

CITY OF PAHOKEE



AGENDA

City Commission Regular Meeting
Tuesday, October 24, 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
Tijauna Warner, City Clerk
Burnadette Norris-Weeks, Esq., City Attorney
Joseph R. Martin, Interim Director of Finance

[TENTATIVE: SUBJECT TO REVISION]

AGENDA

- A. CALL TO ORDER**
- B. INVOCATION AND PLEDGE OF ALLEGIANCE**
- C. ROLL CALL**
- D. ADDITIONS OF EMERGENCY BASIS FROM CITY MANAGER, DELETIONS AND APPROVAL OF AGENDA ITEMS**
- 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)

- 1. Florida League of Cities John Land Years of Service Award Mayor Keith W. Babb, Jr.
- Eryn Russell, Membership Programs Specialist
- [2.](#) Proclamation - Honoring Mr. Alvin "AJ" Johnson for 35 Years of Service
- [3.](#) October Business of the Month - Riguez Barbershop
- 4. AECOM - Mr. Daniel J. Levy, P.G. and Dr. Byron Winston

- F. CONSENT AGENDA**

- [1.](#) October 10, 2023 City Commission Meeting Minutes
- [2.](#) RESOLUTION 2023 - 65 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, APPROVING THE PAHOKEE MIDDLE/SENIOR HIGH SCHOOL 2023 HOMECOMING PARADE AND AUTHORIZING AN APPLICATION FOR A PARADE PERMIT FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION; PROVIDING FOR ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE.

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

- H. PUBLIC HEARINGS AND/OR ORDINANCES**

- [A.](#) ORDINANCE 2023 - 07 (second reading) AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AMENDING CHAPTER 2, ARTICLE II, SECTION 2-26(F)(1) OF THE CITY OF PAHOKEE'S CODE OF ORDINANCES ENTITLED "CITY COMMISSION DISCUSSION" TO LIMIT DEBATE TO TWO MINUTES WITH AN OPPORTUNITY FOR A ONE (1) MINUTE REBUTTAL; AMENDING ARTICLE II, SECTION 2-26 (G)(1) ENTITLED "CITIZEN'S RIGHTS" TO PROHIBIT YIELDING TIME TO ANOTHER SPEAKER; RENUMBERING AND REORDERING AS NECESSARY; PROVIDING FOR AN EFFECTIVE DATE.

- I. RESOLUTION(S)**

- [A.](#) RESOLUTION 2023 - 66 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.

B. RESOLUTION 2023 - 67 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA RATIFYING THE CITY MANAGER’S EXECUTION OF AMENDMENT NO. 1 TO GRANT AGREEMENT NO. L2104 BETWEEN THE CITY OF PAHOKEE AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, ATTACHED HERETO AS EXHIBIT “A”; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE.

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

1. Discussion and direction of AECOM Potential Proposal

K. REPORT OF THE MAYOR

L. REPORT OF THE CITY MANAGER

M. REPORT OF THE CITY ATTORNEY

N. FUTURE AGENDA ITEMS OF COMMISSIONERS, IF ANY

O. COMMISSIONER COMMENTS AND FOR THE GOOD OF THE ORDER (*community events, feel good announcements, if any*)

P. ADJOURN

Any citizen of the audience wishing to appear before the City Commission to speak with reference to any agenda or non-agenda item must complete the “Request for Appearance and Comment” form and present completed form to the City Clerk prior to commencement of the meeting.

Should any person seek to appeal any decision made by the City Commission with respect to any matter considered at this meeting, such person will 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. Reference: Florida Statutes 286.0105)

In accordance with the provisions of the Americans with Disabilities Act (ADA), this document can be made available in an alternate format upon request. Special accommodations can be provided upon request with three (3) days advance notice of any meeting, by contacting City Clerk Tijauna Warner at Pahokee City Hall, 207 Begonia Dr. Pahokee, FL 33476 Phone: (561) 924-5534. If hearing impaired, telephone the Florida Relay Service Number, 800-955-8771 (TDD) or 800-955-8770 (Voice), for assistance. (Reference: Florida Statutes 286.26).

Proclamation



***WHEREAS**, Alvin "AJ" Johnson was born and raised in Pahokee, Florida, and is the first of three (3) children; and*

***WHEREAS**, he attended school in Pahokee, from elementary school to high school; and*

***WHEREAS**, in 1988, Mr. Johnson sought and obtained employment with the City of Pahokee. He spent six (6) years in the Public Works Department before transitioning to the Parks and Recreation Department; and*

***WHEREAS**, his heart was always with the Public Works Department; therefore, he transitioned back to Public Works, where he honed his skills and worked his way up; and*

***WHEREAS**, on June 13, 2006, the City Commission, via Resolution 2006-32, accepted a personal donation of the first 50 flags, from Mr. Johnson, in support of the Community Relations Board's campaign to acquire American Flags; and*

***WHEREAS**, effective July 29, 2009, Mr. Johnson's hard work paid off and he was promoted to Director of Public Works; and*

***WHEREAS**, it is evident that Mr. Johnson is committed to the city, as this year marks 35 years since he first began his journey with the City of Pahokee.*

***NOW, THEREFORE**, I, Keith W. Babb, Jr., Mayor of the City of Pahokee, Florida, on behalf of the City Commission, hereby honor Mr. Alvin "AJ" Johnson for 35 years of service with the City of Pahokee, and encourage the residents to show their appreciation.*

In official recognition whereof, I hereunto set my hand and caused the seal of Pahokee to be affixed this 24th day of October 2023.

Keith W. Babb, Jr.
Mayor Keith W. Babb, Jr.



