

CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
UTILITY SPECIAL DISTRICT BOARD MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, APRIL 1, 2015 AT 5:00 P.M.

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

CALL TO ORDER

DISTRICT CLERK ANTHONY: Good evening, everyone. I ask that everyone silence their phones as we begin our Utility Special District Meeting. Today is April 1, 2015. Board Member, Bruce Guyton? Board Member KaShamba Miller?

COUNCILPERSON MILLER: Present.

DISTRICT CLERK ANTHONY: Board Member Cedrick Thomas?

COUNCILPERSON THOMAS: Here.

DISTRICT CLERK ANTHONY: Board Member Dawn Pardo?

CHAIR PARDO: Present.

DISTRICT CLERK ANTHONY: Board Member Terrence Davis?

COUNCILPERSON DAVIS: Here.

DISTRICT CLERK ANTHONY: City Manager Ruth Jones?

CITY MANAGER JONES: Present.

DISTRICT CLERK ANTHONY: Executive Director Louis Aurigemma?

EXECUTIVE DIRECTOR AURIGEMMA: Here.

DISTRICT CLERK ANTHONY: District Clerk Claudene Anthony is present. District Attorney Pamela Ryan?

CITY ATTORNEY RYAN: Present.

DISTRICT CLERK ANTHONY: District Finance Director Randy Sherman?

FINANCE DIRECTOR SHERMAN: Here.

DISTRICT CLERK ANTHONY: Let us now stand for a moment of silence and the Pledge of Allegiance, led by Ms. Ryan.

(Everyone stood for a moment of silence and the Pledge of Allegiance led by Board Member Guyton.)

DISTRICT CLERK ANTHONY: Before we begin the business of the meeting, Board, as you all are aware, a Chairperson was not selected at our last City Council Meeting and so, at this particular time, I would like to know what is the pleasure of the Board for your Chairperson for this Utility Special District Meeting?

COUNCILPERSON DAVIS: Madam Clerk?

DISTRICT CLERK ANTHONY: Mr. Davis.

COUNCILPERSON DAVIS: There was a motion in our last meeting to wait til the Regular Council Meeting but, at this time, I would like to allow the *pro tem* to continue to chair this meeting and...

DISTRICT CLERK ANTHONY: Is that a Mo...

COUNCILPERSON DAVIS: ...take it to regular council meeting and with the motion.

DISTRICT CLERK ANTHONY: Is there a second?

COUNCILPERSON MILLER: Second.

DISTRICT CLERK ANTHONY: We have a motion and a second that Councilperson, Board Member Dawn Pardo chair this particular Utility Special District. I will now take the vote. Board Member Miller?

COUNCILPERSON MILLER: Yes.

DISTRICT CLERK ANTHONY: Board Member Thomas?

COUNCILPERSON THOMAS: Yes.

DISTRICT CLERK ANTHONY: Board Member Davis?

COUNCILPERSON DAVIS: Yes.

DISTRICT CLERK ANTHONY: Board Member Pardo?

CHAIR PARDO: Yes.

DISTRICT CLERK ANTHONY: That motion is passed.

AGENDA APPROVAL

CHAIR PARDO: Okay. Thank you very much. Okay. Ms. Jones, do we have any additions or deletions to the Agenda?

CITY MANAGER JONES: No, Madam Chair.

CHAIR PARDO: Okay. Do we have.., hold on. Do we have any disclosures by Council? Do we have a motion to accept the Agenda?

COUNCILPERSON THOMAS: So move.

COUNCILPERSON DAVIS: Second.

CHAIR PARDO: Properly moved and second. Madam Clerk.

DISTRICT CLERK ANTHONY: Board Member Davis?

COUNCILPERSON DAVIS: Yes.

DISTRICT CLERK ANTHONY: Board Member Thomas?

COUNCILPERSON THOMAS: Yes.

DISTRICT CLERK ANTHONY: Board Member Miller?

COUNCILPERSON MILLER: No.

DISTRICT CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

DISTRICT CLERK ANTHONY: That motion is approved with Board Member Miller dissenting.

1. **MINUTES OF THE JANUARY 15, 2015 SPECIAL UTILITY SPECIAL DISTRICT MEETING**
2. **MINTUES OF THE FEBRUARY 18, 2015 UTILITY SPECIAL DISTRICT MEETING**
3. **A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE DISTRICT TO APPROVE AMENDMENT NUMBER THREE TO THE CONTRACT BETWEEN THE UTILITY SPECIAL DISTRICT AND CHEN MOORE AND ASSOCIATES, INC. TO PROVIDE CONTINUING PROFESSIONAL ENGINEERING SERVICES; AND AUTHORIZE THE UTILITY DISTRICT BOARD CHAIRPERSON AND DISTRICT CLERK TO EXECUTE AMENDMENT NUMBER THREE; AND PROVIDING AN EFFECTIVE DATE.**

CONSENT AGENDA

CHAIR PARDO: Okay. Thank you. 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 Board Member so requests in which event, the Item will be removed from the general order of business and considered in its normal sequence on the Agenda.

COUNCILPERSON THOMAS: Madam Chair?

CHAIR PARDO: Yes, ma'am. Sir.

COUNCILPERSON THOMAS: I've been asked by a member of the public to pull Item 3.

CHAIR PARDO: Okay. Item 3 will be pulled. Anything else? Okay. Do we have a motion...

COUNCILPERSON MILLER: I'm...

CHAIR PARDO: ...to...

COUNCILPERSON MILLER: ...I, I'm sorry, Madam Chair.

CHAIR PARDO: Yes. Yes.

COUNCILPERSON MILLER: For the Agenda meetings for number one and two, being that I wasn't on the Board at that time...

CHAIR PARDO: Yes.

COUNCILPERSON MILLER: I wanted to pull those Items.

CHAIR PARDO: Okay. Okay.

MAYOR MASTERS: Madam Chair, would, just for the record, would you note that the Mayor's, is here to participate tonight in the Utility discussion?

CHAIR PARDO: Yes. Please let the record reflect that the Mayor has been on the dais for about four minutes and he is participating tonight. Okay. So, all Items on the Consent Agenda have been pulled. We will start with Item 1. Minutes of the January 20, 2015 Special Utility District Meeting. Alright. Ms. Miller.

COUNCILPERSON MILLER: With the minutes, minutes being from January 20th and February 18th and I wasn't on the Board at the time, I know, I wasn't sure who did the Utilities Meeting. We, I, I had it brought up before about seeing if we could look into having minutes done a little more current than two months behind. I'm not okay with approving these being that I wasn't on the Board at that time.

UNK: [Inaudible].

COUNCILPERSON MILLER: Yeah.

CHAIR PARDO: Ms. Jones?

CITY MANAGER JONES: Ms. Miller did raise that at the last meeting and we have and I will, you know, for information, let you know that we've gotten three quotes from three entities. We will be bringing, if it exceeds the signature authority of the Manager, they'll be bringing an Item for someone that can do the minutes within the time frame that we need in order for it to meet the requirements.

Also, I would like to say that on the February 18th minutes, they're here now because we did not have the first meeting in March. It was canceled.

CHAIR PARDO: Okay. Alright. Thank you. Anything else, Ms. Miller?

COUNCILPERSON MILLER: No.

CHAIR PARDO: Okay.

COUNCILPERSON THOMAS: Madam Chair?

CHAIR PARDO: Yes, sir.

COUNCILPERSON THOMAS: Ms. Jones, what is the requirement that you say that we need to meet and, of course, I missed the last meeting but, was there some Board action to say that we are going to take the minutes differently from how we've been taking them?

