

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
UTILITY SPECIAL DISTRICT MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, FEBRUARY 17, 2016 AT 5:00 P.M.**

[Gavel]

Call to Order

CHAIR PARDO: We have our Utility Special District Board of Directors meeting. Madam Clerk, roll call please.

UNK: [Inaudible].

ROLL CALL

INTERIM DEPUTY CLERK BURGESS: Board... Chairperson Dawn Pardo.

CHAIR PARDO: Present..

INTERIM DEPUTY CLERK BURGESS: Chair Pro Tem Terence Davis. Board Member Bruce Guyton? Board Member KaShamba Miller-Anderson.

BOARD MEMBER MILLER-ANDERSON: Present.

INTERIM DEPUTY CLERK BURGESS: Board Member Cedrick Thomas?

BOARD MEMBER THOMAS: He is here.

INTERIM DEPUTY CLERK BURGESS: Mayor Masters? City Manager Ruth Jones?

CITY MANAGER JONES: Present.

INTERIM DEPUTY CLERK BURGESS: Executive Director Louie Aurigemma?

EXECUTIVE DIRECTOR AURIGEMMA: Here.

INTERIM DEPUTY CLERK BURGESS: Board District Interim Deputy Clerk Jacqueline Burgess is present. And District Attorney Pamela Ryan?

DISTRICT ATTORNEY RYAN: Present.

INVOCATION

CHAIR PARDO: Okay. We have a quorum. I'd like to invite everyone to stand for a moment of silence followed by the pledge.

[Moment of silence]

PLEDGE OF ALLEGIANCE

CHAIR PARDO: I pledge allegiance...

ALL: ...to the Flag of the United States of America and to the Republic, for which it stands one nation under God, indivisible with liberty and justice for all.

Additions, Deletions, Substitutions

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

CITY MANAGER JONES: No, Madam Chair.

DISCLOSURES BY BOARD OF DIRECTORS

ADOPTION OF AGENDA

CHAIR PARDO: Thank you. Do we have any disclosures by the Board or by Staff? [Pause]. Do we have a motion to adopt the Agenda?

BOARD MEMBER THOMAS: So move.

BOARD MEMBER MILLER-ANDERSON: Second.

CHAIR PARDO: Madam Clerk.

INTERIM DEPUTY CLERK BURGESS: Board Member KaShamba Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

INTERIM DEPUTY CLERK BURGESS: Board Member Cedrick Thomas?

BOARD MEMBER THOMAS: Yes.

INTERIM DEPUTY CLERK BURGESS: Board Chair Dawn Pardo?

CHAIR PARDO: Yes.

INTERIM DEPUTY CLERK BURGESS: Unanimous vote.

CHAIR PARDO: Thank you. Alright

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.

CHAIR PARDO: Do we have a mo'...

BOARD MEMBER MILLER-ANDERSON: Madam Chair?

CHAIR PARDO: Yes, ma'am.

BOARD MEMBER MILLER-ANDERSON: I wanna pull No. 1.

CHAIR PARDO: Okay. Pull No. 1. Anyone else? Alright...

BOARD MEMBER THOMAS: [Inaudible].

CHAIR PARDO: Is there a second with Item 1 pulled?

BOARD MEMBER MILLER-ANDERSON: Second.

CHAIR PARDO: Madam Clerk.

INTERIM DEPUTY CLERK BURGESS: Board Member Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

INTERIM DEPUTY CLERK BURGESS: Board Member Cedrick Thomas?

BOARD MEMBER THOMAS: Yes.

INTERIM DEPUTY CLERK BURGESS: Board Chair Dawn Pardo?

CHAIR PARDO: Yes.

INTERIM DEPUTY CLERK BURGESS: Unanimous vote.

CHAIR PARDO: Thank you. Item 1.

INTERIM DEPUTY CLERK BURGESS: 1. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM

BEACH COUNTY, FLORIDA, APPROVING THE CONTRACT WITH UNDERWATER SOLUTIONS, INC. OF MATTAPOISSETT, MASSACHUSETTS BY PIGGY-BACKING ON THEIR CONTRACT WITH THE ORLANDO UTILITIES COMMISSION OF ORLANDO, FL. IN AN AMOUNT NOT TO EXCEED \$37,090 FOR UNDERWATER INSPECTION AND CLEANING OF THE WATER STORAGE FACILITIES; AUTHORIZING THE CHAIRPERSON AND DISTRICT CLERK TO EXECUTE SAID CONTRACT; AUTHORIZING THE DISTRICT FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 411-1437-533-0-4607; AND PROVIDING AN EFFECTIVE DATE.

CHAIR PARDO: Is there a motion?

BOARD MEMBER THOMAS: So move.

CHAIR PARDO: Is there a second?

BOARD MEMBER MILLER-ANDERSON: Second.

CHAIR PARDO: Okay. Alright. Mr. Aurigemma.

EXECUTIVE DIRECTOR AURIGEMMA: Yes. Thank you, Madam Chair. The Florida Department of Environmental Protection requires water treatment plants that have storage facilities to clean them out every five years, that's per Florida statute. And we, we have done this, probably it was a little more than five years ago. It was done by Underwater Solutions. Underwater Solutions is a unique contractor. They're headquartered out of Massachusetts, however, they do work in, from, from basically the northeastern part of the country down into Florida. There are not very many contractors that do this type of work. They actually go into out storage tanks. We have four one million gallon storage tanks. They actually go into it, dive into it, check it out and then if there's any sediment down at the bottom, they, they clean it out. And it's a very unique firm that does this and what we did in this particular contract, we, we used them once before, many years ago but then they ha'..., they come down to Florida during the winter time and then during the summer they're up in the northeast. So, on one of their trips down here we, we engaged with them, found out that they had a contract with the City of Orlando and we asked for a price. And then we got that price, we negotiated it and through our, our purchasing agent manager, you know, we were able to negotiate a, a piggyback contract. And basically it, it's not a sole source but it's a, it's a single source. There's not very many of 'em that do it in, in the entire country. So, we're bringing this before you for your approval.

BOARD MEMBER MILLER-ANDERSON: Okay. Okay. Thank you.

