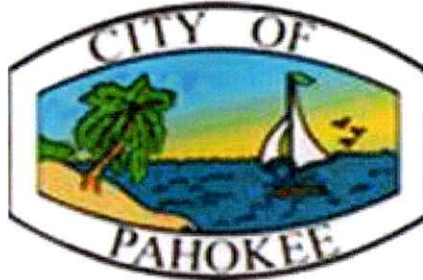


CITY OF PAHOKEE



MINUTES

City Commission Regular Meeting
Tuesday, July 25, 2023, at 6:00 PM

Pahokee Commission Chambers
360 East Main Street
Pahokee, Florida 33476

CITY COMMISSION:

Keith W. Babb, Jr., Mayor
Clara Murvin, Vice Mayor
Derrick Boldin, Commissioner
Juan Gonzalez, Commissioner
Sara Perez, Commissioner

CITY STAFF:

Rodney D. Lucas, City Manager
Jongelene Adams, Deputy City Manager
Tijauna Warner, City Clerk
Burnadette Norris-Weeks, Esq., City Attorney
Joseph R. Martin, Interim Director of Finance

[TENTATIVE: SUBJECT TO REVISION]

MINUTES

A. CALL TO ORDER

The meeting was called to order by Mayor Babb at 6:06 PM.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Vice Mayor Murvin led the Invocation, followed by the Pledge of Allegiance.

C. ROLL CALL

PRESENT

Mayor Keith W. Babb, Jr.
Vice Mayor Clara Murvin
Commissioner Derrick Boldin
Commissioner Juan Gonzalez
Commissioner Sara Perez
Rodney D. Lucas, City Manager
Burnadette Norris-Weeks, City Attorney
Tijauna Warner, City Clerk

D. ADDITIONS OF EMERGENCY BASIS FROM CITY MANAGER, DELETIONS AND APPROVAL OF AGENDA ITEMS

Mr. Lucas requested moving Item I(I) to the beginning of the Section I.

Motion made by Vice Mayor Murvin to approve the agenda with the amendment of moving Item I(I) to the beginning of Section I, Seconded by Commissioner Gonzalez. Mayor Babb called for questions. Motion passed unanimously.

Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin, Commissioner Gonzalez, Commissioner Perez

E. PUBLIC COMMENTS / PUBLIC SERVICE ANNOUNCEMENTS / PRESENTATIONS / PROCLAMATIONS

(This section of the agenda allows for comments from the public to speak. Each speaker will be given a total of three (3) minutes to comment. A public comment card should be completed and returned to the City Clerk. When you are called to speak, please go to the podium or unmute your device, and prior to addressing the Commission, state your name and address for the record)

Mr. James Scott (*resident*) expressed concerns with a statement made by Ms. Adams.

Ms. Vaughn Jones (*resident yield time to Mr. Love*).

Mr. Robert Love (*non-resident*) gave thanks to everyone that provided support to the process of giving senior citizens funding and expressed concerns with Mr. Lucas conduct and responses.

Ms. Irma Shannon (*resident yield time to Mr. Love*).

Ms. Shelia Williams (*resident yield time to Mr. Love*) expressed concerns with a tree that needs cutting.

Ms. JoAnn Culberson (*resident yield time to Mr. Love*).

1. KidsFit Jamathon Day Proclamation

Ms. Norris-Weeks read KidsFit Jamathon Day Proclamation into the records.

Motion made by Commissioner Perez to approve KidsFit Jamathon Day Proclamation, Seconded by Commissioner Gonzalez. Mayor Babb called for questions. Commissioner Perez inquired if an invitation was received by anyone. Commissioner Gonzalez responded yes. Motion passed unanimously. Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin, Commissioner Gonzalez, Commissioner Perez

2. Business of the Month - Healthier Glades (Ms. Annie Ifill)

Ms. Norris-Weeks read Business of the Month Certificate into the record.