CITY MANAGER JONES: There was no Board action. It was just for them to come earlier and not have the delay in getting the minutes on the Agenda and so we're going to try and shoot to have them on the next regular meeting following that meeting that the minutes are for.

COUNCILPERSON THOMAS: Right. I understand that. But I, I heard you say that you went out for three quotes.

CITY MANAGER JONES: That wasn't a directive. It was just an order to get someone that could turn them around in that time span.

COUNCILPERSON THOMAS: Okay.

CHAIR PARDO: Okay? Alright. Madam Clerk.

DISTRICT CLERK ANTHONY: Board Member Davis.

COUNCILPERSON DAVIS: Yes.

DISTRICT CLERK ANTHONY: Board Member Miller?

COUNCILPERSON MILLER: Yes.

DISTRICT CLERK ANTHONY: Board Member Thomas?

COUNCILPERSON THOMAS: Yes.

DISTRICT CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

DISTRICT CLERK ANTHONY: Unanimous vote.

CHAIR PARDO: Okay. Thank you. Item 2. Minutes of the February 18, 2015 Utility Special District Meeting. Ms. Miller.

COUNCILPERSON MILLER: Same thing here for February 18th. The minutes are from when, at a time in which I wasn't here.

CHAIR PARDO: Okay. Anything else from the Board? Madam Clerk.

DISTRICT CLERK ANTHONY: I need a motion.

CITY ATTORNEY RYAN: Motion to approve?

CHAIR PARDO: Do we have a motion to approve the minutes of February 18th?

COUNCILPERSON THOMAS: [Inaudible].

CHAIR PARDO: Do we have a second?

COUNCILPERSON DAVIS: Oh, second.

CHAIR PARDO: Alright. Alright. Properly moved and second. Madam Clerk.

DISTRICT CLERK ANTHONY: Board Member Thomas?

COUNCILPERSON THOMAS: Yes.

DISTRICT CLERK ANTHONY: Board Member Davis?

COUNCILPERSON DAVIS: Yes.

DISTRICT CLERK ANTHONY: Board Member Miller?

COUNCILPERSON MILLER: Yes.

DISTRICT CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

DISTRICT CLERK ANTHONY: Unanimous vote.

CHAIR PARDO: Thank you. Item 3.

DISTRICT CLERK ANTHONY: A Resolution of the Board of Directors of the City of Riviera Beach, Utility Special District, Palm Beach County, Florida authorizing the District to approve Amendment No. 3 to the contract between the Utility Special District and Chen Moore and Associates, Inc. to provide continuing professional engineering services and authorizing the Utility District Board, Chairperson and District Clerk to execute Amendment No. 3 and provide for an Effective Date.

CHAIR PARDO: Is there a motion?

CHAIRPERSON THOMAS: So move.

CHAIR PARDO: Is there a second?

COUNCILPERSON MILLER: Yes.

CHAIR PARDO: Alright. Properly moved and second. We have one public comment card. Mrs. Mami Kisner.

MRS. KISNER: Good afternoon.

CHAIR PARDO: Good afternoon, ma'am.

MRS. KISNER: City Manager, Mayor and Councilperson, my name is Mami Kisner. I've been before you before because I am the voice for over thirty, and I showed you the first time I was here, over thirty landowners in the City of Riviera Beach and I can get many more. I am concerned about Item 3 primarily because in 2010, this went out to bid and the company that won the bid was called BFA. Now, they won that bid. The second company was Chen and Associates. Since that time, BFA has received very little work from the Utility District. My concern is, how can you allow companies to bid, become the primary winner of the bid, yet they are receiving no work. This was an African America company called BFA and yet, they are not receiving work yet we are continuing the contracts with the person, or the company that won the second on the bid. I think it's not fair. I think it needs to go out for bid, again.

And, I would also like an explanation, for the public, on what we have paid for from Chen and Associates. What have they done? What has happened to the Master Plan? What has happened to the Water Consumption Plan with South Florida Water Management District? None of that is told to the public. So, I'm very concerned that we're gonna do an automatic roll again with a company that was second. And where is the benefits of the company that was first in that bid?

Thank you.

COUNCILPERSON THOMAS: Madam Chair?

CHAIR PARDO: Yes, Mr. Thomas.

COUNCILPERSON THOMAS: Is that the end of public comment?

CHAIR PARDO: Yes. That's it.

COUNCILPERSON THOMAS: Yeah. I had this pulled because a member of the public asked me to do so. However, in light of those comments that I just heard, Mr. Aurigemma, can you shed some light on and is, is, were those accurate comments that were just made?

EXECUTIVE DIRECTOR AURIGEMMA: Prior to my arrival at the Utility District, there were two contracts let in 19.., in 2010. One to Chen Moore and Associates or, at the time, it was Chen and Associates and then BFA, which is Barnes, Ferland & Associates. They were each given a three year contract and, within that contract, there were also four one-year renewals that can be done. This particular Agenda Item is for Amendment No. 3 of 4 for Chen Moore and Associates. Barnes, Ferland & Associate was, their contract was terminated back in, after a three year period. And I did go out through CC&A for an additional consultant. They never submitted and we selected another consultant to pick up that...

COUNCILPERSON THOMAS: Let me, let me make sure I understand this correctly. In 2010, we put out a, a request for a proposal?

EXECUTIVE DIRECTOR AURIGEMMA: I believe so, yes.

COUNCILPERSON THOMAS: Okay.

EXECUTIVE DIRECTOR AURIGEMMA: [Inaudible].

COUNCILPERSON THOMAS: And we selected two firms.

EXECUTIVE DIRECTOR AURIGEMMA: Correct.

COUNCILPERSON THOMAS: We ranked them one and two?

EXECUTIVE DIRECTOR AURIGEMMA: I assume so. Yes, sir.

COUNCILPERSON THOMAS: Okay. I'm gonna need somebody that's going to understand what's going on to be able to clarify my line of questioning here so that I understand where we're going. So, is there anybody on the Staff that can speak definite to this?

[Pause]

COUNCILPERSON THOMAS: If it's, if it's not anybody on the Staff, this needs to go away until we can figure out...

CITY MANAGER JONES: No.

COUNCILPERSON THOMAS: ...what's going on.

CITY MANAGER JONES: No. I, all I do know that what Mr. Aurigemma has said has been correct but the details of the rankings, I don't have that document in front of me. And so, we can pull all of that and then get to it.

CITY ATTORNEY RYAN: May...

COUNCILPERSON THOMAS: I, I understand. Hold on one second, Ms. Ryan. My issue is, somebody should be able to know the background and the history of any and everything that we're doing on this Agenda. And, if nobody does, then we move it until somebody does know. I'm not going back and forth with that. Somebody should know what happened with this. If there's an...

UNK: Yeah.

COUNCILPERSON THOMAS: If there's something being alleged that something improper was done, then I want somebody to be able to clear that up for me right away. If they cannot, then I'm not gonna battle with this for the next three, four minutes. Until somebody can learn about what it is, we'll move on to the next Item would be my opinion.

CITY MANAGER JONES: Oh, and, and that's why I said we can get you that which means you can hold this Item.

COUNCILPERSON THOMAS: Okay.

CITY ATTORNEY RYAN: Hold on. One second though. Madam Chair?

CHAIR PARDO: Go ahead, Ms. Ryan.

CITY ATTORNEY RYAN: Just for clarity sake, I believe that Ms. Kisner made a point about BFA not getting any work and irrespective of whether or not they were ranked one or two,

their contract was not renewed. So, BFA does not have a contractual relationship with the City at this time. So, they couldn't've...