Clara Murain
Vice Mayor Clara Murvin

Juan Gonzalez
Commissioner Juan Gonzalez

Derrick Boldin
Commissioner Derrick Boldin

Sara Perez
Commissioner Sara Perez

BUSINESS OF THE MONTH



This certificate is awarded to

RIQUEZ BARBERSHOP

385 BACOM POINT ROAD, PAHOKEE, FL 33476

In recognition of outstanding service to the community

Presented this 24th day of October 2023

Keith W. Babb, Jr.

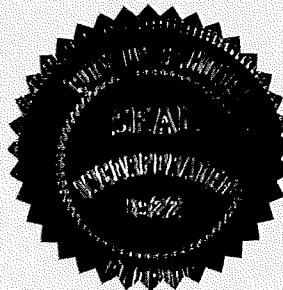
Mayor Keith W. Babb, Jr.

Derrick Boldin

Commissioner Derrick Boldin

Sara Perez

Commissioner Sara Perez



Clara M. Murvin

Vice Mayor Clara M. Murvin

Juan Gonzalez

Commissioner Juan Gonzalez

Rodney D. Lucas

Rodney D. Lucas, City Manager

CITY OF PAHOKEE



MINUTES

City Commission Regular Meeting
Tuesday, October 10, 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
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 Vice Mayor Murvin at 6:09 PM.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Ms. Ida Pringle led the invocation, followed by the Pledge of Allegiance.

C. ROLL CALL

PRESENT

Mayor Keith W. Babb, Jr. (via telephone)

Vice Mayor Clara Murvin

Commissioner Derrick Boldin

Commissioner Juan Gonzalez

Commissioner Sara Perez

Rodney D. Lucas, City Manager

Burnadette Norris-Weeks, City Attorney

Nylene Clarke, Deputy Clerk

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

None.

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)

Vaugh Jones inquired about the ARPA program. Discussion ensued.

Former Commissioner Allie Biggs read a letter, in regard to the recent Palm Beach County Office of Inspector General (OIG) Report.

Annie Ifill provided a public service announcement on a Domestic Violence Campaign and upcoming events.

Ida Pringle commented on the splashpad, the restroom at the park, obtaining a ramp, and the ARPA funds. Discussion ensued.

Robert Love commented in regard to yielding time, Barfield Highway, and previous management.

Joann Culberson commented in opposition to Ordinance 2023 - 07, the fence around the field, tractors on the road, mentioned previous management, and commented regarding the restroom at the park.

Carlos Lammons, representative of the Baby Blue Devils, thanked the City for its services and commented in support of the fence around the field.

Alphonso Smith, Jr., representative of the Baby Blue Devils, commented in support of the fence around the field.

1. Proclamation - Proclaiming October 2023 as Breast Cancer Awareness Month

Attorney Norris-Weeks read the proclamation into the record.

Motion made by Vice Mayor Murvin to approve the Proclamation Proclaiming October 2023 as Breast Cancer Awareness Month. Duly seconded by Commissioner Boldin and passed unanimously.

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

F. CONSENT AGENDA

1. September 26, 2023 City Commission Meeting Minutes
2. RESOLUTION 2023 - 63 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, EXPRESSING SUPPORT FOR THE EXTENSION AND CONTINUATION OF THE PALM BEACH COUNTY ONE-CENT SALES SURTAX TO FUND LOCAL INFRASTRUCTURE PROJECTS THROUGH DECEMBER 21, 2036; AUTHORIZING EXPRESSING SUPPORT OF ONE CENT SALES TAX; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.
3. RESOLUTION 2023 - 64 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, EXPRESSING THE INTENT OF THE CITY COMMISSION THAT THE AGENDA AND COMMISSION LEGISLATIVE AGENDA ITEMS BE SUBMITTED TO ALL CITY COMMISSIONERS AT LEAST FIVE (5) BUSINESS DAYS PRIOR TO A REGULAR CITY COMMISSION MEETING; PROVIDING AN EFFECTIVE DATE.

Motion made by Commissioner Boldin for approval of the Consent Agenda. Duly seconded by Mayor Babb and passed (4-1).

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

Voting Nay: 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 - 07 (first reading) AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AMENDING CHAPTER 2, ARTICLE II, SECTION 2-26(F)(1) OF THE CITY OF PAHOKEE'S CODE OF ORDINANCES ENTITLED "CITY COMMISSION DISCUSSION" TO LIMIT DEBATE TO TWO MINUTES WITH AN OPPORTUNITY FOR A ONE (1) MINUTE REBUTTAL; AMENDING ARTICLE II, SECTION 2-26 (G)(1) ENTITLED "CITIZEN'S RIGHTS" TO PROHIBIT YIELDING TIME TO ANOTHER SPEAKER; RENUMBERING AND REORDERING AS NECESSARY; PROVIDING FOR AN EFFECTIVE DATE.

Ordinance 2023 - 07 was read into the record by Attorney Norris-Weeks and explained by Mr. Lucas.

Public Hearing opened at 6:48 PM for public comment.

Former Commissioner Regina Bohlen expressed concern with the section limiting Commissioners to two (2) minutes.

Robert Love expressed concern with the section limiting Commissioners to two (2) minutes and the yielding of time.

Joann Culberson commented in opposition to Ordinance 2023 - 07.

Loletha Kimes commented in opposition to limiting the Commissioner to two (2) minutes.

Public Hearing closed at 6:55 PM.

Motion made by Commissioner Boldin to approve Ordinance 2023 - 07 (First Reading).

Duly seconded by Vice Mayor Murvin and passed (3-2).

