



Keith W. Babb, Jr.
MAYOR

Regina Bohlen
VICE-MAYOR

Greg Thompson
CITY MANAGER

Tijauna Warner
CITY CLERK

"Building a City and Community of Choice"

207 Begonia Dr.
Pahokee, FL 33476
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www.cityofpahokee.com

COMMISSIONERS:

Clara "Tasha" Murvin

Juan Gonzalez

Sara Perez

Gary Brandenburg
CITY ATTORNEY

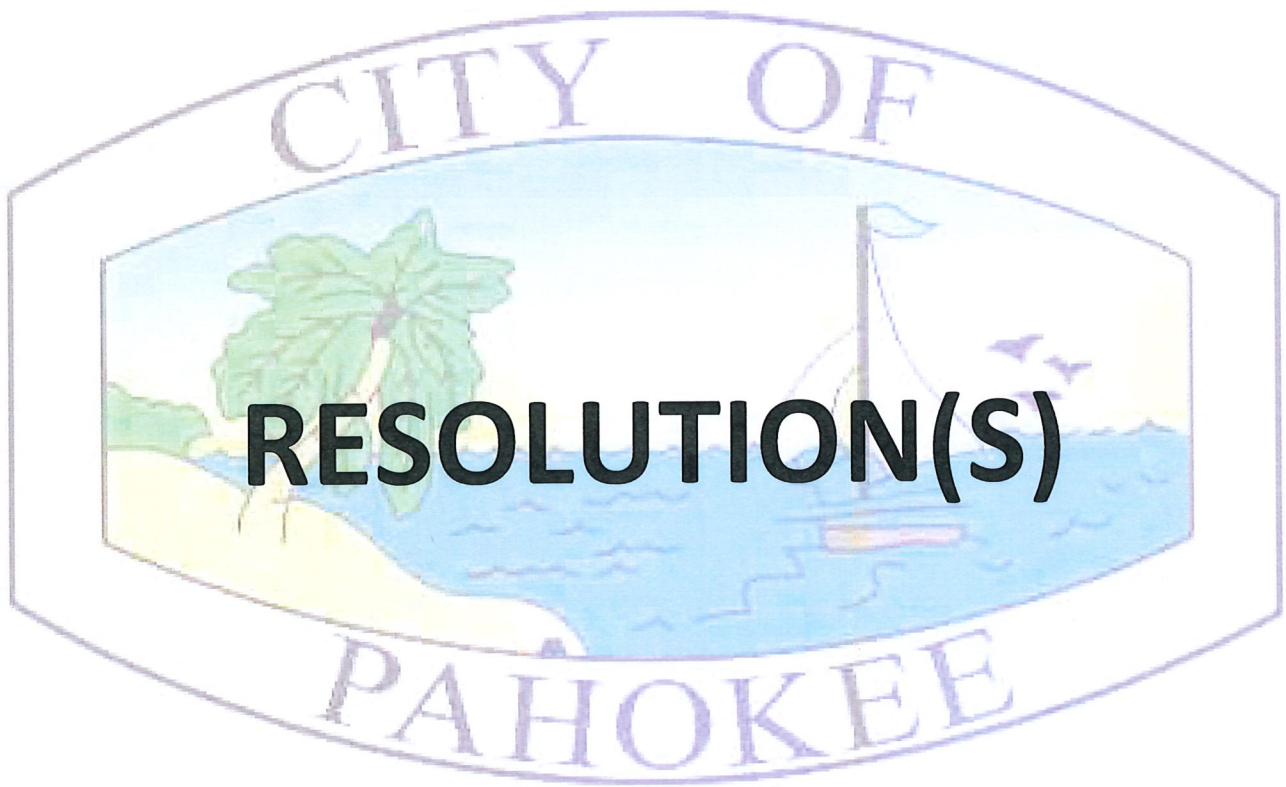
**CITY COMMISSION OF THE CITY OF PAHOKEE
REGULAR COMMISSION AGENDA
Wednesday, November 10, 2021 6:00 p.m.
Meeting Streamed By YouTube - LIMITED CAPACITY**