UNK: Yeah. They completed...

CITY ATTORNEY RYAN: They could not be eligible for this work whether we know the answer to that question or not because we do know the answer to the question that they do not currently have a contract with the City of Riviera Beach.

COUNCILPERSON THOMAS: I understand that.

CITY ATTORNEY RYAN: Okay.

CITY MANAGER JONES: And I can add that they did complete the consumptive use permit which was their responsibility. And, as you know, we did get a new twenty year permit as a result of their work.

COUNCILPERSON THOMAS: Okay. I got it. I understand. This is my issue. I'm not gonna sit here and act like there's obviously not some issues going on and if we don't wanna clear them up, we're not gonna have the accurate information, then we'll wait til we're ready or we'll wait til we have a longer meeting to do so. But, I'm not gonna push this through because we have a few minutes before the next meeting starts and it's something wrong. Now, if we're ready, if you have the information that you can give to me, this individual Board Member is ready to decide. If not, then, then I'm not. So, does everybody think we have all the information that we can continue to discuss it or, or no?

CITY MANAGER JONES: I recommend that you hold it.

COUNCILPERSON THOMAS: I'll take that recommendation from this Board Member.

CHAIR PARDO: Okay. That's fine. So, do we have ...

COUNCILPERSON DAVIS: Madam...

CHAIR PARDO: ...a motion...

COUNCILPERSON DAVIS: ...Chair?

CHAIR PARDO: ...motion... Yes, sir?

COUNCILPERSON DAVIS: I would just like to ask a few questions.

CHAIR PARDO: Go right ahead.

COUNCILPERSON DAVIS: About Chen and Moore. I notice that the rates have changed in the [inaudible] contract. What have we got for those services that we paid for? What are the services they have done? Are you ready to present the quality of service that they provided for us?

EXECUTIVE DIRECTOR AURIGEMMA: I do have a list of all of their work authorizations since the very beginning, since 2010. If you'd like that, I can pass that out to you, at this time.

COUNCILPERSON DAVIS: [Inaudible]. I'll just wait. Just give, give us all a copy of that so we can be prepared for the next meeting so we can have that back up as well.

EXECUTIVE DIRECTOR AURIGEMMA: Okay.

COUNCILPERSON DAVIS: Thank you.

CHAIR PARDO: Okay. So, at this point, do we have a motion to table this Item until the next meeting?

COUNCILPERSON THOMAS: I'm...

COUNCILPERSON DAVIS: I make a motion.

CHAIR PARDO: Alright. So, properly moved. Do you second?

COUNCILPERSON THOMAS: Second.

CHAIR PARDO: Okay. Madam Clerk?

COUNCILPERSON THOMAS: Can we make that a postponement, Mr. Davis? Instead of a table.

COUNCILPERSON DAVIS: I amend that motion.

COUNCILPERSON THOMAS: Thank you.

COUNCILPERSON DAVIS: Alright.

CHAIR PARDO: Alright. So it's postponed until the next meeting. So, until, when's our next meeting?

UNK: [Inaudible].

CHAIR PARDO: In May.

UNK: [Inaudible].

CHAIR PARDO: Okay. Fine. And you'll have all that information for us? Okay. Madam Clerk.

DISTRICT CLERK ANTHONY: Board Member Miller?

COUNCILPERSON MILLER: Yes.

DISTRICT CLERK ANTHONY: Board Member Davis?

COUNCILPERSON DAVIS: Yes.

DISTRICT CLERK ANTHONY: Board Member Thomas.

COUNCILPERSON THOMAS: Yes.

DISTRICT CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

DISTRICT CLERK ANTHONY: Unanimous vote.

END OF CONSENT AGENDA

COMMENTS FROM THE PUBLIC

CHAIR PARDO: Okay. Thank you. That's the end to the Consent Agenda. At this time, we'll go to public comment. Dorothy Gay and then Doshia Newbold.

MS. GAY: Good afternoon. I'm surprisingly at awe that I was called because it tends to be Dorothy Gay, 7-20 West 6th Street, uh, tend to have a loss of my card in between coming from the dais to the end to the middle, it gets lost in the shuffle. So, I'm, I'm really, I'm amazed, stunned, to say the least. Issue is, looking at what has been [inaudible] with the Agenda Consent Items, it must be tabled for a later date with the information from landlords input, all citizens of the Riviera Beach community, gettin' involved, discussin'. That means anything dealing with utility, with them passing, putting in and being really forced upon everyone in the community to accept what they have written. I am appalled that no one reads the documents that states.., and what it does, put back on the landlord, all the responsibility. That power point presentation does not speak to what we have stated we wanted.

So, what you have now is to table it to another given meetin' date. We're all making sure everyone is informed of the time, the date for all citizens of Riviera Beach, especially landlords as well. Be present to discuss line-by-line, give our thoughts, our opinions. It should never rest on one people, one person, giving it to someone else to sign it, pass it along and we have to get out of the point of not reading, listening, knowing what's going on. We have not done that. The City of Riviera Beach does not even.., it, it, it's amazing to me that we cannot, before we'll pass anything, get there and approve anything that's passed in front of us, we do it and we make sure all it pays to be on the Consent Agenda without any discussion from the community, any discussion from landlords. And what it boils down to, it's still the same status quo going on.

So, it needs to change. It need to be tabled. The Utility Department. I stand to stay it regardless of where it is, you need to take the time to table it, get all our opinions, discuss it in a workshop, have our input before it goes anywhere to be signed off and passed along.

CHAIR PARDO: Great. Thank you very much. Doshia Newbold and then Mami Kisner.

MS. NEWBOLD: Good afternoon. My name is Dosha Newbold. Address 8-25 West 6th Street.

CHAIR PARDO: Oh, excuse me. One second please, ma'am. I'd like the record to reflect that Commissioner Guyton is on the dais. I'm sorry, ma'am. Go ahead. Thank you.

MS. NEWBOLD: Good afternoon to the Council Members.

CHAIR PARDO: Good afternoon.

MS. NEWBOLD: I am Dosha Newbold. The address is 8-25 West 6th Street. My concern today is the February 25, 2015 Utility District policy that was apparently approved. I am very upset that they approved this. I don't agree with it. I'm asking you all to revisit it. I'm requesting that we have a workshop so that the citizens and residents are available and they can hear exactly what they intend on doing if we have a problem with it. Hopefully, we can resolve it. Most of all, I have a problem with the, being charged for a service and you're not using the water. I understand that there's a standby fee. I've gone as far as to investigate the, the water management policies and the bond issue. However, on a standby fee you're also being charged for trash. If you're not there, or no one is living there, you shouldn't pay for trash. I don't know if that's a problem with the clerks downstairs or whatever but we need to revisit that.

More importantly, my greatest concern is a surcharge. I think that is ridiculous. It is hideous. I would, again, reiterate, I would like for you all to revisit this that was approved on February the 25th, 2015 and I'm requesting a workshop so that we don't have citizens and residents upset about policies that are made that does not reflect us, does not have our, our concerns involved and it's very costly to us.

UNK: [Whisper].

MS. NEWBOLD: It's one thing for you to add charges and come up with policies and determine we will pay this or we'll pay that. It looks good on paper but when it gets to our purses, our, our actual monies, our tenants, our businesses, it reflects and it affects. And I'm requesting that today that we revisit this and by next meeting we have a date for a workshop. And I will be ready for whatever. Have a nice evening.