CHAIR PARDO: Anyone else? Alright, Madam Clerk.

INTERIM DEPUTY CLERK BURGESS: Board Member Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

INTERIM DEPUTY CLERK BURGESS: Board Member Thomas?

BOARD MEMBER THOMAS: Yes.

INTERIM DEPUTY CLERK BURGESS: Chair Dawn Pardo?

CHAIR PARDO: Yes.

INTERIM DEPUTY CLERK BURGESS: Unanimous vote.

CHAIR PARDO: Okay. Thank you. That's the end of the Consent Agenda.

END OF CONSENT AGENDA

AWARDS AND PRESENTATIONS

CHAIR PARDO: None

PUBLIC HEARINGS

CHAIR PARDO: None. Regular Agenda Item 3.

REGULAR AGENDA

INTERIM DEPUTY CLERK BURGESS: 3. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT ("THE DISTRICT"), PALM BEACH COUNTY, FLORIDA, DESIGNATING STIFEL, NICHOLAUS & COMPANY, INC. AND SIEBERT BRANDFORD SHANK & CO., LLC TO PROVIDE UNDERWRITER SERVICES FOR THE RIVIERA BEACH UTILITY SPECIAL DISTRICT SERIES 2016 REVENUE BONDS; AND AUTHORIZING THE CHAIRPERSON OF THE BOARD AND DISTRICT CLERK TO EXECUTE A BOND PURCHASE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

BOARD MEMBER THOMAS: So move.

BOARD MEMBER MILLER-ANDERSON: Second.

CHAIR PARDO: Okay. Thank you. Alright, who's doing this?

DISTRICT FINANCE DIRECTOR SHERMAN: Yes. Good evening. Randy Sherman, Director of Finance to the Utility District.

CHAIR PARDO: Good evening.

DISTRICT FINANCE DIRECTOR SHERMAN: Yes, this Item is to select the underwriter that we will be using to issue the bonds. Just to give you a little bit of background. The 2016-2020 five-year Capital Plan contains \$43.2 million of projects to be funded from the bonds. Back in September you, the Board, adopted rates in support of those bonds, ya know, sufficient to cover the debts service, operating costs, and our ECR payments. On November 16th you authorized moving forward towards the bonds and tonight what we are doing is selecting the underwriter. Just as a little bit more background, the underwriter is a municipal securities dealer that purchases municipal securities from the issuer. So, in essence, you're purchasing it from the district and then they resell it out, out on the market. The interest rate that they received, the underwriter receives from the ultimate bond holder gets passed through to the issuer.

So, what's key here is the marketing, both on a retail and institutional distribution basis because that impacts what your interest rates are. The RFP was actually drafted by the City's financial advisor, reviewed and approved by purchasing, and purchasing has signed a special project number 595-15 to the RFP. It was issued in December and the responses were received in December.

We used five criteria in evaluating the firms. We did actually receive nine proposals from all across the country, which I think says a lot for the City, that we're actually drawing some attention, but it was the experience of the firm, their, again their credit approach which helps the City get lower interest rates, marketing and distribution, the price that they will actually receive for being the underwriter and then any other service that they provided to the City or the district. Selection committee consisted of myself, the Assistant Finance Director, the Executive Director, the Assistant Executive Director of the Utility District, and the Public Works Director. PFM did provide some assistance to the committee. They prepared a summary matrix and where available at the selection committee meeting to answer and questions. And at the end of the day the committee ranked the proposals one to nine.

At the end of the day, Stifel, Nicholas & Company along with Siebert, Brandford, Shank, and Company were ranked the number one firm. And you can see the top three ranked proposals at the bottom. This is the first time, I believe, Stifel has provided any underwriting services to the City. RBC and Academy did your pension obligation bonds over the summer and City Group Loop actually did the refunding for the Utility District. Just to let you know, Stifel is actually the sixth largest underwriter in the country. Siebert is a minority owned firm. I believe it's 93% and they're out of Fort Lauderdale. And they have agreed that they will be sharing the fees 50/50.

So, based on the selection committee, we'd like to approve this team as the underwriters for the Utility District.

CHAIR PARDO: Okay. Any, [stammer] anything from the Board?

BOARD MEMBER MILLER-ANDERSON: Yes. I have a question. In regards, how much is, how much is the bond going to be?

DISTRICT FINANCE DIRECTOR SHERMAN: Approximately \$40 million.

BOARD MEMBER MILLER-ANDERSON: Okay. For these types of items, do we typically bring them before the community for referendum?

UNK: No.

CHAIR PARDO: No.

DISTRICT FINANCE DIRECTOR SHERMAN: No.

CITY MANAGER JONES: I've never known them to go for referendum.

BOARD MEMBER MILLER-ANDERSON: Is there a specific amount that we usually will come to the, to the community and, and have it go before on a referendum?

DISTRICT FINANCE DIRECTOR SHERMAN: No. I think the only time I've seen referendums in Florida is when you're using tax, property tax revenue...

BOARD MEMBER MILLER-ANDERSON: Mhmm.

DISTRICT FINANCE DIRECTOR SHERMAN: ...for the bonds.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

DISTRICT FINANCE DIRECTOR SHERMAN: It requires a vote...

CHAIR PARDO: It requires it.

DISTRICT FINANCE DIRECTOR SHERMAN: ...a vote of the...

CHAIR PARDO: Right.

DISTRICT FINANCE DIRECTOR SHERMAN: ...you know, through public vote.

BOARD MEMBER MILLER-ANDERSON: Right. I understand it probably requires...

DISTRICT FINANCE DIRECTOR SHERMAN: But not on, not on a, a life safety type bond like a revenue, you know, utility bond.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

DISTRICT FINANCE DIRECTOR SHERMAN: I've never seen it.

BOARD MEMBER MILLER-ANDERSON: Okay. Okay. Alright. Thanks.

CHAIR PARDO: Anyone else? Okay. Madam Clerk.

INTERIM DEPUTY CLERK BURGESS: Board Member Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

INTERIM DEPUTY CLERK BURGESS: Board Member Thomas?

BOARD MEMBER THOMAS: Yes.

