

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
CITY COUNCIL MEETING MINUTES
WEDNESDAY, DECEMBER 4, 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.

CHAIRPERSON THOMAS: Good afternoon and welcome to our regular scheduled City Council meeting. Madam Clerk, would you please call the roll?

CITY CLERK WARD: Yes, Mr. Chair.

ROLL CALL

CITY CLERK WARD: Mayor Thomas Masters? Absent. Chairperson Cedrick Thomas?

CHAIRPERSON THOMAS: Here.

CITY CLERK WARD: Chair Pro Tem Dawn Pardo? Absent. Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Present.

CITY CLERK WARD: Councilperson Judy Davis? Absent. Councilperson T.D. Davis?

COUNCILPERSON T. DAVIS: Here.

CITY CLERK WARD: City Manager Ruth Jones?

CITY MANAGER JONES: Present.

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

CITY ATTORNEY RYAN: Present.

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

CHAIRPERSON THOMAS: Thank you very much. Uh, would everyone please stand for a moment of silence followed by the Pledge, led by Mr. Guyton.

INVOCATION/PLEDGE OF ALLEGIANCE

(Everyone stood for a Moment of Silence followed by the Pledge of Allegiance led by Councilperson Guyton).

AGENDA APPROVAL: ADDITIONS, DELETIONS, SUBSTITUTIONS

CHAIRPERSON THOMAS: Okay. Madam Manager, do we have any additions, deletions or substitutions?

CITY MANAGER JONES: Yes, sir. We do have one. But before I get to the addition, I would like to note that each of you have a revised agenda in front of you for the, uh, special exceptions for the day care centers. They were on the original agenda but they were in the wrong place. And so here you have them in the correct place under Public Hearings. I would like to add for your consideration tonight under Awards and Presentations item 4A and that's a presentation by the -- by Principal Tracy Sims from Lincoln Elementary School here in Riviera Beach.

CHAIRPERSON THOMAS: Okay.

COUNCILPERSON GUYTON: Um --

CHAIRPERSON THOMAS: Are there any disclosures by Council? Did you have an addition, deletion or substitution, Mr. Guyton?

CITY MANAGER JONES: Would you like to (inaudible)?

COUNCILPERSON GUYTON: Uh, yes. Madam --

CITY MANAGER JONES: Okay. Councilman Guyton, what he's saying to me and I would like for your consideration to remove from consideration tonight item number 13.

CHAIRPERSON THOMAS: Okay. So done.

COUNCILPERSON GUYTON: And I do have a disclosure.

CHAIRPERSON THOMAS: Yes, sir.

DISCLOSURE BY COUNCIL

COUNCILPERSON GUYTON: Um, we have an item we're going to discuss tonight, the referendum, and I'd just like to disclose that I was a member of the -- I am still a member of the Committee for a Better Riviera Beach. And, um, that organization has been the subject of some litigation.

CHAIRPERSON THOMAS: Okay. Thank you, sir. Okay. Um, if there's no other disclosure by council, we'll entertain a motion for adoption of the agenda.

ADOPTION OF AGENDA

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

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

CITY CLERK WARD: Councilperson Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson C. Thomas?

CHAIRPERSON THOMAS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON THOMAS: Okay. We're going to move down to the Consent 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.

CHAIRPERSON THOMAS: Is there a motion?

COUNCILPERSON T. DAVIS: So moved.

COUNCILPERSON GUYTON: Second.

CHAIRPERSON THOMAS: It's been properly moved and second. Uh, do we have any comment cards for any items on Consent? If anybody would like to speak on Consent -

CITY CLERK WARD: No.

CHAIRPERSON THOMAS: -- this would be the time to do so. Okay. Hearing none, Madam Clerk?

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson B. Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson C. Thomas?

CHAIRPERSON THOMAS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON THOMAS: Okay. Any, um, person would -- would like -- that would like to speak on an agenda item, please fill out a pink comment card located in the back of the chambers and give it to the staff person prior to the beginning of the meeting or Public Comment. Uh, a total of three minutes or what's ever available at the time will be given. And, um, you -- in the -- in the event that anyone would not be allowed to speak on a -- you will not be allowed to speak on an item after it's already been read and considered. Okay. And let me just announce that only one comment card per section, one comment card per section, will be accepted. That was for you. Yes. Okay. Um, we're going to move down to Awards and Presentation. Item number 4.

MINUTES

RESOLUTIONS

1. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE DELETION OF THE CLASSIFIED POSITION OF PLUMBING INSPECTOR AND ADDING THE CLASSIFIED POSITION OF COMBINATION INSPECTOR; AND PROVIDING AN EFFECTIVE DATE.

2. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO PALM BEACH COUNTY, ON BEHALF OF THE CITY, FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN THE AMOUNT OF \$180,000 FOR THE FISCAL YEAR 2013-2014 FOR RECONSTRUCTION OF WEST 37TH STREET BETWEEN AVENUE J AND AVENUE K; AND PROVIDING AN EFFECTIVE DATE.

3. RESOLUTION NO. _____ A RESOLUTION OF CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FOR THE YOUTH EMPOWERMENT TEEN PROGRAM IN THE AMOUNT OF \$100,000; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO SET UP A BUDGET FOR THE SAME; AND PROVIDING FOR AN EFFECTIVE DATE.

END OF CONSENT AGENDA

PETITIONS AND COMMUNICATIONS FOR FILING

AWARDS AND PRESENTATIONS

4. PRESENTATION BY THE HEALTH CARE DISTRICT OF PALM BEACH COUNTY CELEBRATING 25 YEARS SERVING PALM BEACH COUNTY RESIDENTS.

DR. WIEWORA: Good evening. And -- and thank you for giving us the opportunity to be here this evening and present to you. I'm Dr. Ron Wiewora. I'm the CEO with the Health Care District, and I'm here to recognize the fact that the Health Care District has been in operation for 25 years now. And as you might remember in 1988, the voters established the Health Care District with a referendum. The broad mission of the district on that referendum was to improve the access to health care services for Palm Beach County residents.

And we have a little different model than some of our health care districts to the south in that we have a model where the dollars follow the patients. So we don't have a lot of bricks and mortar. People don't have to go to one of our facilities. We have partnerships with many, many providers in the community. And those partnerships allow us to care for many people. Our other goal is, of course, to be the safety net and fill in those gaps that are not provided by the private providers in the county. And we do that without duplicating services by other state or federal programs.

This is a list of our services. And -- and when we started out 25 years ago, we only had trauma services and health coverage. And since that time we've added primary care clinics, a nursing home, school health programs and our -- our Lakeside Medical Center, our hospital in the Glades. And briefly I'll review each one of these. And first of all, our trauma system. And we have a truly integrated trauma system. The, uh, Health Care District owns and operates the two Trauma Hawk helicopters.

Uh, then the -- the EMS piece, the Emergency Medical Service piece is -- is -- has quality assurance done by our -- our trauma agency. And then we fund two trauma centers, St. Mary's in the north end, Delray in the south end. And those trauma physicians and surgeons actually work for the Health Care District. Over the past 24, 25 years, uh, 'cause the trauma system started in '91, we've served 54,000 trauma victims. And we have a record of 97 percent survival of -- of our patients that make it to one of our trauma centers, which is a great number.

Uh, our most recent line of business that we have are the primary care clinics. And due to some changes at the state level, our local health departments, we're unable to continue to sustain these -- these primary care clinics. So earlier this year the Health Care District took over the operation of four of these clinics: West Palm Beach, Lantana, Delray and Belle Glade. Our clinics are named in honor of Dr. Carl Brumback. And -- and he was the man I came to work for in Palm Beach County 31 years ago. Great man. Father of public health here and -- and really, uh, saw to it that there were services available for everyone in Palm Beach County.

And then we're very proud to have our Healey Center, our nursing home located here in beautiful Riviera Beach. And as you might remember, in April of this year, we opened

that facility. It's on the corner of Blue Heron, Beeline and Military Trail, and it is a great facility. If you get a chance to stop by and -- and tour it, the administrator would love to have you. Hundred and twenty beds. And it replaced the old county home that was at Australian and 45th Street in West Palm Beach that had really been in operation since 1911. So we're going on 100 years of, uh, these skilled nursing facility services. Our nursing home population is very different. They're mostly young men and -- and men that have survived our trauma program and are -- are rehabilitated there for quite a while.

Our School Health Program. We have over 200 nurses that staff each one of our public schools in Palm Beach County. It's a great program, too, because a lot of our kids in Palm Beach County, the only provider they see in the year is that school health nurse. And, uh, we do over 683,000 visits to all the schools. And we have a great electronic health records so our nurses can track children from school to school. And they also provide the health screenings for vision and hearing. And our -- our School Health Program integrates with our clinics now so that those kids can also be seen by a provider when -- when the -- the nurse can't handle the problem.

Lakeside Medical Center is our hospital out in Belle Glade, 70-bed hospital, acute care, built in 2009, replaced an old facility that had been there since 1940. Um, very busy emergency room, over 22,000 visits. Last year we, uh, were a Top Performer in Key Quality Measures from the Joint Commission, our accrediting body. Only 18 percent of hospitals in the whole country receive that honor.

And we're very proud of our Family Medicine Residency Program. Uh, we have 15 residents in slots to train family practice physicians there at Lakeside Medical Center. Our first year, three residents finished last year and two of them stayed in Palm Beach County. And we really feel that this will help us with some of our underserved areas to make sure that we have that pipeline of providers in the future.

And our biggest program is Health Coverage and it -- it's over, uh, \$130 million of the budget we do each year. And we run all these programs like insurance companies so we actually have a Medicaid HMO. We have a Coordinated Care Program, Vita Health. And then we also have a Maternity Care Program for women who are not Medicaid eligible to make sure that they have their prenatal visits and postnatal care. Health coverage is all gonna change in the next few years with health reform so I'm not sure what it'll look like five years from now. But whatever it is, we've got something that will, again, cover the gaps that aren't going to be provided by health care reform.

Our Board of Commissioners is appointed: three positions by the County Commission, three positions by the State, and then Dr. Alonso, who's a director of the Health Department, has, uh, a position that's there in perpetuity. And with that, our website for further information and, uh, thank --

CHAIRPERSON THOMAS: Uh, thank you. Would -- would you state your name again for the record?

DR. WIEWORA: My name is Dr. Ronald Wiewora.

CHAIRPERSON THOMAS: Can I just say Dr. Ronald?

DR. WIEWORA: You can or Dr. Wie.

CHAIRPERSON THOMAS: Dr. Wie? Okay. Okay. And you're -- what's your position with the --

DR. WIEWORA: I'm the CEO.

COUNCILPERSON T. DAVIS: He's the CEO.

CHAIRPERSON THOMAS: CEO. Well, first of all, let me thank you for, uh, selecting our city to -- to move to. I also want to thank you for allowing the Trauma Hawk to participate with our Fun Day for the past two years. We understand that they're not going to participate this year due to some other things, but we do want to say thank you for, uh, you know, being a community partner. I did not know that the Health Care District provided the nurses for the schools. The attorney, as well as myself, our children had some issues that were recognized by the -- the school nurse and we were able to get some -- some further assistance with that to try to correct the problem. So you -- you all are doing some fantastic work here and I know that we appreciate you being here.

DR. WIEWORA: Great.

CHAIRPERSON THOMAS: Anything from the board? Thank you very much for being here, Dr.

DR. WIEWORA: Thank you.

CHAIRPERSON THOMAS: Okay. Next up would be 4A, a presentation by my very dear friend Dr. Tracy Sims. Welcome, Dr. Sims.

4A - PRESENTATION BY DR. TRACY SIMS

DR. SIMS: Good evening.

CHAIRPERSON THOMAS: Good evening.

DR. SIMS: How are you?

CHAIRPERSON THOMAS: Great.

DR. SIMS: Okay. We're going to try to see if we can get ours up real quick. There's the PowerPoint right there.

CHAIRPERSON THOMAS: And while they're setting up, of course you know this is part of our series that we're bringing in all of our principals that provide supervision for

our education for our students in Riviera Beach. And there have been several thus far, and this is the continuation of that with Lincoln Elementary tonight.

CITY MANAGER JONES: Can I also say something?

CHAIRPERSON THOMAS: Yes, of course.

CITY MANAGER JONES: Um, first of all, let me say thank you for affording us the opportunity to hear so much about our great schools here in Riviera Beach. We realize that if someone doesn't look at every meeting, they may not see all of it so what we're going to do is take each one of those sections, run them together as one production to talk about education in the City of Riviera Beach. So that way our residents can see all of the great schools that we have here.

CHAIRPERSON THOMAS: Okay. Dr. Sims, are you ready?

DR. SIMS: Yes, sir, I am. Good afternoon, everyone.

CHAIRPERSON THOMAS: Good afternoon.

COUNCILPERSON T. DAVIS: Good afternoon.

COUNCILPERSON GUYTON: Good afternoon.

DR. SIMS: It gives me great pleasure to stand before you, um, to represent Lincoln Elementary School. I do have the pleasure tonight to have with me my assistant principal, also, Alicia Porter. I would like to share with you many of the --

CHAIRPERSON THOMAS: Where's Ms. Porter, Dr. Sims? Where's Ms. --

DR. SIMS: Ms. Porter?

CHAIRPERSON THOMAS: Oh, okay. All right. Well, we want everybody to know who -- who's that. Ms. Porter, yeah. Okay.

DR. SIMS: Stand up. She's going to stand next to me so --

CHAIRPERSON THOMAS: Okay. Okay. Sounds good.

DR. SIMS: -- we're right here together. Um, one of the things at Lincoln Elementary School that we do is to definitely focus our strengths and our attention on academic achievement. Everything that we do at Lincoln supports academic achievement. One of the things that I do at our school is every single year we come up with a theme. And this year our theme is Failure is not an Option. We've got this. So our students -- everything that we do, our students have an opportunity to participate, and we invite various organizations from the community to participate in, um, a multitude of activities that we have.

Our school is working to increase literacy for students and parents. We have many initiatives that we have put into place to increase academic achievement. My main philosophy and my thought is, in order to increase student achievement, it must first start at home. And in order to do that, we have actually implemented an initiative where we're now involving our parents. Through, um, the efforts and the support of Strive for 5 and through my parent forums, my principal forums, I've had an opportunity to meet with parents to find out exactly what it is that -- that they feel they need at home in order to support the students.

And out of the forums that I've held thus far, the parents have indicated that they -- they need and they're asking for tutoring, opportunities for tutoring for themselves. So we are currently in the process of providing and setting up the opportunity for our parents to receive tutoring at school, at our school, so that we can then help them and to give them the tools that they need in order to help the students at home. We're also, um, in the process of implementing Parents tutoring Parents, as well, and that's through the Literacy Coalition. And they will be providing our parents with training so that they can come to the school and also work with parents in order to better equip them to help our students. And then in addition to that, we are working with our parents to assist them in, um, creating a network so that they will be able to provide -- get the help out in the community so that they can come to school and be able to, again, assist their children.

Lastly, we're providing our parents with the opportunity to come in once a month to work in our computer labs and to locate the different resources that the school district has available for them. And we actually work with them to maneuver through. We have a lot of partnerships in the -- the community, as you can see, who have really worked hard to provide and support Lincoln Elementary School in the many areas that we have. Just recently we -- we received \$8,000 in order to support our students for the FCAT achievements and for diagnostics.

I want to recognize my students for being able to study hard, because I want them to understand that studying really and truly pays off, but in order to do that, not only do we recognize our students at Lincoln for levels of proficiency, but we also recognize our students for their growth, their learning gains. Because we want our students to know that it does not matter at which level you are. As long as you work hard and you study hard, literacy will continue to increase and you will increase academically.

Lincoln is also, um, in the process of -- we partnered with Palm Beach Lakes High School to implement a College-Bound Focus. And through our College-Bound Focus, we are beginning to help our young -- young children to understand that, um, college begins early. And it begins with a thought process. So as a result, everything that we do now focuses in on the end result and that is getting prepared early in school through literacy so that in the end you're ready for college. Okay? Thank you all very much.