CHAIR PARDO: Thank you very much, ma'am. Mami Kisner and then Norma Duncombe.

MS. KISNER: Good evening. Again, Mami Kisner.

CHAIR PARDO: Good evening.

MS. KISNER: I'm here again. I was here in September requesting, um, the Council to look into some allegations by many of the employees in the Utility District regarding a hostile work environment and harassment. That was in September of 2014. I did agree to meet with the City Manager which, after two cancellations, I was able to meet with the City Manager and provided the City Manager with a list and had a meeting with her in December. We are now in April. I would like to have some follow up for the residents who continue to ask me the questions and the employees who are continuing to be harassed, filing grievances and are in a hostile work environment.

I was told by the City Manager that she was hiring a consultant. I then found out that consultant used to be the boss. I understand, at one time, to a former City Councilwoman, Judy Davis. I just wanna make sure that whoever is hired to look into these departments, that it is a fair process for everyone. No matter what it comes out, it must be a fair process and a neutral person in place who is experienced in those areas in order to conduct those types of evaluations.

Secondly, I want to agree with what was said thirty minutes for Utility District Meeting is really not fair to the residents of Riviera Beach. This is one of the highest grossing departments for the City and I think that, not only the landlords, but the residents of the City, should have the right to voice their opinion. They are the ones who are drinking the water, they are the ones who are using the water and they are the ones who are actually paying the salaries. So, it is not fair to not give them time for them to talk about what they are experience is and what I have brought to light on water issues here at the City of Riviera Beach.

So, again, I would like some answers so that I can get back to many of these landowners who are some of the larger ann., landowners in the City, um, who have asked me to be a voice for them and, no, I am not getting paid. And, I would like to be able to talk to these voters who are employees of the Utility Deris., District and follow-up on some of these grievances and harassments in this hostile work environments that they are involved in. Thank you very much.

CHAIR PARDO: Thank you. Norma Duncombe and then Reverend Davis.

MS. DUNCOMBE: Uh, Norma Duncombe. I'm here in reference to the base readiness charge and there were some other things that got by me with the wa., uh, wa., Utilities Department. But, I'm asking that we revisit this issue and have a workshop so that we can air this out and make sure that we're doing the right thing. Now, maybe I'm reading this wrong but it sounds to me that this is another method to accumulate charges so that people are pushed out of their homes. Now, the only thing about accumulating these charges that you are putting on people, when it comes to the rich people, you write them off. It's the ones that are living on social security and maybe a little, small retirement, they're not rich, that will pay dearly for this. So, I'm asking that we revisit this and make sure that this is the right way to go about this and that there is something better that we can do.

Now, you know, this is not my only grievance but I'm, I'm dealing with this is the main one. You know, it got by me when I realized that when I mailed my water bill, it went to Orlando for somebody to open an envelope. So we're giving jobs to people in Orlando. I wonder how many jobs they send down here, to this City. I don't think very many. And I don't know if people realize that or not that when, if you mail your bill, it goes to Orlando. Is that company, up there, affiliated with somebody down here? Because I can't figure out why it is not done right here in the City, in terms of the water bill.

And let me just also say something about these minutes of the previous meetings. I don't remember the minutes being months behind before. Apparently, the office that was doing it before within the City, were able to get the minutes out on time. So why are they so late, two and three months behind. You were talking about the month of, what, January, February, and this is April. It seems that we can do better than that. Put it back in the department in the City where it was before. Thank you.

CHAIR PARDO: Thank you, ma'am. Reverend Davis and then Henry Taylor.

REV. DAVIS: Reverend Davis, Hilltop Baptist Church. I want to say that the people voted just recently for a change. It is sad that we have all these same problem that we had last year. You need to change some of these people. Uh, the people need better representation. It is sad that we got to pay, if you don't pay your water bill, they'll take your house. Bruce said you can't take a house for lien but I seen Statute 227, where the water will take, take your house for a lien if you don't pay. You got a \$500 water bill lien on, they take your home. And so that's a lien. And so, I can't understand, these people born and raised in this City, been all their lives, how can you all pass bill to take their houses? The landlords, for example, if the tenant don't pay their water bill, the landlord have to pay it. I don't know where you all get all these ideas from. I mean, must come from the crazy house or somethin' because this is not fair what they're doing to these peep.., you got people come from out of town, you need to find somebody who live up here, can do these bills.

People driving cars down.., out of town. Find somebody who live and understand these people up here. You got people who can do this job same as other people can do it. So, I'm, I'm disappointed way you all treating these people in this City. The people voted for a change. You oughta give 'em a change. If we don't get a change, we'll get it next year. We'll get this year, I hope so. But next year, we'll definitely get a change. Thank you.

CHAIR PARDO: Thank you, sir. Henry Taylor and then Edward Vickers.

MR. TAYLOR: Good afternoon, Council people.

CHAIR PARDO: Good afternoon.

MR. TAYLOR: Henry Taylor, Riviera Beach property owner. I come to you today wonderin' why our City Council people sit up here and do the things to your citizens that's being done. You have the responsibility of hiring a City Manager. City Manager hires your department heads. If the department heads didn't do what the City Manager tells them to do, the City Manager needs to get rid of 'em. The City Manager that hires people that's been fired by other companies...

UNK. AUDIENCE: Yeah.

MR. TAYLOR: Your Utilities Director was fired by the City of West Palm Beach. I'm not gonna go into details about it but you should know about it too. When we came before you as property owners and landlords, we asked you to change the letter that you wanted us to sign and put our social security number and everything on. Bruce Guyton, this is the same as I was, tired of these meetings. He said that he was ready to vote that night. Instead of this du.., well, I wouldn't call him a dummy, I think that, uh, he's a very smart man because he's taking the City Manager's job. I would appreciate it if you all would listen to me. You can only give me three minutes. Don't have anybody disturbing you while I'm talking please. Now, we asked you to change the letter. This man that you got hired as a director or whoever, is changing your whole thing. All that we asked for was the letter. Bruce said he was ready to vote. Uh, brother Davis said he was ready to vote. They wanted to take care of it. Change the letter, take the landlords off as being responsible for these water bills. That's all we asked you to change. This man took it upon himself to go and change everything else. If he can't do what the City Manager tells him to do and the City Manager

doesn't do what this Council needs to do, tell 'em to do, you need to get rid of the City Manager. This man seem to be running this City. He's writing the policy and he's having you sitting up there approving it, as the Board.

Something needs to be done. You Board Members and you City Councilmen, need to stand up and do what you're supposed to do. I sat on that Council for over eight years and we looked out for the citizens of this town. You got a man here that's not looking out for your citizens. He drives a City car all the way down...

MR. TAYLOR: ...to Miami. That's costing the City. Let's get rid of it. When I was on the Council...

CHAIR PARDO: Okay, sir.

MR. TAYLOR: ...you had to live within five miles of the City limits.

CHAIR PARDO: Thank you. Edward Vickers and then Lorita Brown.

MR. VICKERS: Good evening.

CHAIR PARDO: Good evening, sir.

MR. VICKERS: My name is Ed Vickers. I'm a property owner in Riviera Beach.

UNK: Can't hear you.

MR. VICKERS: I'm a property owner in Riviera Beach and my name is Edward Vickers. Uh, just recently I received a bill, a water bill. Now, I live in West Palm Beach but I'm renting some property in West., in Riviera Beach. I just received, and I thought this was all taken care of. My, my, uh, tenant got a bill and I also got a copy of a bill saying how much the tenant owes. Which means, like, I thought that was supposed to been taken care of. You still got me runnin'.., uh, being, uh, second fiddle to whoever the, the tenant gonna pay or not.