- A. INVOCATION AND PLEDGE OF ALLEGIANCE
- B. ROLL CALL
- C. ADDITIONS, DELETIONS, AND APPROVAL OF AGENDA ITEMS:
- D. CITIZEN COMMENTS/PUBLIC SERVICE ANNOUNCEMENTS – ALL ITEMS ON AGENDA (3 MINUTES)
- E. APPROVAL OF MINUTES
- F. CONSENT AGENDA
- G. REGULAR AGENDA
 - 1. ORDINANCE(S) & PUBLIC HEARING:
 - 2. RESOLUTION(S)
 - A. **RESOLUTION 2021 – 41 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE STATE OF FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY MEMORANDUM OF AGREEMENT BY AND BETWEEN THE CITY OF PAHOKEE AND THE STATE OF FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY.**
 - B. **RESOLUTION 2021 – 42 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA APPROVING BUDGET AMENDMENT NO. 1 IN THE AMOUNT OF \$4,620,885.00 FOR FISCAL YEAR 2020–2021, SET FORTH IN COMPOSITE EXHIBIT "A" ATTACHED HERETO; PROVIDING FOR ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE.**
 - 3. OTHER AGENDA ITEMS PRESENTATION:
 - A. **FORMER COMMISSIONER DIANE L. WALKER PROCLAMATION**
 - B. **BABY BLUE DEVILS**
- H. REPORT OF THE CITY MANAGER
- I. REPORT OF THE CITY ATTORNEY
- J. **OLD BUSINESS:**
- K. **NEW BUSINESS:**
 - 1. **BUILDING, PLANNING, & ZONING FEES**
 - 2. **SOLID WASTE GARBAGE & TRASH COLLECTION FEES**
- L. COMMISSIONER COMMENTS
- M. ADJOURN (BY MOTION AND APPROVAL OF MAJORITY PRESENT)

NOTICE

If a person decides to appeal any decision made by the City Commission with respect to any matter considered at this meeting or hearing, he or she will need a record of the proceedings, and he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

SUBJECT TO CHANGE



RESOLUTION 2021 – 41

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE STATE OF FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY MEMORANDUM OF AGREEMENT BY AND BETWEEN THE CITY OF PAHOKEE AND THE STATE OF FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY.

WHEREAS, this Memorandum of Agreement (MOA) is made and enter into by and between the State of Florida, Department of Economic Opportunity (DEO), and the City of Pahokee in Palm Beach County (City); and

WHEREAS, DEO and the City are sometimes referred to herein individually as a “Party” and collectively as “the Parties”; and

WHEREAS, this MOA shall take effect immediately upon full and proper execution by all Parties, and

WHEREAS, this MOA shall expire on June 28, 2026, unless terminated earlier.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AS IT FOLLOWS:

Section 1. Adoption of Representations. The foregoing whereas clauses are hereby ratified and confirm as being true, and the same are hereby made a specific part of this resolution.

Section 2. Authorization Approving Execution. The City Commission of the City of Pahokee hereby approves the Memorandum of Agreement by and between the State of Florida, Department of Economic Opportunity and the City of Pahokee, attached hereto as Exhibit “A” and further authorizes the Mayor to execute the Agreement.

Section 3. Effective Date. This Resolution shall be effective immediately upon its passage and adoption.

(INTENTIONALLY LEFT BLANK)

PASSED and ADOPTED this 10th day of November, 2021.

