



**CITY COMMISSION OF THE CITY OF PAHOKEE
REGULAR COMMISSION MEETING MINUTES
Tuesday, March 23, 2010**

Pursuant to due notice the regularly scheduled Commission meeting was held in the Commission Chambers at 360 E. Main St., Pahokee, Palm Beach County, Florida on Tuesday, March 23, 2010.

The meeting was called to order by Mayor Sasser at 7:00 p.m. Invocation was given by Commissioner Walker followed with the Pledge of Allegiance.

Mayor Sasser requests the Clerk Feltner to swear in Commissioner Biggs and Walker prior to roll call. Commissioner Biggs is present on the telephone.

Clerk Feltner swears in Commissioner Biggs followed by Commissioner Walker.

Mayor Sasser advises audience that the City Charter has been changed that the Mayor is sworn in 24 hours after the vote has been certified and was sworn in last Monday.

Commissioner Walker and Commissioner Biggs thank the citizens for their support in allowing them to serve another three (3) years.

Mayor Sasser thanks supporters. Stated he is looking forward to working with the Commission and all for betterment of the City.

Officials attendance was recorded as follows:

<u>Roll Call:</u>	Mayor J.P. Sasser	Present
	Vice Mayor Henry Crawford	Present
	Commissioner Keith Babb	Present
	Commissioner Allie Biggs	Present via telephone
	Commissioner Diane Walker	Present
	City Manager Matthew Brock	Present
	City Attorney Gary Brandenburg	Present
	Sgt. At Arms: Lt. R. Alonso	Present
	City Clerk Susan Feltner	Present

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Additions, Deletions and Approval of Agenda Items:

Add – **Item F-7 Resolution 2010-32-** Employed Worker Training Program
Item F-8 Resolution 2010-33- West Construction
Item G-3 Proclamation to Honoring Dr. Thompson
Item N-2 Resolution 2010-34- Declaring the Sale of The Surplus Property

Delete – **Item E-2** February 23, 2010- Regular Commission meeting
Item N-2 Extension of Health Care Benefits of former Mayor

Mayor Sasser nominates Vice Mayor Crawford to remain in his seat as Vice Mayor.

Approve Selection of Vice Mayor

Motion by Mayor Sasser. Second by Commissioner Biggs.

Motion carried unanimously.

Approval of the Agenda.

Motion by Commissioner Babb. Second by Commissioner Biggs.

Motion carried unanimously.

Citizen Comments / Agenda Items Only:

Approval of the Minutes:

Item E-1- February 9, 2010- Regular Commission Meeting

Approval of February 9, 2010- Regular Commission Meeting.

Motion by Commissioner Babb. Second by Vice Mayor Crawford.

Motion carried unanimously.

Consent Agenda:

- 1. RESOLUTION 2010-25-** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, OPPOSING AN AMENDMENT TO THE FLORIDA CONSTITUTION THAT WOULD FORCE VOTERS TO DECIDE ALL CHANGES TO A CITY OR COUNTY'S COMPREHENSIVE PLAN.
- 2. RESOLUTION 2010-26-** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTION OF AN APPLICATION TO THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR A PERMIT FOR THE PAHOKEE CHURCH OF GOD HOMECOMING PARADE.
- 3. RESOLUTION 2010-27-** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE DOCUMENTS AND PROVIDE A LETTER TO PNC BANK FOR THE PURPOSE OF ADDING CHARGE PRIVELEGES FOR MAYOR J.P. SASSOR AND PUBLIC WORKS DIRECTOR ALVIN JOHNSON ON BEHALF OF THE CITY OF PAHOKEE.
- 4. RESOLUTION 2010-28-** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING THE EXECUTION OF A CORRECTIVE AMENDMENT TO AMENDMENT NO. 3 TO THE LEASE BETWEEN THE CITY OF PAHOKEE AND THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND ("BOARD").

Consent Agenda continued:

5. RESOLUTION 2010-29- A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, APPROVING A CORRECTIVE AMENDMENT TO THE SUBLEASE BETWEEN THE CITY OF PAHOKEE (“CITY”) AND THE EVERGLADES VENTURES COMPANY, LLC (“EVC”).