Therefore, you're gonna make me responsible. One of the things you have here on this thing, sayin' the property owners shall be responsible, uh, shall be response.., for all billings occurring during the period of time between one renter vacates in a rental property and another applies for utility service of the rental property. See, now you, you not even lookin' into that because sometimes these people vacate and they owe when they run. And sometimes you don't know they gone. I mean, I had a tenant that was on housing and [inaudible] wrote me a letter saying the letter came back to them to check it out and I had to pass through there and I saw cars in the yard. And I went in there, the person was gone. So, you're tellin' me, I have to be responsible if this person has vacated a place and, before another tenant come in there, I have to pay that bill. And that, that part.., that particular person came down to the City of Riviera Beach, signed a contract to have the water turned on in their name but you're gonna come up here with this thing saying I have to be responsible for something like that, is crazy.

And you're violating my rights. You also vio.., violating the rights of, of my tenant for me to know her, what bills that tenant is paying. And wha.., what bills the tenant is not paying. That's not my responsibility. And another thing is, if a tenant is, vacates the land and leave, I

have to notify you immediately? Come on, man. If the, that person owe you for.., you go after them, you go after the person if they owe you. You know? That's what I try to do when they owe me my rent money.

[Laughter]

MR. VICKERS: Go after them. Don't make me responsible for them not paying your, your water bill. And I don't need the bell to ring. I'm through.

CHAIR PARDO: Thank you, sir. Lorita Brown and then Mrs. Mary Bram.

MAYOR MASTERS: Madam Chair, while she's...

MS. BROWN: Lorita Brown. 2122 [inaudible]. I was in Chicago last week, on Wednesday and, uh, I received this water bill on Saturday. And it said that the bill is due 4-3. But, I'm in Chicago and it's snowin' and the tenant is sending me these nasty notes. 'What in the you know what is my water being shut off for?' Now, back a few months ago, the bill was \$1,143. I gave the City \$572 honest dollars to make sure this new tenant's water was on. Now if the bill says I owe \$176.82 and it's not due until this month and you're going to shut the water off on 3-24, that is wrong. But thank God, I didn't know what to do, I called the City, I called the Water Department, nobody answer. But I call, I remembered someone told me that Councilman Thomas was my person, my Councilman. So I called his office and I spoke to a nice young lady, Hope. And she said, 'You know what I'm gonna do? I'm gonna walk down and I'm gonna give the bill.., tell the City, the water company, what your problem's all about. I can't do anything but I can tell them.'

So she brought back a number. She called me in Chicago, brought back a number cause I was at the American Society for the Aging in Chicago. She brought back a number, I called, spoke to another young lady. My daughter, I forgot about this, my daughter came down to the water company on Monday, which was the 23rd, she went ahead and paid the \$176 but they did not accept her check because they said a, a check that my tenants had given them was a bad check.

UNK. AUDIENCE: What?

MS. BROWN: So, therefore, they did not take my check. So the water was off. So, someone walked me through some place in Orlando, it wasn't a Riviera Beach number, it wasn't a West Palm Beach number but I had to pay the \$176.82 by phone so that their water could be cut off.

I am not the Water Department. I am not the secretary. But if you want me to go over there and be the clerk, I can get some action done. I tell ya right now. Simply because I will sit there and make sure that we don't have to pay these necessary bills. A tenant could leave at any time and I'm supposed to be responsible for their bill? Right now, I am too. I'm \$738, after I've already paid \$572. That is W-R-O-N-G, wrong. And the bill is for Orlando. I, the bill was made on, on the 19th of March. I got the bill on the 21st of March. So what am I supposed to do? I paid...

MS. BROWN: the bill and they still turned the water off. That was wrong. Supposed I was out of the country or something? The tenant is already mad. That's wrong guys. You gonna have to make up immediate action on this. Take it.

CHAIR PARDO: Thank you. Mary Brabham and then Lynn Hubbard.

MS. BRABHAM: Good afternoon, Chair, acting Chair.

CHAIR PARDO: Good afternoon, ma'am.

MS. BRABHAM: And the rest of the representative Board. A very 'ponant progress change, change progress. Whichever way you desire to see it. But it also requires to have a meeting of the minds. I did talk with some of the representatives about some of the cold things that we, as residents, feel is a little bit too overzealous. So, you can work with the residents. You can work with the residents. I did make mention that property that's valued at \$10,000 and \$400 and \$500,000, it's just not comprehensible with the mind. Now, the good has to suffer with the bad. So perhaps you're sayin', 'Okay. Well we got some sour grapes apples.' But, we are human beings. You can sit and have a meeting of the minds to iron out some of these things here. It's not gonna get better. It's not gonna get better. I'm gonna tell you that. It's not gonna get better.

Now, the surcharge, when the water bill was implemented, we raved about the increases in our water bill which, over a period of time, we're gonna have to pay that. Now we are into a surcharge fee here. Now, even though this was passed and, and it wa'n't workshop' but I think that you need ta revisit that. It's okay to revisit it. It's, it has some kinks in it. It can be worked out. So, so, as a, as a governing board that represent the entire City and the entire residents, you all can do this. We, we, we don't wanna just keep on prolonging these bad attitudes and all of this animosity and stuff. Work with them. Work with your residents. You'll be satisfied if you work with them.

This is all we're asking for you to do, is work with us. You do have a lot of elderly peoples in this City here because I'm elderly too. Okay? So, I'm gonna talk about Ms. Brabham, okay? I'm elderly too. And I will work with you but you gotta work with the entire City. The good, the good should not be punished. The bad should not be punished. So, so get a meeting of the minds. Get a meeting of the minds. It is some solutiabile, resolvable resolutions in this. We hear time and time again about the, you know, what is going on Ms. Brabham is tired. So, so I'm, I'm asking the Board to revisit this, get out the kinks in it. We already with the water bill, it is no offense toward the directors or anybody.

CHAIR PARDO: Okay.

MS. BRABHAM: Work with the residents. Thank you.

CHAIR PARDO: Thank you. Lynn Hubbard.

MS. HUBBARD: Good evening.

CHAIR PARDO: Good evening, ma'am.

MS. HUBBARD: [Inaudible] Hubbard, 1405 West 23rd Street. I come before you, the Council and the residents of Riviera Beach, to state that this Agenda Item is forcing us, as

residents, to pay for water that will not, that we will ha..., have not used as a lot of people have said before me but I wanna e..., reiterate that and I want to go on record as saying so. We're being asked to pay a base fee, a surcharge, if you will, even when there is a water restriction in place. So, if the water restriction is put in place, not by us but by a governing body, yourself or the so..., South Florida Water Management District. And we're able to save on our water bills. We're going to be forced to pay a higher, to pay a higher rate anyway. So that's, that's not fair and I think that, if we don't pay these fees, having us to be..., within a sixty (60) day period, threatening people with their homes with the liens on their homes. I too think that, I too think that that is wrong. The Utility District is only supposed to charge us for the actual use of the water. There, so, we should not be penalized if our water uses decreases during, during an opposed, um, restriction or at any given time. For example, if we're not there, if we go on vacation, if we close up the house or what have you, we should be able to, uh, be relieved to pay a, a low water bill. Not to be penalized for it.

I think it's very disingenuous of our City Council Members to want to pass a policy that will have a negative financial impact on the community without putting it on the Agenda for comments and, and open discussion. Anything that will financially impact us should never be on Consent Agenda. It should come before everybody so that we can discuss that.