INTERIM DEPUTY CLERK BURGESS: Chair Pardo?

CHAIR PARDO: Yes.

INTERIM DEPUTY CLERK BURGESS: Unanimous vote.

CHAIR PARDO: Okay thank you.

DISTRICT FINANCE DIRECTOR SHERMAN: Thank you.

END OF REGULAR AGENDA

CHAIR PARDO: That's the..., thank you. That's the end of the regular Agenda. We have no public comments cards. Alright.

4. LIFT STATIONS 10 AND 50 UPDATE

EXECUTIVE DIRECTOR AURIGEMMA: Thank you, Madam Chair. Just an update on, on our, one of our major projects. Lift Stations 10 and 50. Lift Station 50 which is located at MLK Boulevard and Avenue U, uh that is...

CHAIR PARDO: Hold on one second please, sir. Let the record reflect that Commissioner Guyton is now on the dais. Alright, thank you. Go head sir.

EXECUTIVE DIRECTOR AURIGEMMA: Again, Lift Station 50 is located at Avenue U and MLK Boulevard. Currently, they are doing a lot of underground work at the Lift Station so that when, when the above ground is expected to be poured, a slab is being expected to be poured next month, in, in the month of March but right now they're, they're just constructing all the underground.

What I have done is, I have put before you a, a close construction packet and that's the apprenticeship program. I know that when this project was being considered, there was concern about the apprenticeship program. So, this was actually their first [inaudible] application and I just wanted to show the Board that we are monitoring it from the very beginning. They have put in some hours. Farmer and Irwin, out of Riviera Beach, is the plumbing contractor and Gilmore Electric is out of Jupiter. And both of these trades

have been working at Lift Station 50 back and forth, putting in the underground. They have been using the apprenticeship program, they're continuing. So I just wanted to advise the Board that we are watching it and if there's any questions I'd be more than happy to answer it with respect to that program.

Then moving on to Lift Station 10 which is on Park Avenue on Singer Island, they, they ran into some problems out there because there was a, a., the Lift Station, where it's located was actually the second reincarnation of that Lift Station. They built a lift station to the north then, many years ago, they moved it to the south and now we're moving it back to the north and they ran into an underground vault that they had to chip out and it was, um, it was, it was very tedious work. So, right now, as we speak today, the, the road is shut down because they're setting up pumps to bypass the Lift Station to, to move the sewage through the pumps into the system that eventually goes to the ECR.

Then they will also be going some piping in the road. So, within the next thirty days they'll be doing the piping work plus the bypassing of the Lift Station. And we're hoping that that'll be cleaned without too many issues as we start digging into the ground. So, hopefully that, that work will actually, the digging will happen, I hope, by the end of this week. If not, the beginning of next week.

So, that's my update on Lift Stations 10 and 50.

CHAIR PARDO: Okay. Any questions? [Pause]. Okay. Thank you. Item 5. ECR.

5. EAST CENTRAL REGIONAL WASTEWATER TREATMENT (ECR) UPDATE

EXECUTIVE DIRECTOR AURIGEMMA: Okay. Thank you, Madam Chair. First of all, I just would like to inform the Utility District Board that at our ECR, our January ECR meeting I was reelected as the Chair of the ECR. So that, you know, just shows confidence in...

[Applause]

EXECUTIVE DIRECTOR AURIGEMMA: ...yours truly. Thank you.

CHAIR PARDO: Congratulations. And thank you for your service.

CITY MANAGER JONES: [Inaudible].

[Laughing]

EXECUTIVE DIRECTOR AURIGEMMA: And our \$92 million project is moving along very nicely. I was out at the ECR site today with some Staff and the, the, uh, the components of, of the project are, are moving very, very well. They've, we've spent approximately \$16 million out there, which is only 17% of the project but the, the team is is working very well, both the contractor and the engineer and that project is moving

along well. There, there's one small change order on this project that's, that's only amounted to \$5,000 but actually we got some other change order credits so the net is a negative change order but so far everything's been clean. It's a good project and, you know, we're proud to be part of it.

So if there's any questions with respect to that, I'd be more than happy to answer that.

CHAIR PARDO: Okay. Thank you. Anything from the Board?

BOARD MEMBER MILLER-ANDERSON: Yes. I had a question. In regards to...

CHAIR PARDO: Let the record reflect that Commissioner Davis is on the dais.

BOARD MEMBER MILLER-ANDERSON: In regards...

CHAIR PARDO: Go ahead, ma'am.

BOARD MEMBER MILLER-ANDERSON: ...to Mr. Aurigemma's position on the ECR Board. What is the amount that you are able to bind us for without having to bring it back to the Board?

EXECUTIVE DIRECTOR AURIGEMMA: Nothing.

BOARD MEMBER MILLER-ANDERSON: Nothing. S'...

EXECUTIVE DIRECTOR AURIGEMMA: We bring everything back to the Board.

BOARD MEMBER MILLER-ANDERSON: You bring it all back?

EXECUTIVE DIRECTOR AURIGEMMA: Yes, ma'am.

BOARD MEMBER MILLER-ANDERSON: Before it goes before and voted?

EXECUTIVE DIRECTOR AURIGEMMA: Yes.

BOARD MEMBER MILLER-ANDERSON: Okay. When..., maybe I missed something. Did I?

DISTRICT ATTORNEY RYAN: Well, I don't., I wanna make sure that we're clear. The ECR, the Board, you all vote on projects.

EXECUTIVE DIRECTOR AURIGEMMA: Yes, ma'am.

DISTRICT ATTORNEY RYAN: Do...

EXECUTIVE DIRECTOR AURIGEMMA: On budgeted projects. Now, for, for instance, when, when the ECR was considering this \$100 million biosolids project, we did bring it to the Board.

CHAIR PARDO: Right.

EXECUTIVE DIRECTOR AURIGEMMA: Because that was a revenue bond that we had to go get money for that.

DISTRICT ATTORNEY RYAN: Right.

EXECUTIVE DIRECTOR AURIGEMMA: We didn't have it. So, we had to go get a revenue bond. So we had to get [inaudible], not only from Riviera Beach, but also the other four partner...