6. REOLUTION 2010-30- A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE SECOND MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF PAHOKEE AND THE STATE OF FLORIDA’S GOVERNOR’S OFFICE OF TOURISM, TRADE AND ECONOMIC DEVELOPMENT AND ENTERPRISE FLORIDA, SUPPORTING THE REVENUE DISTRIBUTION APPROACH FOR FLORIDA’S RURAL AREA OF CRITICAL ECONOMIC CONCERN (RACEC) CATALYST.

7. RESOLUTION 2010-32- A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE AGREEMENT BETWEEN WORKFORCE ALLANCE, INC., AND THE CITY OF PAHOKEE FOR THE PURPOSE OF IMPLEMENTING THE EMPLOYED WORKER TRAINING PROGRAM.

8. RESOLUTION 2010-33- A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE AGREEMENT BETWEEN THE CITY OF PAHOKEE AND WEST CONTRUCTION INC., FOR SITE IMPROVEMENTS AT THE MARINA.

Approval of the Consent Agenda.

Motion by Commissioner Babb. Second by Vice Mayor Crawford

Motion carried unanimously.

Proclamations:

Item G-1 March 4, 2010 as Sickle Cell Day

Approve Proclamation Declaring March 4, 2010 As Sickle Cell Day.

Motion by Commissioner Babb. Second by Commissioner Biggs

Motion carried unanimously.

Item G-2 Declaring the Month of April 2010 as Sexual Assault Awareness Month

Approval of the Proclamation Declaring Month of April 2010 as Sexual Assault Awareness Month.

Motion by Commissioner Babb. Second by Vice Mayor Crawford

Motion carried unanimously.

Item G-3 Proclamation for Honoring Dr. Thompson

Approve Proclamation Declaring April 1, 2010 as Dr. T.G. Thompson Day.

Motion by Commissioner Babb. Second by Commissioner Biggs

Motion carried unanimously.

Report Of The City Manager:

City Manager Brock addresses Commission and advises:

- Provided schedule of the next weeks activities on dais
- Congratulates Commissioner Biggs, Commissioner Walker and Mayor Sasser
- Introduces Michael Jackson, newly hired

Mr. Jackson addresses Commission and advises:

- For past three (3) years has worked as liaison with County Commissioner Santamarias's office.
- Did not renew contract
- Has worked with all three (3) cities on counter related projects
- Excited to have the opportunity to provide assistance to the City of Pahokee.
- Has filed to run for County District Seat VI.
- Contract for services will not be a conflict.

Report Of The City Attorney:

Item I-1 Lake Point Restoration, LLC- Stop Work Order

Item I-2 H & J Contracting- Stop Work Order

Item I-3 Consent Order

City Attorney Brandenburg addresses Commission and advises:

- The first two (2) items are stop work orders issued on the rip-rap project
- City, SFWMD and Everglades Ventures were laboring under the assumption that permitting for the rip-rap was completed
- Received correspondence from ACOE that we needed a consent, and wanted city to apply for a nationwide permit.
- SFWMD the funding agency wanted to work with ACOE and the city, therefore stop work orders were to be issued until permits were obtained
- Stop work orders were on the delivery and installation
- Regarding the consent, was approved by the Commission by Resolution 2009-80, but not signed.

Ken Blair of Everglades Ventures addresses Commission and advises:

- Nationwide permit submitted last Friday
- Consent order will be hand delivered to ACOE
- Everyone working together to get project moving
- ACOE stated short stop work – 6 to 8 weeks.

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Presentations:

1. Brownfield Update- Greg Vaday- Treasure Coast Regional Planning Council (TCRPC)

Mr. Vaday addresses the Commission and advises:

- General definition of a brownfield site means real property, the expansion, redevelopment or reuse of which may be complicated by actual or perceived environmental contamination.
- Brownfield is a redevelopment tool, promotes economic development, helps promote community development, new job creation opportunities as well as reduction of public health and safety concerns.
- Brownfield benefits/incentives – bonus refund for job creation, loan guarantee program, sales/use tax exemption on building materials.
- TCRPC provides site assessment services free of charge, revolving loan fund, low interest loans
- Pahokee Plaza site – TCRPC has been working with the city since 2007.
- Dec. 2007 – Phase I Environmental study documented soil and groundwater impacts of petroleum and arsenic.
- Oct. 2008 – Phase II environmental indicated no groundwater impact, but elevated levels of arsenic in soil likely due to background concentrated agricultural historical operations.
- Tasks to be authorized:
 - BSRA – Brownfield Site Rehabilitation Agreement
 - Analysis of clean up alternatives
 - Community relations plan
 - Remedial action plan – August
 - Clean up completion and FDEP sign off – September 2010

Ordinances:

Clerk Feltner reads title of Ordinance into record.