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

Voting Nay: Commissioner Gonzalez, Commissioner Perez

I. RESOLUTION(S)

1. RESOLUTION 2023 - 62 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE AN EMERGENCY AGREEMENT BETWEEN CLIMATROL QUALITY ALUMINUM PRODUCTS AND THE CITY OF PAHOKEE FOR THE INSTALLATION OF FENCING; PROVIDING FOR AN EFFECTIVE DATE.

Resolution 2023 - 62 was read into the record by Attorney Norris-Weeks and explained by Mr. Lucas. Discussion ensued.

Motion made by Commissioner Perez to approve Resolution 2023 - 62. Duly seconded by Commissioner Boldin and 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 legislative priorities

Mr. Lucas provided an overview of the item and requested for each Commissioner to submit their top five (5) priorities back to him by October 12, 2023. Additionally, an update on the memorial benches was provided. Discussion ensued.

K. REPORT OF THE MAYOR

None.

L. REPORT OF THE CITY MANAGER

Cancellation of the November 28, 2023 City Commission Meeting, due to the FLC 2023 Legislative Conference.

Motion made by Commissioner Boldin to cancel the November 28, 2023 City Commission Meeting. Duly seconded by Vice Mayor Murvin and passed unanimously.

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

Mr. Lucas provided updates on City projects and announced upcoming events.

M. REPORT OF THE CITY ATTORNEY

None.

N. FUTURE AGENDA ITEMS OF COMMISSIONERS, IF ANY

Discussion ensued regarding a recent incident pertaining to youth football and honorees for Veterans Day. No vote(s) was/were conducted.

O. COMMISSIONER COMMENTS AND FOR THE GOOD OF THE ORDER (*community events, feel good announcements, if any*)

Each present commissioner provided their respective comment(s). Discussion ensued.

P. ADJOURN

Motion made by Commissioner Boldin to adjourn the meeting. Duly seconded by Vice Mayor Murvin and passed unanimously.

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

There being no further business to discuss, Vice Mayor Murvin adjourned the meeting at 8:08 PM.

Keith W. Babb, Jr., Mayor

ATTEST: Nylene Clarke, Deputy Clerk



AGENDA

MEMORANDUM

TO: HONORABLE MAYOR & CITY COMMISSIONERS

VIA: RODNEY LUCAS, CITY MANAGER

FROM: Tijauna Warner, CMC, City Clerk

SUBJECT: Pahokee Middle/Senior High 2023 Homecoming Parade

DATE: 30 September 2023

GENERAL SUMMARY/BACKGROUND:

Pahokee Middle/Senior High host the annual homecoming parade in the City of Pahokee, it's a time for the city to celebrate and showcase the work of the students and staff.

BUDGET IMPACT: N/A

LEGAL NOTE: N/A

STAFF RECOMMENDATION:

The City Clerk Department recommends approving Resolution 2023 - 65.

ATTACHMENTS:

Resolution 2023 – 65

RESOLUTION 2023 - 65

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, APPROVING THE PAHOKEE MIDDLE/SENIOR HIGH SCHOOL 2023 HOMECOMING PARADE AND AUTHORIZING AN APPLICATION FOR A PARADE PERMIT FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION; PROVIDING FOR ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Pahokee Middle/Senior High School desires to hold a 2023 Homecoming Parade on November 1, 2023 at 2:00 p.m.; and

WHEREAS, in order for the Homecoming Parade to be held, a permit from the Florida Department of Transportation (“FDOT”) is required to close the roads along the route set forth on attached Exhibit “A;” and

WHEREAS, the City Commission of the City of Pahokee (“City Commission”) desires to approve a homecoming parade and further desires to authorize an application to be completed with the Florida Department of Transportation; and

WHEREAS, in order to secure a permit, the Florida Department of Transportation requires a formal Resolution from the City Commission showing approval of the Homecoming Parade.

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. Approval of Parade. The City Commission hereby approves the Homecoming Parade to be held by Pahokee Middle/Senior High School on November 1, 2023 at 2:00 p.m.

Section 3. Authorization of Permit Application. The City Commission hereby authorizes the application of a permit to be applied for from the Florida Department of Transportation for the Pahokee Middle/Senior High School Homecoming Parade.

Section 4. Effective Date. This Resolution shall be effective immediately upon its passage and adoption.

PASSED and **ADOPTED** this 24th day of October, 2023.

Keith W. Babb, Jr., Mayor

ATTEST:

Tijauna Warner, CMC, City Clerk

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

Burnadette Norris-Weeks, Esq.
City Attorney

Moved by: _____

Seconded by: _____

VOTE:

