



CITY COMMISSION OF THE CITY OF PAHOKEE

WORKSHOP

Tuesday, February 23, 2016 6:00 p.m.

360 E. Main Street, Pahokee, Florida

This Workshop of the City Commission of the City of Pahokee is being held to discuss the February 23, 2016 Agenda.

A. INVOCATION & PLEDGE OF ALLEGIANCE

B. ROLL CALL

C. TOPIC

1.) Half Cent Sale Tax - Fred Angelo (Cultural Council)

D. DISCUSSION, COMMENTS, CONCERNS

E. ADJOURN

AGENDA

CITY COMMISSION OF THE CITY OF PAHOKEE
REGULAR COMMISSION MEETING
TUESDAY, February 23, 2016 7:00 P.M.



- A. INVOCATION & PLEDGE OF ALLEGIANCE
- B. ROLL CALL:
- C. ADDITIONS, DELETIONS, AND APPROVAL OF AGENDA ITEMS:
- D. CITIZEN COMMENTS (AGENDA ITEMS ONLY):
- E. PUBLIC SERVICE ANNOUNCEMENTS (FILL OUT PUBLIC COMMENT CARD):
- F. APPROVAL OF MINUTES:
 - 1. **January 26, 2016 Regular Scheduled Commission Meeting**
- G. CONSENT AGENDA:
- H. ORDINANCE:
 - 1. **ORDINANCE 2016 (second reading) – 01 AN ORDINANCE OF THE CITY OF PAHOKEE AMENDING SECTION 17-216, PERTAINING TO THE ENFORCEMENT OF NOISE CONTROL REGULATIONS IN THE CITY, ADDING SECTION 17-216(c), PROVIDING FOR ALTERNATIVE METHOD OF ENFORCEMENT BY A LAW ENFORCEMENT OFFICER, PROVIDING SEVERABILITY, CONFLICTING, INCLUSION IN THE CODE, AND EFFECTIVE DATE.**
- I. RESOLUTIONS:
 - 1. **RESOLUTION 2016 – 03 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE ECONOMIC DEVELOPMENT TRANSPORTATION PROJECT FUND (EDTF) AGREEMENT WITH STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION.**
- J. PUBLIC HEARINGS:
- K. PROCLAMATIONS (approval):
 - 1. **American Red Cross Month 2016**
- L. PRESENTATIONS:
 - 1. **Honoring Anquan Boldin**
- M. REPORT OF THE MAYOR:
- N. REPORT OF THE CITY MANAGER:
- O. REPORT OF THE CITY ATTORNEY:
- P. OLD BUSINESS:
 - 1. **Gymnasium Update**
- Q. NEW BUSINESS:
 - 1. **Palm Beach County League of Cities – Designation of Voting Delegate**
- R. CITIZEN COMMENTS / GENERAL CONCERNS:
- S. CORRESPONDENCE /COMMENTS AND CONCERNS OF THE CITY COMMISSIONERS:
- T. ADJOURN:



**CITY COMMISSION OF THE CITY OF PAHOKEE
REGULAR COMMISSION MEETING MINUTES
Tuesday, January 26th, 2016**

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, January 26, 2016.

The meeting was called to order by Mayor Walkes at 7:17p.m.

Official attendance was recorded as follows:

<u>Roll Call:</u>	Mayor Colin Walkes	Present
	Commissioner Allie Biggs	Present
	Commissioner Felisia Hill	Present
	Commissioner Nathaniel Holmes	Present
	Vice Mayor Diane Walker	Present
	City Manager Chandler Williamson	Present
	City Attorney Gary Brandenburg	Present
	Sergeant At Arms Sgt. Clinton Cohen	Present
	Deputy City Manager Tammy Jackson-Moore	Present
	City Clerk Tijauna Warner	Present

Additions, Deletions, and Approval of Agenda Items:

Approval of Agenda

City Attorney Mr. Brandenburg advised to make amendments to the agenda, moving P4 to F3 on the agenda.

Mayor Colin Walkes asked if there's a motion.