CHAIRPERSON THOMAS: Thank you, Dr. Sims. Any questions from the board? Comments from the board? Okay. We appreciate you being here, Dr. Sims, and thank you for educating us, as well as our parents. And you're doing a very fine job over there in Lincoln.

COUNCILPERSON T. DAVIS: Excuse me, Mr. Chair.

CHAIRPERSON THOMAS: Glad to have you here.

DR. SIMS: Thank you, Councilman.

CHAIRPERSON THOMAS: Thank you.

COUNCILPERSON T. DAVIS: Really quick. I just thought --

CHAIRPERSON THOMAS: Uh, Mr. Davis?

COUNCILPERSON T. DAVIS: -- I just thought about something. Dr. -- Lincoln Elementary, Dr. Sims and her staff, they will be participating with us next Saturday on the 14th from 11 to 1 at the Strive for 5 Parent Rally here at the Municipal Building outside in the courtyard. And we're going to have the parents talking with one another about advocating and working together with the Reading Literacy Program about -- so we can get our community excited about this opportunity. And Dr. Sims and her staff has been really good about coming to these meetings here at City Hall, making sure that we galvanize and get together so we can get our community excited about something positive so our press can have a good story to talk about.

And Dr. Sims -- and I want to thank you and your staff for coming here today 'cause I know you have a very busy schedule, and we really appreciate you that -- your love and compassion for our youth in our community. Thank you.

CHAIRPERSON THOMAS: Once again, thank you. Thank you, Dr. Sims and Ms. Porter.

COUNCILPERSON T. DAVIS: Oh, yes, Dr. --

CHAIRPERSON THOMAS: Thank you for being here. We're -- we're glad that you're here educating our youth. So thank you very much. We're going to move on to Item 5.

PUBLIC HEARINGS

5. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SPECIAL EXCEPTION APPLICATION FROM BEAR NECESSITY DAYCARE, TO OPERATE A LARGE FAMILY CHILD CARE HOME, LOCATED AT 1951 AVENUE "H" EAST; AND PROVIDING FOR AN EFFECTIVE DATE.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

CHAIRPERSON THOMAS: It's been properly moved and second. Do we have any comment cards on item 5?

CITY CLERK WARD: No.

CHAIRPERSON THOMAS: I don't see any. Any additional comments from the board? Hearing none, Madam Clerk?

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Chairperson Cedrick Thomas?

CHAIRPERSON THOMAS: Yes.

CITY CLERK WARD: Unanimous -- unanimous vote.

CHAIRPERSON THOMAS: Item 6.

6. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SPECIAL EXCEPTION APPLICATION FROM A GRANDMA'S LOVE FAMILY DAYCARE, TO OPERATE A LARGE FAMILY CHILD CARE HOME, LOCATED AT 1600 AVENUE "F"; AND PROVIDING FOR AN EFFECTIVE DATE.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

CHAIRPERSON THOMAS: It's been properly moved and second. No comment cards for that. Anything from the board?

CITY CLERK WARD: Mr. --

CHAIRPERSON THOMAS: Hearing --

CITY CLERK WARD: -- Mr. Chair?

CHAIRPERSON THOMAS: Yes, ma'am.

CITY CLERK WARD: Uh, for the record, I guess we need to announce that those two properties now bear (inaudible) liens.

CHAIRPERSON THOMAS: Which two properties?

CITY CLERK WARD: The two day care centers at the addresses we just mentioned.

CITY MANAGER JONES: (Inaudible) day care.

CITY CLERK WARD: Just for the record.

CHAIRPERSON THOMAS: Okay. All right. Okay. Um, we have a motion and a second. If there's no additional questions or concerns --

COUNCILPERSON T. DAVIS: Um, Mr. Chair?

CHAIRPERSON THOMAS: Yes, sir.

COUNCILPERSON T. DAVIS: Will those liens affect this particular item that we're getting ready to vote on?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No.

CHAIRPERSON THOMAS: I don't see how it would.

COUNCILPERSON T. DAVIS: Okay. All right.

CITY MANAGER JONES: I don't see --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No.

CITY MANAGER JONES: -- no.

COUNCILPERSON T. DAVIS: All right.

CHAIRPERSON THOMAS: But let's just make sure. I heard no from Community Development.

COUNCILPERSON T. DAVIS: How about Legal?

CITY CLERK WARD: You just need to state it for the record so if anything come up --

CHAIRPERSON THOMAS: Anything from Legal?

CITY ATTORNEY RYAN: (No audible response).

CHAIRPERSON THOMAS: Okay. We are approving the special exception. We definitely want the issues cleaned up. Um, hearing nothing else, Madam Clerk?

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Chairperson Cedrick Thomas?

CHAIRPERSON THOMAS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON THOMAS: Item 7.

7. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SPECIAL EXCEPTION APPLICATION FROM EULA GRAY'S FAMILY DAYCARE, TO OPERATE A LARGE FAMILY CHILD CARE HOME, LOCATED AT 301 W. 22ND CT.; AND PROVIDING FOR AN EFFECTIVE DATE.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

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

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Chairperson Cedrick Thomas?

CHAIRPERSON THOMAS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON THOMAS: Item 8.

8. RESOLUTION NO. _____, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SPECIAL EXCEPTION APPLICATION FROM ANDREA'S LITTLE ANGELS FAMILY CHILD CARE, TO OPERATE A LARGE FAMILY CHILD CARE HOME, LOCATED AT 574 W. 6TH ST.; AND PROVIDING FOR AN EFFECTIVE DATE.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

CHAIRPERSON THOMAS: It's been properly moved and second. Are there any additional questions, concerns, or unreadiness? Hearing none, Madam Clerk?

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Chairperson Cedrick Thomas?

CHAIRPERSON THOMAS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON THOMAS: Item 9.

9. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SPECIAL EXCEPTION APPLICATION FROM BOATWRIGHT FAMILY CHILD CARE HOME, TO OPERATE A LARGE FAMILY CHILD CARE HOME, LOCATED AT 390 W. 33RD ST.; AND PROVIDING FOR AN EFFECTIVE DATE.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

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

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson Cedrick Thomas?

CHAIRPERSON THOMAS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON THOMAS: Okay. Um, for the -- for the -- for Bear Necessity and for Grandma's Love, before you leave, can you see Hope Genty [phonetic], Hope Genty? Make sure that you meet with those two before you leave and get their information. Okay. We're going to move on to Item 10. Hope, make sure they know who you are. This is Hope Genty right here. She needs to get your information before you leave. Okay. Item 10.

ORDINANCES ON FIRST READING

10. ORDINANCE NO. _____ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REVISING THE CITY OF RIVIERA BEACH'S CODE OF ORDINANCES LAND DEVELOPMENT REGULATIONS FOR THE COMMUNITY REDEVELOPMENT AREA BY AMENDING CHAPTER 31, "ZONING", ARTICLE I, "IN GENERAL", SECTION 31-1, "DEFINITIONS" BY ADDING DEFINITIONS; AMENDING CHAPTER 31, "ZONING", ARTICLE IV, "NONCONFORMING USES" ADDING SECTION 31-80, "NONCONFORMITIES IN THE DOWNTOWN ZONING DISTRICTS"; AMENDING CHAPTER 31, "ZONING", ARTICLE V, "DISTRICT REGULATIONS", DIVISION 1, "GENERALLY", REVISING SECTION 31-96, "DESIGNATION OF DISTRICTS"; AMENDING CHAPTER 31, "ZONING", ARTICLE V, "DISTRICT REGULATIONS", DELETING DIVISION 24, "IHC INLET HARBOR CENTER OVERLAY ZONING DISTRICT" AND ADDING DIVISION 26, "DOWNTOWN ZONING DISTRICTS"; AMENDING CHAPTER 31, "ZONING", ARTICLE VI, "SUPPLEMENTAL DISTRICT REGULATIONS", REVISING SECTION 31-543, "CHURCHES"; AMENDING CHAPTER 29, "STREETS AND SIDEWALKS", ARTICLE II, "CONSTRUCTION", DIVISION 2, "STREETS", SECTION 29-65, "STREET DESIGN STANDARDS FOR THE COMMUNITY REDEVELOPMENT AREA" AND ADDING SECTION 29-66, "RELOCATION AND USE OF PUBLIC RIGHTS-OF-WAY"; AMENDING THE CITY'S ZONING MAP TO INCLUDE THE NEW DOWNTOWN ZONING DISTRICTS WITHIN THE COMMUNITY REDEVELOPMENT AREA; PROVIDING FOR SEVERABILITY, CODIFICATION AND CONFLICTS; SPECIFIC AUTHORITY IS HEREBY GIVEN TO CODIFY THIS ORDINANCE AND THE EXHIBITS; AND PROVIDING ANEFFECTIVE DATE.

CHAIRPERSON THOMAS: Is there a motion?

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

CHAIRPERSON THOMAS: Okay. We're going to take the comment card that we have, uh, at this time. Ms. Bonnie Larson. Good evening, Ms. Larson. You have three minutes to make your comments.

BONNIE LARSON: Good evening. It won't take me three minutes because we need the presentation first so we know what you're talking about to have any questions. That's my question. This is a whole lot of changes here. Some people don't have computers. They can't look it up themselves. This is a whole -- there -- I mean, it's, like, just taking up the whole page of changes. Tell us why these changes are being made, what -- what is the purpose of it, and why can't we have the presentation first? Then maybe we won't have questions. It's -- it's just doing it backwards and I mentioned that many, many times now. So I really would like the presentation first and then make the comments. But people need to know what this is all about. It's just

almost taking up the whole page. And you're mentioning the articles you're changing but why and what are the changes? Thank you.

CHAIRPERSON THOMAS: Thank you very much for your comments. Okay. We have a presentation.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Good evening. Mary McKinney, Director of Community Development and I'll try to keep the intro brief.

CHAIRPERSON THOMAS: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Um, as part of implementing the vision from the Citizens' Master Plan, the new CRA Plan and the Comprehensive Plan, the Treasure Coast Regional Planning Council, per an agreement with the City and the CRA, and the City and CRA staff have developed new land development regulations that specifically define how development should be planned and how it should look in the CRA, including building placement, setbacks, height regulation and design controls in the CRA. The new regulations will replace the existing zoning regulation, the City's code of ordinances, and the official City zoning map will be updated to be consistent with the City's Comprehensive Plan land use map. The updated regulations and zoning map change will be effective upon final approval by the City Council. This is first reading of the ordinance this evening.

On October 23rd, 2013 -- oh, let me back up. On May 23rd, 2013, the City's Planning & Zoning Board, which serves as the local planning agency for the City, approved, determined that the regulation/zone -- zoning map changes were consistent with the adopted Comprehensive Plan, and they recommended approval to the City Council. On October 23rd, 2013, the CRA Board found that the new regulations and zoning map changes were consistent with the Riviera Beach Redevelopment Plan and the Riviera Beach Comp Plan and voted to approve the new regulation and zoning map changes. And this evening will be the Council's first review of first reading of the ordinance. And here tonight is Anthea Giannotes with the Treasure Coast Regional Planning Council and the Executive Director Mike Busha of the Regional Planning Council.

CHAIRPERSON THOMAS: Are there any -- oh, do you -- they have additional presentation or --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I -- not unless you want more presentation.

CHAIRPERSON THOMAS: Okay. Are there any questions or anything from the board? Uh, Ms. Larson, I'll give you a special exception tonight. Do you have any additional questions?

BONNIE LARSON: I'd like to know why all the changes and where can we read it and what is the -- it seems we have a new CRA -- new re-development plan. When did that happen and when --

CHAIRPERSON THOMAS: Understood. Understood.

BONNIE LARSON: -- (inaudible).

CHAIRPERSON THOMAS: Understood.

CITY MANAGER JONES: Planning & Zoning CRA.

CHAIRPERSON THOMAS: Yeah. Um --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Um, yes. The draft land development regulations which have been on the CRA website and the City's website and the Treasure Coast Regional Planning Council's website for approximately one year, and the most updated regulations are on there to review by any of the public. Plus we have hard copies in our office which were notice -- noticed in the advertisement that we placed in the Palm Beach Post on November 12th and November 27th, 2013.

CHAIRPERSON THOMAS: Okay. Thank you very much. Is there anything else from the board? Hearing none, Madam Clerk?

CITY CLERK WARD: Councilperson B. Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson C. Thomas?

CHAIRPERSON THOMAS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON THOMAS: Okay. I'd like to announce that, uh -- for the record, Mayor Masters has entered the chambers. Okay. We're going to move to item 11.

11. ORDINANCE NO. _____ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ABANDONING ALL OF THE RIGHT-OF-WAY KNOWN AS GRAND VIEW PLACE NORTH, TOGETHER WITH ALL OF EAST 13TH STREET LYING EAST OF A LINE THAT IS 5 FEET EAST OF THE EAST RIGHT-OF-WAY LINE OF AVENUE 'C', TOGETHER WITH ALL OF EAST 14TH STREET LYING EAST OF A LINE THAT IS 5 FEET EAST OF THE SAID EAST RIGHT-OF-WAY LINE OF AVENUE 'C', ALL AS SHOWN ON RIVIERA, ACCORDING TO PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGES 90 AND 91 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, TO FACILITATE DEVELOPMENT IN ACCORDANCE WITH THE RIVIERA BEACH MARINA DISTRICT

**MASTER PLAN; PROVIDING FOR CONFLICTS, SEVERABILITY AND RECORDING;
AND PROVIDING AN EFFECTIVE DATE.**

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

CHAIRPERSON THOMAS: It's been properly moved and second. Ms. Larson?

BONNIE LARSON: (No audible response).

CHAIRPERSON THOMAS: Ms. Larson? Good evening. You have three minutes.

BONNIE LARSON: Bonnie Larson. Good evening again. Okay. In layman terms, can you tell us why this property is being abandoned? It says here, um, "In accordance with the Marina District Master Plan." Why are we abandoning those right-of-ways and what will happen to them after we abandon them? Is someone else taking them or are we giving them to somebody? Why are we abandoning this property? Thank you.

CHAIRPERSON THOMAS: Thank you very much for your comment. Next up will be Ms. -- let me just grab this second -- just in case she has questions, as well. Um, next up will be Ms. Norma Duncombe. Good evening, Ms. Duncombe. You have three minutes to make your comments.

NORMA DUNCOMBE: Okay. Norma Duncombe. And basically that is my -- the question that Mrs. Larson has are basically my questions in terms of abandonment of properties. And for whatever reason, citizens are being denied the right to go on properties all -- I mean, things are being closed off, blocked off and just taken from the use of the general public in this city. Now, let me also remind you, you have been perpetuating this lie that the judge said you had to have a new election in terms of --

CHAIRPERSON THOMAS: Ms. Duncombe, I need you to speak on this item. You have a public comment card and you can do that.

NORMA DUNCOMBE: Okay. I'm -- I'm -- okay.

CHAIRPERSON THOMAS: But at this item I need you to speak on this item.

NORMA DUNCOMBE: But I'm saying, but the marina is still locked in. And I'm saying we're -- we're -- we're proceeding as if there is -- and I think it apply -- it just definitely applies to this. The marina, there was a vote that said the citizens wanted to own and operate the marina. But when you come with these types of items, you are ignoring the rights of the citizens. And I'm saying this is -- this is -- your proceeding with this is almost as if you're ignoring what the citizens have decided for this city and have decided that you will go your route, do whatever you want to do when you want to do it and -- and -- and just ignore the citizens. That's very unfair.

I mean we are the taxpayers and if we make a decision about a piece of property, about the marina, then that should be respected. And -- and -- and -- and I'm -- it's just not really clear, all of this blocking off where people cannot move around the city freely. It -- it is becoming private property. And it's unfair. Thank you.

CHAIRPERSON THOMAS: Thank you for your comments. Ms. McKinney?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right. The abandonments of Grand View Place and the portion of E. 13th and E. 14th Street east of Avenue C is required to facilitate future development of the new Marina event center, which is new Newcomb Hall, the public promenade -- excuse me -- and new public streets in accordance with the Marina District Master Plan. The Planning & Zoning Board recommended approval of the abandonment of these rights-of-way to the City Council on October 24th, 2013. These rights-of-way at this time are not used as road rights-of-way. They're basically used as parking areas at the marina. And when new development is proposed on the Marina Uplands site, we will have new streets that will be actual streets and access ways that will be platted on the property.