Keith W. Babb, Jr., Mayor

ATTEST:

Tijauna Warner, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Gary M. Brandenburg, Esq.
City Attorney

Moved by: _____

Seconded by: _____

VOTE:

Commissioner Murvin _____ (Yes) _____ (No)

Commissioner Gonzalez _____ (Yes) _____ (No)

Commissioner Perez _____ (Yes) _____ (No)

Vice-Mayor Bohlen _____ (Yes) _____ (No)

Mayor Babb _____ (Yes) _____ (No)

Exhibit "A"

MEMORANDUM OF AGREEMENT
STATE OF FLORIDA
DEPARTMENT OF ECONOMIC OPPORTUNITY

(ATTACHED)

**MEMORANDUM OF AGREEMENT
STATE OF FLORIDA
DEPARTMENT OF ECONOMIC OPPORTUNITY**

THIS MEMORANDUM OF AGREEMENT (“MOA”) is made and entered into by and between the State of Florida, Department of Economic Opportunity (“DEO”), and the City of Pahokee in Palm Beach County (City). DEO and the City are sometimes referred to herein individually as a “Party” and collectively as “the Parties.”

I. Background and Purpose of MOA

- A. The purpose of this MOA is to document the terms and conditions of the implementation of the Rural Area of Opportunity (RAO).
- B. The Governor of Florida recognizes that successful rural communities are essential to the overall success of the State of Florida’s economy and quality of life, yet many rural communities struggle to maintain, support or enhance job creation activities and to generate revenues for critical government services.

Florida’s Legislature also recognizes that rural communities continue to face extraordinary challenges in their efforts to significantly improve their economies, and as such, section 288.0656, Florida Statutes (F.S.), establishes the Rural Economic Development Initiative (REDI) within DEO and authorizes the participation of State and regional organizations in this initiative. Paragraph 288.0656(7)(a), F.S., provides for the designation of up to three RAOs. RAOs include rural communities or a region composed of rural communities, including rural counties as identified in section 288.0656(2)(d)(e), F.S., that have been adversely affected by extraordinary economic events, severe or chronic distress, a natural disaster, or an event that presents a unique economic development opportunity of regional impact.

- C. Pursuant to section 288.0656 (7), F.S., representatives of the State and regional agencies and organizations comprising the REDI met on **April 16, 2021**, and recommended the re-designation of the South Central region composed of DeSoto, Glades, Hardee, Hendry, Highlands and Okeechobee counties and the cities of Belle Glade, Pahokee, and South Bay in Palm Beach County, and the area around Immokalee included within the Round II Federal Rural Enterprise Community located in northeast Collier County as a RAO. On **June 28, 2021**, Governor Ron DeSantis issued Executive Order Number **21-149**, which re-designated the South-Central RAO for another five-year term with an expiration date of **June 28, 2026**.

II. The Participating Community

- A. Pursuant to section 288.0656(7)(b), F.S., and Executive Order Number **21-149**, RAO designation shall be contingent upon the execution of a MOA between the Parties. Section 288.0656(7)(b), F.S., requires this MOA to specify the terms and conditions of the designation, including, but not limited to, the duties and responsibilities of the city to take actions designed to facilitate the retention and expansion of existing businesses in the area, as well as the recruitment of new businesses to the area.
- B. The City agrees that fulfillment of the following duties and responsibilities, as reasonably determined by REDI, are required for recommendation by REDI for continued designation as a RAO.
- C. The City shall:
 - 1. Designate a specific contact person from among City elected or appointed officials to serve as a point of contact in all matters and activities relating to the South-Central Rural Area of Opportunity;
 - 2. Designate a specific person from a non-profit organization actively engaged in economic development within the City, to serve as the single point of contact to represent and provide input on all economic development matters and activities relating to the South Central RAO, and to receive and process leads and referrals from Enterprise Florida Incorporated; and
 - 3. Include contact information for designees on Exhibit A, attached hereto, (these designees may be the same designee to serve as the representative to other similar organizations); the City shall inform DEO in writing by either mail or email of any changes to the specified persons within ten (10) business days of the change.

III. Implementation and Duration

- A. Pursuant to Executive Order **21-149**, the designation of the South Central RAO affecting the counties of DeSoto, Glades, Hardee, Hendry, Highlands and Okeechobee counties and the cities of Belle Glade, Pahokee, and South Bay in Palm Beach County, and the area around Immokalee included within the Round II Federal Rural Enterprise Community located in northeast Collier County, shall be in effect for five years and will expire on **June 28, 2026**.
- B. REDI may recommend the RAO designation and this MOA be terminated or continued based on performance under this MOA.