Approval of Agenda with additions.

Motion by Vice Mayor Walker. Seconded by Commissioner Hill.

Motion carried on unanimously.

Approval of Minutes & Gymnasium Option1:

1. December 15, 2015 Regular Scheduled Commission Meeting.
2. January 5, 2016 Special Scheduled Commission Meeting.
3. Gymnasium Update Option1

Approval of Minutes & Gymnasium Option1.

Motion by Commissioner Biggs. Seconded by Commissioner Holmes.

Motion carried on unanimously.

Ordinance:

1. **ORDINANCE 2016 – 01 AN ORDINANCE OF THE CITY OF PAHOKEE AMENDING SECTION 17-216, PERTAINING TO THE ENFORCEMENT OF NOISE CONTROL REGULATIONS IN THE CITY, ADDING SECTION 17-216(c), PROVIDING FOR ALTERNATIVE METHOD OF ENFORCEMENT BY A LAW ENFORCEMENT OFFICER, PROVIDING SEVERABILITY, CONFLICTING, INCLUSION IN THE CODE, AND EFFECTIVE DATE.**

Vice Mayor Walker would like to know if it's any kind of grace period allowed to the citizens.

City Attorney Mr. Brandenburg advised it's nothing new, it just adds ordinance enforceable by law enforcement officers.

Vice Mayor concerned that it will effect citizens with loud music in their vehicles.

Commission Holmes advised that loud music in vehicles can't be enforcement anymore in the state of Florida.

Approval of Ordinance 2016 – 01.

Motion by Vice Mayor Walker. Seconded by Commissioner Holmes.

Motion carried on unanimously.

Resolutions:

1. **RESOLUTION 2016 – 02 A RESOLUTION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER FOR AN AUTOMOBILE FOR THE USE OF THE CITY MANAGER FOR CITY BUSINESS.**

Approval of Resolution 2016 – 02.

Motion by Commissioner Holmes. Seconded by Commissioner Hill.

Motion carried on unanimously.

Proclamations:

1. **Eating Disorders Awareness Week**

Approval of Eating Disorder Proclamation.

Motion by Vice Mayor Walker. Seconded by Commissioner Hill.

Motion carried on unanimously.

Report of the Mayor:

Mayor Walkes thanks staff and administration for the State of the City Luncheon. Thanks the City Manager and Deputy City Manager for what they've done with the City, he's has never seen an event like that in the City of Pahokee. He likes how the citizens came to support and advised no plan could ever move forward in the City without the citizens, in the past plans were made and just put on the shelf. It's the citizen's drive that keeps us going, so it's very important you get involved and prepare yourself for the growth. We are working very hard to get West Tech back open; we are going to need people to help build the City. When we are talking about growth, we're going to need carpenters and electricians, and we have to prepare for this growth to happen. We cannot allow for this to happen and not benefit from it. We see it happen all the time, when we have projects in our community and we don't have the quote on quote skills. In order for us to grow in our community, the resources have to be maintained. Therefore, we have to prepare ourselves to take advantage of the resources that's here for us.

Report of the City Manager:

City Manager Mr. Williamson advised that the City appreciates all of the City Commissioner's support; it's been a different fell around here today. The State of the City Address tells the world about this special place (City of Pahokee). Yesterday was a book mark, were we begin to focus on some of those things that have been put aside and put on the shelf. He thanks everyone here that was involved in the State of the City Luncheon and the staff who were involved and showed great professionalism. We had a great event firm that planned this, the Mosaic Group. Unfortunately, they are not here tonight. I want to give them their recognition. We are excited about where we're going, we know it's a process and we cannot re-invent the City of Pahokee over night. I think yesterday shows we are moving in the right direction. We hope to have a franchise back in the City, real soon (such as Duncan Donuts). But, there's a lot of work to be done. Many more events like the State of the City Luncheon will be coming to the City of Pahokee.