I, too, am requesting a workshop be scheduled so that this issue can be discussed so that we can read the policy and we can all find out, you know, for ourselves and ask the questions of you that, uh, that should be asked of you and how it will impact us. If you think it's positive, let us ask those questions. If we think they are negative, then we should be able to ask those questions of you as well.

And there, there, there is one line item in there that I also want to not leave without mentioning is the excessive use charge. To say that we can only have relief from an excessive use charge once every three years or once every year, that's ridiculous. If there's something going on and we need the Utility District Department to come out because of an excessive use...

MS. HUBBARD: ...I think we should be able to have that looked into.

CHAIR PARDO: Okay. Thank you very much for...

COUNCILPERSON THOMAS: Madam Chair?

CHAIR PARDO: ...your comments. Yes.

COUNCILPERSON THOMAS: Let me just get some clarification, here. Everybody's, what I'm assuming, is talking about the policy but that's not on this Agenda for..., somebody felt that it was on the Consent Agenda. I heard Ms. Gay...

CHAIR PARDO: Right. Ms. Hubbard, so...

COUNCIL PERSON THOMAS: Okay. I don't know why they thought that that was on the Consent Agenda. I guess what I'm more concerned about is, what makes the community feel that whatever we originally agreed to that that's not what's in there. What's going on with, with that? Has the policy been tweaked or changed since the last time that we've seen

this? I've, I've heard several individuals get up and say something to that fact. That, that's the first thing that I want to know.

CITY MANAGER JONES: No. The policy that they're..., no, the policy that they're referencing, is the policy that we had the meeting about. Nothing has changed since that item you had in front of you that night.

COUNCILPERSON THOMAS: Okay. So, it would, it would be my thought that Mr. Sherman and Mr. Aurigemma, if need be, go through this, a meeting, line by line by line, so that everybody understands what's going on. Let's fix it, one time and let's be done. Let's not continue to make individuals think that we're trying to do something or we're trying to hold something against them. That is, that is not the, the case here.

The other thing is, if we have landlords intertwined, such as what Ms. Brown just spoke of where she's out of town and she has to be concerned about her tenant being able to receive water, I, I do think that that's unfair. I don't know the totality around those circumstances but we need to do that and we need to do that extremely fast. I don't want anybody to get blamed that they shouldn't but, until we can clear this up, we need to have an open meeting, run it live, run it here and go through it line by line and have that discussion because right now we're thinking one thing, the community's thinking something different and they're here letting us know and it's not like they're coming to us and you don't know it. You hear what they're saying to us.

So, we, it would be my, you know, it was my thought that we do this. And it'll also be thought that we go ahead and allot a little bit more time for this meeting until we're able to get that straight so that we're not running that far behind on our time [inaudible] City Council.

CHAIR PARDO: And, I would like to add, this needs to be a priority because this is happening every time we have a Utility District meeting, people are still complaining. So, we need, this needs to be a priority. We need to straighten it out and definitely, I don't see Mr. Sherman here but, this is, alright, oh...

COUNCILPERSON THOMAS: Oh yeah.

CHAIR PARDO: I'm sorry. I didn't see you.

COUNCILPERSON THOMAS: Yeah.

CHAIR PARDO: You're usually in the back. I apologize, sir.

UNK: [Inaudible]

CHAIR PARDO: But, you know, Mr. Sherman is the guy when it comes to this. So, this really needs to be a priority. And, so, you have a month to work on it before our next meeting.

CITY MANAGER JONES: Well, I believe what, and this my..., the clarification I want. I believe, I hear a call for a workshop, not your next meeting.

COUNCILPERSON THOMAS: Well, I think that you definitely need a workshop. Everybody needs...

CITY MANAGER JONES: Right.

COUNCILPERSON THOMAS: ...to go through and see what's actually in it. Don't skip anything. Go line by line.

CHAIR PARDO: Correct.

COUNCILPERSON THOMAS: Ta..., so that everybody knows exactly what's in the policy. Because that's, that's what's confusing. That's what's confusing. If, if the landlords think that we have agreed to something and they read the policy and that's not what they think we've agreed to, then they think either we changed something without them being a part of it or Mr. Sherman changed something without them being a part of it. And we just want to alleviate that.

So, I think that you need to do a workshop. This is just from one Board Member. I think you need to do a workshop and be ready for whatever we need to do by our next meeting.

UNK: Mhmm.

COUNCILPERSON THOMAS: So, whatever needs to happen, let's go ahead and, and get that moving so that we can put this to bed by the next meeting cause we do have other issues that we need to be...

CHAIR PARDO: I think...

CITY MANAGER JONES: We did hold, if you'll recall, a Special Utility District Meeting on February the 25th and that was the only topic on the Agenda. We heard from several of the individuals that are here. We will bring back that again because we started at four o'clock in the afternoon on the 25th but we will have another one prior to the next Utility District Meeting so that we can do that again and go through that and hear them again. And I will be polling you as to a date that works for a workshop.

The other thing I heard that I would like direction on, for your consideration, possibly at the next meeting, and that is that thirty minutes is not long enough for utilities. And so it should have its, either its own day for a meeting or we need to start the Utility Meeting either at 4:00 in order to give enough time before the City Council meeting. So, if you'll think about that and then you can give me your direction.

COUNCILPERSON GUYTON: Madam Chair?

CHAIR PARDO: Yes, sir. Mr. Guyton.

COUNCILPERSON GUYTON: Thank you. We have had at least, I know, five or six meetings. One of which was the workshop. But, it is time that this issue is put to rest. As some members of the public had already indicated, I mentioned two months ago I was prepared to vote on this, take the landlords out of the equation, bring us the documents back and let's keep this moving. We have been going back and forth for a minute now. So, I'm at the point where whether the document is approved or not, we need to take the landlords out of the equation while we're working through whatever other issues that we have. So, as it relates to the landlord being responsible for the bill, it's at the point where we need to decide whether we want...

COUNCILPERSON THOMAS: Is that a motion?

COUNCILPERSON GUYTON: That's a motion.

COUNCILPERSON THOMAS: Second.

CHAIR PARDO: Properly moved and second. Do we have any comments? Madam Clerk.

DISTRICT CLERK ANTHONY: Board Member Guyton?

COUNCILPERSON GUYTON: Yes.

DISTRICT CLERK ANTHONY: Board Member Davis?

COUNCILPERSON DAVIS: Yes.

DISTRICT CLERK ANTHONY: Board Member Miller?

COUNCILPERSON MILLER: Yes.

DISTRICT CLERK ANTHONY: Board Member Thomas?

COUNCILPERSON THOMAS: Yes.

DISTRICT CLERK ANTHONY: CHAIR PARDO?

CHAIR PARDO: Yes.

DISTRICT CLERK ANTHONY: Unanimous vote.

CHAIR PARDO: Okay.

COUNCILPERSON GUYTON: And Madam Chair...

CHAIR PARDO: Thank you.

COUNCILPERSON GUYTON: I'm not quite done yet.

CHAIR PARDO: Go right ahead,...

COUNCILPERSON GUYTON: And...

CHAIR PARDO: ...Mr. Guyton.

COUNCILPERSON GUYTON: And that was for that to be immediate. Not preparation and we need a week, two weeks, three weeks. No. As of today, the landlord is out of the equation. Now, now we do.., let me say this. I think...

CHAIR PARDO: Alright. Hold on a second. We're still running a meeting here.