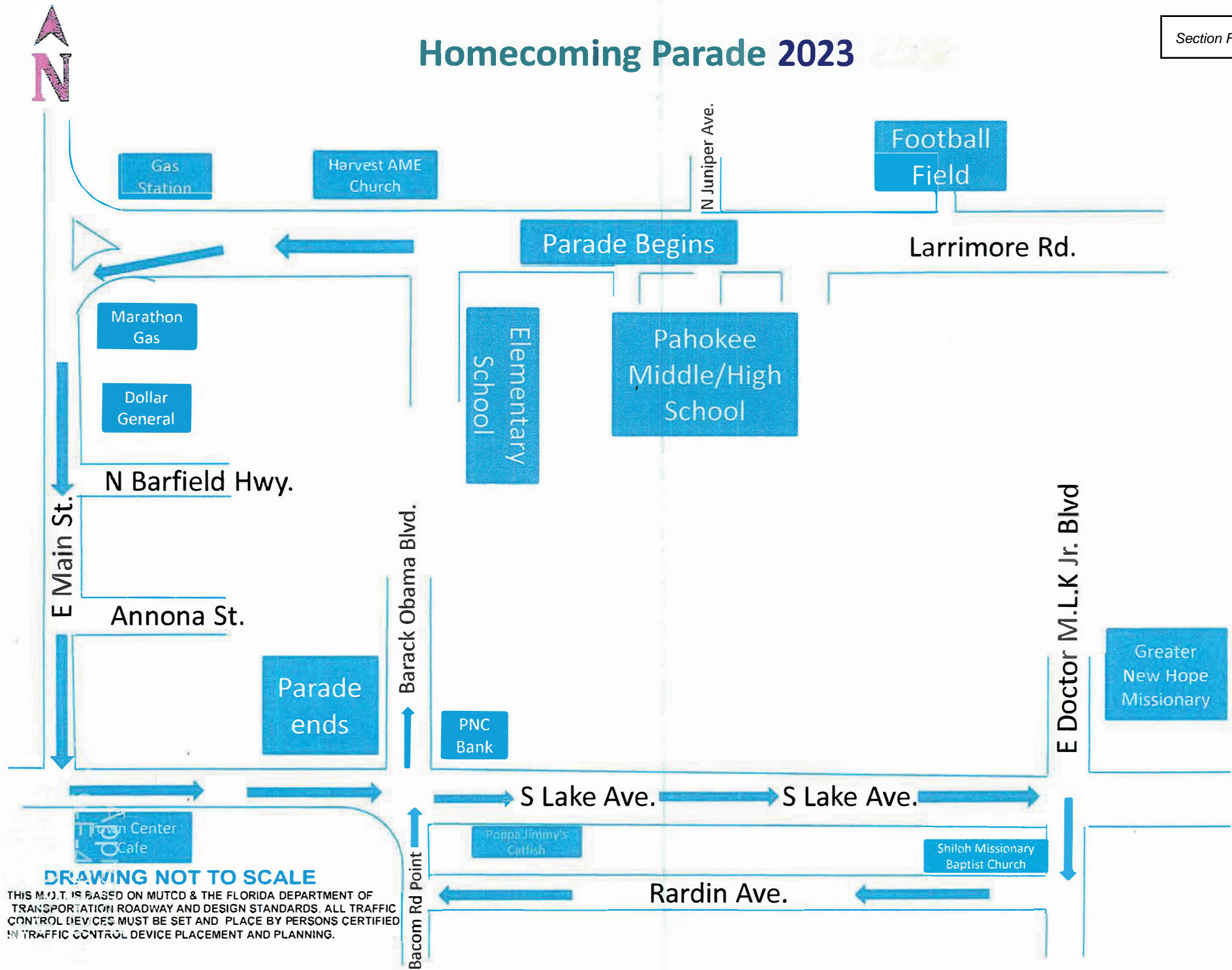
Commissioner Boldin	_____ (Yes)	_____ (No)
Commissioner Gonzalez	_____ (Yes)	_____ (No)
Commissioner Perez	_____ (Yes)	_____ (No)
Vice-Mayor Murvin	_____ (Yes)	_____ (No)
Mayor Babb	_____ (Yes)	_____ (No)

EXHIBIT "A"

Homecoming Parade

(attached)

