part -- part at the top that was -- needed to be clarified. But whatever it is, it will be similar or the same?

CITY ATTORNEY RYAN: Yes, ma'am.

COUNCILPERSON J. DAVIS: Okay.

CITY ATTORNEY RYAN: Thank you for making that clear. Yes.

COUNCILPERSON J. DAVIS: Okay.

CHAIR PRO TEM PARDO: Okay. All right. Madam Clerk?

CITY CLERK WARD: Councilperson Dawn Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Councilperson Judy Davis?

COUNCILPERSON J. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Terence Davis?

COUNCILPERSON T. DAVIS: No.

CITY CLERK WARD: That vote passed with Councilperson Terence Davis dissenting.

CHAIR PRO TEM PARDO: Okay. That's great. All right. Ms. Davis, anything?

COUNCILPERSON J. DAVIS: Oh, yes, ma'am. Um, uh, there were some comments -- oh, I'm sorry, some e-mails that I received from people earlier concerning, um, their ability to participate in choosing the way the wall will look on MLK because FDOT did cancel the July meeting that they were supposed to have -- July or August meeting that they were supposed to have. And now we're in the holidays so they will be coming back in January, uh, so that residents can see samples and participate in the selection process.

Um, and also, um, I have an announcement here from, uh, Delta Sigma Theta sorority. Uh, young men ages 13 to 17 and parents, uh, they're having a -- a presentation entitled

Keeping our Young Men Safe; Understanding the Stand-your-Ground Law. Oh, that's already past. November 5th. Sorry. Okay. But there --

CITY MANAGER JONES: (Inaudible).

COUNCILPERSON J. DAVIS: Yes. And also, um, I have a question for Utility District Manager. Um, sometime ago I asked you about the trees, uh, 'cause we had some complaints about the trees right behind 300 W. 25th Street. It's a vacant lot there right off of Blue Heron Boulevard. And you stated that it -- they were, uh, interfering with the, um -- the roots.

DIRECTOR OF UTILITY DISTRICT AURIGEMMA: The water lines.

COUNCILPERSON J. DAVIS: The water lines. And, um, what is the status of that?

DIRECTOR OF UTILITY DISTRICT AURIGEMMA: Yes, ma'am. Uh, Lou Aurigemma, Executive Director of the Utility District. I just received, uh, two or three quotes from some landscaping companies on my desk.

COUNCILPERSON J. DAVIS: Uh-huh.

DIRECTOR OF UTILITY DISTRICT AURIGEMMA: Um, the -- it's approximately 5 to \$6,000, so I'm getting ready to issue a purchase order to get those trees cut down.

COUNCILPERSON J. DAVIS: Okay. Thank you, sir. All right. That's all for me, Ms., uh --

CHAIR PRO TEM PARDO: Thank you.

COUNCILPERSON J. DAVIS: -- Madam Chair.

CHAIR PRO TEM PARDO: The only comment I have is, um, Ms. Jones, I would appreciate if you could have someone in your staff take a look at the median at the bottom of the Blue Heron Bridge. It is disgraceful.

CITY MANAGER JONES: This side?

CHAIR PRO TEM PARDO: On the Singer Island side.

CITY MANAGER JONES: Singer Island.

CHAIR PRO TEM PARDO: It's disgraceful. Uh, they planted bougainvillea last summer, and I would say at least a third of the little bushes are dead. There's a lot of trash in the middle. And, um, you know, it definitely is not up to city standards. So if someone could take a look at that first thing in the morning, I'd appreciate it very much.

CITY MANAGER JONES: Yes, ma'am.

CHAIR PRO TEM PARDO: Okay. With that, um, I would entertain a motion to adjourn.

ADJOURNMENT

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON J. DAVIS: Second.

CHAIR PRO TEM PARDO: Okay. Thank you very much, everyone.

APPROVED:



THOMAS A. MASTERS
MAYOR



CEDRICK A. THOMAS
CHAIRPERSON

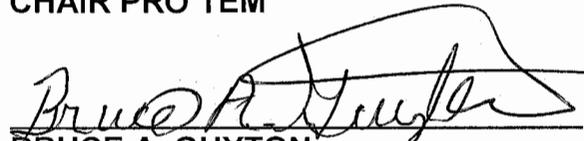
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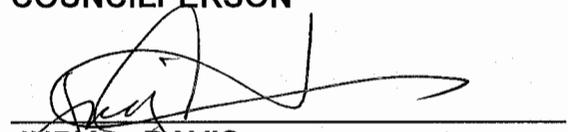
CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



DAWN S. PARDO
CHAIR PRO TEM



BRUCE A. GUYTON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: D. PARDO

SECONDED BY: T. DAVIS

B. GUYTON AYE

J. DAVIS AYE

C. THOMAS AYE

D. PARDO AYE

T. DAVIS AYE

DATE APPROVED: 12/18/2013