So these old ones will be replaced. Not being used as rights-of-way now. Basically only East -- new East 13th Street is being used. So there isn't taking anything away. The property that -- on either sides of it that's abandoned goes to the City or on one side of E. 13th Street will end up going to Viking because the Yachtsman is on that side. That's the result of these abandonments. It just clears -- cleans up old lines for us to come in and put the new lines.

CHAIRPERSON THOMAS: Okay. Thank you very much.

COUNCILPERSON GUYTON: Mr. Chair?

CHAIRPERSON THOMAS: Mr. Guyton?

COUNCILPERSON GUYTON: Oh, no comments for -- for you --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Okay.

COUNCILPERSON GUYTON: -- um, Ms. McKinney. Um, there was a comment made that we are lying and misleading the people, which is totally not true. Um, the people took a vote in 2010 that was recognized. The people came back in 2011 and said by 60 percent that they want private development at the marina. The 2010 referendum essentially prevented private development. Private development is the economic engine to stimulate any economy. Data would support that. If we do not have private development, our economy will remain flat as it is. We need that stimulating force in our community.

Our residents are being told that somehow that's a bad thing. If private development come, they're going to take this and that. That's absolutely ridiculous. We have a high unemployment rate because we don't have enough private development. We're -- we're -- I mean, and we need to get off of this bandwagon that somehow it's a bad thing. It is

not a bad thing. If you look at the communities around us who are building around us, that's where all of the foot traffic is going to spend their money. We need to compete. We have not been doing that. So it's about time that we stand up. When somebody says, "It's a bad thing," somebody stand up and say, "Oh, no, it isn't" and I can show you data where it's a good thing.

So I just want to put on the record that we didn't ignore the people. The people told us that they want private development. When the people said that, some people didn't like that. They went out and sued so that they can stop private development. And that's where we are now. They sued the referendum for the referendum in 2011. And that is why now we're having to go back to the people come March to put the question back to them because the ballot summary was not clear. But after 2010, we had another referendum in 2011 and the people said, Yes, we want private development, because most people understand that is a positive thing for any community.

So Riviera Beach need to step their game up and stop listening to a whole lot of negativity, because it's time to have some positive forces vibing in our community. And the negative comments have kind of permeated for years. And now we find ourselves 10, 15, 20 years behind everybody else because we don't stand up to the negative mind-set. So just for the record, private development is a good thing when it's done right. And we have the people in place to make it a positive thing in our community. And I urge the people to support the new referendum coming up on March 11th. Thank you.

CHAIRPERSON THOMAS: Okay. Are there any other comments on the item being considered? Hearing none, Madam Clerk?

CITY CLERK WARD: Councilperson B. Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Councilperson C. Thomas?

CHAIRPERSON THOMAS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON THOMAS: Okay. We're going to move to item 12.

**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.

CHAIRPERSON THOMAS: I did see Representative Powell just step in. Welcome to the meeting, Representative Powell. Good to see you, sir. Okay. Public Comment is for the -- is the time for you to make comments. We're not trying to stop you from making comments, even if they are in disagreement with some things that may have been going on. You're more than welcome to do that. We just want to make sure that we are doing that in a professional manner and we spent quite some time last meeting going over those rules. I will remind you of those rules and I'm -- I'm encouraging you to please follow them. Okay. First up will be Ms. Mary Brabham. Is Ms. Brabham still -- I see her. Good evening, Ms. Brabham. You have three minutes to make your comments.

MARY BRABHAM: Thank you. I'm just gonna be brief but I have two things that I would like to touch on. Um, hopefully that, uh, out of your Community Benefits, the seniors over at Lindsey Davis -- I was over there yesterday just to check on them. They did not get a turkey. And the comment was made, "Where was my turkey?" And I told them that I would address that with you. The allotment that you all gets for your turkey giveaway, set aside about 25 for the seniors over at Lindsey Davis. Now, if you have any more Community Benefit funds, let that be a Christmas gift for them. It's about 25 of them. If I'm -- if I'm not for sure, get with over there and you all give them a turkey. They're already on a fixed income. Their medicals, their med -- their med needs cost them. A lot of them cannot afford to stand up in a line. So -- so see what you all can do for them. Okay? Okay, Chair -- Chair Thomas? Okay, Chair Thomas and -- and Mayor Masters?

MAYOR MASTERS: Yes. Thank you.

MARY BRABHAM: Will you all see if you all can give a Christmas gift to them and let that be their turkey?

CHAIRPERSON THOMAS: You want to finish with your comments?

MAYOR MASTERS: They may want ham. I don't know.

MARY BRABHAM: And then also, too, each one of you all received an article here that was dated in 2008. I want you to read that carefully. You know what this is about? I clean up with the contamination that was imposed on this city from Solartron. We have five years for the EPA. Now, our question as a citizen and resident, are we on target? Are we on watch with this? Because our areas were contaminated. "For decades after environmental regulators discovered that manufacturers leaked cancer-causing chemicals into Riviera Beach water supply, clean-up is set to begin."

I can truly thank previous Council Mayor Michael Brown and the late U.S. Representative Clay Shaw. They advocated this money here. So as a board here -- look -- read your paper. Ms. Brabham have everything. This was 2008. And here it is 2013. So we need to be on target for this. We need to be sure that all the I's and all the T's are closed -- crossed, and they are doing their job to clean up this contamination. Do not let this go underneath the rug, because this was the problem that happened here in this city of Riviera Beach. Ms. Jones and other -- the Director of our Utility Department, you don't know. But please make sure that this is being taken care of. Thank you.

CHAIRPERSON THOMAS: Thank you very much. Ms. Bonnie Larson. And while Ms. Larson is on the way, there were several turkey giveaways this particular season. Councilman Thomas's office has closed out his turkey giveaway for this particular year. We will start working on it again for next year. We always have invited individuals to sign up. We made special announcements this year for our seniors. And unfortunately, that time has gone. I know the Mayor has done several this year. He may have some additional ones left over but I don't. There's no freezer space left. And to be quite honest with you, there was a lot of turkey this year. So, um, I'm -- I'm -- I'm done with that. Mayor, if you definitely have any turkeys left, that would be a (inaudible).

MAYOR MASTERS: I -- I don't have any left but I'll get some turkeys or hams for them. I promise.

MARY BRABHAM: Thank you.

MAYOR MASTERS: For Christmas.

CHAIRPERSON THOMAS: Okay.

MARY BRABHAM: Thank you.

MAYOR MASTERS: We'll figure it out.

CHAIRPERSON THOMAS: We -- we appreciate that. Now, don't make a promise that you don't plan to keep.

MAYOR MASTERS: I said I'll do it.

CHAIRPERSON THOMAS: All right. Okay. All right. I just want to make sure.

MAYOR MASTERS: And you're going to help me.

CHAIRPERSON THOMAS: No, I didn't say that I was going to do that. Ms. Larson, thank you. You have three minutes to make your comments.

BONNIE LARSON: Okay. There's been a lot of news in the paper about Rybovich, and Rybovich owns a lot of property here in Riviera Beach. But we never hear what they're doing. We have to read about it in the paper. I heard about it months and

months ago. I hear it from people on the street, what's happening with Rybovich. I'd like to hear it from the Riviera Beach Council. Tell us what's going on in the City. There were a lot of complaints down there from West Palm Beach people about the -- the manufacturer, the repair work or whatever being done down there, and they were told not to worry.

All that part is going to move up north, meaning to Riviera Beach. Now it was in the paper again. Yes, they plan to build condos down there on their property in West Palm Beach and move the facilities up here. Why don't we know that? We should be the first ones to know what they're gonna do in our community. We want to be part of this community. We need to hear it from the Council. But we have to hear it from people on the street. We have to read it from the newspaper. We'd like to hear it from Riviera Beach what's going on in our own city.

There was also talk -- we have -- we don't get follow-up. FEMA, there was -- um, the new FEMA map said everything at the marina would have to be raised by several feet, which would add substantially -- a capital S on that substantially -- to the cost of the marina. What happened with that? The Council was going to meet with Palm Beach County, but there we never heard. So what is the deal with the raising of the property at the marina? We'd like to know.

Um, also last week it was said that there would be no response to our public comments until the end of the meeting. Well, the end of the meeting always comes and goes. We come here to get answers. We want to know what's going on in our community. There should be an item right after Public Comments which says Answers from the Council. We would like to know. We -- we come here. We ask honest questions. We get nothing. Nothing in response.

Again on the agenda, "It's in violation of the law," it says, uh, that -- excuse me -- that, "There will be no discussion of the consent agenda." That law has changed. It's still incorrect on our agenda. Why is that? There's also, um, "Anyone having an affiliation with a consent agenda item or an item on the agenda must acknowledge that." That paragraph has come off. I mentioned that over and over again. It makes you guys look suspicious. Put it back on there. If you have any affiliation, you need to announce that. It makes you look bad and I'm -- let's -- let's not look bad. The lights on Broadway, the new lights on Broadway. I commented that the lights on the bridge were dim. Ms. Pardo said, "Well, that's because of the turtles."

CHAIRPERSON THOMAS: Yes.

BONNIE LARSON: No. The lights on Broadway are now on and it's very, very dim. You take a look. You want to look someplace nice, look at the gas station -- excuse my voice tonight -- look at the gas station on the corner of Broadway and Blue Heron. Look how well-lit that is. It's got white lights. Why? Because they don't want to be burglarized there. We want our storefronts to be protected on Broadway. Let's not chintz on the type of lighting that we put in. Forget those little dim yellow lights that we have. You can barely see there's a sidewalk there. Let's not chintz on it. Spend the

money making our city safe. Look at that gas station. Look how nicely that's lit. That's the way our Broadway should be lit. Thank you.

CHAIRPERSON THOMAS: Okay. I'm going to take a five-minute recess at this time. Five-minute recess.

Yeah, Elizabeth Robinson. Good evening, Ms. Robinson. You have three minutes to make your comments.

ELIZABETH ROBINSON: Good evening. Elizabeth Robinson, Riviera Beach. Um --

NORMA DUNCOMBE: Could you speak into the mike, please?

ELIZABETH ROBINSON: I'm very sorry. I'm having a terrible headache, so bear with me. My comments are to acknowledge World AIDS Day which was Sunday, December 1st. Um, I'm the executive director of the Minority AIDS Initiative Network. And on behalf of our community partners, Buffalo Soldiers, Born Free Riders, uh, the City of Riviera Beach Parks & Rec., Police Department, Fire, Viking, Maritime Academy, Commerce Care and -- oh, it eludes me. I'd like to give you guys, um, these bags of appreciation. Um, it's just information that will help you to talk about HIV and AIDS in our community. Um, we think that HIV is no longer, um, a disease that we should be concerned with but it's quite the difference.

HIV/AIDS is still a problem in the African-American community, and we'd like very much to educate people about HIV prevention. On this Saturday at Cunningham Park, thank you to Mr. Guyton, we'll be hosting the Annual Motorcycle Ride for Life and Health Fair. It begins at 1 p.m. and it ends at 4:30 or 5. We invite the community to come out. St. James Missionary Baptist Church will be providing rapid testing. It's free of charge. We'll have blood pressure and glucose screening. There'll be free take-home hepatitis C testing kits and there's food at no charge again, uh, to the residents of Riviera Beach and Palm Beach County alike.

Um, I'd like to thank Commissioner Judy Davis for her financial support, as well. Without your support, without the continued support of Riviera Beach and municipalities around, we couldn't do the work that we do. Without our volunteers, we couldn't provide the services that we do to residents. We provide free testing and linkages and services to people who are infected and/or affected by HIV and AIDS. There again I say we're a community-based organization. We're, uh, passionately known as MAIN.

Chair Thomas, we will expect you to be in Delray at the Delray Police Department on the back of a motorcycle, um, as we do the tour from Delray Beach to Riviera Beach, um, as passionately escorted by our fine law enforcement Riviera Beach. Don't smile, sir. We need you on the back of a motorcycle. We -- we appreciate that. But on behalf of all of the volunteers, um, and my board, I'd like to thank Riviera Beach and our manager for the fine support that we offer to HIV and AIDS.

CHAIRPERSON THOMAS: Thank you, Ms. Robinson. And I, uh -- I met your challenge a few years ago. I still hold my motorcycle's license. However, I regret to

inform you that me being on anything that's going to require balance these days, I'm probably not going to participate in that. I don't mind being on four wheels, you know, but two, I -- I gotcha. I -- we -- we're glad it's here and we -- we will support it. Just having a little fun. Um, next up will be Ms. Duncombe. Ms. Duncombe, you have three minutes. Good evening.

NORMA DUNCOMBE: Good evening, um, Mr. Chair. I had planned to speak on something else but I have to address the comments that were made after I spoke before by Mr. Guyton. Okay. I'm -- first of all, I'm going to say this. At no time did anybody ever state that they did not want development in this city. We all want development. And we have been fighting for it for years. The next thing I want to address is the fact that he said that we're not concerned about jobs but that he is concerned about jobs.

The first thing I want to remind him, it was only a few years ago that he led the fight to eliminate jobs down in the Public Works Department. They had Recycling, and some of those families probably are still suffering because of the fact that he led the fight to get rid of the garbage and trash pickup that were jobs in this city. And nobody -- it was given to a company, Huizenga, and nobody in this city works for them. Nobody works for them. He got rid of those jobs and then he attempted to get rid of the police and fire department. And it was only through people understanding what they were losing that they fought that.

Now, let me be very clear about this. Just like all of the other municipalities in this state up and down the East Coast who owns their municipal marinas, they had them developed and they have received the benefits from them. You go up and down the line. Even little Lake Park. Even little Lake Park. They own their marina and they benefit from it.

Now, if you say you cannot do any development unless you -- unless you get whatever, give it away, let me remind you. The Palm Beach County Commissioners own the airport. They had developers to come in there and -- and whatever they need to have, expansion or whatever, they have the expansion at the airport. And guess what? People pay. If you want to rent five -- five square feet, you are going to pay 20 percent off your gross income from your company in the airport. Right now the City of Riviera Beach is charging the Tiki Lounge, where you had your benefit the other week, \$6,000 a month, and they -- it was appraised that they should pay at least \$19,000 a month.

We are benefit -- we are subsidizing their utilities. We don't get any benefit from -- and guess what, people? You're not going to get any benefit from the Newcomb Hall that they're getting ready to put up. It is not going to be under the Recreation Department and you're not going to benefit from it. So I just needed to make sure this was clear. You don't explain things for me. I understand --

CHAIRPERSON THOMAS: Ms. Duncombe?

NORMA DUNCOMBE: -- very well because I've been here all my life.

CHAIRPERSON THOMAS: Ms. Duncombe, that's your -- that's your time. Thank you, Ms. Duncombe.

COUNCILPERSON GUYTON: Mr. Chair?

CHAIRPERSON THOMAS: Briefly, Mr. Guyton, please.

COUNCILPERSON GUYTON: Very briefly. There was some accusations made I need to correct. Um, first of all, the marina can never and will never be given away. That is a flat-out complete untruthfulness. We can't give it away if we wanted to. We don't want to give it away so we need to stop telling people that. No, we have legal restrictions on the marina that we could never give it away. Am I correct on that, um, Ms. Ryan?

CITY ATTORNEY RYAN: That is correct.

COUNCILPERSON GUYTON: That is correct. Thank you. So everybody who's talking about we're going to give it away, that is not true. That is a political ploy for you to vote against something that's good for this city. That is not true. Second thing, she said that I wanted to give away the fire and police. If you go back and check the record, I was the swing vote that saved the police. The fire was never a consideration. Thank you very much. And I had a good friend work for the sheriff's department, still my friend. I voted to keep the police on our jurisdiction.

