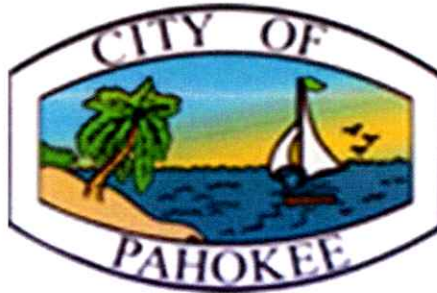


# CITY OF PAHOKEE



## MINUTES

**City Commission Regular Meeting**  
Tuesday, December 13, 2022, 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  
Vacant, Finance/Human Resources Director

[TENTATIVE: SUBJECT TO REVISION]

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## 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 at 6:13 PM

Commissioner Sara Perez

Rodney D. Lucas, City Manager

Burnadatte Norris-Weeks, City Attorney via phone at 6:11 PM (and later arrived in person)

Nylene Clarke, Executive Assistant (Acting City Clerk)

### D. ADDITIONS, DELETIONS, AND APPROVAL OF AGENDA ITEMS:

Motion made by Vice Mayor Murvin to approve the agenda with the addition of Resolution 2022 - 65 and Resolution 2022 - 66. Duly seconded by Commissioner Boldin and passed 3-1.

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

Voting Nay: 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)*

Samuel McKinstry asked questions regarding the marina, City equipment, cell towers, property adjacent to the cemetery, and a fire lane issue.

Kevin Brown, with the Smith & Moore Family Teen Center, provided information regarding programs that will be offered at the schools in Pahokee. Anthony Davis, Director of Operations for the Boys & Girls Club of Pam Beach County, expounded on the information. Discussion ensued.

Robert Love commented regarding vacancies in the City.

1. Presentation - PBSO

Lieutenant Mugridge provided the year-to-date stats for Pahokee.

2. Proclamation - Kirk Patrick

The proclamation was read into the record by Ms. Clarke.

Mayor Babb led the City Commission in presenting the proclamation to Mr. Kirk Patrick.

### F. CONSENT AGENDA

1. November 22, 2022 Regular Meeting Minutes

2. November 28, 2022 Special Meeting Minutes

Motion made by Vice Mayor Murvin to approve the Consent Agenda. Duly seconded by Commissioner Boldin and 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)*

1. Update - City Projects

Jongelene Adams, Deputy City Manager, provided the update on City projects. Discussion ensued.

2. Discussion and direction for City-wide beautification

Mr. Lucas provided an overview of the item. Discussion ensued.

Motion made by Commissioner Boldin to move forward with the beautification project (final cost to be brought back for approval) and also include cemetery and blight program. Duly seconded by Commissioner Gonzalez and passed unanimously.

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

3. Discussion and direction for ARPA

Mr. Lucas provided an overview of the item. Discussion ensued.

Motion made by Commissioner Perez to table this item until the next Regular Commission Meeting and in the interim, have a Town Hall. Duly seconded by Commissioner Boldin and passed unanimously.

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

#### **H. PUBLIC HEARING(S)**

None.

#### **I. RESOLUTION(S)**

1. RESOLUTION 2022 - 63 RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE FLORIDA, FOR APPROVAL OF CHANGE ORDER NO. 16 TO RESOLUTION #2021-02 PERTAINING TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), CONTRACT G-1753, FM# 442030-01-54-1, BARFIELD HIGHWAY RECONSTRUCTION PROJECT AS SET FORTH IN EXHIBIT "A"; PROVIDING FOR AN EFFECTIVE DATE.

The resolution was read into the record by Attorney Norris-Weeks and explained by Mr. Lucas. Discussion ensued.

Motion made by Commissioner Boldin to approve Resolution 2022 - 63. Duly seconded by Vice Mayor Murvin and passed unanimously.

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

2. RESOLUTION 2022 - 64 RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE FLORIDA, FOR APPROVAL OF CHANGE ORDER NO. 17 TO RESOLUTION #2021-02 PERTAINING TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), CONTRACT G-1753, FM# 442030-01-54-1,

BARFIELD HIGHWAY RECONSTRUCTION PROJECT AS SET FORTH IN EXHIBIT “A”; PROVIDING FOR AN EFFECTIVE DATE.