COUNCILPERSON GUYTON: I think that we do need the landlord to verify if the person who is requesting water is actually their tenant. I don't think that's asking too much. We, we need you to just verify, yes, this is my tenant. You can establish water based on whatever criteria we have for that person. Now, should they not need out credit or whatever qualifications now, there may be an issue if we find out that they haven't been paying their bills and, you know, and then there's a decision made by the Water Department that this person may be too big of a risk now, that's what you're opening yourselves up to as well. As the landlord, then it was more easier.

So, and some landlords may think that anybody that comes down here, even if they have a track record of not paying, that we should give them water. That is not gonna happen. So, let's have a clear un., we're taking you out of the equation and, if we are responsible, we have to establish the criteria that we are comfortable with to ensure that we are going to get paid. So, so let's, let's, let's have a amicable understanding that, if we're gonna be responsible, we have the authority and, and responsibility to establish our own criteria. Okay? We, so, let's not fall out about, you know, 'Well, I, I got this tenant ready to come in but they can't turn the water on,' and we tell you because we've done a background check and they're not paying their bills. So, but, if somebody leaves, not paying their bills, that's our problem. Not the landlords. But the landlord needs to verify that they are a tenant. So, you may have to come down to do that, I'm not sure what that process is but work with us in that regard.

The other concern that I have is, and I forgot your name but the, the lady who spoke very well about being in Chicago...

UNK: [Inaudible].

COUNCILPERSON GUYTON: And one thing, there, there're some people who come to the mic very polite, they have an issue and they'll speak. There's others who just come in to attack the Council and everything is our problem. But, she has been very patient with us. She had a thousand dollar bill, which concerns me that she didn't even run up. And then she's in Chicago and then we're turning the water off. It is, I would like for Staff to establish some type of process where somebody can be reached if the water is off and establish what the problem is and if we can resolve it. My concern is that nobody was able to be reached and she had to call Councilman Thomas' office and they had, that, that shouldn't be the case. We should always have a number. Water is not, water is a necessity. That's not a desire. So, we need to establish a process by which., now, and they may reach us and determine that there, the bill is legitimate and there need to be some form of payment made. That doesn't mean that it automatically gets turned on but they need to be able to speak to someone. That, that is what's concerning me.

So, we're gonna workshop this and that's all I have for now. But, as of today, the landlord should be out of equation period. With the exception of verifying that the person who is trying to turn the water on is their tenant, we take it from there, do whatever credit checks or qualifications that we establish and then we make a determination whether we're gonna provide the water cause we're gonna have to be responsible at that point. Thank you, Madam Chair.

MAYOR MASTERS: Madam Chair? Madam Chair?

CHAIR PARDO: Okay. Thank you. Mayor, go ahead.

MAYOR MASTERS: I have a question.

CHAIR PARDO: Go ahead.

MAYOR MASTERS: I certainly agree with Mr. Guyton and Council who voted unanimously. But my question is, do we also take out the landlords out the equation that we're going after now, for bills that we're charging? We charge the tenant and we, and then now the tenant didn't pay...

COUNCILPERSON GUYTON: [Inaudible]...

MAYOR MASTERS: ...and we're going after those landlords. What about...

COUNCILPERSON GUYTON: Madam Chair?

MAYOR MASTERS: ...do we take them out too?

COUNCILPERSON GUYTON: If I may?

CHAIR PARDO: Go ahead.

COUNCILPERSON GUYTON: At the last meeting, I suggested that those who have outstanding bills and we can determine that it wasn't the landlord use, it was the tenant that Staff was working on the process to eliminate the landlord and go after the tenant. And Madam, Madam City Manager, have you worked on that?

CITY MANAGER JONES: Yes, we have and that's the case in making those adjustments.

MAYOR MASTERS: Tha..., thank you. So the answer's yes? Thank you.

CHAIR PARDO: Okay. Great. So we're gonna...

COUNCILPERSON MILLER: Madam Chair?

CHAIR PARDO: Yes, Ms. Miller.

COUNCILPERSON MILLER: I just wanna make a note that when we do the workshop, that we do have most of our landlords and residents, they do work and, and I know four o'clock may be a little too early so, when we consider the time, can we take that into consideration to make sure that it's a time when most people are able to come in the evening time. I think that would be most appropriate.

CHAIR PARDO: I don't see a problem with that. Does anyone else? Okay. Alright. We'll go back to our Agenda. Do we have any presentations? No? Alright. There's nothing on the Regular Agenda. So, that's the end of the Agenda Items. Discussion by the Executive Director.

REGULAR AGENDA

END OF REGULAR AGENDA

DISCUSSION BY THE EXECUTIVE DIRECTOR OF UTILITIES

MR. AURIGEMMA: None, ma'am, Madam Chair.

CHAIR PARDO: Alright. Ms. Jones, do you have anything?

CITY MANAGER JONES: No ma'am.

CHAIR PARDO: Ms. Ryan? Okay. Any comments from the Commission?

DISCUSSION AND RECOMMENDATIONS BY DISTRICT BOARD

COUNCILPERSON MILLER: Yes.

COUNCILPERSON GUYTON: If I., just, just one last comment. I need...

CHAIR PARDO: Go right ahead, sir.

COUNCILPERSON GUYTON: I have a question to the City Attorney. Ms. Ryan, would you grab your mic? How long have you been with the City? I'm sorry. That, that's a question I'm going somewhere with.

CITY ATTORNEY RYAN: Okay. Eighteen years.

COUNCILPERSON GUYTON: Eighteen years. Have we ever foreclosed on a home because of a water lien of someone who's living in the home?

CITY ATTORNEY RYAN: No, we have not.

COUNCILPERSON GUYTON: Okay. So, what, but, but the, where I'm going, sometime people said things to make us look like we're not compassionate and we're going taking homes. That is not the case. And I know that, you know, there are 'terior motives for saying that but it is not the case, I wouldn't support it and I don't think anyone else up here would either. But it, it is food for fodder, you know, it start people to talking and get 'em angry and, so, but let's, let's just get it straight. We, we're not here to take people homes. We don't want their homes. We, you know, we're here to try to run an efficient City and we, it requires us to have rules, regulations and policies. And sometimes those things conflict with some of the activities that other people are doing in the community. But, we have no desire to take your home. I wouldn't support it and I don't think any of the other Council people will support it.

CHAIR PARDO: Okay.

COUNCILPERSON GUYTON: Thank you.

UNK: [Inaudible].

COUNCILPERSON DAVIS: Madam...

CHAIR PARDO: Mr. Davis.

COUNCILPERSON DAVIS: Um...

CHAIR PARDO: We'll go down the dais. Mr. Davis, anything?

COUNCILPERSON DAVIS: First, Ms., Attorney Ryan, due to water liens, is it by, by law, could we take someone home?

CITY ATTORNEY RYAN: We could foreclose on homestead property with...

COUNCILPERSON DAVIS: For, for water liens?

CITY ATTORNEY RYAN: For water and sewer...

COUNCILPERSON DAVIS: For water liens, (inaudible)..

CITY ATTORNEY RYAN: ...liens.

COUNCILPERSON DAVIS: ...only?

CITY ATTORNEY RYAN: Correct. Not for Code enforcement liens.

COUNCILPERSON DAVIS: For water and sewer liens?

CITY ATTORNEY RYAN: That is correct.

COUNCILPERSON DAVIS: Okay. Just wanted to know.

CITY ATTORNEY RYAN: Yes.

COUNCILPERSON DAVIS: That's all. That's it.

[Clapping]

CHAIR PARDO: Okay. Alright. Mr. Thomas, anything?