DISTRICT ATTORNEY RYAN: Mhmm.

EXECUTIVE DIRECTOR AURIGEMMA: ...utilities that are within the, that make up the ECR Board.

BOARD MEMBER MILLER-ANDERSON: Okay. So, my question is, do you bring everything.., what is the amount that you're authorized for?

DISTRICT ATTORNEY RYAN: I, let me try to help.

BOARD MEMBER MILLER-ANDERSON: Okay.

DISTRICT ATTORNEY RYAN: So that.., because I think we're on different pages.

BOARD MEMBER MILLER-ANDERSON: Okay.

DISTRICT ATTORNEY RYAN: I think what Ms. Miller-Anderson is asking is whether or not you bring back to this Board the consideration of every vote that you all take. For example, on that \$100 million bond that the City agreed to enter into with their other members, you all are doing projects under that bond. Have you started projects yet?

EXECUTIVE DIRECTOR AURIGEMMA: Yes. This [stammer], what you have in front of you is the, the one.., there's one contract for the \$92,602,000, that's for the contractor and then there was construction administration under that for another, it's not listed her but for another \$7 million.

DISTRICT ATTORNEY RYAN: And you'd bring those back to the Cou', this Council?

EXECUTIVE DIRECTOR AURIGEMMA: No. I did not bring back those specific projects...

DISTRICT ATTORNEY RYAN: Right. See...

BOARD MEMBER MILLER-ANDERSON: That's what I'm asking.

DISTRICT ATTORNEY RYAN: Right. And that's what she's asking.

BOARD MEMBER MILLER-ANDERSON: That's what I wanna know. Is there a specific amount that you are to bring to us before you make your vote?

EXECUTIVE DIRECTOR AURIGEMMA: What I...

BOARD MEMBER MILLER-ANDERSON: According to the Charter?

DISTRICT ATTORNEY RYAN: I don't think so...

CHAIR PARDO: Madam Attorney.

DISTRICT ATTORNEY RYAN: There is a ECR agreement that the City of Riviera Beach has entered into with, I believe, five other entities.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

DISTRICT ATTORNEY RYAN: Four?

CHAIR PARDO: Four.

DISTRICT ATTORNEY RYAN: Okay. He's the Chair. I'll let him answer those kinds of questions. Um, but, and that, in a local agreement basically gives our representative the power to act on our behalf.

BOARD MEMBER MILLER-ANDERSON: On any amount of money?

DISTRICT ATTORNEY RYAN: Right. Now if we want to put perimeters on that, I don't know if we can.

BOARD MEMBER MILLER-ANDERSON: Does our Char'..., [stammer] so our, our Charter does not speak t that right now?

DISTRICT ATTORNEY RYAN: No.

CITY MANAGER JONES: No.

BOARD MEMBER MILLER-ANDERSON: So there's no \$24,999.

DISTRICT ATTORNEY RYAN: Absolutely not.

BOARD MEMBER MILLER-ANDERSON: Never? Okay.

DISTRICT ATTORNEY RYAN: No.

BOARD MEMBER MILLER-ANDERSON: Okay.

DISTRICT ATTORNEY RYAN: In fact, I'm not aware. It's an interesting question.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

DISTRICT ATTORNEY RYAN: And I'm not sure how other municipalities deal with the issue but...

BOARD MEMBER MILLER-ANDERSON: Do the other municipalities operate in the same fashion?

EXECUTIVE DIRECTOR AURIGEMMA: Uh, similar but just let me clarify that. The operating agency for the ECR, the, the one who hires the workers, is the City of West Palm Beach.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

EXECUTIVE DIRECTOR AURIGEMMA: So all contracts go through the City of West Palm Beach. So that...

DISTRICT ATTORNEY RYAN: Through their procurement process.

BOARD MEMBER MILLER-ANDERSON: In the...

EXECUTIVE DIRECTOR AURIGEMMA: Yeah through their procurement.

BOARD MEMBER MILLER-ANDERSON: Okay.

EXECUTIVE DIRECTOR AURIGEMMA: So, the Mayor...

DISTRICT ATTORNEY RYAN: That's correct.

EXECUTIVE DIRECTOR AURIGEMMA: ...of West Palm Beach signs all contracts. I don't sign any contracts.

BOARD MEMBER MILLER-ANDERSON: Okay.

DISTRICT ATTORNEY RYAN: Alright?

CHAIR PARDO: Anyone else?

BOARD MEMBER MILLER-ANDERSON: That's it.

CHAIR PARDO: Okay. Alright. Okay. Thank you for that, sir.

STATEMENTS BY THE DISTRICT BOARD

CHAIR PARDO: Do we have any comments by the District Board? We'll start with you Ms. Anders'..., Miller-Anderson.

BOARD MEMBER MILLER-ANDERSON: Can you do my last please?

CHAIR PARDO: Mr. Guyton.

BOARD MEMBER MILLER-ANDERSON: Thanks.

BOARD MEMBER GUYTON: Just a question. First, congratulations on your return to the Chairmanship and leadership on the ERC. It's, it shows that the membership has confidence in you and I'm glad that you are employed by us and that's an indication of the quality of employees that we hire. Having said that, there was some work being done on 26th Court and, I think that's, P, O, P. And I called Mr. Johnson, he said it wasn't him but they were digging up around the sewer I think. It was last week. Are you familiar with any work?

EXECUTIVE DIRECTOR AURIGEMMA: [Pause]. No, sir. We, we, we just completed a project at 23rd and S but you're....

BOARD MEMBER GUYTON: Yeah, yeah. I know about that one.

EXECUTIVE DIRECTOR AURIGEMMA: ...you're talking..., yeah. I'm not aware of that.

BOARD MEMBER GUYTON: And I'll doub'..., I'll double back with Mr. Johnson because I thought I saw some Public Works employees but when I called him he said he was, and he was out of town, so. But I'll double back with him because he, he said that wasn't him at that time but maybe he might've been incorrect. Oh, Mr. Johnson's coming in.

BOARD MEMBER MILLER-ANDERSON: Aww, speaking of the devil.

CHAIR PARDO: Alright. Mr. Johnson can you come up here please? Good evening, sir.