The last thing you said, I led the effort to give away Public Works. First of all, one, it take three votes or you're giving me too much credit. Second of all, if you look around this country, most of the municipalities have outsourced that because it's more financially feasible. I made my decision based on data, documents and evidence. Not emotions. Not -- not -- not I -- who -- who doing this, who doing that. And in the deal, everybody had a job. Not some people. Everybody had a job. That was in the contract. So, um, there gonna be a lot of political rhetoric going back and forth, but when you make some misstatements about me, I'm going to correct them. Thank you.

CHAIRPERSON THOMAS: Okay. Next up will be Richard Wester. Good evening, Ms. West -- Mr. Wester. You have three minutes to make your comments.

RICHARD WESTER: Ms. Wester. Yeah. They do that to you, too, don't they?

CHAIRPERSON THOMAS: Yeah. I was tongue-tied.

RICHARD WESTER: Good evening.

CHAIRPERSON THOMAS: Good evening.

RICHARD WESTER: Richard Wester, retired fire chief, City of Riviera Beach. Born and raised here. Been here 68 years. I just want to make a comment on Fane Lozman. He make -- he -- he came in here and brought some allegations in here with documentation about one of our council people owing the City money. Mayor Masters, Cedrick Thomas, you guys in charge of the city. You need to let the taxpayers know if

there's any truth to that. 'Cause every time I come here I'm going to ask about it. 'Cause Mr. -- Mr. Guyton said, you know, you get results if you keep bringing it up. 'Cause when y'all drug the Mayor -- the Mayor through the coals, I guess I don't hear that no more so evidently that's been taken care of.

And, uh, I see we're just starting to turn the corner to try to get some -- the economy coming back and people calling me from the City telling me the city manager getting ready to get top heavy again. Economic development officer. We -- we still got police and firefighters being laid off. If that's true, where we -- where we going there with that? Um, that little industrial area where they put that fire department over there, supposed to be putting it over there, this was the manager's team over there. The manager, the finance director, purchasing agent, police -- assistant police chief and the city engineer. I talked to Pete LeDuc. He said he wasn't involved. He was the fire chief. And the planner, I never talked to her but they said she wasn't involved, either.

And I know something like that, the plan -- the city planner should have been involved with it. But that's who was on that team. And one thing about it, if you don't know what you're gonna do, don't do nothing. Spend a quarter of a million dollars over there. They didn't know what they wanted to do. A quarter of a million dollars over there. The money gone. I want to know whether somebody put it in their pocket up there. 'Cause the money ain't there.

And there ain't nothing over there at Public Works and they done spent another -- so it's 7, \$8 million over there to buy a building? Before you finish with it, it might be 20 or \$30 million over there. If you don't know what you're going to do, don't do nothing until you look at all the avenues before you do it. And that's what -- 'cause Mr. Thomas, you keep saying that. Every time the city manager brings something up here, you say, "I support that but it ain't ready." Same thing with that thing. You got mad because, uh, before the, uh, deadline, she didn't tell you about the deadline, and you got teed off about that one. That's twice you done got teed off 'cause it wasn't ready. You said that. I didn't say that. Thank you.

CHAIRPERSON THOMAS: Thank you for your comments.

COUNCILPERSON GUYTON: Mr. Chair?

CHAIRPERSON THOMAS: This is the last time, Mr. Guyton.

COUNCILPERSON GUYTON: No, go ahead. I'll say mine at the end.

CHAIRPERSON THOMAS: Okay. Thank you, sir.

RICHARD WESTER: Don't attack me.

CHAIRPERSON THOMAS: Next up will be Mr. Fane Lozman. Good evening, Mr. Lozman. You have three minutes to make your comments.

FANE LOZMAN: Fane Lozman. To say my life has been wild over the past few weeks is an understatement. Last month Councilperson Guyton launched a vile and vicious attack against me. He used -- he accused me of being a criminal, i.e., a rapist; he accused me of being a cross-dresser; he also used a homosexual slur directed towards me. None of those are true. But what I have learned, because the gay and lesbian community -- or the gay community has reached out to me, I have learned about rampant discrimination in the gay community throughout South Florida. And I was unaware that the Civil Rights Act in the '60s did not cover civil rights to protect sexual orientation.

I am in a heterosexual relationship with a woman who I've dated for six and a half years. A wonderful lady. And she was horrified at the comments that were directed towards me. Okay? Whether I was a gay male or whether I was a convicted criminal, which Mr. Guyton has repeated on numerous occasions, that I'm a rapist, which is absolutely untrue. There's no facts behind that. You cannot bring any facts to the table. I'm not going to allow you to continue to defame me. What we have done last week, a lot of people in the audience suggested I do it -- we have served Mr. Guyton with a federal civil rights lawsuit that talks about his defamatory statement that he made here in November.

We've also served Mr. Thomas, Ms. Pardo and Ms. Davis with the same lawsuit regarding other actions that they have engaged in. We're going to let a jury get to the bottom of all this mess this spring, and then the taxpayers can see what is the real truth, what is this council's interpretation of multiple things, i.e., what's the First Amendment? Your little decorum policy violates the First Amendment when you do not like the content of what a speaker has to say. But I'm not going to come here anymore and be accused of crimes and be accused of anything by Mr. Guyton without responding. So let's get that straight.

Second thing I wanted to address is the marina. A 50-year lease for nominal amount of money each year is basically giving somebody the marina. Ms. Duncombe was 100 percent correct. Yeah, you're not going to sign over the lease to the facility. But if you give them a 50 -- you're not going to sign over the bill of ownership but if you give them a 50-year lease or 75-year lease, you're essentially saying, Here's your marina for nominal amounts of money. So I support what she says and we're going to fight that referendum in March.

COUNCILPERSON GUYTON: Mr. Chair.

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

COUNCILPERSON GUYTON: I -- Mr. Lozman, um, seems to think that he can come from Miami up here -- he doesn't live here. He doesn't pay taxes.

FANE LOZMAN: You don't know where I live.

CHAIRPERSON THOMAS: Mr. Lozman.

COUNCILPERSON GUYTON: He doesn't work -- I said nothing while he was talking. And he thinks that he's going to intimidate me in my hometown. That will never, ever happen. If I find something that I can read -- everything I've said about you, I have read from documents.

FANE LOZMAN: No, you have not.

COUNCILPERSON GUYTON: Nothing was --

CHAIRPERSON THOMAS: This is your last warning, Mr. -- Mr. Guyton, hold on.

FANE LOZMAN: (Inaudible).

COUNCILPERSON GUYTON: -- originated from me.

FANE LOZMAN: (Inaudible).

CHAIRPERSON THOMAS: Mr. Lozman, this is your last warning. That's twice. This is your last warning.

FANE LOZMAN: He is out of order.

COUNCILPERSON GUYTON: I --

CHAIRPERSON THOMAS: Mr. Guyton.

FANE LOZMAN: You're out of order.

COUNCILPERSON GUYTON: And --

FANE LOZMAN: If you can --

CHAIRPERSON THOMAS: Officer, please have Mr. Lozman --

FANE LOZMAN: What?

CHAIRPERSON THOMAS: -- removed from this meeting.

COUNCILPERSON GUYTON: And let me make it very clear while you're on your way out. I would never back down from you.

CHAIRPERSON THOMAS: Whoa, whoa, whoa, hold on.

FANE LOZMAN: (Inaudible) you are out of order.

CHAIRPERSON THOMAS: Hold on. Mr. Guyton, that's -- that -- Mr. Guyton, no.

COUNCILPERSON GUYTON: Okay.

CHAIRPERSON THOMAS: Mr. Lozman is being removed for disruptive behavior after being warned three times. Officer, please remove Mr. Lozman.

FANE LOZMAN: Robert's Rules of Order says a member of the audience can call a councilperson out of order. Why don't you read the books, Chairperson?

COUNCILPERSON GUYTON: I'm done, Mr. Chair.

CHAIRPERSON THOMAS: Mr. Ryan, James Ryan. Good evening, sir. You have three minutes to make your comments.

JAMES RYAN: Thank you. And I appreciate the opportunity to make comments. Many of you may have read some of my letters. I've copied you on them, my letters to Ms. McKinney with regards to Mr. Taylor's application to build a dock on his property on Singer Island, which has fondly become known as Lozman's Cove. Um, the fact that you guys sit up there and say, Well, we're in favor of development, but you refuse to properly respond or properly have meetings -- I asked for a hearing with the Board of Adjustments. Never addressed. I sent four letters, letter after letter. Now your taxpayer money is going to go towards the court proceeding that we have going on. I filed a Notice of Appeal to the denial of the permit because I couldn't get a response from you for your own procedure.

And I've copied your attorney on the stuff. I've copied you guys on it. And you're the ones that got elected by these taxpayers that are going to pay for you to keep your head in the sand and talk out of the two sides of your mouth. You say you're in favor of private development but you can't even sit down and have a meeting with people? You -- you have a Community Director of Development that sends letters saying, "Call me." And then when I call, "Oh, no, I can't take your call right now. I'll call you back." And never does? Never follows up?

That's a joke. That's a waste of taxpayer money. And you guys are at the switch. And you let your -- your Director of Development run the show? That's not right. She's not elected. You guys are. Stand up and do your jobs. City manager's responsible but she's responsible first to you.

Got to respond to the Mayor. These -- the Mayor is supposed to be guiding us, and I believe he will. But at the end of the day, the city council people are the ones that are elected to take these situations and deal with them efficiently and for the good of the city and for the good of the property owners. "The best city to live work and play," and we can't even get a conversation on a telephone with somebody? That's ridiculous. You say, Mr. Guyton, that you're in favor of development? That's ridiculous.

CHAIRPERSON THOMAS: Thank you very much for your comments. But wait one second, Mr. Guyton. This -- this is an issue for me. And I'm going to take this time to just address this one. I don't normally like to do this. But when individuals come to this podium and we don't know anything about what they're speaking of, something needs to happen. If there's phone calls being made -- that's only one side of it. We're not

hearing the other side of it and we don't have time in a meeting to always address those. But I don't know whether Mr. --

JAMES RYAN: Ryan.

CHAIRPERSON THOMAS: -- Ryan's issue has been addressed or not, but it should be. So in a few moments, Ms., uh, Jones, will allow you to bring this up and at least clarify to us what's going on, because we really don't, um, know at this point. At least I don't know. I haven't been copied on any e-mail. I haven't seen anything regarding this. So I want to make sure that this does not become, you know, a habit.

Sometimes people think that the City Council knows every single thing that goes on. We would like to but it's just not possible that we know every single thing that goes on. This is a staff issue at this point. If it was a special exception, if it was something that was needed, it will get to us. But staff handles these issues. Sometimes these issues never come to us. So we'll allow you to address that as soon as we get done. Mr. Guyton.

COUNCILPERSON GUYTON: I -- I just want to say for the record that I, as one councilperson, has full confidence in, um, Mrs. McKinney and our staff. And I just want the public to know that at the point where it's time for the council to deliberate and deal with it, we will. But when it's on staff level, um, again, I have full confidence in Mrs. McKinney and -- Ms. McKinney and our city manager and our other staff. And once it's time for us to address it, we will. So, um, until it gets to this level, um, staff will certainly keep us apprised and, um, like Mr. Thomas, I'm not real familiar with what was going on. But everyone assumes that we know every intricacy. But we don't. Um, but I do have confidence in -- in Ms. McKinney. And when she feel we need to be involved, I'm sure that we will be.

CHAIRPERSON THOMAS: Thank you. I'm that -- those sentiments are echoed among us. Um --

DANIEL TAYLOR: Can I speak?

CHAIRPERSON THOMAS: No. No, sir, you need to put in a card.

DANIEL TAYLOR: No? There were no cards left when I --

CHAIRPERSON THOMAS: If you put in a card -- if you put in a card I'll allow you to speak.

DANIEL TAYLOR: Okay.

CHAIRPERSON THOMAS: Find this gentleman a card, please. Allow him to put on -- in a card and I will make an exception for you this time.

DANIEL TAYLOR: Thank you.

CHAIRPERSON THOMAS: You're very welcome. Ms. Terri Mitchell?

TERRI MITCHELL: Good evening. Thank you, City Council, Chairman, Mayor and Board Members. I'm speaking on the issue of Life Span which is not on the agenda this evening. I'm doing it under Public Comments because I'd like to urge you for your continued support of the Life Span project. Things that do not grow die. I have been in the City of Riviera Beach since birth, 1967. And I've watched this city transition. We can take this city into a new stage. I'd ask for your support.

Life Span is an organization that has been in existence since 1993. We are -- we avowed to service the children of Riviera Beach, their families and the community. It only takes three. I'd like your support when our project is brought back before this council. At the current time, we'd also like to advise the community that we are seeking employees. If you are a bus driver, we would love to have you work for our organization. If you're in child care, we'd love to have you work for our organization. We have openings at this time. We're also looking for secretarial staff. We want to support our community. We will be here for this community and we'd hope that the Council will be here for us. Thank you.

CHAIRPERSON THOMAS: Thank you. Ms. Mitchell, do you want to leave a number or something, how they can get in contact with you, those --

TERRI MITCHELL: Most definitely. Our direct number is 561-882-1724. Please bring a form of ID, a valid form of ID, when applying for any of these positions. We have immediate openings.

CHAIRPERSON THOMAS: Thank you, Ms. Mitchell. I appreciate it.

MAYOR MASTERS: Mr. -- Mr. Chair?

CHAIRPERSON THOMAS: Uh, Mr. Mayor?

MAYOR MASTERS: And Ms. Mitchell, um, you're -- you're right. You -- you're very right. It does take three. I'm not one of the three but as the Mayor -- 'cause I don't vote.

UNIDENTIFIED SPEAKER: Mayor, could you talk into the mike, please.

MAYOR MASTERS: I -- I don't know what -- I don't --

UNIDENTIFIED SPEAKER: There.

CHAIRPERSON THOMAS: Ms. Mitchell, you're -- you're -- you're done with your comments, please. Mayor, please finish with yours.

MAYOR MASTERS: Yeah. I just want to just comment that, uh, as you know, I don't have a vote but I just want you to know and the entire community to know that our office has been bombarded with tremendous amount of support for you. And whatever I can do to support Life Span -- and from what I'm hearing -- from what I'm hearing is that we

are very proud -- this community's very proud of the work that you've done. Count on me to support you, whatever you want and however you want to do it 100 percent. Thank you.

CHAIRPERSON THOMAS: Ms. Bessie Brown. Good evening, Ms. Brown. You have three minutes to make your comments.

BESSIE BROWN: Good evening. At this time I'd just like to, um, reiterate that the 2010 referendum was finally placed -- it -- it -- it was voted on in November 2010. It was finally placed on an agenda to be codified on November 20, 2013 agenda. That -- and - - and -- and in -- with that referendum, that referendum says nothing but -- about not developing in this -- in this community. Everybody -- I -- some of our -- our council people want the -- the -- the citizens to think that the 2010 referendum is keeping, um, the City from being redeveloped. That is not true.

Therefore -- and, um, Mr. Guyton mentioned the referendum 2011. That referendum, it's -- basically it's no good. That's the reason we're going back to have a special election in March. And, uh, this -- I just want to give the public the correct information. And there's a question I'd like to ask. You all sit and answer -- you pick and choose when you answer the questions. But I come up here and ask questions every council meeting. I never get an answer. And -- and, um, last council meeting you said the wording for the referendum in March would be on this agenda. It's not here and I'd like to ask the question: When will it be on the agenda?

And I also would like to say we are -- we are, uh -- where -- where are the private developers that we have? You say we -- you know, there are private developers. Who are the private developers and how much money are they spending? You know, but -- but -- but you -- but -- but basically, we have a \$29 million loan through the CRA that the taxpayers have to pay back, and we have a -- I think they -- they have acquired the other \$3 million. But -- so -- so don't ever think that the citizens don't want redevelopment because whether they want it or not, they're going to be paying for it.

CHAIRPERSON THOMAS: Thank you for your comments. Please somebody, be working on that answer for when that language is going to be back.

CITY ATTORNEY RYAN: I'm gonna discuss it in my --

CHAIRPERSON THOMAS: Okay. Thank you. Ms. Brown, stay around. It will be discussed under the, uh, Attorney's Comments. Next up will be Willis Williams. Good evening, Mr. Williams. You have three minutes to make your comments.