COUNCILPERSON THOMAS: Yeah. Just a few things. I thought we would probably get into this conversation in the next meeting but because there's been so much communication and, and discussion about, you know, water liens and code enforcement fines or violations. I'm gonna be preparing something to bring for my colleagues to actually allow me to be the point person on that. If so, if the Council so chooses to just strictly deal with that, to see what type of relief we can bring, to see what options that we, that we have to be able to fix this issue. There's definitely a cry for it. I do understand the thought process of, the City has never taken anyone's home for, for water liens but that just has been the mindset of whatever individuals are here, at that time. At some point, it is a law, it is a tool that could be used. So it still gives some type of anxious feelings to some individuals but I do wanna be able to dedicate the time to seeing about this and, you know, by our next meeting I would like to give you some type of plan of action for me to be the point person in order to attack this issue and try to provide some relief as soon as possible. That's all.

CHAIR PARDO: Ms. Miller.

COUNCILPERSON MILLER: I'm not sure if it's for Ms. Jones or Ms. Ryan. I, I had a concern regarding the Consentage Item. Consentage Item. Consent Agenda Items that are placed on the Agenda. Being that the Item No. 3 was pretty controversial also, obviously because we, we opted to postpone it, what is the process for placing Items on the Agenda as a Consent Agenda Item?

CITY MANAGER JONES: The process, let me start., when departments put in the information for the Items that are placed on Agendas, they take under consideration what's in the Agenda preparation manual. And, Items that are routine, Items that have been before this Council before. For example, if the contract to a company has been before the Council and approved, the individual work orders are placed on Consent because they're the subs., the subparts of that total contract. So that particular document lays out what you take under consideration when placed on, when an Item is placed on an Agenda. And so that's what, that's how they use it to determine.

In the particular case of the Item that you're talking about, this was the third renewal so it wasn't a new Item.

COUNCILPERSON MILLER: Okay. But, with looking in it, I know we didn't get into it and we'll get into it later but some of the things as Councilman Davis mentioned, some of the rates were changed. There were some amendments to them. So, I'm just trying to find out exactly why would we put it on Consent versus a Resol., make it a, a Regular Agenda Item?

CITY MANAGER JONES: Well, no. It's just following the established definition that has been in place since I understand, 2002 when I actually look at the document that is used. If there is a desire to modify that, we're open to do that.

COUNCILPERSON MILLER: To modify the Consent Agenda definition?

CITY MANAGER JONES: Definition as to what goes on Consent.

COUNCILPERSON MILLER: Madam Attorney, do we have any policy or documents in place that guide our direction on what goes on Consent versus Regular Agenda Item for discussion?

CITY ATTORNEY RYAN: Madam Chair?

CHAIR PARDO: Go right ahead, Ms. Ryan.

CITY ATTORNEY RYAN: There is an official Agenda process packet. And it's defines what goes under a regular portion of the Agenda and what goes under Consent. I don't have it in front of me otherwise I would read it. But it, it clearly has definitions. And, of course, there's gonna be some wriggle room on whether or not you think something falls under it but I think the definitions are pretty clear.

COUNCILPERSON MILLER: Okay. I think probably that's something we wanna address at some point...

UNK: [Inaudible].

COUNCILPERSON MILLER: ...to make sure that...

CHAIR PARDO: Whoever has that telephone ringing, please turn it off. I'm sorry...

COUNCILPERSON MILLER: To ma...

CHAIR PARDO: ...ma'am. Go right ahead.

COUNCILPERSON MILLER: That's okay. To make sure that the Items that are being placed on Consent Agenda Items, Consent Agenda Items, are, are as it states, usually routine matters and not matters that are needing to be amended or have some sort of controversy where it hasn't been vetted properly, we haven't had, don't have enough information on it. Because, when it's under Consent Agenda Items, we're, we're basically saying yes to whatever it is. It's a big package deal. And when we do that, we do not have the discussions that are obviously needed.

So, I just think that we really need to be careful of how we place things on Consent versus for regular discussion Items.

COUNCILPERSON THOMAS: Madam Chair?

CHAIR PARDO: Yes, Mr. Thomas.

COUNCILPERSON THOMAS: Yeah. Ms. Miller. Please be advised that whatever's on Consent, you have the power to pull it off...

CHAIR PARDO: To pull...

COUNCILPERSON THOMAS: ...at any time.

CHAIR PARDO: Right.

COUNCILPERSON THOMAS: So, even if it meets that threshold and you don't feel like it's Consent, then you can ask for it to be pulled off at any time. So.

COUNCILPERSON MILLER: Yeah. I'm aware of that but I just think that, you know, that kind of keeps us from looking a little, with mud in our face when we find out that we have people that don't have answers to these questions that we could of avoided just putting it under a Consent Agenda Item and just put it as a discussion, basically when the backup is not present for a lot of this stuff. So, I'm just thinking that some things that we kind of figure out before we get to this point.

CHAIR PARDO: That's it?

COUNCILPERSON MILLER: Thank you.

CHAIR PARDO: Alright, Mayor. Do you have anything?

MAYOR MASTERS: Yes. I do.

CHAIR PARDO: Go right ahead.

MAYOR MASTERS: I want to just make one statement. Touch not my anointed, do my prophets no harm. We have men of God, men and women of God. We have men of

God like Pastor Griffin Davis and Pastor A.C. Evans, and other clergymen who have been pillars of this community for thirty, forty or fifty years. When they come here, their motive is compassion for the people. They have hundreds and hundreds of parishioners that possibly could be affected. So, when we see these men, when they come, we certainly should honor them and never question their integrity, their credibility and realize that their motive is to serve God and to serve the people of God and to get information from us that they can take back. And also to protect the little people. And that's what I have known all of my life in being in Riviera Beach of Pastor Griffin Davis and Pastor A.C. Evans and other ministers who take time out from their congregations and they come before us and they sound alarm.

So, Pastor Davis and Pastor Evans and other ministers, I thank you for coming. Continue to challenge us. Continue to speak out, speak truth to power. Thank you very much.

CHAIR PARDO: Okay. Thank you. And my comment is to Mr. Aurigemma. I'd like you to send me an email on, I'd like a update on the Park Avenue Lift Station project. Okay? Alright. That's it. Do we have a motion to adjourn?

ADJOURNMENT

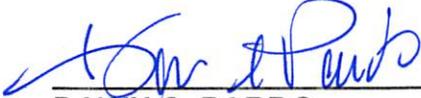
COUNCILPERSON GUYTON: So move.

COUNCILPERSON THOMAS: Second.

CHAIR PARDO: Alright. Alright.. [Silence] ...adjourn. We'll start up with Council Meeting in five minutes. Thank you all for attending.

(END OF UTILITY DISTRICT MEETING)

APPROVED:



DAWN S. PARDO
CHAIR

ATTEST:



CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
DISTRICT CLERK



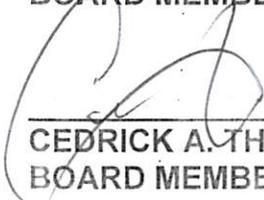
TERENCE D. DAVIS
CHAIR PRO-TEM



BRUCE A. GUYTON
BOARD MEMBER

TARDY

KASHAMBA L. MILLER
BOARD MEMBER



CEDRICK A. THOMAS
BOARD MEMBER

MOTIONED BY: C. THOMAS
SECONDED BY: T. DAVIS

D. PARDO AYE
T. DAVIS AYE
B. GUYTON TARDY
K. MILLER TARDY
C. THOMAS AYE

DATE APPROVED: 5/6/2015