Homecoming Parade 2023

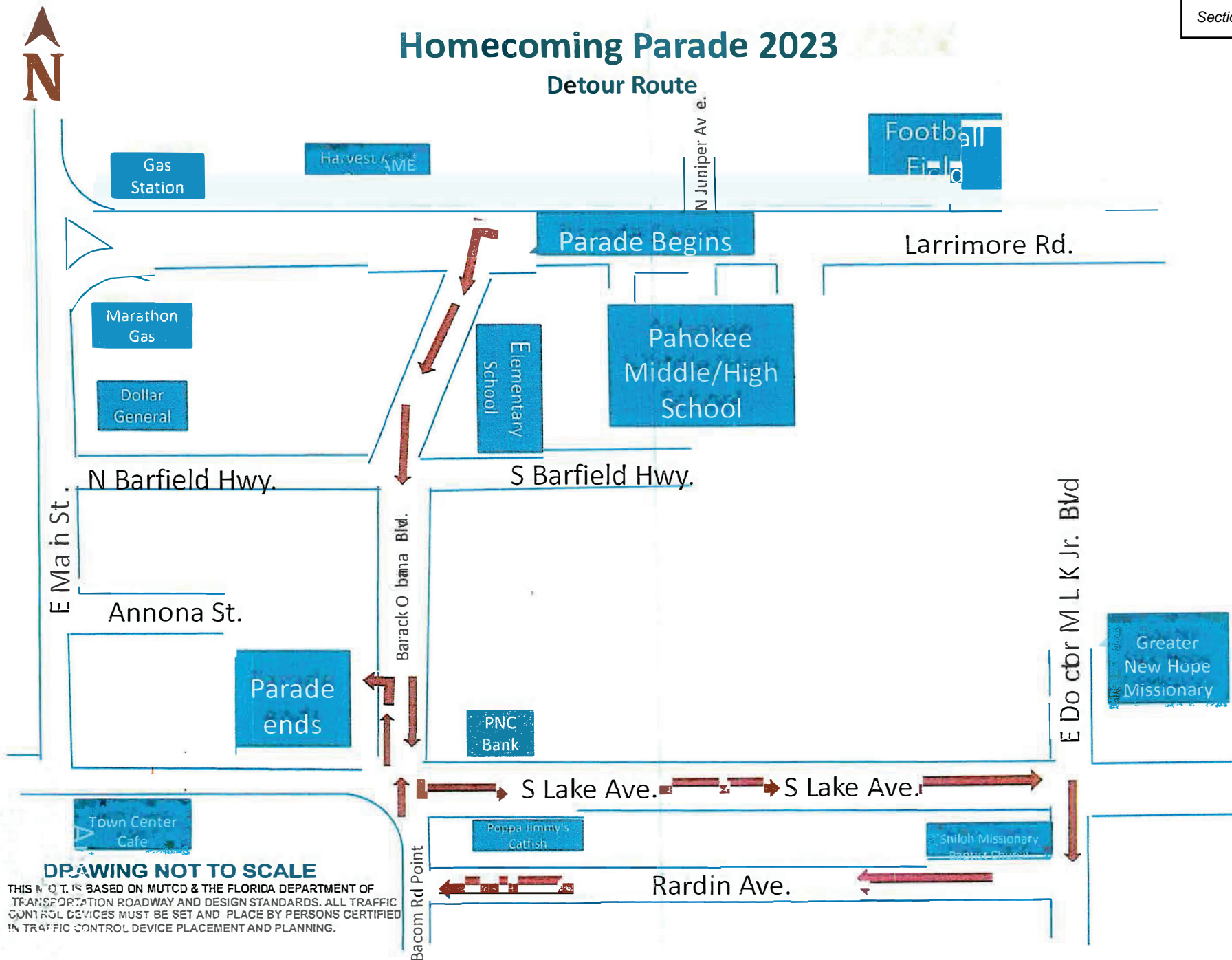


DRAWING NOT TO SCALE

THIS M.O.T. IS BASED ON MUTCD & THE FLORIDA DEPARTMENT OF TRANSPORTATION ROADWAY AND DESIGN STANDARDS. ALL TRAFFIC CONTROL DEVICES MUST BE SET AND PLACED BY PERSONS CERTIFIED IN TRAFFIC CONTROL DEVICE PLACEMENT AND PLANNING.