Motion made by Commissioner Perez, Seconded by Commissioner Gonzalez. Mayor Babb called for questions. Motion passed unanimously. Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin, Commissioner Gonzalez, Commissioner Perez

Commissioner Boldin presented Ms. Annie Ifill (Healthier Glades) with June Business of the Month.

F. CONSENT AGENDA

1. June 27, 2023 City Commission Meeting Minutes

2. RESOLUTION 2023 - 34 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, APPROVING THE CITY CLERK APPOINTMENT OF NYLENE CLARKE AS THE DEPUTY CLERK.

3. RESOLUTION 2023 - 36 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE POLLING LOCATION AGREEMENT FORM BETWEEN PALM BEACH COUNTY SUPERVISOR OF ELECTIONS AND THE CITY OF PAHOKEE.

4. RESOLUTION 2023 - 37 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN REBEL RECOVERY FLORIDA INC AND THE CITY OF PAHOKEE FOR MOBILE HEALTH SUPPORT SERVICES; PROVIDING FOR AN EFFECTIVE DATE.

Motion made by Commissioner Perez to approve Consent Agenda Items, Seconded by Commissioner Boldin. Mayor Babb called for questions. Motion passed unanimously. Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin, Commissioner Gonzalez, Commissioner Perez

G. OLD BUSINESS (*discussion of existing activities or previously held events, if any*)

None.

H. PUBLIC HEARINGS AND/OR ORDINANCES

1. ORDINANCE 2023 - 6 (first reading) AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, SETTING THE CITY OF PAHOKEE'S MUNICIPAL ELECTION FOR MARCH 19, 2024 TO BE HELD CONCURRENTLY WITH THE STATE OF FLORIDA'S PRESIDENTIAL PREFERENCE PRIMARY ELECTION; SETTING QUALIFYING DATES; PROVIDING FOR REPRESENTATIONS AND PROVIDING AN EFFECTIVE DATE.

Mrs. Norris-Weeks read Ordinance 2023 - 06 into the record.

Public Hearing Opens 6:48pm

Mr. Love is not in favor of Ordinance 2023 - 06.

Mr. is not in favor of Ordinance 2023 - 06.

Public Hearing Closed 6:51pm

Motion made by Vice Mayor Murvin to approve Ordinance 2023 - 06, Seconded by Commissioner Boldin. Mayor Babb called for questions. Motion passed unanimously. Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin, Commissioner Gonzalez, Commissioner Perez

I. RESOLUTION(S)

- I. RESOLUTION 2023 - 45 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, APPROVING TOM KRIPS CONSTRUCTION, INC. FOR EMERGENCY REPAIR SERVICES PERTAINING TO MARINA DOCKS D, E AND F PURSUANT TO A CERTAIN CONSENT ORDER AND TEMPORARY USE AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA AND THE CITY OF PAHOKEE, FLORIDA; ACCEPTING THE REPAIR QUOTE ATTACHED HERETO AS EXHIBIT "A"; AUTHORIZING THE CITY MANAGER TO TAKE NECESSARY ACTION TO ENTER INTO AN AGREEMENT IN A CONTRACT FORM ACCEPTABLE TO THE CITY ATTORNEY; PROVIDING FOR ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE (*moved up on the agenda*).

Mrs. Norris-Weeks read Resolution 2023 - 45 into the record.

Mr. Lucas gave a brief explanation of Resolution 2023 - 45.

Motion made by Vice Mayor Murvin to approve Resolution 2023 - 45, Seconded by Commissioner Boldin. Mayor Babb called for questions. A discussion ensued. Motion passed 3-2.

Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin

Voting Nay: Commissioner Gonzalez, Commissioner Perez

- A. RESOLUTION 2023 - 35 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, SETTING THE PROPOSED MILLAGE RATE FOR FISCAL YEAR 2023-2024 PURSUANT TO SECTION 200.065, FLORIDA STATUTES, TOGETHER WITH A ROLLED-BACK RATE; ESTABLISHING THE DATE, TIME AND PLACE OF PUBLIC HEARINGS TO CONSIDER THE PROPOSED MILLAGE RATE AND THE TENTATIVE BUDGET FOR FISCAL YEAR 2023-2024; PROVIDING FOR DIRECTIONS TO THE CITY CLERK; PROVIDING FOR AN EFFECTIVE DATE.