- C. This MOA shall take effect immediately upon full and proper execution by all Parties and supersedes and replaces any and all previous Rural Area of Critical Economic Concern and RAO agreement(s) between the Parties.
- D. This MOA shall expire on **June 28, 2026** unless terminated earlier.
- E. Both Parties shall review this MOA annually. If revisions are needed, notification shall be given to both Parties in writing of the specific changes desired with the proposed amendment language and the reasons for the revisions. With the mutual consent of both Parties, the proposed changes shall become effective when both Parties have duly executed an amendment to this MOA.
- F. The City may terminate this MOA at any time upon written notice to DEO.
- G. Designation as a RAO is, by statute and Executive Order, contingent upon execution of a MOA between the Parties. REDI shall recommend the RAO designation be terminated if this MOA is not duly executed, or if this MOA is terminated and another MOA is not timely and duly executed in its place.

- The remainder of this page has been intentionally left blank. -

IV. EXECUTION

By affixing her or his signature herein below, each undersigned official represents and warrants that she or he has read the above MOA and the Exhibit A attached hereto and understands each section and paragraph.

IN WITNESS THEREOF, and in consideration of the mutual covenants set forth above and, in the Attachments and Exhibits hereto, the Parties have caused to be executed this MOA by their undersigned officials duly authorized.

**CITY OF PAHOKEE
IN PALM BEACH COUNTY**

**DEPARTMENT OF ECONOMIC
OPPORTUNITY**

By _____
Signature

By _____
Signature

Title **Keith W. Babb Jr.**
Mayor

Title **Kate Doyle**
Interim Deputy Secretary
Division of Community
Development

Date

Date

**Approved as to form and legal sufficiency,
subject only to full and proper execution by
the Parties.**

**OFFICE OF GENERAL COUNSEL
DEPARTMENT OF ECONOMIC OPPORTUNITY**

By: _____

Approved Date: _____

**EXHIBIT A – DESIGNATED CONTACTS
City of Pahokee
in Palm Beach County**

Contact Information for an Elected or Appointed Official

Name: _____

Address: _____

Phone: _____

Fax: _____

Email: _____

**Contact Information for One Person from
a Non-Profit Organization Engaged in Economic Development**

Name: _____

Address: _____

Phone: _____

Fax: _____

Email: _____

Please complete this page and return with the signed MOA. The City is required to inform DEO of any changes to this information within ten business days of a change.

RESOLUTION 2021 - 42

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA APPROVING BUDGET AMENDMENT NO. 1 IN THE AMOUNT OF \$4,620,885.00 FOR FISCAL YEAR 2020-2021, SET FORTH IN COMPOSITE EXHIBIT "A" ATTACHED HERETO; PROVIDING FOR ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Fiscal Year 2020-2021 budget was adopted by the City Commission of the City of Pahokee, Florida (the "City") on September 22, 2020; and

WHEREAS, Budget Amendment No. 1 set forth in Exhibit "A", will increase the current budget for Fiscal Year 2020-2021 from \$6,805,780.00 to \$11,426,665.00 a difference of \$4,620,885.00: and

WHEREAS, the General Fund will increase in both revenues and expenditures by \$182,192.00 to account for unexpected revenues and expenditures for day to day operations; and

WHEREAS, the Capital Project Fund will increase in both revenues and expenditures by \$4,438,693.00 to account for deferred grants received in prior years, but will be used this Fiscal Year 2020-2021 for Capital Project Expenditures; and

WHEREAS, it is now necessary to amend the Fiscal Year 2020-2021 Budget to reflect the total budget increase of \$4,620,885.00.