MR. JOHNSON: Good evening.

BOARD MEMBER GUYTON: Mr. Johnson.

MR. JOHNSON: Yes, sir.

BOARD MEMBER GUYTON: The question I asked you when you were out of town about the work that was being done on 26th Court, did you determine if that was your people?

MR. JOHNSON: I said, I don't recall that we had anything going on at 26th Court other than maybe potholes but outside of that, there was no construction work going on from our department.

BOARD MEMBER GUYTON: Okay.

MR. JOHNSON: 23rd West, 23rd Street there was but not 26th Court.

BOARD MEMBER GUYTON: Okay. It was some type of work. I'm not sure what type of work. I didn't go down there but I don't know, maybe it could've been potholes. Okay.

MR. JOHNSON: Okay.

BOARD MEMBER GUYTON: Thank you.

MR. JOHNSON: You're welcome.

BOARD MEMBER GUYTON: That's it, Madam Chair.

CHAIR PARDO: Okay. Thank you. Commissioner Thomas.

BOARD MEMBER THOMAS: Thank you, Madam Chair. Mr. Aurigemma, I just want to make sure that we have some type of notification process in line. There was a incident on, I think it was East twenty something Street where the community, I don't know if they got it from the media but they were calling members and it just wasn't a good look for us not to know that we had, you know, a serious incident to occur and we didn't know anything about it. So, needs to be some type of notification process when something like that happens so that we know how to react and, you know, all the time the media does not put out the right information and individuals don't.., when they're asking about it, it sometimes gets a little twisted. And, you know, I am aware that, you know.., I talked to the Manager and the Manager and yourself, worked out some type of statement and it got out a little bit later but, you know, I'd like to be on the front end of it and not, you know, reacting because we don't know. So, anytime those serious incidents happen like that, you're definitely gonna need to have some type of notification process for the Board.

EXECUTIVE DIRECTOR AURIGEMMA: Okay. Yes, sir.

BOARD MEMBER MILLER-ANDERSON: What was that incident?

BOARD MEMBER THOMAS: Umm...

BOARD MEMBER MILLER-ANDERSON: Am I allowed to ask?

BOARD MEMBER THOMAS: Yeah. Yeah. Yeah.

BOARD MEMBER MILLER-ANDERSON: Well, I mean...

DISTRICT FINANCE DIRECTOR SHERMAN: Yes. On last Wednesday on East 22nd Court there was a... there's the force main that comes from Lift Station 10 goes underneath the intracostal then it comes up on East 22nd Court. At the high point of force mains, we have an air release valve that allows the gases to release. Well, what happened was that air relief valve broke and allowed... and it was located within a manhole that was about four feet deep. And so what happened was sewage, [stammer], sewage started flowing out. It was just the liquid part of it. And what happened was, there was a worker at the nearby Newport Cove Marina that noticed something and he called it in. It was about 8 o'clock in the morning. Just as we were opening up and we were able to get out there immediately. It wasn't anything major. It was only, it was about a couple of hundred gallons of sewage but, fortunately, most of that drained into, into the..., there was a sanitary sewer manhole that was just downstream of it and most of it flowed into that. And there was a very small amount that did flow into the..., at the end of 22nd Court, which flows into the intracostal, it was a very small amount. We did..., we were able to stop it. There was nothing..., no solids or anything, it was just liquid and we were able to, you know, we were able to stop it and then we immediately took tests of the water right at the end of the street and there's also a dock there, because we just wanted to make sure that there wasn't any, you know, pollutants.

BOARD MEMBER MILLER-ANDERSON: Right.

DISTRICT FINANCE DIRECTOR SHERMAN: You know, extraordinary pollutants in the water so... It was a, it was a very minor event but still. We try to get the notice out as quickly as possible.

BOARD MEMBER MILLER-ANDERSON: Okay. Thanks.

BOARD MEMBER THOMAS: Well, basically I'm just saying, you know, we need to be able to...

EXECUTIVE DIRECTOR AURIGEMMA: Yes.

BOARD MEMBER THOMAS: ...you know, give some type of information or at least people need to know where they can call. Obviously, that had made the media before we, you know, knew about it and it didn't come across as we just explained, of course but...

That's all.

CHAIR PARDO: Mr. Davis?

CHAIR PRO TEM DAVIS: Thank you. Just, a brief question. Recently I was talking with a few residents concerning the water rates on maybe two or three different residents whose addresses I don't have with me now and a concern that they had was, why were all three water bills at the exact same price? And this is something that I've been getting over and over again over the last few years. People rates jumping and when they jump, a lot of the neighbors are having the same exact rates and one neighbor who house may have two in the household and one may have one and one may have three or four. Have we ever had any, any, an independent audit to find out that people are paying the right rates or that the meters being read properly? Have we had anything like that done yet?

EXECUTIVE DIRECTOR AURIGEMMA: Well, we've had a Utility Rate Study done. That's how we, we got to the, you know, the rates that we have today. However, if you have some concerns on some particular addresses, if you could email that to me then, you know...

CHAIR PRO TEM DAVIS: Okay.

EXECUTIVE DIRECTOR AURIGEMMA: I'll get with Mr. Sherman and we'll see what the, what if any, issues there are at those particular addresses.

CHAIR PRO TEM DAVIS: Yes. I'll get with you later. That'll be all.

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

BOARD MEMBER MILLER-ANDERSON: Yes. I wanted to know, you know, of course, I'm talking about the stipend, cause I know we agreed to meet on separate dates., I'll wait cause I'm really kinda talking to Ms. Jones, so I'll wait a minute.

UNK: Hi.

BOARD MEMBER MILLER-ANDERSON: The separate days that we were agreed to meet for the Utility District Meetings, how many times have we met separately since we agreed to do that? On different days, on separate days? Cause we started that...

CITY MANAGER JONES: I believe it was October-November meetings. The, of course, this meeting we had a holiday on Monday and...

BOARD MEMBER MILLER-ANDERSON: Mhmm.

CITY MANAGER JONES: And January was Martin Luther King, which was a holiday on Monday.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

CITY MANAGER JONES: And that's why they were put together because of the holidays. So, I would say December, November and October were probably separate meetings.