1. **ORDINANCE 2010-03- FIRST READNG-** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, ESTABLISHING A NUISANCE ABATEMENT PROCESS, PROVIDING FOR, DEFINITIONS, ESTABLISHMENT OF NUISANCE ABATEMENT BOARD, MEMBERSHIP, TERM OF MEMBERS, QUORUM, COMPENSATION, GENERAL PROCEDURE, CONDUCT OF HEARINGS, APPEALS, ENJOINING OF NUISANCTIVE DATE, SEVERABILITY, AND INCLUSION IN CODE.

Lt. Alonso speaking not at a microphone inaudible.

Approval of Ordinance 2010-03- First Reading- Establishing Nuisance Abatement Board Motion by Commissioner Babb. Second by Vice Mayor Crawford Motion carried unanimously.

Old Business:

Item M1- Middle School- Commissioner Biggs:

- Middle school on schedule
- Request that the citizens and Commission work toward having the middle school named "East Lake Middle"

Item M2- Census 2010- Commissioner Walker:

- Complete Count Committee working hard to have a complete count
- Encourages all to mail back the census survey
- Have dates set to assist citizens with the survey
- Assistance site at City Hall, Monday, Wednesday & Friday 9 a.m. to 12 noon, Tuesday & Thursday 1:00 p.m. to 4:00 p.m.
- Census very important, will bring dollars into the community

Item M3- Habitat for Humanity- Vice Mayor Crawford:

- Two (2) homes are to be built
- Understands that the builders have been to City hall regarding permitting for construction

Item M4- Inland Port- Commissioner Babb:

- No new developments
- Need to continue to keep our eyes on the project
- Tri-Cities at any moment are ready to lobby for the Okeelanta site.

Item M5- Herbert Hover Dike- Mayor Sasser:

- Scheduled to start rehab through Pahokee city limits
- Were informed by ACOE that they want to use North Lake Ave. as point of access.
- Heavy equipment and dump trucks through middle of city is not acceptable
- Seven Kings have offered other locations that they own as point of access
- Glades Utility Authority also involved, regarding a 12" water main that runs in the dike North to water tower on East Main Street, that provides service to the North end including Canal Point area.
- ACOE advised that the line needed to be moved due to the dike rehab repairs
- GUA stated it would take about 18 months to move the line.

Item M6- East Lake Village Park:

Clerk Feltner addresses Commission and advises:

- Necessary documents have been delivered to Apelgren Farms for signature.
- Have not heard back from Mr. Mark Soddors, Farm Manager.

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Old Business continued:

Item M7- Resolution 2010-31 Workforce Alliance Inc.- Back to Work Program

City Manager Brock advises that this concerns 17-18 jobs here in the city. Calls upon Finance Director Moore to provide update.

Finance Director Moore addresses Commission and advises:

- Have been screening applicants
- Workforce agreed to pay 80% of the salaries
- Program only goes through September 30th
- Currently have four (4) budgeted positions not filled
- Will use those dollars to fund the remaining 20% for the salaries.
- Most applicants are from Pahokee.

**Approval of the Resolution 2010-31- Back to Work Program
Motion by Vice Mayor Crawford. Second by Commissioner Biggs
Motion carried unanimously.**

New Business:

Item N1- Consideration of sale of old ranger station/declaration of surplus property:

City Manager Brock advises that there is a draft advertisement in the agenda packet. ACOE has advised that we will have to move the building.

City Attorney Brandenburg advises that Everglades Ventures has the lease on this site which includes this building.

Jason Nuefield, Attorney for Seven Kings advised that they will work with the City Attorney on this issue.

City Attorney Brandenburg advised that this item needs to be re-agendaed.

Item N2- Resolution 2010-34- Declaration of Surplus Property:

City Manager Brock advises Commission that we had a previous surplus sale in January. Have more items to dispose of.