WILLIS WILLIAMS: Thank you, sir. Uh, on our last meeting here, uh, Mrs. Jones and I had a discussion. And I know the holidays had some bearing on it so I'm going to again say --

COUNCILPERSON GUYTON: Talk into the mike, please.

WILLIS WILLIAMS: -- we didn't get that information --

CHAIRPERSON THOMAS: Mr. Williams, would you please step a little closer to the mike?

WILLIS WILLIAMS: Okay.

CHAIRPERSON THOMAS: Thank you.

WILLIS WILLIAMS: -- that information that we were supposed to -- you could get back to me as reference to the contract as -- as far as the contract at the marina? We didn't - I didn't get it so, uh, I -- I -- I will allow you just -- you know, the -- I know the holidays were a problem so I'm just gonna say that I hope that will get -- get to me real soon.

Thirdly -- well, not thirdly -- secondly, we talk about fishing. And -- and that young man that was talking about fishing, I fished in this community. And the first time I really went on top of the bridge is when I saw the bunker being built by President Kennedy. Scared the devil out of me one morning about 5:00 in the morning, going over there and saw all those lights. And I didn't know what it was. I thought we were being invaded. So I was in -- I've been fishing on -- on those bridges all my life.

But what I'm concerned about now is what -- what happened to that behind the marquee (inaudible) over here? There was supposed to be a dock out there and people supposed to be fishing on that. I -- I never seen nobody fishing on that. I don't never see any gates opened, that are even unlocked so people can fish there. Uh, so just a point of clarification. Maybe we can open that up to the public so they can fish on it.

Uh, again, if -- this -- this -- this money situation that's coming up about Mr. Guyton. Every time I come in this meeting it's about this money situation, about Mr. Guyton. Somebody clear it up, please. So let's get on with public business. Whatever it is, let's clear it up. Let's get done with it. Let's get past it.

Uh, the lights are out on the south side of Silver Beach Road. Lights out, south side of Silver Beach Road. Uh, my mother-in-law drove down there the other night. She say she almost rode in a pothole because the lights are so dim. Would somebody check on that?

Also, uh, I talked about Public Works and I'm a -- I'm a stickler about Public Works. And -- and I -- I hope this don't take, uh, the wrong way but I think someone needs to go down there, Mr., uh, Chairman, and check Public Works out real hard. Because I spoke to Ms. Perry a few weeks ago and I told her that this community is not immune from someone getting killed. It's like anywhere else around the country. I understand the Director's carrying a gun down there. So you guys need to go down there and check out what's going on. Yes, sir, you heard me right. Three minutes is up.

CHAIRPERSON THOMAS: Yes, they are. Thank you, Mr. Williams, for your comments.

WILLIS WILLIAMS: Okay. Yeah.

CHAIRPERSON THOMAS: Yeah. Okay. I'll -- I'll address that this last comment card. I believe this is Dante Taylor?

DANIEL TAYLOR: No, Daniel.

CHAIRPERSON THOMAS: Daniel Taylor. I'm sorry about that, sir.

DANIEL TAYLOR: That's all right. That's okay.

CHAIRPERSON THOMAS: Good evening.

DANIEL TAYLOR: Thanks for letting me speak. Um, I'm a property owner and taxpayer in the City of Riviera Beach at 5281 N. Ocean Drive. Uh, my attorney spoke a little bit on my behalf regarding some permits that I have outstanding that are before the City. I just want to clarify and let Mr. Guyton know, uh, which I played football with at Palm Beach Gardens. I don't think he remembers. But, uh, Mary McKinney is not accessible to me and has not been for years. Um, I have a log of 68 phone calls in the last 60 days and not one returned phone call. My attorney and I actually came up here and sat for two hours waiting to be heard, and we sat and sat and sat and she refused to come out and speak with us.

Um, and I'm not going away on my permits. I have received a permit from the Corps and DEP to put a dock in without any restrictions. And the reason I was denied was one reason only, was that an accessory to a primary residential structure is what they considered a dock, an accessory. And the only way for me to get to my primary residential structure is by a dock. And as the United States Supreme Court ruled in the Lozman case, a primary residential structure can float. And that is my intent, and I will - - I will fight that. And if it costs me a million dollars to get there, I will spend that money to get there. And I do have that money to spend.

Um, Mary McKinney is ruthless with -- with me. I don't know why. I was born and raised here. I've known Reverend Masters for quite a long time. Um, I used to own little Munyon Island, which I sold to Mr. Huizenga. Jimmy Ryan and I have been friends for almost 50 years and, uh, both our parents were attorneys coming up and did a lot of work in the City of Riviera Beach, especially with Reverend Davis at Hilltop Baptist Church and actually got him his loan to build that church. So we do have a little bit -- and actually, my name's in the stained glass at the church along with my father.

MAYOR MASTERS: I need you to help me get a loan (inaudible).

DANIEL TAYLOR: So, you know, we -- we -- color, you know -- it's like music. You know, there's no color in music. And there's no color in the City of Riviera Beach. White or black, we should be extended the same as everybody else. And Mary McKinney is not an asset, in my opinion, to this city at all. If you cannot get a return phone call, 68 calls -- and I've logged it in my cell phone -- and you come up and wait for two hours for a meeting, you should get a -- you should get at least a phone call or a meeting. Ruth Jones I met about three years ago when she came from Atlanta and asked to have the sea grapes that were planted in the right-of-way to my property,

'cause they were damaging my property, which I had to file a lawsuit and the City paid me \$3,500 and I won my lawsuit. So Mary McKinney's a deaf ear to me. Is there a comment?

CHAIRPERSON THOMAS: No, your -- your -- your time is up now.

DANIEL TAYLOR: Okay. Okay. Well, I'm just going to let you know, Mary McKinney is not accessible to a taxpayer, and she should be.

CHAIRPERSON THOMAS: Thank you very much for your comments.

DANIEL TAYLOR: Okay. Thank you.

CHAIRPERSON THOMAS: Um, we're -- we're pretty much at the end of the agenda so we'll address these, uh -- these comments. Um, first off, I know that there's going to be a push to continue to have irate meetings. That will not happen. We're going to maintain control of these meetings.

Secondly, Ms. McKinney is a department head who has a supervisor. I don't appreciate the comments negatively in terms of what was just said. However, if you have a complaint, you can see the city manager. All department heads have to respond to the city manager. That's technically who they work for. This board is in charge of policy and budget. Ms. Jones is responsible to us. If Ms. Jones does not know what's going on, it's going to be hard for us to hold her accountable for that. All you have to do is go, document what you say, document what you -- what issue you're having in the City Manager's Office, and we can always respond to those documents.

I understand that. I have a letter, um, here from a group that I've passed on to the -- to the, uh, manager to address. Um, well, it was up here. Among all the papers, this has -- this has disappeared. But -- no, not that -- it's a letter --

CITY CLERK WARD: (Inaudible).

CHAIRPERSON THOMAS: That's -- that's weird. It's not here anymore, but it's a letter, uh, regarding some permits or -- or, uh, some issues that have not been addressed. I understand that you feel like you need to come to the City Council to -- to get this done and we will discuss it and we will be here to serve you. But you must go through the City Manager's Office. That is where these things are washed out, sent to the right departments and corrected.

If you have an issue, if you have not received an occupational license in 11 months, there's an issue with that. It's hard for me to believe that you have not received any type of response in 11 months. But I do have a letter here stating that, um, that they haven't received that. That's fine. But I'm addressing it so that you know who to address this to. Ms. Jones. Okay. This board shall not and really cannot get involved in those type of matters dealing with personnel. That's not our job. We're elected but that's not what we do.

That is strictly run by Ms. Jones. Now, we are definitely in charge of Ms. Jones and are definitely in charge of Ms. Ryan and our personal assistants. But at that point that's where it stops. We will look into it. But you need to address it the correct way. Doing it this way only elongates it. It makes it a long amount of time, because this is what's going to happen like I'm doing. Ms. Jones, you have a copy of those letters that were sent. Would you please address that and give this board a response to that within the next five days to that?

CITY MANAGER JONES: Yes, sir.

CHAIRPERSON THOMAS: Thank you very much. That is exactly what's going to happen and if you put that into a -- a note in Ms., um, Jones' office and it's not addressed, I will definitely look at that. If you come and say, Listen, I -- I put it in writing to Ms. Jones' office and she has not contacted me back in a reasonable amount of time -- and I do mean reasonable -- then this board, we will look at that and say, Ms. Jones, you need to do that. Believe me. Believe me. She is working sunup to sundown, on weekends, holidays and everything else trying to address this. It's just not -- she's just not sitting there doing nothing.

So I need everybody to understand that we hear you. We just want you to understand the proper way to handle it. Okay. I think it was Mr. Guyton first that wanted to address some issues, or do you want to wait till your actual comments to do so?

COUNCILPERSON GUYTON: I can address one about these funds, this money thing that I'd like to talk about.

CHAIRPERSON THOMAS: Okay.

COUNCILPERSON GUYTON: Have -- have I got --

CHAIRPERSON THOMAS: Go ahead, sir.

COUNCILPERSON GUYTON: Thank you, Mr. Chair. First, let me say that I am clearly one of the vocal ones up here. So I would be subject to attacks constantly. I understand that. Knew it when I was elected. Um, because I came here to make a change. I didn't come here to be a long-time elected official. I didn't come here to kiss up. I didn't come here to want to be a county commissioner or State Rep or Congress person. I came here because this is my home. I live in Riviera Beach. This is where I was born. I left St. Mary's, came right to Riviera Beach.

Um, was it not for this being my home, I would not be in this mayhem. I have no desire. No -- no interest in this. But I do have an interest in moving my hometown forward. And I think that I bring some skills that would complement the rest of my colleagues to, um, move this city forward. So I am here because this is my home. Not because I'm crazy about being elected. I am not. Um, but I am grateful that the people gave me an opportunity to sit here and use the skills I've acquired over the years and the education.

And because I am vocal, I am going to be constantly attacked. And let me say for the record, most of the time I'm going to respond, too. I'm not one of those elected officials that's going to sit here quietly and let anyone attack me and I don't respond. That's not gonna happen with me. Um, I'm -- I'm going to protect my interests and I'm going to defend my positions.

There have been some comments about some finances and Bruce Guyton owe the City. Let me give you just a brief nutshell caption of what happened 20 years ago. Um, and -- and if you notice, every time somebody brings up something about me, it's 15, 20 years ago. I'm -- I'm hoping that somebody get within 10 or five years or that's just saying that, you know, Bruce may have turned his life around now. And -- and should we always go back 20 years to try to castigate him?

So, um, we have a system where we are, um, on a medical plan. When I was elected before -- this is what people are talking about. They never talk about what this issue's about. They only say Bruce owe the City, really. But the issue is about me being on a family plan when I was elected before. They said I had a family plan and they only charged me for a single plan, as if I'm the one that's deducting from my pay. Let's keep that in mind.

I got a call. I was in office four years. I get a call a year after I was out of office to tell me they discovered a mistake. And I said, "Really? Every year we do a reconciliation of our books. And you call me -- I sat there four years and you call me a year after I got out of office to tell me that in those four years they didn't charge me enough." Granted, I was working as I am now -- I always keep a job. I was working for Royal Palm Beach at that time. Didn't even use the City medical plan. So -- and I'm dealing with my mother ill. I didn't even deal with it. I find out that -- and I clearly think it was strictly political. Somebody went and filed a lawsuit that I didn't go defend. And they got a default judgment based on whether they took the right amount of money out of my check.

To me it's a whole bunch of baloney. Clearly it was a political motive because there's no way that you cannot catch a mistake like that in the four years that I sat here. That is what the issue about. They didn't give me any money. I didn't deceive the government. None of that. What happened is what's happening now, I'm vocal. And I'm going to be attacked. And every chance they get, they're going to try to attack me. And every chance I get, I'm going to attack back. That's just my nature. Some people life, they don't like controversy. I understand. They let people attack them; they just ignore them. To me that's a coward's way out.

If I got a problem, I'm not going to ignore my problem. I'm going to deal with it face to face. So that is what the issue about. That issue was resolved years ago. I -- I spoke to our city attorney to see if she can pull the documents up. Um, I've been advised that it's going to be difficult but she was going to try, but she has not been able to since. I've been looking for my documents, but it is about whether I paid enough for a medical plan. And to me that's a whole bunch of malarkey. You wait until I leave office and then you come after me about I didn't pay enough. So that's what that's about, everybody.

No, it wasn't that I went into the cash register and took some money or something like -- no, no, no.

So, um -- but I -- I would just like to say that, um, I'm going to continue my fight for progress. Um, the marina is going to be a very, very vital project to our progress. And there will be people trying to deceive this community to not to support it. But if you look around our community, we have been doing absolutely -- I don't want to say absolutely nothing but we haven't come near to the potential that we have. And that disturbs me because every time we try to move forward, it seems like the same people surface and have a problem. And only problem I have -- and I'm going to close -- is that they never have an alternative. They don't like the project but they never bring anything to the table.

So there is an acronym, CAVE. C as in Charlie, A as in apple, V as in Victor, E as in Echo: Citizens Against Virtually Everything. We have those people in our community. And these CAVE people have been holding us back for years. And I refuse to sit here and be quiet and let them continue to keep us behind. We're in the 21st Century and we're living in the 20th Century. So the financial issue dealing with the medical plan, I'm going to stay focused. I'm not going to back down. And for the record, if somebody attacks me, it's coming back at them. That's just in my nature. Thank you.

CHAIRPERSON THOMAS: Thank you. Um, Ms. Larson, I'm going to take the time to address that. I -- I don't know whether you're just getting here late or -- or what have you, because you've commented on this several times. If you look at your agenda --

BONNIE LARSON: I looked at it.

CHAIRPERSON THOMAS: -- right up under Agenda Approval, it says Disclosure by Council. And that's when we allow Council to disclose. At this particular meeting, Mr. Guyton actually disclosed something at this particular meeting. So we are doing that. We -- we are making those disclosures.

BONNIE LARSON: Where does it say that?

CHAIRPERSON THOMAS: I -- if you look right up under Agenda Approval, it'll say Disclosures by Council. It is read every time that there's -- that they're here. Okay. Anything else we need to address from Public Comment tonight since we're doing it?

BONNIE LARSON: I don't see it.

CHAIRPERSON THOMAS: Okay. It's there. All right. Um, Discussion by the City Manager.

REGULAR

12. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REQUESTING THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION TO PROHIBIT

FISHING FROM BLUE HERON BRIDGE NO. 930269 AND TO INSTALL "NO FISHING" SIGNS; AND PROVIDING AN EFFECTIVE DATE.

CHAIRPERSON THOMAS: Is there a motion?

COUNCILPERSON T. DAVIS: So moved.

COUNCILPERSON GUYTON: Uh, second for clarification.

CHAIRPERSON THOMAS: Okay. It's been properly moved and second. We have comment cards. We'll take those at this time. First -- first up will be James Ryan.

JAMES RYAN: Thank you. Um, I've lived in this area since 1964. Uh, before that bridge existed there was another bridge that myself and a lot of other young people that lived in this area -- I'm sure many of you fished off of. Um, maybe you were still young enough to go fishing off the bridge when this bridge got put in. And I think it's ridiculous to say that we don't want the kids in this community fishing from anywhere. You show me a kid with a fishing pole, I'll show you a good kid. To send people away from the bridge where the fish are is not in anybody's best interest.

We've had people hurt on the bridge. To my knowledge, none of them have been fishermen. And we've taken steps to protect the pedestrians that are on the bridge. We already have that in place. To tell kids no fishing on the bridge is wrong and it's inconsistent with this city's mantra, that this is a friendly place to live on the water and play on the water.

CHAIRPERSON THOMAS: Thank you for your comments. Uh, next up will be Ms. Mary Brabham.