BOARD MEMBER MILLER-ANDERSON: Okay. And the, what is.., do we have a particular.., is it like the first Mond', the third Monday, first Monday? Every...

CITY MANAGER JONES: Third Monday.

BOARD MEMBER MILLER-ANDERSON: The third Monday, is what it is? Okay. Do we know how long we're gonna continue to do that because, I mean, we really have not met that many times outside of our regular meeting days and also when we do meet, we are not going beyond thirty, maybe an hour. Actually, right now, we're at thirty-four minutes. So, when are we gonna bring that back regarding the stipend?

CITY MANAGER JONES: It's up to this Board.

BOARD MEMBER MILLER-ANDERSON: Okay. Okay. So, I, you know, I mentioned it before, no one wanted to address it. Again, I would like to know, from the Board, I don't see where we're justifying this \$1,000 a month stipend. I don't. I mean, I really don't. And remember, I'm not getting paid, so it's not a, you know, I just don't see where the.., when we did this that it was ver'.., that it has proven to be a wise decision to do that because we have not met outside of our meeting days and then we certainly have not met for a long period of time. Even on the days we do meet it's been roughly between thirty minutes to an hour. So, I would like to make a motion and I know we have elections coming up, I get that but I want to make a motion that we, we, we discuss this and rescind it.

That's a motion I have out there.

CHAIR PRO TEM DAVIS: Madam Chair?

CHAIR PARDO: Discuss it when? Discuss it now?

BOARD MEMBER MILLER-ANDERSON: Now. Now.

CHAIR PARDO: There's a motion. Is there a second?

CHAIR PRO TEM DAVIS: I second it for discussion.

CHAIR PARDO: Alright. There's a motion and a second. Go ahead, Mr. Davis.

BOARD MEMBER GUYTON: What is the motion?

CHAIR PARDO: The motion is to...

BOARD MEMBER MILLER-ANDERSON: Well, okay.

CHAIR PARDO: ...to discuss...

BOARD MEMBER MILLER-ANDERSON: I can make a motion to rescind the \$1,000 stipend for the Utility District and then to put it back on our regular day and take the stipend off.

CHAIR PARDO: So, that's your amended motion?

BOARD MEMBER MILLER-ANDERSON: My amended motion is to rescind the \$1,000 stipend for the Utility District meeting.

CHAIR PARDO: Mr. Davis, does your second stand?

CHAIR PRO TEM DAVIS: Yes. It does.

CHAIR PARDO: Okay. Sir, did you want to discuss something?

CHAIR PRO TEM DAVIS: No. She said she wanted to discuss as well. So, I said...

BOARD MEMBER MILLER-ANDERSON: Right.

CHAIR PRO TEM DAVIS: ...I'll second. She said she want'...

BOARD MEMBER MILLER-ANDERSON: So, I'm asking now...

CHAIR PARDO: [Inaudible].

BOARD MEMBER MILLER-ANDERSON: So...

CHAIR PRO TEM DAVIS: Yeah.

BOARD MEMBER MILLER-ANDERSON: Okay. I'm asking, I know an election is coming up. Am I in the minority in feeling that we're getting \$1,000 for a meeting for thirty minutes that we may or may not have every month and it's not always on a separate day? Anybody? Nobody?

CHAIR PRO TEM DAVIS: Madam Chair?

BOARD MEMBER GUYTON: Nope.

CHAIR PARDO: Mr. Davis.

CHAIR PRO TEM DAVIS: Well, you know we've called this vote recently before about two months ago.

BOARD MEMBER MILLER-ANDERSON: Right.

CHAIR PRO TEM DAVIS: Unfortunately, it failed 3-2.

BOARD MEMBER MILLER-ANDERSON: Right.

CHAIR PRO TEM DAVIS: So, I still maintain the same position. I always stated, 'Take the bare minimum.' It's up to the rest of the Board Members to make a decision on what they want. If they want to change either vote, they can change. If they choose to stand their position on the stipend, so be it but I still support what you talkin' about.

BOARD MEMBER GUYTON: Madam Chair?

CHAIR PARDO: Yes. Mr. Guyton.

BOARD MEMBER GUYTON: Those who don't wish to take it, and I'm one, don't have to take it. We don't need a motion. If, if Councilman Davis wanna give his \$1,000 back, he don't need a motion to do that.

CHAIR PARDO: Agreed.

BOARD MEMBER GUYTON: Just give it back. I haven't taken it and, which is never said.

BOARD MEMBER MILLER-ANDERSON: No. You said it.

BOARD MEMBER GUYTON: Everybody's out there campaigning and only Ms. Miller is the one...

BOARD MEMBER MILLER-ANDERSON: No. No.

BOARD MEMBER GUYTON: Okay. So I don't feel an obligation to try to pressure someone else to make a decision. They, they made a decision.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

BOARD MEMBER GUYTON: We made our decision. I'm gonna let it go. They have to deal with, we have to deal with the decisions we make. I'm not gonna keep bringing it up when, if they don't want it, they don't have to take it. Mr. Davis can give it back. He don't have to make a motion for that.

CHAIR PRO TEM DAVIS: Madam Chair

CHAIR PARDO: Are you done Mr. Guyton?

BOARD MEMBER GUYTON: I am.

CHAIR PARDO: Mr. Davis.

CHAIR PRO TEM DAVIS: Well, since my name was mentioned, my stipend, along with my regular stipend before taking any funds, I donate my entire stipend to homeless co'..., homeless families in Riviera Beach. I'm doing something good with the time that I do. My entire stipend go to homeless families here in this great community.

BOARD MEMBER THOMAS: Madam Cahir?

CHAIR PARDO: Yes, sir.

BOARD MEMBER THOMAS: Ms. Miller, do you think that maybe, you should, maybe, if you have to do it this way add it to an Agenda? There's people in the public that probably wanted to speak on it.

BOARD MEMBER MILLER-ANDERSON: Yeah. We said, I remember...

BOARD MEMBER THOMAS: That didn't know.

BOARD MEMBER MILLER-ANDERSON: ...you said that before. Yeah.