City Manager Mr. Williamson advised the East Main Place Project bids are out on the City of Pahokee Website. The pre-bid meeting is scheduled for next week for that project. The bids are due February 17, 2016 to the City of Pahokee. Also, we are in the process of resurfacing 8 to 9 streets here in the City which is Phase II of that started last summer. Hopefully, Phase II will start around about the same time as East Main Place Project. Residents will begin

to streets being repaired in the City of Pahokee. Also, we applied for some additional funding from Tallahassee to re-pave additional streets here in Pahokee. We start with the streets because it's our foundation. We continue to work with the same firm for zoning and planning for the City. You can see the new rendering posted in the lobby area, which is a vision in the City of Pahokee. We have to keep up with our zoning because when it's time to do reconstruction in the City of Pahokee, we can have all our ordinances properly bedded.

Mr. Williamson mentioned that the sub-lease on the Marina is current with payments, all arrears have been received. He's in compliance with our agreement from December and it's on a monthly bases. We are still waiting on a final decision on insurance claim on the Marina from the storm a couple of years ago, there will possibility be some extra funds for repairs involving FEMA.

Mr. Williamson advised we received the US Army Corp of Engineers Permit in December of 2015 to re-design the Marina. We now have to start the conversation with Tallahassee about funding for this permit. We are developing a language to have that conversation at the governor's office. We are excited about that because by getting that permit, it encourage investors o come look at the Marina and decide this is where they want to be.

Mr. Williamson advised we are continuing to push our top five priorities in Tallahassee, we are still looking good. In the end, it's up to the government to sign and approve this for the City of Pahokee. We are developing a take-away video from the State of the City Luncheon to help promote the City. Hopefully, the video will be completed by Friday and we will send it to the City Commissioners. Yesterday was a signature event in the City of Pahokee and we are going to use that to take to Tallahassee.

Vice Mayor asked if the City Manager had anything to share about his accomplishments at Palm Beach County Days.

Mr. Williamson advised the Mayor and Commissioner Holmes travel to Palm Beach County Days on January 5, 2016. They had a chance to visit our elected officials and he thinks it was very beneficial. We had an opportunity to meet with the Secretary of Agriculture, our very own Jeff Atwater (Florida CFO), and Senator Abruzzo. Mr. Atwater wants to bring an Executive Board Meeting to the City of Pahokee and show support in future barriers. We met with Senator Abruzzo (who will no longer represent here in the City of Pahokee) to discuss our water project. Senator Negrón signed his name on the project for renovations on the Marina; he will be the representative for the City of Pahokee and the new Senate President. Also, we had an opportunity to meet with the Secretary of DOT off-site and find out he was born right here in the City of Pahokee. I am going to pick him up and drive him around the City to expose him to his hometown, hopefully get him to invest some funds.

Report of the City Attorney:

City Attorney Mr. Brandenburg advised he has no items to report on.

New Business:

1. **Employee of the Quarter – Johnathan Johnson (Presented Award)**

Citizen Comments:

Mrs. Margret Smart (Resident residing at 997 Bacom Point Road) advised when we she brought her house the yard was in bad shape. When I first move in, you were able to put out 6 x 6ft. of trash; now, you can only put out 4 x 4 ½ ft.. The trash is not getting picked-up every week and sometimes only part of it picked-up, we almost got cited for the trash.

Mr. Alvin Johnson (Public Works Director) advised the trash is being picked-up in the community. Once trash is removed or picked-up, individuals are immediately placing more trash out there instead of waiting until their assigned trash removal day. There is a schedule for trash pick-up that the citizens need to follow.

Commissioner Hill advised Mr. Johnson it would be beneficial to put a photo up on the website of the amount of trash that can be picked-up.

City Manager advised we can work with Waste Management to get that information on the website. Additionally, I am working with a large land owner to develop a dump site on his property, which excessive amounts of trash will be

picked-up from. We are working with Waste Management to see if we are able to create a site like that, which will give residents an opportunity to take their trash to the site for pick-up.

Mayor Walkes advised a recess for the Crawford v. Pahokee (Executive Closed Door).