MARY BRABHAM: Good evening. Good evening, Council and Chair and Representatives. Happy holidays to each and every one. Um, I totally voice the sentiment of this resolution. Why? If you give a man a tool and let him learn for survivorship and how to obtain food, he would do it for the rest of his life. That's a proverb.

Now, the bridge, I -- I have a couple of questions about it. Is this for the whole vicinity of that stretch on the bridge? How about down below that bridge there? Now, it's -- it's really no backup in there. Now, if someone could come and tell us who are the boaters complainers that was complaining about the fishermen over on the bridge there. I think as a city, the residents are entitled to know what has transpired or what has gone on over there.

Now, I know that every area -- and I want this city built up. Yes. I'm for moving this city forward. But it is things that incorporate this city that we still should maintain at the level where it is accessible to all of the residents. Children, they learn from adults. And they can -- they -- they love to fish now. Not just -- not just the children. The womens as well as the men. We as residents here -- and I'm one of them -- I cannot understand the significance of this.

Now, if you want to prohibit at the top of that bridge level, perhaps I can see that. And I'm sure other residents can also see that. Up at the top. But on the ground level or some other vicinity that is there, this should not be allowed. And please -- and I would like for you as a board to consider some of this. You can pull out or you can do the things that you may want to do to incorporate if it is a danger or if some boaters have been complaining or if someone has been hurt. Then rightfully so. You have to mitigate what is convenient at that level of the bridge. So I'm asking the Council to consider and work on this and not to pass this at this particular time. Thank you.

CHAIRPERSON THOMAS: Thank you very much for your comments. Ms. Jones?

CITY MANAGER JONES: This item was brought at the request of Council Chair Pro Tem Pardo. It is a resolution to prohibit fishing on the big bridge.

COUNCILPERSON T. DAVIS: Okay.

CITY MANAGER JONES: You still fish on the little bridge where there's a barrier for pedestrians and everyone is still protected. But the boats go under the taller bridge and that's where we've been getting complaints. And I have even observed individuals up at that very top late at night fishing. And we don't have any barricades. We don't have anything to protect them if a car should come along.

And so the boaters came and asked if we would ask FDOT to prohibit fishing on the big bridge. You still are able to fish on the little bridge and where they are now. And that's why staff brought forward this resolution to prohibit on the larger bridge. FDOT does their bridges by numbers. And the number that is cited in this resolution is the number for the big bridge. It is not the number for the smaller bridge.

CHAIRPERSON THOMAS: Okay.

CITY ATTORNEY RYAN: Mr. Chair?

CHAIRPERSON THOMAS: Ms. Ryan?

CITY ATTORNEY RYAN: And if I could clarify a little further, um, Brynt Johnson, the Public Works Director, and I spoke with representatives from FDOT regarding this request. And, um, one of the things that Ms. Pardo wanted to make clear was that it's -- she's only trying to accommodate them at the top of the bridge. And, um, she wants FDOT to continue to allow fishing on the lower parts of the bridge. Um, the divers and the boaters at the bottom are having difficulty with those who are actually fishing and throwing their lines from the top of the bridge.

However, DOT stated that they did not want us to tell them where to put the -- the "No Fishing" signs and that's why we did not put "at the top of the bridge." They will send someone out who will do an assessment as to where the "No Fishing" signs should go. But Ms. Pardo's recommendation was for the top of the bridge only. But as this is DOT's bridge, they told us to just make sure that the resolution states that we want to

have signs on the bridge and they will send somebody out themselves to do, um, their own analysis of it. But they needed this to get the process started.

CHAIRPERSON THOMAS: Okay. Well, are you basically stating that they're going to pick the sections of the bridge? How do -- if we pass this resolution, how do we know that they're not going to go to the lower parts of the bridge and say, You can't fish there, either?

CITY ATTORNEY RYAN: Well, they understand the reasons why we, um -- why we want the -- the regulations. And they will be looking at it to that end. But they didn't want us to tell them, Okay. Put it, you know, 300 feet from this particular spot. They're going to make that decision. But they are abundantly aware --

CHAIRPERSON THOMAS: Why do we need a resolution, then, if they're going to make the decision?

CITY ATTORNEY RYAN: Because they want to make sure they -- I guess they've had this issue come up in the past. They want to make sure there is support at the local level for this type of action.

CHAIRPERSON THOMAS: Do they need our permission to actually do this?

CITY ATTORNEY RYAN: They don't need our permission, but from what we -- was discussed with them, they strongly recommended some action at the local level because they're not going to just come in and do something like this if there is no support for it at the local level. That's what we were told.

CHAIRPERSON THOMAS: Well, before I let my colleagues go in on this, I just -- I'm -- I'm just not sure that I'm comfortable with someone just coming in and -- and just going to pick where they want us to fish or where they want us to, you know -- to -- to have leisure time there. Um, I understand that if it's some safety issues, we definitely need to be concerned about that. And I know the, um -- Ms. Pardo is not here right now to probably further --

CITY ATTORNEY RYAN: Right.

CHAIRPERSON THOMAS: -- give clarification on what she's saying. It's kind of vague to me. If we're just saying, Okay. You can tell us not to fish, um, wherever you want to tell us, and we can't designate a -- an -- a specific area, even it's for safety, then I have an issue with that because it's -- it -- it won't be able to be clear to someone. So now someone is going to be prohibited from fishing. They don't know which parts of the bridge they are. We won't know. We don't know what areas they're going to be going. We don't know how much of those "No Fishing" signs areas is going to cover. I just can't, you know, go with that right now, um, until I get some -- some further area. If they want to give us a diagram of where they're planning on putting the "No Fishing" signs then maybe, you know, we can look at it further that way. But this is kind of vague to me.

CITY ATTORNEY RYAN: Right. Well --

MAYOR MASTERS: Mr. Chairman?

CITY ATTORNEY RYAN: -- I'm sorry.

CHAIRPERSON THOMAS: Hold on one second. Go ahead, Madam -- I mean, Ms. Ryan.

CITY ATTORNEY RYAN: Okay. And I'll -- and I'm not going to say that they won't do that, but they -- I don't believe that they will even start the process without some indication from the City that we're in support of it. Because we're asking them to do this. This is a request that's being made by -- by our -- by our City. So they're not going to undertake an analysis on something that we're not committed to, um -- to doing. So without some direction from this council --

CHAIRPERSON THOMAS: Okay.

CITY ATTORNEY RYAN: -- I don't believe that, um, FDOT will do anything.

CHAIRPERSON THOMAS: I gotcha. I gotcha. I got you. No problem. Um, was that Mr. -- was that --

CITY ATTORNEY RYAN: It was the Mayor. The --

MAYOR MASTERS: It was -- it was me.

CHAIRPERSON THOMAS: -- Mayor?

MAYOR MASTERS: Thank you, Mr. Chairman. Sir, excuse me. What was your name, again?

JAMES RYAN: James Ryan.

MAYOR MASTERS: Ryan?

COUNCILPERSON T. DAVIS: Yes.

JAMES RYAN: Ryan, R-Y-A-N.

MAYOR MASTERS: Okay. I agree with you, um, a hundred percent.

NORMA DUNCOMBE: Can you speak in the mike?

MAYOR MASTERS: I agree with you. Is that better?

JAMES RYAN: Thank you.

MAYOR MASTERS: One hundred percent. For several reasons. Um, there were two people that were killed on this bridge a few years ago. I wasn't the mayor when it happened. But a group of citizens and myself went to Tallahassee and met with the Department of Transportation, the Governor's Office, and we asked them to put up, uh, barriers -- barricades on the whole bridge. The small one, as well, because at that point there were not any barriers, as you probably remember. Um, lighting was a -- was a situation, too. They came in. They promised us -- and we were just citizens. Ordinary citizens just like you. Um, and they promised that within six months to a year they would come in and put barriers up through the bridge.

Now, having said that, last time I walked over the bridge, I walked behind a barrier from the -- the little bridge all the way over. Period. Um, particularly on the -- the big bridge. Bicycles go behind the barrier. Joggers go behind the barrier. People that are walking. Some people just stand and take pictures of the, um -- the water.

So I don't think that we should, um, restrict people from fishing unless there is a part of the bridge -- maybe just the -- the very top part. Maybe there's one little part that maybe would interfere with boaters. I'm always concerned about the people. I'm concerned about the residents. I'm not for sure the boaters are even residents, whether they're just passing through. Maybe some of them may be. But I think this is something that really needs to be looked at in its entirety. And I think the Chair is right. You know, they should sit down with us if -- if the Council wanted to -- which I'm -- I'm opposed to putting signs up. I -- I support letting the people fish.

Now, the other reason why, if we restrict the people from fishing on the big bridge, then you're going to have a big crowd of fishers on the small bridge, which can be a problem for people that are walking, jogging, standing. And then you've got a crowded situation. That's a long bridge. And I'm from California, as you probably know, and that's probably a state that has more bridges than anywhere in the United States. And people fish on bridges. That's what you do. Um, so I would like to see more input from the residents, some study, some facts and really see what the real deal is.

But I don't have -- I -- I just don't see that as something that we should prematurely, uh - - and I -- you know, I'm -- I'm a big supporter of Dawn Pardo but we don't agree on -- on everything. I would just have to see more facts. But right now I'm -- I'm -- I used to live right around the block from the bridge, and I would see people fishing and I didn't see any problems at -- at all. And, um, I saw more problems with people on bicycles and joggers, but not fishing people. So I support what you said, and I hope that this council would table this for -- for the moment and get more facts, because I think this is something that we were pushing, not DOT. Thank you, uh, Mr. Chair.

CHAIRPERSON THOMAS: Yes, sir. Anything from Mr. Guyton?

COUNCILPERSON GUYTON: Thank you, Mr. Chair. I second this and I said for clarification. And, um, it was because I wanted to better understand, um, specifically where the restrictions might be. And, um, first of all, let me just say those who know our history know that we were founded on fishing. We were a fishing village. And that is a

positive activity. But having said that, too, we must be safety conscious, as well. And my question is to the attorney. Could this resolution have stipulations in it that, um, we can suggest where we might want the "No Fishing" signs to be, like at the top of the bridge?

CITY ATTORNEY RYAN: Mr. Chair, you can certainly -- Mr. Chair, can I talk?

CHAIRPERSON THOMAS: Yeah. Definitely.

CITY ATTORNEY RYAN: Um, you can certainly do that. We -- we got guidance from DOT on the kind of resolution they wanted, but they certainly didn't tell us exactly what to put in. They just told us that they would make the decision on where to place the signs after doing their own, um, research. So it -- but if you want to add that, we can certainly add that to the resolution and submit this to them. They will get a formal letter with this resolution included in it.

COUNCILPERSON GUYTON: It -- because I can see how it -- it could be a problem at the top of the bridge with boats coming under there. I mean, just --

CITY ATTORNEY RYAN: And -- and -- and that is where Ms. Pardo was specifically concerned.

CITY MANAGER JONES: Yeah. Just at the top.

COUNCILPERSON GUYTON: Yeah.

CITY ATTORNEY RYAN: At the top.

COUNCILPERSON GUYTON: I -- I mean, we -- you're throwing out hooks and everything.

MAYOR MASTERS: But not the whole bridge.

CITY ATTORNEY RYAN: No.

MAYOR MASTERS: Just the top?

COUNCILPERSON GUYTON: Yeah.

MAYOR MASTERS: Just at the top.

COUNCILPERSON GUYTON: And -- and then the frequency of boats passing under there, that can be a problem. And -- and I don't need to be an expert fisherman to -- to make that determination. Um, but I do support fishing. Um, I think it's a positive activity. But as an elected official, I also must be, um, mindful of the fact that, um, if we do allow certain activity, um, it could jeopardize someone's safety. And whether we're liable or the State is liable, we have an opportunity to address it now. So I would support it if it's restricted to the top of the bridge.

CHAIRPERSON THOMAS: Why don't we -- I mean, because Ms. Pardo is not here and I don't want to really -- she obviously has, you know, concerns about this. Um --

CITY ATTORNEY RYAN: You want to postpone it?

CHAIRPERSON THOMAS: -- I -- I think that if -- you know, if it pleases the board, maybe we should postpone it, if it pleases the board. If not, we can definitely deal with it and entertain it now. I just want to make sure that we are, you know -- we're being fair and she has not been able to make her comments. And I don't, you know, want to do anything that may adversely affect what she may be trying to do there. It is her district and we definitely should hear from that district representative, is my point. But it is up for consideration tonight and it's the pleasure of the board.

MAYOR MASTERS: Mr. Chairman.

CHAIRPERSON THOMAS: Yes, sir, Mr. Mayor.

MAYOR MASTERS: I -- I think that what you said has great merit and Reverend Adams, James Adams would say wisdom. It is her district and it is -- it was her baby, her concern. And I certainly would like to have an opportunity to, um, allow Councilperson Pardo to have the privilege to advocate for what her position is, if it's the top, the pinnacle or a part of it or whatever. But, uh, having said that, I would like for someone to ask, just for the record, um, a point of clarification, DOT what has there been -- what their experience and their expertise has been in the past with bridges. Uh, have they put signs up? Where have they put them on bridges in the State of Florida? I mean, I think that's a fair question that should be considered, as well. Thank you, Mr. Chair.

CHAIRPERSON THOMAS: Thank you.

COUNCILPERSON T. DAVIS: Mr. -- Mr. Chair?

CHAIRPERSON THOMAS: Mr. Davis?

COUNCILPERSON T. DAVIS: Thank you. Um, I agree with everyone in the building. We do have safety. We do all like fishing. But I have an issue with going forward without FDOT being present. But I would like to make a motion that we bring this back and then we ask staff to send a letter to FDOT to request they come back to the next meeting so, uh, Chair Pro Tem Pardo can bring her issues and we can also have FDOT here so we can make some decisions.

CHAIRPERSON THOMAS: Motion is on the floor.

MAYOR MASTERS: The amended (inaudible).

COUNCILPERSON GUYTON: Is that a substitute motion? Is he making a substitute motion or are we ruling on the motion on the floor?

CHAIRPERSON THOMAS: It's the motion that he just made.

COUNCILPERSON GUYTON: That's a substitute motion?

CHAIRPERSON THOMAS: Yes. This will be considered a substitute motion.

COUNCILPERSON T. DAVIS: Should I amend that -- may I amend that motion?

CHAIRPERSON THOMAS: No, you don't.

CITY ATTORNEY RYAN: You don't have to.

CHAIRPERSON THOMAS: You -- yeah, you don't want to amend your own motion. Do --

COUNCILPERSON GUYTON: Let me second it.

CHAIRPERSON THOMAS: Okay. Hold on. Hold on. Listen. Wait a minute. It's a motion on the floor that Mr. Davis just made. It was kind of lengthy but, uh -- basically would you restate your motion so everybody knows?

COUNCILPERSON T. DAVIS: My -- my motion is stating that we bring this item back with staff sending a letter requesting that DOT back to the next meeting so we can discuss this further.

CHAIRPERSON THOMAS: Motion good.

COUNCILPERSON T. DAVIS: Yes, sir.

CHAIRPERSON THOMAS: Motion good. Is there a second?

COUNCILPERSON GUYTON: Second for discussion.

CHAIRPERSON THOMAS: It's been properly moved and second.

COUNCILPERSON GUYTON: Mr. --

CHAIRPERSON THOMAS: Mr. Guyton?

COUNCILPERSON GUYTON: -- Mr. Chair, there's a motion already on the floor.

CHAIRPERSON THOMAS: Yes. This -- this substitute motion is for --

COUNCILPERSON GUYTON: Okay. That was my question. Is it a substitute motion?

CHAIRPERSON THOMAS: Yes. Yes.

COUNCILPERSON GUYTON: Okay. Um, I'm not certain about -- I -- the availability of FDOT and would we just wait until they come. I don't have a problem with that. But

what if they may not be available to come for a minute? Um, do we just hold off until they're available or --

CHAIRPERSON THOMAS: Well, Mr. Davis, is your motion, um -- is that your intent or is your intent to just get more clarification?

COUNCILPERSON T. DAVIS: My -- my intent for staff to reach out to FDOT and invite them to our next meeting. They are the State. They have a budget. And I'm pretty sure they'll do a great job at responding, you know?