BOARD MEMBER THOMAS: That didn't...

BOARD MEMBER MILLER-ANDERSON: Yeah.

BOARD MEMBER THOMAS: I mean, so if you would've added, if you would add it to the Agenda, at least the individuals that wanna speak on it...

BOARD MEMBER MILLER-ANDERSON: Can speak on it. Right.

BOARD MEMBER THOMAS: ...they can speak on it. I think doing it right now doesn't allow, you know, the public the opportunity to, you know, to speak on it. I mean, maybe you can...

BOARD MEMBER MILLER-ANDERSON: I think they've spoken. Many people have spoken and just kinda said what they wanted. It's just us kind of having...

BOARD MEMBER THOMAS: Well, I mean, I think if...

BOARD MEMBER MILLER-ANDERSON: ...[inaudible] that much.

BOARD MEMBER THOMAS: ...I think, if you're gonna do it, you know, I think you should put it on the Agenda to do it so that everybody will know that it's gonna be on the Agenda and they will have an opportunity to voice their, you know, their concern one way or the other. Just doin' it like this, somethings that's been a bit controversial, I would say I think it's just not the most fair way to, to deal with it.

BOARD MEMBER MILLER-ANDERSON: Well, I think we did have it on the Agenda once before. And I asked about it and it was on the Agenda and it was voted down as Councilman Davis stated. I brought it back up today because we've had more months that have passed by and nothing has changed and it continues to be the same thirty minutes to an hour. That is why I brought back up today. Not trying to pressure anyone into, you know, changing their vote but I'm asking, from colleague to colleague, if this is som', I don't, I don't see the justification of it. That is where I am with it. I don't care about what people are saying or the politics or who give it here or don't give it, donate it, that's not what I'm talking about and I'm not trying to make it about that. I'm just talking about what makes sense. That's, that's the only thing I'm, the point I want to make is that it is not making sense that we're saying that we're gonna meet separately when we are not meeting separately and then when we, when it was originally brought to the table was because we had all of these important projects and things coming down the pipe and we needed a lot of time to discuss it. And we needed a separate day. I have not seen that. That is what I'm saying. So, I'm looking at it from a different perspective not because it is a controversial issue. That's not, that's not what I'm talking about and that's not what I'm trying to make it about. I am simply saying, that for, since October we've met three times [pause] on a separate day. And even at that time it's only been thirty minutes to an hour but if I'm the only one that seems to think it's silly, then so be it. We can call a vote and, and I'm done for it for tonight.

BOARD MEMBER GUYTON: Madam Chair?

CHAIR PARDO: Yes, sir.

BOARD MEMBER GUYTON: Let me say this so we can be done with this. If we don't think it's warranted, we don't have to take it. We don't have to worry about our colleagues and 'we need to bring it up.' 'And it's not justified.' To me that's unnecessary. That's, personally, it's grandstanding because we have an option to accept it or not.

CHAIR PARDO: Right.

BOARD MEMBER GUYTON: You accept it or you don't. I'm not concerned about the other colleagues. That's their issue. And, and I'm, I don't see why we even keep bringing it up other than it's a political season because we make a decision, they make their decision and we have to be responsible for our decision. I'm not responsible for anybody else but Bruce. So, I'm not concerned about whether they give it back, take it, or what. That doesn't matter to me. That's just me. So, I don't see why we keep bringing it up. I'm responsible for Bruce. I made a decision for me. My colleagues,

they make their own decision. I'm not gonna keep bringing it up and bringing it up and bringing it up. We make our own decisions.

BOARD MEMBER THOMAS: Ah...

BOARD MEMBER GUYTON: Thank you, Madam Chair,

BOARD MEMBER THOMAS: Madam Chair...

CHAIR PARDO: Okay. The'...

BOARD MEMBER THOMAS: One more question please?

CHAIR PARDO: Go ahead, sir.

BOARD MEMBER THOMAS: Um...

CHAIR PARDO: Then we're going go to the vote.

BOARD MEMBER THOMAS: Board Attorney, I just want to make sure that we're doing this in the proper procedural realm.

CHAIR PARDO: [Inaudible].

BOARD MEMBER THOMAS: I'm, I'm not sure what side of that vote Board Member Miller-Anderson was on but is there an allowance for a person to revisit something and not be on the prevailing side?

DISTRICT ATTORNEY RYAN: Madam Chair?

CHAIR PARDO: Yes, ma'am.

DISTRICT ATTORNEY RYAN: Well, if you wanna be completely technical, even if you're on a prevailing side, you need to do it in a timely fashion and this certainly has been going on for months and months and months. So, I assumed that this, she was bringing this up as a brand new separate item because she has deliberated over the last few months and has made a decision that it.., the.., it's not really warranted and so she brought the issue up again. So, I think it's okay in that respect. However, at some point, you all have made a decision and there is a Resolution and to, to keep bringing it up will not be proper parliamentary procedure.

So, I think it's okay for tonight but I do want to caution you that, once you make a decision, the decision is made and it's not appropriate to just bring up issues over and over again. Again, Ms. Miller-Anderson explained why she brought it up. The circumstances have changed. She pointed out that, you know, you haven't met the way you said you were going meet under the original Resolution and agreement with the

Council so I think it's okay in that respect but now, you all have made your comment. I don't think that it would be proper to just keep bringing it up.

BOARD MEMBER MILLER-ANDERSON: Okay. Madam Chair?

CHAIR PARDO: Wait, hold on. Mr. Thomas?

BOARD MEMBER THOMAS: Um...

CHAIR PARDO: You still have the floor.

BOARD MEMBER THOMAS: Yeah. I'm just gonna say I think that, you know, if we're gonna do this again, I just don't think it should be a, a motion that wasn't.., anybody can make any type of motion they want, but I just think it would be proper just add it to the Agenda for the next meeting, if that's what, you know, somebody really feels. And then have, let the public be able to, you know, to weigh in on it and not just, I mean, there's been no public comment on this at all. And, you know, I think that for something so controversial, that we should at least be able to have some public comment on it, you know.

So, that's where I stand with it.

BOARD MEMBER MILLER-ANDERSON: Okay. Madam...