Executive Closed Door (8:05-8:46p.m.):

1. Crawford v. Pahokee

Mayor Walkes advised the Commissioner's decided to support the City Attorney in his recommendation during the closed door session.

City Commission Comments:

Commissioner Biggs thanks all the candidates from attending the meeting and advised them not to have conflict. Thanks everyone for coming out tonight and have a blessed night.

Commissioner Holmes advised yesterday was a wonderful day and he was very impressed. He liked what he heard; we will be debt free sometime in April. The City is moving forward, looking good, and he enjoys working with everyone. As far as the elections, good luck! We will be alright because the City is doing good.

Commissioner Hill would like to thank the staff, City Manager, and Deputy City Manager for doing a wonderful job in the City and the event. I was very impressed; just keep up the good work.

Vice Mayor Walker would like to remind everyone about the Relay for Life event coming up in May 13, 2016. Also, remind staff about the City slogan and I was hoping it would be unveiled at the State of the City. Hopefully, it will be done even though it's not on the agenda. I still have a concern about the picnic area, we need an update report on the picnic area for our public to have some where to go and do things with their families. There have been discussions about the Finance Director position in our City, it appears we are in the same positions as we were in the past when we found out Mr. Moore was serving as the City Manager and Finance Director. So, I ask the commission to share their feelings about this because there are concerns from the community.

Commissioner Holmes advised he thought we were looking for a Finance Director.

City Manager Mr. Chandler advised as Commissioner Holmes indicated we will be debt free in April/May. So, our finances are stable and they are operating in the black at the City of Pahokee. When I came here, the Finance Director resigned. Therefore, we took a deeper look at our finance/operations, what we found there was troubling. We knew it would take a special type of individual like the consultant that we have to fix this situation that we have. We have been using the auditor to assist and help us completed all the situations in finance, we are still trying to compile the paperwork that's in boxes to make digital. So, we can be automated to pay our bills on time. That's the reason why the Finance Director position has not been filled, the auditor is still on duty and helping us. We are near re-advertising for the Director of Finance, but I don't want to move so quickly to remove a consultant who has been with the City for some time and knows what's been going on at the City. Mr. Chandler advised he's not running the Finance Department.

Commissioner Holmes advised we have to give the City Manager and the City a little more time. It's working out for the City; let's not let the negativity distract us.

Vice Mayor Walker thanks for coming out. Also, Florida Legal Aid Society wants to partner with the City to bring an event here in Pahokee. I am asking staff to work with them; they have an event schedule for April 2, 2016. I gave the individual that contacted me the City Manager and Deputy City Manager contact information. Vice Mayor advised City Clerk to add Commissioner's travel to the next agenda.

Commissioner Biggs asked if the City Commissioners suppose to be going somewhere this week.

Mayor Walkes advised we were contacted to attend the event for Corey Jones Bill in Tallahassee. He asked City Manger did he have the deals for that.

City Manager Mr. Williamson advised he has reached out to the other cities to estimate the cost of everything (payment of bus driver, hotel, gas, etc...).

Commissioner Biggs asked who was attending.

Mr. Williamson advised (4) individuals from Pahokee, (8) from Belle Glade, and South Bay unknown.

Commissioner Biggs asked is this budgeted.

Mr. Williamson advised it was not budgeted; it was brought to our attention that they wanted to go to Tallahassee to support the Jones Bill.

Commissioner Biggs asked how much money we are looking at spending.

Mr. Williamson advised we are probably looking at \$1200-\$1500.

Mayor Walkes advised he asked the City Manager to reach out to Commissioners because he knows he can't do that, this is what would happen if you don't close that loop hole.

Commissioner Biggs asked where did we get the money from, if it's not budgeted. We just need to get it together and vote on this.

Mr. Williamson advised it's not in the budget, yet we have funds to support this trip.

Mayor Walkes advised (4) individuals will attend, which is the mayor, vice mayor, and (2) pastors.

City Attorney Mr. Brandenburg suggested voting on the trip to Tallahassee.

Mayor Walkes suggested a motion on the trip to Tallahassee.