WHEREAS, the City Commission of the City of Pahokee, Florida, finds that approving Budget Amendment No. 1, attached hereto as Exhibit "A", is in the best interest of the City and its residents.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AS FOLLOWS:

Section 1. Adoption of Representations. The foregoing whereas clauses are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. Budget Amendment No. 1. The City Commission of the City of Pahokee, Florida hereby approves Budget Amendment No. 1 for the Fiscal Year 2020-2021, attached hereto as Exhibit "A", providing for a total budget increase of \$4,620,885.00.

Section 3. Effective Date. This Resolution shall be effective immediately upon its passage and adoption.

PASSED and ADOPTED this 10th day of November, 2021

Keith W. Babb, Jr., Mayor

ATTEST:

Tijauna Warner, City Clerk

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

Gary Brandenburg
City Attorney

Moved by: _____

Seconded by: _____

VOTE:

Vice Mayor Bohlen	_____ (Yes)	_____ (No)
Commissioner Gonzalez	_____ (Yes)	_____ (No)
Commissioner Murvin	_____ (Yes)	_____ (No)
Commissioner Perez	_____ (Yes)	_____ (No)
Mayor Babb	_____ (Yes)	_____ (No)

Composite Exhibit "A"

Budget Amendments Summary FY2020-2021

Budget Summary Fiscal Year Ending September 30, 2021

City of Pahokee

Budget Amendments Summary FY2020-2021

FUND	Comm. Mtg. Date	Budget Amendment No.	Description	Approved	Total Net Increase or (Decrease) Amount
<u>General Fund</u>					
	07/27/2021	2020-001	Increase on unexpected revenues/expenditures	182,192.00	
			Net Increase General Fund	<u>182,192.00</u>	182,192.00
<u>Capital Projects Fund</u>					
	05/07/27/2021	2020-001	To account for defered grants received last Fiscal Year 19-20 but will be used this Fiscal Year 20-21	4,438,693.00	
			Net Increase Captial Projects	<u>4,438,693.00</u>	4,438,693.00
<u>Special Revenue Fund</u>					
			New Fund- added per auditors request		
			Net Increase Special Revenue Fund	<u>-</u>	-
<u>Marina Campground Fund</u>					
			Net Increase Marina Campground	<u>-</u>	-
<u>Cemetery Fund</u>					
			Net Increase Cemetery	<u>-</u>	-
			Total Budget Increase		<u>4,620,885.00</u>

CITY OF PAHOKEE
Budget Amendment
2021-001 by Fund

Use this form for items not anticipated in the budget

Number	Line Item Description	Original	Current	Increase	Decrease	Adjusted	Encumbered	Remaining
		Budget	Budget					
Revenues								
General Fund								
1.334255	F Dot Road Grant	-	-	97,823.00		97,823.00		97,823.00
1.337875	Early learning Coalition	15,000.00	15,000.00	13,631.00		28,631.00		28,631.00
1.350500	Code Enforcement Fines	60,000.00	60,000.00	52,618.00		112,618.00		112,618.00
1.364200	Insurance Proceeds	-	-	18,120.00		18,120.00		18,120.00
Total	Total Revenue	75,000.00	75,000.00	182,192.00	-	257,192.00	-	257,192.00
Expenses								
General Fund								
1.512010.110	Executive Salary (City Manager)	129,000.00	129,000.00	63,208.00		192,208.00		192,208.00
1.512010.210	Fica Taxes (City Manager)	9,869.00	9,869.00	5,590.00		15,459.00		15,459.00
1.512010.220	FIC Retirement (City Manager)	6,900.00	6,900.00	3,654.00		10,554.00		10,554.00
1.512020.310	Professional Services (Clerk)	2,125.00	2,125.00	10,000.00		12,125.00		12,125.00
1.513030.310	Professional Services (ITV)	20,100.00	20,100.00	10,000.00		30,100.00		30,100.00
1.524000.310	Professional Services (BPZ)	20,000.00	20,000.00	54,421.00		74,421.00		74,421.00
1.541000.600	Capital Outlay (Roads and Streets)	0.00	0.00	15,755.00		15,755.00		15,755.00
1.555000.480	Promotional Activities (CED)	7,500.00	7,500.00	10,000.00		17,500.00		17,500.00
1.572000.410	Communication Local (Rec)	3,700.00	3,700.00	5,784.00		9,484.00		9,484.00
1.572000.415	Internet Services (Rec)	900.00	900.00	3,780.00		4,680.00		4,680.00
Total	Total Expenses	182,192.00	182,192.00	-	-	382,286.00	-	382,286.00