Mrs. Norris-Weeks read Resolution 2023 - 35 into the record.

Mr. Lucas gave a brief explanation of Resolution 2023 - 35.

Motion made by Commissioner Boldin, Seconded by Vice Mayor Murvin. Mayor Babb called for questions. Motion passed unanimously.

Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin,
Commissioner Gonzalez, Commissioner Perez

- B. RESOLUTION 2023 - 38 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING A CITY OF PAHOKEE FACILITY EVENT SPACE RENTAL APPLICATION AND RATES FOR FOR MARINA AND CITY FACILITY RENTALS, ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR AN EFFECTIVE DATE.

Mrs. Norris-Weeks read Resolution 2023 - 38 into the record.

Mr. Lucas gave a brief explanation of Resolution 2023 - 38.

Motion made by Vice Mayor Murvin to amend Resolution 2023 - 38 to included add more payment options, repast section deposit \$150, residential \$150, \$25 application fee and four (4) hours with an hour before and an hour post, and extenuating circumstance with the City Manager's discretion. Seconded by Commissioner Boldin. Mayor Babb called for questions. A discussion ensued. Motion passed unanimously.

Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin,
Commissioner Gonzalez, Commissioner Perez

- C. RESOLUTION 2023 - 39 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, ADOPTING A PER DIEM TRAVEL EXPENSE POLICY PURSUANT TO THE U.S. GENERAL SERVICES ADMINISTRATION (GSA) RATES FOR TRANSPORTATION AND MEALS FOR CITY OFFICIALS AND EMPLOYEES; PROVIDING FOR AUTHORIZATION AND IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Mrs. Norris-Weeks read Resolution 2023 - 39 into the record.

Mr. Lucas gave a brief explanation of Resolution 2023 - 39.

Motion made by Vice Mayor Murvin to approve Resolution 2023 - 39, Seconded by Commissioner Gonzalez. Mayor Babb called for questions. A discussion ensued. Motion amended to Table Resolution 2023 - 39. Motion passed unanimously.

Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin,
Commissioner Gonzalez, Commissioner Perez

- D. RESOLUTION 40 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, APPROVING CHANGE ORDER NO. 23 TO THE CONTRACT WITH ROSSO SITE DEVELOPMENT, INC. PERTAINING TO A TIME EXTENTION FOR THE BARFIELD HIGHWAY RECONSTRUCTION PROJECT, AS SET FORTH IN EXHIBIT"A"; PROVIDING FOR AN EFFECTIVE DATE.

Mrs. Norris-Weeks read Resolution 2023 - 40 into the record.

Mr. Lucas gave a brief explanation of Resolution 2023 - 40.

Motion made by Commissioner Boldin to approve Resolution 2023 - 40, Seconded by Vice Mayor Murvin. Mayor Babb called for questions. A discussion ensued. Motion passed 3-2.

Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin
Voting Nay: Commissioner Gonzalez, Commissioner Perez

- E. RESOLUTION 2023 - 41 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT AGREEMENT BETWEEN A QUALIFIED APPLICANT AND THE CITY OF PAHOKEE FOR THE ARPA NOT-FOR-PROFIT SUBRECIPIENT GRANT PROGRAM; PROVIDING FOR AN EFFECTIVE DATE.

Mrs. Norris-Weeks read Resolution 2023 - 41 into the record.

Mr. Lucas gave a brief explanation of Resolution 2023 - 41.

Motion made by Commissioner Gonzalez to approve Resolution 2023 - 41, Seconded by Commissioner Perez. Mayor Babb called for questions. A discussion ensued. Motion passed unanimously.

Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Gonzalez

Voting Nay: Commissioner Perez

Voting Abstaining: Commissioner Boldin

- F. RESOLUTION 2023 - 42 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE GRANT AGREEMENTS BETWEEN QUALIFIED APPLICANTS AND THE CITY OF PAHOKEE FOR THE CITY'S MINOR HOME REPAIR PROGRAM; PROVIDING FOR AN EFFECTIVE DATE.

Mrs. Norris-Weeks read Resolution 2023 - 42 into the record.

Mr. Lucas gave a brief explanation of Resolution 2023 - 42.

Motion made by Commissioner Perez to approved Resolution 2023 - 42, Seconded by Commissioner Gonzalez. Mayor Babb called for questions. A discussion ensued. Motion passed unanimously.

Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin,

Commissioner Gonzalez, Commissioner Perez

- G. RESOLUTION 2023 - 43 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE GRANT AGREEMENTS BETWEEN QUALIFIED APPLICANTS AND THE CITY OF PAHOKEE FOR THE CITY'S SMALL BUSINESS DEVELOPMENT PROGRAM; PROVIDING FOR AN EFFECTIVE DATE.

Mrs. Norris-Weeks read Resolution 2023 - 43 into the record.

Mr. Lucas gave a brief explanation of Resolution 2023 - 43.

Motion made by Commissioner Boldin to approve Resolution 2023 -43, Seconded by Commissioner Perez. Mayor Babb called for questions. A discussion ensued. Motion passed unanimously.

Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin,

Commissioner Gonzalez, Commissioner Perez

- H. RESOLUTION 2023 - 44 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE GRANT AGREEMENTS BETWEEN QUALIFIED APPLICANTS AND THE CITY OF PAHOKEE FOR THE COVID-19 RESIDENTIAL

UTILITIES AND RENTAL ASSISTANCE PROGRAM; PROVIDING FOR AN EFFECTIVE DATE.

Mrs. Norris-Weeks read Resolution 2023 - 44 into the record.

Mr. Lucas gave a brief explanation of Resolution 2023 - 44.

Motion made by Commissioner Perez to approve Resolution 2023 - 41, Seconded by Commissioner Boldin. Mayor Babb called for questions. A discussion ensued.

Motion passed unanimously.

Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin, Commissioner Gonzalez, Commissioner Perez

J. NEW BUSINESS (*presentation by city manager of activity or upcoming event, if any*)

1. Discussion and direction on the City Manager's Evaluation and Contract

Mr. Lucas gave a brief overview of his evaluation, accomplishments, and corrective actions.

Mayor Babb advised the commission has to comply with their ordinance in adjourn no later than ten o'clock.

Mrs. Norris-Weeks advised unfinished business will go on the next agenda as old business.

Commissioner Gonzalez exit meeting at 10:01 PM

Motion made by Commissioner Boldin to adjourn meeting due to time restrains, Seconded by Commissioner Perez. Mayor Babb called for questions. Motion passed unanimously.

Voting Yea: Mayor Babb, Vice Mayor Murvin, Commissioner Boldin, Commissioner Perez

Absent: Commissioner Gonzalez

All other business will be discussed at the next meeting under old business, Mayor Babb adjourned the meeting at 10:04 PM.



ATTEST: Tijauna Warner, City Clerk



Keith W. Babb, Jr., Mayor

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Boldin - Derrick - Demetris</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>City of Pahokee City Commission</i>	
MAILING ADDRESS <i>1528 Singletary Ave.</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY <i>Pahokee, FL. 33476</i>	COUNTY <i>Palm Beach</i>	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED <i>7/25/23</i>		NAME OF POLITICAL SUBDIVISION: <i>Nonpartisan</i>	
		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Derrick Boldin, hereby disclose that on July 25th, 20 23 :

(a) A measure came or will come before my agency which (check one or more)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____ ;
- inured to the special gain or loss of my relative, Christine Boldin (Boldin Community Impact) ;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

My mother, Christine Boldin, is the owner of Boldin Community Impact (Non-profit organization). I work as a facilitator with the organization on occasion.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

7/26/23
Date Filed


Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.