Surplus Sale ad to run in the Sun Newspaper, April 1st & April 8th. Sealed bids due by Friday April 23rd, no later than 2:00 p.m.

**Approve Resolution 2010-34 Declaration of Surplus Property.
Motion by Commissioner Biggs. Second by Vice Mayor Crawford.
Motion carried unanimously.**

Citizens Comments / General Concerns:

Mansie Miller of 521 Pahokee Circle addresses Commission:

- For sometime been coming to meetings to complain about flooding in the neighborhood
- Last heavy rain, car was full of water
- Requesting assistance from city

Clerk Feltner advised that the recently completed West 6th drainage repairs should aid in alleviating some of the flooding problems.

Nathaniel Holmes of 173 S. Greenstar Ave. addresses Commission:

- Congratulates Mayor Sasser for a well run campaign
- Advised that his Church received a cut off notice for water. Will be charged \$30 late fee and a \$60 service fee. Fees are too costly for residents.
- Have well known people in our community, suggests naming streets after them
- Requests that the Commission consider annexing Joe Louis Ave.
- Have spoken with some of the residents, they are interested.

Vice Mayor Crawford advises that Commissioner Biggs is working on the annexation of Joe Louis Ave. Suggests that Mr. Holmes work with Commissioner Biggs.

Raymon Hamilton of 160 S. Elm Ave., addressed the Commission and stated:

- Concerned regarding the old ranger station, that it was not discussed with Everglades Ventures.
- Understood from Mr. Moore that the Back to Work program is only for six (6) months.
- Advised that Commission and staff need to communicate better so that the citizens are better informed.

Correspondence Comments and Concerns of the City Commissioners:

Commissioner Biggs addresses Commission and audience:

- Bishop Holmes had very good ideas
- Regarding annexation, not only Joe Louis Ave., other areas as well
- Congratulates Mayor Sasser and Commissioner Walker
- On trip to Washington, met with Senator Nelson
- Need to start looking at ways that we can make the best of our city
- Commissioners can individually work with areas in town to get them cleaned up
- Thanks all for their attendance.

Commissioner Walker addresses the Commission and the audience:

- Would like to discuss training for staff
- Need to encourage more training with staff i.e. conflict resolution.

Finance Director Moore advises that the Workforce program we can identify specific areas of training needed and Workforce will pay for it. All training would be onsite. First training session will be OSHA training to begin next week.

Correspondence Comments and Concerns of the City Commissioners continued:

Commissioner Walker continues:

- The designs on the walls of the Chambers represent Children's Week. Duplicates of these seen here will be going to Tallahassee and displayed in the rotunda.
- Congratulates Mayor Sasser and Commissioner Biggs.

Someone in audience speaking, not at microphone inaudible.

Commissioner Babb addresses the Commission and audience:

- Commends audience for their attendance. Attendance here in Pahokee tops Belle Glade and South Bay.
- Its important to follow up as a courtesy when a citizen has a complaint
- Congratulates Mayor Sasser, Commissioner Walker and Commissioner Biggs
- There are several world known boxers training and living here in Pahokee
- Commission had previously approved setting aside funds for Crime Stoppers. Would like to work with the Manager and Clerk to issue check and get the program moving.

Vice Mayor Crawford addresses Commission and audience:

- Echo's Commissioner Babb's statement regarding attendance at the meetings
- Commissioner's need input from the citizens
- Congratulates Commissioner Walker, Commissioner Biggs and Mayor Sasser.

Mayor Sasser addresses Commission and audience:

- Has a PACT – Professionalism, Accountability, Communication and Transparency
- Commission needs to address City Hall issue, should be top of the list
- George Moreno has complained about the alley way, large hump in the middle that cars cannot avoid.
- Former Police Chief Salvatore, stated that Salvatore road has been moved on the maps, need to see that that is corrected.
- Mr. Hamilton has requested that the street signs need to be put back up.
- Congratulates Commissioner Walker and Commissioner Biggs for being unopposed

There being no further business of City to discuss, Mayor Sasser requests a motion to adjourn. All were in favor. Meeting adjourned at 9:23 p.m.

Attest: Susan Feltner, City Clerk

J.P. Sasser, Mayor