City of Pahokee

Budget Amendment - CITY OF PAHOKEE
 At Commission Meeting of : November 9th, 2021

CITY OF PAHOKEE
Budget Amendment
2021-001 by Fund

Use this form for items not anticipated in the budget

Number	Line Item Description	Original	Current	Increase	Decrease	Adjusted	Encumbered	Remaining
		Budget	Budget			Budget		
Revenues								
Capital Projects								
330								
330.334255	FI DOT Roads Grant	1,143,943.00	1,143,943.00	3,978,184.00		5,122,127.00		5,122,127.00
330.334300	Solid Waste Authority	-	-	314,734.00		314,734.00		314,734.00
330.334303	Brownfield Grant	-	-	142,260.00		142,260.00		142,260.00
330.381001	Inerfund Trns General Fund	-	-	3,515.00		3,515.00		3,515.00
Total	Total Revenue		1,143,943.00	4,438,693.00	-	5,582,636.00	-	5,582,636.00
Expenses								
Capital Project								
330.541000.600	Capital Outlay (Barfield Hwy)	1,143,943.00	1,143,943.00	3,978,184.00		5,122,127.00		5,122,127.00
330.541000.604	SWA demo grant	-	-	314,734.00		314,734.00		314,734.00
330.555000.637	Brownfield Grant Reconstruction	-	-	142,260.00		142,260.00		142,260.00
330.590000.432	Water, Sewer & Solid Waste	-	-	3,515.00		3,515.00		3,515.00
Total	Total Expenses			4,438,693.00	-	5,582,636.00		5,582,636.00

City of Pahokee

Budget Amendment - CITY OF PAHOKEE

At Commission Meeting of : November 9th 2021



*Proclamation
Expression of Sympathy
Diane L. Walker*



Whereas, the residents of Pahokee with heavy hearts, are still very proud to recognize the life and valuable contributions of Diane L. Walker and

Whereas, Diane L. Walker was born on October 26, 1955 and was affectionately known by many later in life as Commissioner Walker; and

Whereas, Diane L. Walker was a loving mother of five children and a wonderful grandmother; and

Whereas, Diane L. Walker was appointed and then first elected on March 11, 2008; and subsequently reelected in 2010, 2013 and 2016; and

Whereas, Diane L. Walker dutifully served as a City Commissioner for eleven years and retired from elected office on March 26, 2019; and

Whereas, Diane L. Walker exemplified commitment and dedication to the City of Pahokee and strived to serve citizens with profound honor and courage; and

Whereas, Diane L. Walker was affiliated with many organizations such as Concerned Citizens for Community Improvement, Florida Black Caucus, Florida Community Health Center, Glades Ebonique Ladies Club, School Advisory Council, Youth Empowerment Summit Committee, and many more; and

Whereas, Diane L. Walker was always respected by her fellow elected officials, appointed officials, and the Citizens of the City of Pahokee.

Whereas, Diane L. Walker has given her time, talent, and treasure to positively impact lives in the City of Pahokee and the Glades region throughout her tenure; and

Whereas, Diane L. Walker will be remembered by her effervescent spirit and commitment to the Glades and high regard she earned by all whom she touched; 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 extend our sincerest sympathy to the family of Diane L. Walker;

"Expression of Sympathy Diane L. Walker"

Pass and Adopted this 10th day of November 2021

Keith W. Babb, Jr.

Mayor Keith W. Babb, Jr.

Regina Bohlen

Vice Mayor Regina Bohlen

Juan Gonzalez

Commissioner Juan Gonzalez

Clara M. Murvin

Commissioner Clara Murvin

Sara Perez

Commissioner Sara Perez