Approval of Trip to Tallahassee (Jones Bill).

Motion by Vice Holmes. Seconded by Vice Mayor Walker.

Motion carried (3) aye; (2) nay

Mayor Walkes thanks everyone for coming out.

There being no further business to discuss, Mayor Walkes adjourns the meeting at 9:19 p.m.

Colin O. Walkes, Mayor

ATTEST: Tijauna Warner, City Clerk

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PAHOKEE AMENDING SECTION 17-216, PERTAINING TO THE ENFORCEMENT OF NOISE CONTROL REGULATIONS IN THE CITY, ADDING SECTION 17-216(c), PROVIDING FOR ALTERNATIVE METHOD OF ENFORCEMENT BY A LAW ENFORCEMENT OFFICER, PROVIDING SEVERABILITY, CONFLICT, INCLUSION IN THE CODE, AND EFFECTIVE DATE.

WHEREAS, the City of Pahokee Noise Control regulations have been enforced exclusively by City Code Enforcement personnel; and

WHEREAS, the City now desires to provide an alternative enforcement procedure and allow for enforcement by law enforcement officers.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, THAT:

Section 1. Section 17-216 Enforcement by code enforcement officers: notice of violation, is hereby modified as follows:

- (a) If a code enforcement officer receives a complaint from a complainant regarding a violation of this article, he/she shall investigate the complaint and determine whether the violation exists. If the code enforcement officer then observes a violation of this article, the inspector shall inform the violator that he must immediately cease the violation and will be subject to additional penalties. If the violation continues and issue a notice of violation to the violator as provided in this chapter of the Code. The Notice shall inform the violator of the:
- (1) Name of the violator;
 - (2) Date and time of the violation;
 - (3) Nature of the violation;
 - (4) Amount of fine which the violator may be liable;
 - (5) Instructions and due date ~~from~~ for paying the fine.

- (6) Notice that the violation may be appealed by requesting an Administrative hearing within ten (10) days after service of the notice of violation, that failure to do so shall constitute an admission of the violation and waiver of the right to a hearing, and that unpaid fines will result in the imposition of line, which may be foreclosed by the city.
- (b) The notice shall also inform the violator that repeat violations of this article will result in the imposition of larger fines and may also result in revocation of occupational license and/or certificate of use and/or injunctive proceedings as provided by law.
- (c) Enforcement by law enforcement officers. A law enforcement officer, authorized to enforce the laws of the State within the City limits of Pahokee, may enforce the provisions of Sections 17-206 to 17-216.

Section 2. **Recitals.** The foregoing clause is ratified and confirmed as being true and correct as is made a specific part of this Ordinance.

Section 3. **Severability.** If any section, subsection, clause or provision of this Ordinance is declared unconstitutional by a court of competent jurisdiction, the remainder shall not be affected by such invalidity.

Section 4. **Conflict.** All sections or parts of sections of the revised Code of Ordinances in conflict herewith are intended to be repealed to the extent of such conflict.

Section 5. **Inclusion in the Code of Ordinances.** It is the intention of the City Commission, and it is hereby ordained that the provisions of this Ordinance shall become and are made a part of the Code of Ordinances of the City of Pahokee, that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and the word "ordinance" may be changed to "Section" or other appropriate word.

Section 6. **Effective Date.** This Ordinance shall be effective immediately upon passage by the City Commission in second reading.

PASSED AND ADOPTED on first reading this ____ day of _____, 2016.

PASSED AND ADOPTED in second reading this ____ day of _____, 2016.

Colin Walkes, MAYOR

Attest: _____
Tijauna Warner, CITY CLERK

	First Reading	Second and Final Reading
MAYOR WALKES	_____	_____
VICE MAYOR WALKER	_____	_____
COMMISSIONER BIGGS	_____	_____
COMMISSIONER HILL	_____	_____
COMMISSIONER HOLMES	_____	_____

APPROVED AS TO LEGAL SUFFICIENCY

Gary M. Brandenburg, CITY ATTORNEY

RESOLUTION 2016 - 03

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE ECONOMIC DEVELOPMENT TRANSPORTATION PROJECT FUND (EDTF) AGREEMENT WITH STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION.