COUNCILPERSON GUYTON: Okay. So -- but -- but my question is what if they are unavailable? Do we -- do we not proceed or do we get Mrs. Pardo's input and we move forward? What is the plan B if they say that, We can't make it to the next meeting. I mean, like, I have things on my calendar now for the next month or two.

COUNCILPERSON T. DAVIS: Well, if they -- if they can't make it, then we have to make a decision then.

COUNCILPERSON GUYTON: Okay.

COUNCILPERSON T. DAVIS: The next meeting.

CITY ATTORNEY RYAN: Yeah. So you do want to bring it back. You want --

COUNCILPERSON T. DAVIS: Bring it back. I definitely want to bring it back.

COUNCILPERSON GUYTON: Okay. Well, that -- that's my question.

COUNCILPERSON T. DAVIS: Yeah. Yes.

CHAIRPERSON THOMAS: Okay.

COUNCILPERSON GUYTON: Bring it back at the next meeting.

CHAIRPERSON THOMAS: Does -- does staff understand the motion? 'Cause it's getting a little -- I really don't quite understand it but --

CITY ATTORNEY RYAN: We got it.

CITY MANAGER JONES: Yeah, we got it.

CHAIRPERSON THOMAS: -- what --

CITY ATTORNEY RYAN: Write a letter to FDOT.

CITY MANAGER JONES: FDOT, see if they --

COUNCILPERSON T. DAVIS: Mr. Chair?

CITY MANAGER JONES: -- (inaudible).

CITY ATTORNEY RYAN: Put this back on the agenda irrespective of whether or not they can come. But we're definitely going to invite --

CHAIRPERSON THOMAS: Two weeks.

CITY ATTORNEY RYAN: -- them for the next council meeting.

COUNCILPERSON GUYTON: Okay. Okay.

CHAIRPERSON THOMAS: Um, so we still want consideration on next council meeting is what's being --

COUNCILPERSON T. DAVIS: Yes, sir.

CHAIRPERSON THOMAS: -- alluded to?

COUNCILPERSON T. DAVIS: Yes, sir.

CHAIRPERSON THOMAS: Okay. Um, my only comments to that would be my issue is not so much as FDOT, because everybody who's dealt with FDOT know that they may not necessarily make this a priority. I would like to postpone it because I want to make sure that we hear our colleague's --

COUNCILPERSON GUYTON: Uh-huh.

CHAIRPERSON THOMAS: -- thoughts and processes on it. I'm pretty sure that she's not unilaterally trying to make a decision here. Something has come up and she may have already spoken with FDOT. So that would be my reasoning for saying, Hey, I'm -- I'm okay with bringing it back because I want to hear our colleague's point on it. Those are my comments on it.

COUNCILPERSON T. DAVIS: Mr. Chair?

CHAIRPERSON THOMAS: Yes, sir?

COUNCILPERSON T. DAVIS: We have a -- even with that motion, that doesn't discuss -- doesn't prevent us from having a discussion for the next meeting, whether FDOT is here or not. I'm just asking that staff -- just an invitation for them to come. That's all. It's not going to prevent us from having that discussion.

CHAIRPERSON THOMAS: You -- your -- your motion --

COUNCILPERSON T. DAVIS: Okay.

CHAIRPERSON THOMAS: -- is on the floor and it has a second.

COUNCILPERSON T. DAVIS: Thank you. I appreciate it.

CHAIRPERSON THOMAS: All right. Are there any additional questions, concerns, unreadiness? Hearing none, Madam Clerk?

CITY CLERK WARD: Councilperson B. Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson T Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Chairperson C. Thomas?

CHAIRPERSON THOMAS: Yes.

CITY CLERK WARD: Unanimous vote.

CITY MANAGER JONES: Item 14.

CHAIRPERSON THOMAS: Going down, let me just make sure -- all right. (Inaudible)?

CITY CLERK WARD: Yeah. Right. Got it.

CHAIRPERSON THOMAS: All right. Okay. No problem. We've got the parliamentary rules down pat now. Okay. We're going to move to item 14.

DISCUSSION AND DELIBERATION

13. DISCUSSION ON THE GENERAL EMPLOYEES PENSION BOARD ORDINANCE AS IT RELATES TO BOARD APPOINTMENTS.

COMMUNITY BENEFITS REQUEST

14. J.A.Y. OUTREACH MINISTRIES - COUNCILWOMAN DAWN S. PARDO - \$500 - CHRISTMAS TREE FUNDRAISER.

CITY CLERK WARD: (Inaudible)?

CHAIRPERSON THOMAS: I -- I will. Community Benefits. J.A.Y.'s Outreach Ministry, Councilwoman Dawn Pardo, \$500 Christmas Tree.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

CHAIRPERSON THOMAS: It's been properly moved and second. We do have one comment card, Ms. Bonnie Larson.

BONNIE LARSON: Bonnie Larson. We've given money to J.A.Y.'s Outreach several times. And they're a good organization. I know that. But on Broadway, their building is a mess and they keep coming to us for money. We need to be able to say to them, Can you clean up your building, please? They have had plywood, unpainted plywood on that front where there's missing a plate glass window for over two years. Over two years.

On Thanksgiving you should have seen their parking lot. It was overflowing with really trashy, trashy furniture of all kinds. Now they've got a food truck set up there. It's just -- it's not helping the look of Riviera Beach. So especially when they come to us for money, can't we say to them, Could you clean it up? We're trying to upgrade our city and that's not helping with all those things they have there. Like I said, that trashy furniture is out there day in, day out. The plywood. It -- it's a bad look. And so could we ask them, please, to do that for us? Thank you.

CHAIRPERSON THOMAS: Thank you for your comments. Any additional questions, concerns from the board?

MAYOR MASTERS: I do Mr. -- Mr. Chair.

CHAIRPERSON THOMAS: Uh, Mr. Mayor.

MAYOR MASTERS: The -- the lawyer has stepped out and maybe the manager can -- can answer it. And you know I support Christmas 'cause I just believe that Christmas is December the 25th, for me, it's the celebration of the birth of Christ. So you're not gonna get a debate with me on -- on Christmas or Kwanzaa or Chanukah, any of the holy days during the season.

I also support J.A.Y. Outreach Ministries a hundred -- a hundred percent. They're doing a great job with the young men, redeveloping their character and getting them back on the -- the right track and going forward. And they've done a great job in our community. But my question is, um, Christmas Tree fundraiser. Are we giving money for -- I mean, it's -- I guess it's legal. I don't know. But is there any kind of problem with it?

CHAIRPERSON THOMAS: Um, is -- is the attorney just right outside? If so, please have her step back in. Um, I -- I -- you know, this is a --

COUNCILPERSON GUYTON: Now, Mr. Chair --

CHAIRPERSON THOMAS: -- hold on one second.

COUNCILPERSON GUYTON: Okay.

CHAIRPERSON THOMAS: This -- this is a request that's coming from Ms. Pardo, and really, you know, it's -- it's been discretionary. But, um --

MAYOR MASTERS: And I'm --

CHAIRPERSON THOMAS: -- we'll --

MAYOR MASTERS: -- I'm sorry.

CHAIRPERSON THOMAS: -- it's been discretionary and the board has to approve it. I'm sure that if -- if it's not legal it wouldn't be on here. But let me let Mr. Guyton ask his question.

MAYOR MASTERS: Well, I just wanted to ask a question.

CHAIRPERSON THOMAS: No problem.

CITY MANAGER JONES: And --

MAYOR MASTERS: Because I know they're selling the Christmas trees.

CITY MANAGER JONES: -- yeah, in the meantime, um, till the lawyer returns, I'll just read from the letter that was sent to Ms. Pardo. And it says, "I am writing to confirm that proceeds from the fund -- Christmas Tree Fundraiser will be used to support our emergency food pantry program, men's residential recovery program, learning center and youth program, development program, senior citizens' outreach and the re-entry program." So this is one of their annual fundraisers.

COUNCILPERSON GUYTON: Okay.

MAYOR MASTERS: So this is mainly not for the Christmas trees. This is for their program.

CITY MANAGER JONES: No. It's a -- it's a fundraiser for their programs.

MAYOR MASTERS: That answers my question, Chair. I'm satisfied with that.

COUNCILPERSON GUYTON: Okay. Mr. Chair?

CHAIRPERSON THOMAS: Okay. Mr. Guyton?

COUNCILPERSON GUYTON: Um, we've always allowed the elected official to do their research, to make the determination of what organization they -- they want to give to. Um, 501(c)3s often have fundraisers. That is -- that is our requirement. Is it a 501(c)3? Um, they're allowed to have fundraisers. They're allowed to sell food. They're allowed to sell Christmas trees. I don't want to speak for the attorney but this is a little unusual here, um, to question a colleague's request after it's gone through the Legal Department for their okay or denial. So I would hope that we don't make this a practice.

MAYOR MASTERS: Mr. Chair?

CHAIRPERSON THOMAS: Yes, sir, Mr. Mayor?

MAYOR MASTERS: I -- I certainly did not want to be interpreted that we're questioning any colleague's judgment. Um, when these different items are put before us, the Council, motion, second, approved, and I know we approve it. That does not mean that neither one of us have the right to ask or inquiry on a point of clarification. Now, I am satisfied with the answer that the manager had given. And I just asked a question. I -- you know, I think that's -- I don't think that's a major deal. But I'm satisfied so I don't need to ask the attorney. I'm fine.

CHAIRPERSON THOMAS: Okay. Are there any additional questions, concerns? All in favor, signify by saying aye.

(All unanimously affirm).

CHAIRPERSON THOMAS: Any opposers, same sign? None heard, that motion is unanimously approved. Item 15.

15. COUNCILWOMAN PARDO'S ANNUAL TOY DRIVE - \$500 - COUNCILMAN BRUCE A. GUYTON - DONATION TO PARDO'S JINGLE & MINGLE ANNUAL TOY DRIVE.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

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

(All unanimously affirm).

CHAIRPERSON THOMAS: Any opposers, same sign? That motion is unanimously approved.

16. RIVIERA BEACH PARKS & RECREATION - \$500 - COUNCILMAN BRUCE A. GUYTON - FOR THE RIVIERA BEACH BARRACUDA SWIM TEAM ANNUAL BANQUET AND END OF YEAR ACTIVITIES.

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

CHAIRPERSON THOMAS: It's been properly moved and second. Any additional questions, concerns?

COUNCILPERSON T. DAVIS: Yes.

CHAIRPERSON THOMAS: Mr. Davis?

COUNCILPERSON T. DAVIS: Just one note, the date of the banquet? That's all.

CHAIRPERSON THOMAS: The date of the banquet? Do we know the date of the banquet?

COUNCILPERSON T. DAVIS: I -- I want to know.

COUNCILPERSON GUYTON: Um, yeah, actually -- actually, I don't but I, um -- to -- to be honest, um, it was my intent for any additional equipment that they needed. I was reading this, what it said.

COUNCILPERSON T. DAVIS: Okay.

COUNCILPERSON GUYTON: But, um, I don't know if Mr. -- I don't know if you want Mr. Williams to speak on it. But my intent --

COUNCILPERSON T. DAVIS: No, I -- I'll find out from staff. I just thought you knew.

CHAIRPERSON THOMAS: Okay.

COUNCILPERSON GUYTON: -- okay. But my intent is to --

COUNCILPERSON T. DAVIS: That's good.

COUNCILPERSON GUYTON: -- assist them with any additional equipment. And that needs to be changed, quite frankly.

CITY ATTORNEY RYAN: Oh.

COUNCILPERSON T. DAVIS: I just want to know so I can go. That's all.

COUNCILPERSON GUYTON: That -- oh, yeah. No, no. I -- I understand. But it's not for a banquet. And I just caught this but --

CHAIRPERSON THOMAS: Okay. Mr. Guyton, amend your motion, please.

COUNCILPERSON GUYTON: Yes. It's for any additional equipment they may -- they may need.

CITY ATTORNEY RYAN: For the --

CHAIRPERSON THOMAS: Uh, motion --

CITY ATTORNEY RYAN: -- I'm sorry. For where, please?

CITY MANAGER JONES: For the swim team.

CITY ATTORNEY RYAN: For the swim team? Okay.

COUNCILPERSON GUYTON: For the swim team.

CHAIRPERSON THOMAS: -- motion has been amended. Is there a second still?

COUNCILPERSON T. DAVIS: Second. Oh, no, still.

CHAIRPERSON THOMAS: Second still stands. Any additional questions, concerns, unreadiness? All in favor signify by saying aye.

(All unanimously affirm).

CHAIRPERSON THOMAS: Any opposers, same sign? None heard, that motion is unanimously approved. Okay. We're going to go to item 17.

BOARD APPOINTMENTS

17. BOARD APPOINTMENT OF GIL VETTER TO THE GENERAL EMPLOYEES PENSION BOARD BY MAYOR THOMAS A. MASTERS.

MAYOR MASTERS: Mr. Chair?

CITY CLERK WARD: Board appointment of Gil Vetter to the General Employees' Pension Board by Mayor Thomas Masters.

CHAIRPERSON THOMAS: Is there a motion?

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON T. DAVIS: Second.

CHAIRPERSON THOMAS: It's been properly moved and second. Mayor, I heard you.

MAYOR MASTERS: Yeah. I just want to say that, um, I'm -- I'm thankful that I -- I finally got one approved. Thank you.

CHAIRPERSON THOMAS: Is that your comment, Mayor?

MAYOR MASTERS: That's my -- that's my comment.

CHAIRPERSON THOMAS: Okay. Are there any additional questions/concerns regarding this particular item? All right. Hearing none, Madam Chair -- I mean, Madam Clerk.

CITY MANAGER JONES: Time to (inaudible).

CHAIRPERSON THOMAS: Yeah. Yeah. Madam Clerk.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON T. DAVIS: Yes.

CITY CLERK WARD: Chairperson C. Thomas?

CHAIRPERSON THOMAS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON THOMAS: Okay. We're going to -- we're gonna start -- we -- did I -- did I miss something on the --

CITY CLERK WARD: No.

CHAIRPERSON THOMAS: Okay. I'm -- we're going to start Public Comment a little early, um, tonight.

DISCUSSION BY CITY MANAGER

CITY MANAGER JONES: Thank you, Mr. Chair. Um, I would like to first of all begin by reading a Thank You that the City has received. "City of Riviera Beach, Florida. Thank you for your friendship. A friend is one who reaches from your hand and touches your heart. Mr. and Mrs. Samuel Mickens and family would like to thank you for your prayers and acts of kindness you showed us during our time of bereavement of our daughter Helen Hillman Walker." And so I just wanted -- we got that and I know several of you, um, attended to this family and I just wanted to read that thank you from Mr. Samuel and Mrs. Inez Mickens.

Also, we have all heard, um, what is some disparaging statements made about the safety here in the City of Riviera Beach. Um, and in order to address that so that all the residents will have an opportunity to hear from, um, the Mayor and others, the Mayor will hold a town hall meeting next Tuesday. That is December the 10th at 6:30 here in the Council chambers. And I know that the mayor hopefully will follow up and -- and talk more about that. But we just want to encourage the residents, the businesses and the visitors, um, to come out and attend this town hall meeting. Once again, that will be Monday -- uh, Tuesday, December the 10th at 6:30 here in the Council chambers.

Just quickly to address a couple of the issues that were raised. Um, we have been working, um, as it relates to many of the issues. We will get -- once Mr. Taylor speaks with me, we will address that particular issue once it formally comes to me. Um, I have committed a five-day response, Mr. Chair, to your basic request. Um, some of the things that are being asked are not areas where we have immediate answers. Um, but we never want to not answer. Um, Ms. Larson asked a question about the FEMA maps. The FEMA maps were delayed, but they were delayed federally. Not just here in Palm Beach County. The Florida League of Cities, a lot of individuals had a lot of questions across the coastline about the FEMA maps. And so those were totally delayed. And we will await when they send us new maps.