Homecoming Parade 2023

Detour Route

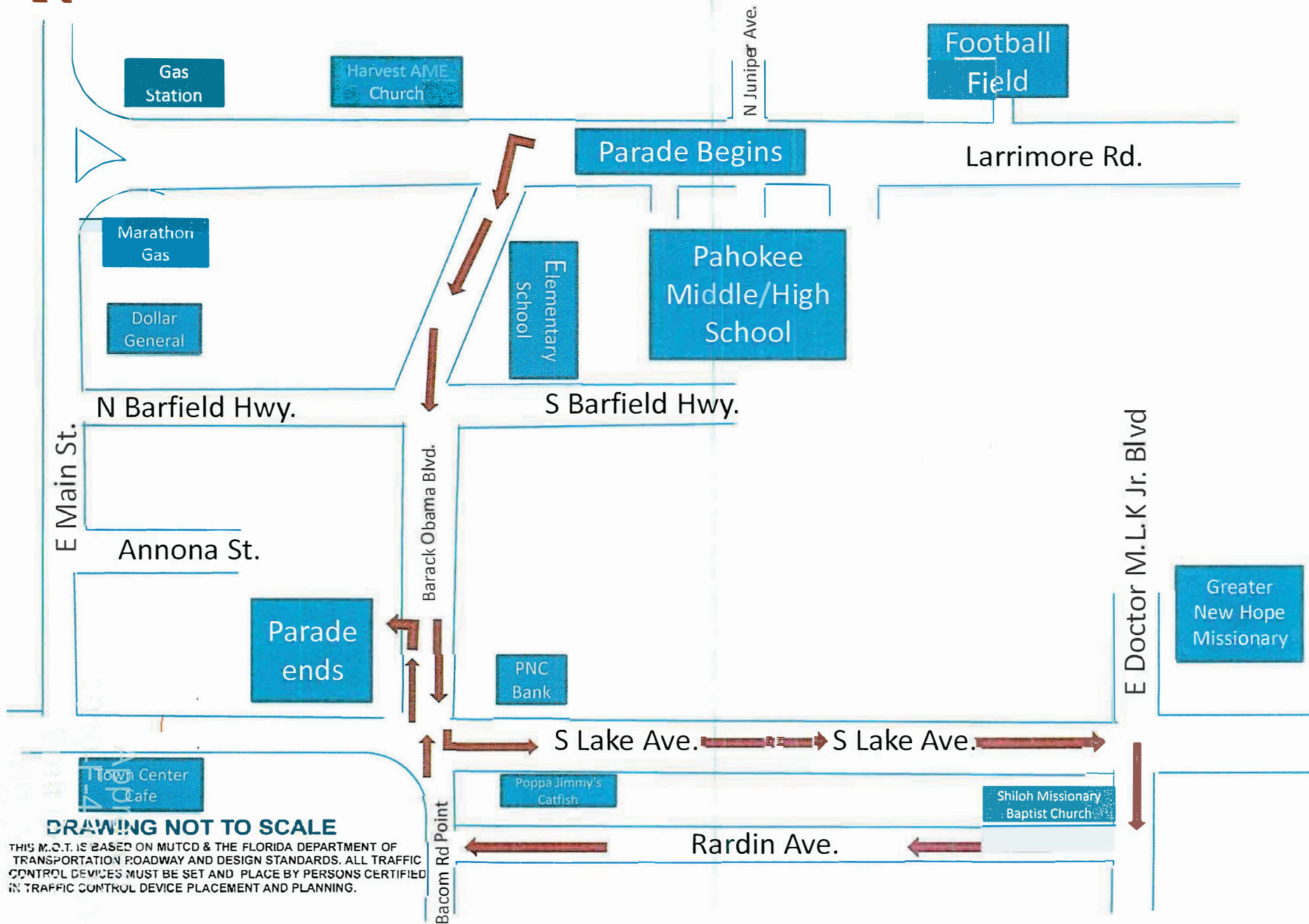




Homecoming Parade

Detour Route

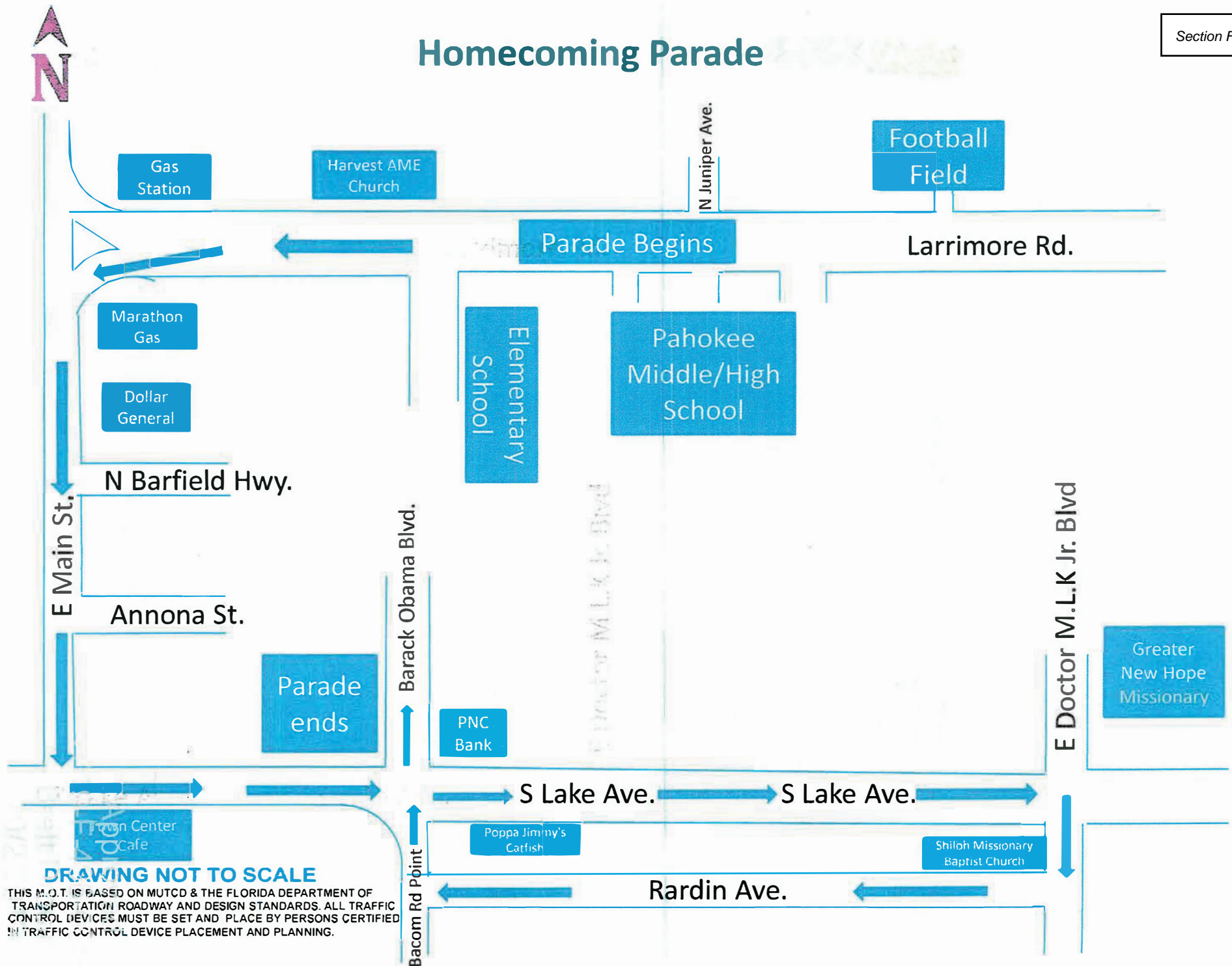
Section F, Item 2.



DRAWING NOT TO SCALE

THIS M.C.T. IS BASED ON MUTCD & THE FLORIDA DEPARTMENT OF TRANSPORTATION ROADWAY AND DESIGN STANDARDS. ALL TRAFFIC CONTROL DEVICES MUST BE SET AND PLACED BY PERSONS CERTIFIED IN TRAFFIC CONTROL DEVICE PLACEMENT AND PLANNING.

Homecoming Parade



DRAWING NOT TO SCALE

THIS M.O.T. IS BASED ON MUTCD & THE FLORIDA DEPARTMENT OF TRANSPORTATION ROADWAY AND DESIGN STANDARDS. ALL TRAFFIC CONTROL DEVICES MUST BE SET AND PLACED BY PERSONS CERTIFIED IN TRAFFIC CONTROL DEVICE PLACEMENT AND PLANNING.