WHEREAS, the fiscal year 2015-16 General Appropriation Act, Chapter 2015-232, Law of Florida, provides the Agency with an appropriation of \$210,000 from the amount in Specific Appropriation 1927, Economic Development Transportation Project for Glades Area Street Resurfacing and Reconstruction; and,

WHEREAS, the City of Pahokee is prepared to completed the Project at an estimated total cost of \$210,000; and,

WHEREAS, Florida Department of Transportation is prepared to provide the Project at an estimated total cost of \$210,000; and,

NOW, THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PAHOKEE, THAT:

- Section 1.** This Agreement shall be effective upon full execution through December 31, 2017.
- Section 2.** The City Commission hereby authorizes and directs the Mayor to execute the attached Agreement with the State of Florida, Department of Transportation.

PASSED AND ADOPTED this 23rd day of February, 2016.

ATTESTED:

Colin O. Walkes, Mayor

Tijauna Warner, City Clerk

APPROVED AS TO LEGAL
SUFFICIENCY:

Gary M. Brandenburg, City Attorney

Mayor Walkes _____

Vice Mayor Walker _____

Commissioner Biggs _____

Commissioner Hill _____

Commissioner Holmes _____

Proclamation

AMERICAN RED CROSS MONTH 2016

Whereas, the American Red Cross Month is a special time to recognize and thank our Everyday Heroes - those who reach out to help people in need; and

Whereas, American Red Cross heroes help disaster victims recover. They bring comfort to families who have lost their homes to fire. They brighten the day of an injured service member. They step forward to help someone having a heart attack; and

Whereas, we would like to remember our heroes here in Pahokee who help people in need. They work tirelessly to assist their neighbors when they need a helping hand; and

Whereas, across the country and around the world, the American Red Cross responded to disasters. When a family was displaced due to a fire, the Red Cross provided shelter, when an injured service member ended up in a hospital far from home, the American Red Cross offered comfort. When a lifeguard jumped in to save a drowning child or someone stepped up to help a heart attack victim, the American Red Cross was there; and

Whereas, we dedicate the month of March to all those who support the American Red Cross mission to prevent and alleviate human suffering in the face of emergencies. Our community depends on the American Red Cross, which relies on donations of time and money to fulfill its humanitarian mission.; and

NOW, THEREFORE, be it resolved, on behalf of the City Commission and the Citizens of Pahokee, that by the virtue of the authority vested in me as Mayor of Pahokee do hereby proclaim the month of March 2016, as;

"AMERICAN RED CROSS MONTH 2016"

Pass and Adopted this 23rd day of February, 2016.

Mayor Colin B. Walkes

Vice Mayor Diane L. Walker

Commissioner Felisia C. Hill

Commissioner Allie H. Biggs

Commissioner Nathaniel Holmes



Palm Beach County LEAGUE of CITIES, Inc.

Designation of Voting Delegate & Alternate(s) to the Palm Beach County League of Cities, Inc.

In accordance with Article Four of the Bylaws of the Palm Beach County League of Cities, Inc., as amended August 26, 2015, the governing body of (City, Town, or Village name):

Took the official action and designated the following voting delegate and alternate(s) to vote on behalf of the above named municipality at any League of Cities general membership meeting, special general membership meeting and/or function of the general membership. This designation applies **ONLY** to weighting voting items for the General Membership.

<i>Voting Delegate</i>	<i>Email:</i>
<i>Alternate(s)</i>	<i>Email:</i>
<i>Alternate(s)</i>	<i>Email:</i>
<i>Alternate(s)</i>	<i>Email:</i>
<i>Alternate(s)</i>	<i>Email:</i>
<i>Alternate(s)</i>	<i>Email:</i>
<i>Alternate(s)</i>	<i>Email:</i>

Action taken this ____ day of _____, 2016

Mayor Signature

Attest:

Clerk Signature (SEAL)