She asked a question about the elevation at the marina. Yes, the marina will be elevated an average of about five feet in order to, um, meet what we know will be the minimal requirements. So I just wanted to be able to give her those answers so she will not feel like we're not listening and not trying to, uh, provide her that respect -- that particular information. That's all, Mr. Chair.

LEGAL DISCUSSION/REQUEST

CHAIRPERSON THOMAS: That's all? Legal.

CITY ATTORNEY RYAN: Thanks, Mr. Chair. I hate to continue -- to be the person who continues to address Ms. Larson but, um, I wanted to address the issue she raised about the public, um -- the Consent Agenda. Um, I think Ms. Larson is under the misconception that we are not allowing, um, the public to speak.

BONNIE LARSON: That's not my (inaudible).

CHAIRPERSON THOMAS: Ms. Larson?

CITY ATTORNEY RYAN: But if you would --

CHAIRPERSON THOMAS: You can't do that.

CITY ATTORNEY RYAN: -- if you would please refer to the agenda under the Lobbying Ordinance, it specifically states that, uh, "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 minutes for all items listed on the Consent Agenda --" I'm -- "Consent Agenda. Members of the public will be given three minutes to speak on each regular agenda item."

The point is, is that that's the section that refers to your three minutes. The section below under Consent is to let you know that the City Council is not pulling items for the public. If the Council wants to, um, pull an item, they will. Otherwise, you will be given your three minutes to speak on all of the items. If that's not clear, you can always --

BONNIE LARSON: But that's not exactly (inaudible) --

CHAIRPERSON THOMAS: We -- we do not interact like that, Ms. --

CITY ATTORNEY RYAN: -- call my office.

BONNIE LARSON: Okay. You asked me if it's clear. It's not.

CITY ATTORNEY RYAN: But that's (inaudible) --

CHAIRPERSON THOMAS: Ms. Larson, you're out of order. Please don't do that again.

CITY ATTORNEY RYAN: Right. But I wanted to make that clear on the record because I would not want anyone to say that we were not complying with the state law.

My second issue, um, Mr. Chair -- and please bear with me. I'm suffering from this illness and it's keeping me short of breath. Yesterday I provided the City Council with a draft of the charter amendment language that I would like you to review. I did not place it on the agenda because I didn't have it completely -- the -- the entire ordinance completely done, um, in time to give you time to consider it before putting it on first reading.

It is my intention to place it on first reading at the next City Council meeting. Um, I've written a question that I believe, uh, complies with the judge's order and is as clear as we can make it. However, um, your input is always welcome on the question. Um, the question itself is on page 3. The rest of it is just formal ordinance language. But, um, I will be placing this on the next agenda. And again, I look forward to any comments that you have about the language. Ms. Ward, I need to get -- did you get a copy? I was going to (inaudible) give a copy to you.

CITY CLERK WARD: I got it.

CITY ATTORNEY RYAN: Okay. Thank you, Mr. Chair.

CHAIRPERSON THOMAS: Thank you. Is that -- does that conclude, uh, any -- everything from Legal?

CITY ATTORNEY RYAN: Yes, it does. Thank you.

CHAIRPERSON THOMAS: Okay.

CITY ATTORNEY RYAN: Yes, sir.

CHAIRPERSON THOMAS: Um, any City Council Committee Reports?

CITY COUNCIL COMMITTEE REPORTS

CHAIRPERSON THOMAS: All right. Under this committee I would like to congratulate Mr. Bruce Guyton for being appointed as an alternate to the Treasure Coast Regional Planning Council. I don't think we had anybody on that council since Mr. Lowe. But, uh, congratulations, Mr. Guyton, on being appointed to that particular board. Do some good work. Do some good work. Okay. We're going to go with, uh, City Council Statements by the Mayor and the City Council.

STATEMENTS BY THE MAYOR AND CITY COUNCIL

CHAIRPERSON THOMAS: You know, we're going to start with Mr. Davis tonight.

COUNCILPERSON T. DAVIS: I don't have anything at the time.

CHAIRPERSON THOMAS: Okay. Um, we're going to go to the Mayor.

MAYOR MASTERS: Yes, thank you, Mr. Chair. If someone in the back could ask our chief of staff of the Mayor's Office, Marian Dozier, to step back in for a second, I would appreciate it. Mr., um, Chair, I would -- I don't have it in front of me, but I certainly think it would be appropriate to -- to remind the residents that, um, tomorrow evening, uh, Councilperson Vice Chair Dawn Pardo is having the Christmas Mingle Jingle -- Jingle Mingle. Madam Manager, can you just give us a little highlight on that, please?

CITY MANAGER JONES: Yes, Mr. Mayor. Um, Chair Pro Tem Dawn Pardo each year has sponsored and facilitated the Mingle Jingle with opportunity for individuals to contribute an unwrapped toy for the children in Riviera Beach in this particular area. That event will be held tomorrow evening starting at -- I want to say 6:00.

CITY ATTORNEY RYAN: Six to 8 (inaudible).

CITY MANAGER JONES: Six to 8 at Johnny Longboats over at Ocean Mall. Um, come, bring a toy. Bring two or three toys, um, so that we can make sure that the children in Riviera Beach have a very merry Christmas and something up under the tree. So that is tomorrow from 6 to 8 --

UNIDENTIFIED SPEAKER: It's 6 to 11.

CITY MANAGER JONES: Six to 11?

UNIDENTIFIED SPEAKER: Six to 11, yeah.

CITY MANAGER JONES: Okay. Even longer.

MAYOR MASTERS: And the -- the Motown Man.

CITY MANAGER JONES: And it's always a fun event.

MAYOR MASTERS: (Inaudible).

CITY MANAGER JONES: And there'll be music and other activities. So please join her and the rest of us tomorrow from 6 to 8 [sic] at Johnny Longboats over at Ocean Mall.

MAYOR MASTERS: Thank you. That's -- that was Dawn Pardo's time. She's just not here to take it. Um, Mr. Chair, also, Ms. Brabham, the seniors at Lindsey Davis Center, I made the promise and I'll make good on the promise, but I need your -- your help. If you would identify, get me the names and the addresses and phone numbers and we'll work it out. And hopefully within the next seven days, they can have the turkeys or hams. I'll personally go out and make sure that they have them because seniors are very close to my heart. And I don't want them -- and I know it was unintentional on -- on my part, and I apologize for not including them in what we try to do. And I -- I know that as well as the -- the Chair. So it was an oversight but we want to make it a right sight and take care of it.

Also the, um -- the manager mentioned about the community town hall meeting Tuesday at 6:30 p.m. Um, it is outrageous that an Internet group or whatever or whoever can come up with some stats of their own without any foundation or any basis of truth as it relates to the stats that we use, which cities use, the FDLE, and the, uh, other stats that will just prove that what they said is just not -- it's just outrageous. And we will produce at the town hall meeting the facts and the real truth about how safe our city is.

And I'll tell you this. If I thought our city was that dangerous to be the top five, 10 or 20, I wouldn't be here. And I don't think you would be here. And I don't think developers would be here. And I don't think Suncoast, the ninth-ranked high school in the nation would be here. I don't think our seniors would be here. So I'm very upset about it. Uh, we'll be joined with the police department and others that -- and we'll lay it out the way it is. So just -- just hold on and hold out. The best is yet to come.

In conclusion, I would ask our chief of staff, Ms. Dozier, if you would come to the mike, um, and announce this award that you know more about than I know. Thank you. Mr. Chairman, Ms. Dozier will have about a minute of my closing time. Thank you, Mr. Chair. It's Ms. Dozier.

MAYOR'S CHIEF OF STAFF DOZIER: Yes, very brief. Marian Dozier, the Mayor's Chief of Staff. This is a spot of good news. Um, a little background first. Um, Legacy Magazine is an independent supplement to the Palm Beach Post. Um, it highlights and showcases, um, black success around Palm Beach County. Uh, it comes out, I think, every quarter. And this quarter -- can y'all hear me?

CITY ATTORNEY RYAN: Yes.

CHAIRPERSON THOMAS: Very well.

MAYOR'S CHIEF OF STAFF DOZIER: And this quarter, um, Mayor Masters was selected one of, I think, 20 awardees as, um, South Florida -- one of South Florida's Most Powerful and Influential Black Professionals in Business and Industry for 2013. Um, and that's a really big deal. But when I saw the title, you know, Professionals in Business and Industry, because the Mayor is in government, I called the publisher and said, "Okay. Was this a mistake?" And he said, "No, it wasn't a mistake. The reason why we honor the Mayor, even though he's in government is because of the work that he has been doing with business in Riviera Beach."

He has been working to attract businesses. He has been working to establish relationships with businesses. As most of you know, um, at least the seniors, he has gotten about 120 businesses to commit to give our seniors, um, up to 50 percent on any goods and services that they use in the city. So that's why he was chosen. And it's a really wonderful honor. Um, on Friday, um, in two days, December the 6th, he's going to be receiving his award at a Black Tie Gala up at PGA National along with the other 19 recipients of this esteemed award. So I just wanted to -- I asked the Mayor if I could

have a couple of minutes just to say something about it. He did not want to, believe it or not, but he did it.

CHAIRPERSON THOMAS: Okay.

MAYOR'S CHIEF OF STAFF DOZIER: But if we could just give him a hand, I think it's a wonderful thing for him to be recognized. He works very, very hard in a lot of areas. I can certainly say that. And, um, I just wanted to -- to at least honor him, let y'all -- let y'all know about the honor. Thank you.

CHAIRPERSON THOMAS: Thank you very much. You're very welcome. Congratulations, Mayor, on your selection, um, to -- for that award. Mr. Guyton?

COUNCILPERSON GUYTON: Nothing.

CHAIRPERSON THOMAS: Okay. I'll finish up here. Um, first of all, um, I would like to thank all of the staff of this great City of Riviera Beach for the -- and the -- the sponsors for the Fifth Annual Turkey Drive. Um, I did try to write them down so that I don't forget but of course the City of Riviera Beach, the City of Riviera Beach CRA, Coventry Health Care of Florida, Florida Power & Light, Harvey, Covington & Thomas Mosner [phonetic] Group, LLC, Newbold Construction, Oceanside Beach Service, uh, the Office of Councilperson Bruce A. Guyton and Cedrick Thomas, Old Dominion Freight Line, Pittman Law Group, Rapids Water Park, Vanguard Construction, uh, Viking Yachts, Waste Management, WR3 Real Estate Holdings, Incorporated. Those are -- those are some of the sponsors for this event. And let me not forget All-Site Construction, Ronald Book, PA. Those are the, um, sponsors for both of those events, the Turkey Giveaway, and we could not definitely do the Turkey Giveaway or the Fifth Grade Fun Day without these sponsors. Um, so we do appreciate it.

There's a lot of, um, staff that helps out with that so whether it's Parks & Rec -- I don't have a list of all the -- the names that help it. But everybody puts in to make this a success. The police department, fire department, everybody that works, um, hard. So I do appreciate it. Mr. Johnson, I see you in the back. This mister always there doing everything. Whatever we need. So we appreciate you, Mr. Art Johnson. It's -- it -- it's -- it's -- it's a wealth having you here. Also I'd like to thank everybody from I believe it's -- Hope, please give me the name of the church so I don't say it wrong -- S. Avenue Church of God, right?

MAYOR MASTERS: Church of Christ.

CHAIRPERSON THOMAS: Church of Christ. S. Avenue Church of Christ had a -- a sound membership here last night packing, uh, north of 700 bags for the Fifth Grade Fun Day that's going to happen on, um -- on Saturday. So we appreciate it.

UNIDENTIFIED SPEAKER: (Inaudible).

CHAIRPERSON THOMAS: I'm sorry. I'm sorry. It's -- it's been that type of night. It's on Friday, December 6th. If you show up Saturday, you're going to probably be by

yourself. Um, the time is going to be from 8 a.m. till 2:30 p.m. You're welcome to come. You just must check in to the school front office. We're going to be at John F. Kennedy Middle School and Suncoast High School for that particular date. Schools that will be attending this event is Eagle Lake Elementary, Washington Elementary, West Riviera Beach Elementary, Dr. Mary McLeod-Bethune Elementary, Lake Park Elementary, Grove Park Elementary, Lincoln Elementary, um, Northmore Elementary and R.J. Hendley Christian School will be in attendance. So we'd like to thank all of those --

COUNCILPERSON GUYTON: And -- and you have some city staff in here, Lucinda --

CHAIRPERSON THOMAS: Yes. I -- I did. I did. Um, Ms. Lucinda, Ms. Blue. I mean, when I came in last night I was totally shocked and amazed. I didn't even stay long. I didn't want to interrupt the process of what was going on. So we do appreciate you, Ms. Lucinda and Ms. Blue, as well. And of course, um, everyone knows that Hope is pretty new, but she has been baptized with some of these events. So we're glad that she's still hanging around.

MAYOR MASTERS: Her faith has been renewed.

CHAIRPERSON THOMAS: I do want to say to, uh, Ms. McKinney, who I respect very highly, I think that you a -- are a wealth of knowledge and I think that you a great benefit to this city. And I personally appreciate the work that you do here. No one's perfect, of course. But I know how hard you work for that. I see you working just like all of our staff but, you know, when someone attacks a staff member that only sees one side of it, they only hear one side of it, I know I get those same things. I've called. I've called. I've called. And we haven't gotten you. And that's not the intent of this. This is what we're here for.

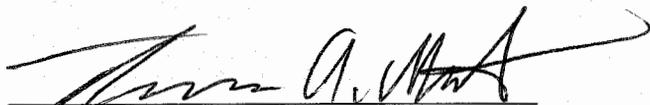
Ms. McKinney, as well as everybody else, is here to serve the staff -- I mean, to serve the community. That is what the staff is here for. That is the only reason why everybody here exists, to serve this community. And we will continue to serve at a high professional level. If there is an issue, we will correct it. We will correct it. I'm going to urge that everyone go to the City Manager's Office and continue to pile on top of that high pile of problems that she has -- that's what she's here for. That's her job. That is what the community pays her to do is get to the bottom of these issues, and she will do it. She will do it.

Um, I want to say this before I close. Uh, one of our dear colleagues lost her brother, Ms. Judy Davis, and she's dealing with that. So, uh, Judy, if you can hear me, I'm praying for you. I wish you well. I hope the family's doing well. And you take care of the situation that you need to take care. But we here on this board, we love you. We miss you. And we'll be glad to get you back. With that, entertaining a motion for adjournment.

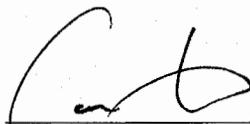
ADJOURNMENT

COUNCILPERSON GUYTON: So moved.

APPROVED:



THOMAS A. MASTERS
MAYOR

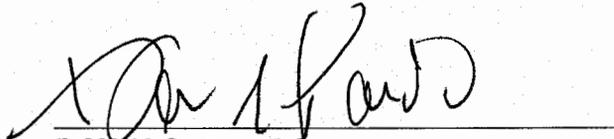


CEDRICK A. THOMAS
CHAIRPERSON

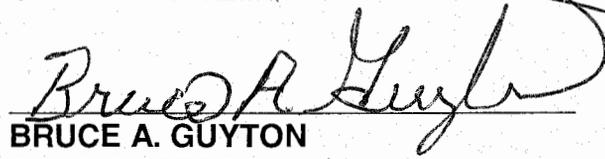
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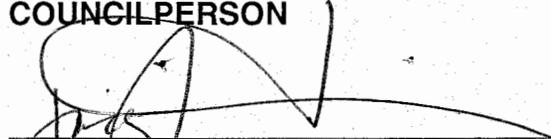
CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



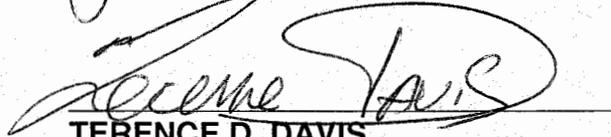
DAWN S. PARDO
CHAIR PRO TEM



BRUCE A. GUYTON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: T. Davis

SECONDED BY: D. Pardo

B. GUYTON TARDY

J. DAVIS aye

C. THOMAS aye

D. PARDO aye

T. DAVIS aye

DATE APPROVED: 01/15/2014