ORDINANCE NO. 2023 - 07

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AMENDING CHAPTER 2, ARTICLE II, SECTION 2-26(F)(1) OF THE CITY OF PAHOKEE'S CODE OF ORDINANCES ENTITLED "CITY COMMISSION DISCUSSION" TO LIMIT DEBATE TO TWO MINUTES WITH AN OPPORTUNITY FOR A ONE (1) MINUTE REBUTTAL; AMENDING ARTICLE II, SECTION 2-26 (G)(1) ENTITLED "CITIZEN'S RIGHTS" TO PROHIBIT YIELDING TIME TO ANOTHER SPEAKER; RENUMBERING AND REORDERING AS NECESSARY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Pahokee ("City Commission") desires to revise its Rules of Procedure by amending Article II, Section 2-26(f)(1), of the City of Pahokee's Code of Ordinances to limit debate to two minutes for City Commissioners, with an opportunity for a one (1) minute rebuttal; and

WHEREAS, the City Commission desires to further revise its Rules of Procedure by amending Article II, Section 2-26(g)(1) of the City of Pahokee's Code of Ordinances to prohibit yielding time to another speakers; and

WHEREAS, the City Commission finds that it would operate more efficiently if revised Rules of Procedure were adopted and followed.

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

Section 1. Amending Section 2-26(f)(1) of the City of Pahokee Code of Ordinances entitled "City Commission Discussion", which shall be amended and shall read as follows, with all other provisions remaining the same unless set forth herein and shall read:

(f) *City commission discussion.*

(1) Discussion by a member of the city commission on any one legislative item or issue shall be limited to two (2) minutes ~~not be limited~~, unless a motion to ~~limit~~ extend debate is made and adopted by a majority vote of the City Commission. Each member of the city commission ~~shall~~, in the discretion of the Mayor, may be afforded the opportunity to offer a one (1) minute rebuttal to each item discussed following a first round discussion by all City Commissioners who desire to be heard on an item. If one member is afforded time for rebuttal, all members of the City Commission shall be afforded the same amount of time for rebuttal. ~~A motion to limit debate shall take precedence over all motions, except a motion to adjourn, a point of order, or a motion to table.~~

(2) Each member of the city commission and the public who desires to speak shall address the mayor or presiding officer, and upon recognition by the mayor or presiding officer, shall confine himself or herself to the issues under debate, avoiding all personalities and indecorous language.

(3) Members of the city commission shall not interrupt anyone who has the floor, unless it is to call the meeting to order, or as otherwise provided in this section. If a member of the city commission desires to direct questions to another member of the city commission or the public, the questions shall be directed to the mayor or presiding officer who in turn will recognize the individual who wishes to answer the specific question.

(4) While the city commission is in session, members of the city commission and the public present at the meeting shall not, by conversation or otherwise, delay or interrupt the proceedings or the peace of the city commission. There shall be no audience outburst and disruptive conversation from members of the public.

Section 2. Amending Section 2-26(g)(1) of the City of Pahokee Code of Ordinances entitled "Citizen's Rights", which shall be amended and shall read as follows, with all other provisions remaining the same unless set forth herein and shall read:

(g) *Citizen's Rights*

(1) Right to be Heard: Members of the public shall be given a reasonable opportunity to be heard on agenda items except as provided for below. Public input shall be limited to three (3) minutes per person and speakers shall be prohibited from

yielding time to any other speaker. This right Rights provided under this section shall not apply to:

- i. An official act that must be taken to deal with an emergency situation affecting the public health, welfare, or safety, if compliance with the requirements would cause an unreasonable delay in the ability of the Commission to act.
- ii. An official act involving no more than a ministerial act, including, but not limited to, approval of minutes and ceremonial proclamations;
- iii. A meeting that is exempt from Section 286.011, Florida Statutes; or
- iv. A meeting during which the Commission is acting in a quasi-judicial capacity. This paragraph does not affect the right of a person to be heard as otherwise provided by law.

Section 3. Severability.

If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

Section 4. Inclusion in Code.

It is hereby the intention of the Commission of the City of Pahokee and it is hereby provided that the provisions of this Ordinance may become and be made a part of the Code of Pahokee, Florida.

Section 5. Effective Date.

This Ordinance shall take effect immediately upon final passage.

PASSED FIRST READING this 10th day of October, 2023.

PASSED SECOND READING this 24th day of October, 2023.

Keith W. Babb, Jr., Mayor

ATTEST:

Tijauna Warner, CMC, City Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

Burnadette Norris-Weeks, Esq.
City Attorney

Moved by: _____

Seconded by: _____

VOTE:

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



MEMORANDUM

TO: HONORABLE MAYOR & CITY COMMISSIONERS

VIA: RODNEY LUCAS, CITY MANAGER

FROM: Lakeria Phillips, Clerk Specialist

SUBJECT: American Rescue Plan Act Fund Allocation – Rental/ Water Assistance

DATE: October 17, 2023

GENERAL SUMMARY/BACKGROUND:

The City of Pahokee has instituted a Residential Utilities and Rental Assistance Program to provide grants benefiting residents in need of rental and or water assistance within the City.

The City of Pahokee has received an allocation of \$3,162,890. The funds were received in two transactions of \$1,581,445. FY2022-23, with a program allocation of \$225,000 to cover up to \$1,500 per qualifying household/ renter.

In this second batch, the City is seeking approval to award 4 qualifying residents for approved rental/water assistance (Exhibit A attached – Resident Spreadsheet).

BUDGET IMPACT: ARPA funds were received in the amount of \$3,162,890. Revised allocation remains \$225,000 and will be allocated towards Residential Utilities and Rental Assistance Program up to \$1,500 per qualifying household/ renter. Requesting approval for 4 qualifying residents totaling \$3,430.48.

LEGAL NOTE: N/A

STAFF RECOMMENDED MOTION:

CED recommend approval of Resolution 2023 - 66.