CHAIR PARDO: Okay.

BOARD MEMBER MILLER-ANDERSON: ...Chair.

CHAIR PARDO: Alright.

BOARD MEMBER MILLER-ANDERSON: So...

CHAIR PARDO: Go head.

BOARD MEMBER MILLER-ANDERSON: ...here's.., the reason why I keep bringing it up is because we said it's a stipend, it was not supposed to be permanent, right? Am I right or wrong on that? Ms. Jones? Whoever? Was this a permanent thing or it was going to.., you said it.., at one point it was said, 'Well, we can change it at any time.' Correct?

CITY MANAGER JONES: With a vote.

BOARD MEMBER MILLER-ANDERSON: Right. With a vote. And so, if that was the case, I brought it up and it was on the Agenda once before. Public had an opportunity to speak on it. We voted on it. It was what it was but being that it is a stipend and it was to cover the amount of time that we needed to get all of the work

done that was predicted several months ago was coming down the pipe. I have yet to see that but, being that it was put that way, that made me understand that this was not something that was not gonna be long-term, that we would revisit it and it was said in the meeting that we will revisit it after a little while and see if it's needed and if it's not needed then we would stop it.

Now, I'm not gonna go back and forth on it with Mr. Guyton as to whether or not people can take it or not take it, that's not my issue and I've said that 10,000 times. That's not my issue. My issue is that we said what we said we were gonna do and the reason for doing it, I do not feel we are doing it for the reasons that we said, originally. And that is my reason for bringing it up, not to make someone have to vote again but if that is what we need to do, that's what we need to do.

That's all I gotta say about it.

BOARD MEMBER THOMAS: Madam Chair?

CHAIR PARDO: Okay. Thank you.

BOARD MEMBER THOMAS: May I ask Ms. Miller a question.

BOARD MEMBER MILLER-ANDERSON: Yes.

CHAIR PARDO: Go ahead.

BOARD MEMBER THOMAS: Ms. Miller, I mean, do you., would you find it proper to just put it on the, for the next meeting Agenda?

BOARD MEMBER MILLER-ANDERSON: We can do that.

BOARD MEMBER THOMAS: And then...

BOARD MEMBER MILLER-ANDERSON: But I would like to continue the...

BOARD MEMBER THOMAS: ...there will be a formal vote.

BOARD MEMBER MILLER-ANDERSON: ...vote tonight though, with my motion that I have out there.

BOARD MEMBER THOMAS: Well, if you put it on the next Agenda, what would be the need for the vote tonight?

BOARD MEMBER MILLER-ANDERSON: I want the vote tonight, cause I put it out there already.

CHAIR PARDO: So, it would be two votes.

DISTRICT ATTORNEY RYAN: That would not be proper.

BOARD MEMBER GUYTON: No, Madam Cahir.

CHAIR PARDO: Yeah. No.

DISTRICT ATTORNEY RYAN: I'm going to say that would not be proper.

CHAIR PARDO: Exactly.

BOARD MEMBER GUYTON: If we vote on it tonight I'm not entertaining this anymore.

BOARD MEMBER MILLER-ANDERSON: I don't have to put it on the Agenda next time. I mean, I, I put the motion out there already.

CHAIR PARDO: Okay.

BOARD MEMBER MILLER-ANDERSON: I understand what Mr. Thomas is asking, but I've done that already. I did do that before. I put it on the Agenda.

CHAIR PARDO: Okay.

BOARD MEMBER MILLER-ANDERSON: And so I will be putting it back on the Agenda just to put it back on the Agenda when I did that and it, you know, I mean that wasn't to your pleasure so it didn't pass.

CHAIR PARDO: Okay. Alright. So, there's a motion and a second. Madam Clerk.

INTERIM DEPUTY CLERK BURGESS: Board Member Guyton?

BOARD MEMBER GUYTON: What is the motion?

CHAIR PARDO: To rescind...

BOARD MEMBER GUYTON: No.

CHAIR PARDO: ...the stipend.

INTERIM DEPUTY CLERK BURGESS: Board Member Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

INTERIM DEPUTY CLERK BURGESS: Board Member Thomas?

BOARD MEMBER THOMAS: No.

INTERIM DEPUTY CLERK BURGESS: Chair Pro Tem Davis?

CHAIR PRO TEM DAVIS: Yes.

INTERIM DEPUTY CLERK BURGESS: Chair Pardo?

ADJOURNMENT

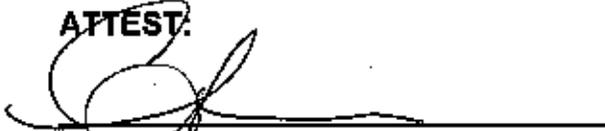
CHAIR PARDO: No. Okay. Thank you. So that is the end of the Agenda. Nothing more we are adjourned. Thank you. [Gavel]. Alright in five minutes we will begin as the Council, Riviera Beach City Council.

[End of video/audio]

There being no further business, the meeting was duly adjourned at 5:45 p.m.

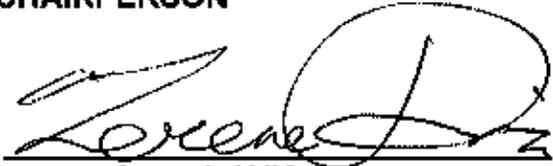
APPROVED:

ATTEST:



CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
DISTRICT CLERK

ABSENT
DAWN S. PARDO
CHAIRPERSON

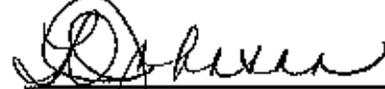


TERENCE D. DAVIS
CHAIR PRO TEM

BRUCE A. GUYTON
BOARD MEMBER



KASHAMBA L. MILLER-ANDERSON
BOARD MEMBER



TONYA DAVIS JOHNSON
BOARD MEMBER

MOTIONED BY: K. MILLER-ANDERSON

SECONDED BY: T. DAVIS JOHNSON

B. GUYTON _____

K. MILLER-ANDERSON AYE

T. DAVIS JOHNSON AYE

D. PARDO ABSENT

T. DAVIS AYE