The resolution was read into the record by Attorney Norris-Weeks and explained by Mr. Lucas. Discussion ensued.

Motion made by Commissioner Boldin to approve Resolution 2022 - 64. Duly seconded by Vice Mayor Murvin and passed unanimously.

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

3. RESOLUTION 2022 - 65 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE FLORIDA, FOR APPROVAL OF CHANGE ORDER NO. 1 TO RESOLUTION 2022-43 PERTAINING TO PHASE I SIDEWALK INSTALLATION AND REPLACEMENT OF NEW SIDEWALKS CONTRACT AS SET FORTH IN EXHIBIT “A”; PROVIDING FOR AN EFFECTIVE DATE.

The resolution was read into the record by Attorney Norris-Weeks and explained by Mr. Lucas. Discussion ensued.

Motion made by Vice Mayor Murvin to approve Resolution 2022 - 65. Duly seconded by Commissioner Gonzalez and passed unanimously.

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

4. RESOLUTION 2022 - 66 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE FLORIDA, FOR APPROVAL OF “2” SBW & ASSOCIATES, INC CONTRACT AGREEMENT FOR THE RFP 2022-02 FOR PROJECT 647 - DEMOLITION CONTRACTOR FOR THE OLD HOUSE ON BACOM POINT AS SET FORTH IN EXHIBIT “A”; PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Perez recused herself from this item, due to a conflict of interest (see attached Form 8B), and voluntarily exited the meeting for the discussion of the item.

The resolution was read into the record by Attorney Norris-Weeks and explained by Mr. Lucas. Discussion ensued.

Motion made by Commissioner Boldin to approve Resolution 2022 - 66. Duly seconded by Vice Mayor Murvin and passed 3-1.

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

Voting Nay: Commissioner Gonzalez

Voting Abstaining: Commissioner Perez

**J. NEW BUSINESS:**

*(Conversation about an activity or event upcoming, if any)*

None.

**K. REPORT OF THE MAYOR**

Mayor Babb discussed recent death of residents, and recent/upcoming events.

**L. REPORT OF THE CITY MANAGER**

Mr. Lucas announced that he would like to move forward with the release of 3.3% COLA for the employees, in lieu of bonuses, and discussed an upcoming event.

**M. REPORT OF THE CITY ATTORNEY**

None.

**N. COMMISSIONER COMMENTS**

Commissioner Gonzalez extended thanks to PBSO for the event they hosted.

Commissioner Boldin discussed the progress in Pahokee and expressed the importance of protecting the progress.

Commissioner Perez bid all a happy holiday and encourage all to remember the reason for the season.

Vice Mayor Murvin inquired about illegal dumping in commercial dumpsters and discussion ensued. She echoed Commissioner Boldin's sentiments regarding progress.

**O. FOR THE GOOD OF THE ORDER**

*(Community events, feel good announcements)*

None.

**P. ADJOURN (BY MOTION AND APPROVAL OF MAJORITY PRESENT)**

Motion made by Commissioner Perez to adjourn the meeting. Duly seconded by Commissioner Gonzalez and passed unanimously.

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

There being no further business to discuss, Mayor Babb adjourned the meeting at 8:34 PM.



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ATTEST: Nylene Clarke, Acting City Clerk



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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>Perez, Sara Luisa</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>City Commissioner</i>
MAILING ADDRESS <i>691 East Main Street</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY      COUNTY <i>Pahokee      Palm Beach</i>	NAME OF POLITICAL SUBDIVISION: <i>City of Pahokee</i>
DATE ON WHICH VOTE OCCURRED <i>12/13/2022</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, Sara L. Perez, hereby disclose that on 12/13/2022, 20   :

(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, \_\_\_\_\_ ;
- 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:

*BID award For demolition  
Big Dog Express one of bidder, my husband.*

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.

12/13/22  
Date Filed

Sara Perez  
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.