ATTACHMENTS:

Resolution 2023 – 66

RESOLUTION NO. 2023 - 66**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.**

WHEREAS, the City of Pahokee ("City") has instituted a COVID-19 Emergency Rental Assistance Program ("Program") as a part of the American Rescue Plan Act city initiative; and

WHEREAS, four (4) applicants ("Grantees") have qualified for the program and will be invited to execute Grant Agreements. The applicants are set forth in attached Exhibit "A"; and

WHEREAS, the City has budgeted funds to provide grants benefiting Pahokee residents who desiring utility and rental assistance, as a part of the City's COVID-19 Emergency Rental Assistance Program, in an amount not to exceed Two-Hundred Twenty-Five Thousand Dollars (\$225,000); and

WHEREAS, the Grantees are required to provide the necessary documents for program participation; and

WHEREAS, the City of Pahokee seeks to approve Three Thousand Four Hundred Thirty Dollars and 48/100 (\$3,430.48) for four (4) qualified applicants for the Program.

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. **Approval of Applications.** The City Commission of the City of Pahokee hereby grants approval and acceptance of four (4) applications for grant agreements for residential utilities for the City's COVID-19 Emergency Rental Assistance Program, as set forth in Composite Exhibit "A" attached hereto

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

PASSED and ADOPTED this 24th day of October, 2023.

ATTEST:

Keith W. Babb, Jr., Mayor

By: _____
Tijauna Warner, CMC, City Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

Burnadette Norris-Week, P.A.
City Attorney

Moved by: _____

Seconded by: _____

VOTE:

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

EXHIBIT “A”

RENTAL/ WATER ASSISTANCE

ARPA Rental and Utilities (Water) Assistance-Exhibit A							
Last Name	First Name	Resident Address	Landlord Verified	Funds Requested	Rental Approved	Utilities Approved	Total
Wimberly	Javoris	707 McClure Rd	Yes	\$ 1,920.00	\$ 1,000.00		\$ 1,000.00
Britton	Cassandra	720 Rickey Jackson Blvd	Yes	\$ 2,000.00	\$ 1,000.00		\$ 1,000.00
Johnson	Kaliyah	164 Adams Pl Apt 5	Yes	\$ 948.45	\$ 850.00	\$ 80.48	\$ 930.48
Hopson	Clarence	733 Rickey Jackson Blvd	Yes	\$ 834.60	\$ -	\$ 500.00	\$ 500.00

\$ 5,703.05 \$ 2,850.00 \$ 580.48 \$ 3,430.48



MEMORANDUM

TO: HONORABLE MAYOR & CITY COMMISSIONERS

VIA: RODNEY LUCAS, CITY MANAGER

FROM: Tijauna Warner, City Clerk

SUBJECT: Amendment No. 1 FDEP L2104

DATE: October 18, 2023

GENERAL SUMMARY/BACKGROUND:

The City of Pahokee desires to ratify the execution of Amendment No. 1 to grant agreement No. L2014 between the City of Pahokee and the Florida Department of Environmental Protection that was due to the agency no later than October 23, 2023 in order to keep the grant.

BUDGET IMPACT: N/A

LEGAL NOTE: N/A

STAFF RECOMMENDED MOTION:

CED recommend approval of Resolution 2023 - 67.

ATTACHMENTS:

Resolution 2023 – 67

RESOLUTION 2023 - 67

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA RATIFYING THE CITY MANAGER'S EXECUTION OF AMENDMENT NO. 1 TO GRANT AGREEMENT NO. L2104 BETWEEN THE CITY OF PAHOKEE AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Pahokee ("City Commission") desires to ratify the execution of Amendment No. 1 to grant agreement No. L2014 between the City of Pahokee and the Florida Department of Environmental Protection that was due to the agency no later than October 23, 2023; and

WHEREAS, the parties entered into the Agreement for the purpose of new construction development, renovations and repairs of recreational facilities at Martin Luther King, Jr. Memorial Park consisting of: construction of a trail system, pedestrian bridge and parking lot/trail head along the Estero River; and

WHEREAS, the FDEP funding in the amount of Two Hundred Fifty Thousand Dollars (\$250,000.00) to the City of Pahokee, is reimbursable to the City in accordance with the terms set forth in the Grant Agreement L2104; and

WHEREAS, the City Commission finds that the City Manager acted in the best interest of the City to execute the Agreement on behalf of the City and seek ratification so that the grant period could be extended to allow project completion; and

WHEREAS, the City Commission finds that ratification of the City Manager's actions was in the best interest of the City of Pahokee.

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 confirm as being true, and the same are hereby made a specific part of this resolution.

Section 2. Authorizing City Manager. The City Commission of the City of Pahokee hereby ratifies the execution by the City Manager of Amendment No. 1 to Grant Agreement L2104 between the City of Pahokee and the Florida

Department of Environmental Protection, effective as of the final execution date by the Florida Department of Environmental Protection attached hereto as Exhibit “A”. The City Manager is further authorized to take all necessary and expedient action to effectuate the intent of this Resolution.

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

PASSED and ADOPTED this 24th day of October 2023.

ATTEST:

Keith W. Babb, Jr., Mayor

Tijauna Warner, CMC, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Burnadette Norris-Weeks, P.A.
City Attorney

Moved By: _____

Seconded By: _____

Vote:

Commissioner Boldin
Commissioner Gonzalez
Commission Perez
Vice Mayor Murvin
Mayor Babb

____(Yes) ____ (No)
____(Yes) ____ (No)
____(Yes) ____ (No)
____(Yes) ____ (No)
____(Yes) ____ (No)

EXHIBIT “A”
FLORIDA DEPARTMENT OF ENVIRONMENT PROTECTION
GRANT AGREEMENT L2104
AMENDMENT NO. 1

**TO AGREEMENT NO. L2104
BETWEEN
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
AND
CITY OF PAHOKEE**

This Amendment to Agreement No. L2104 (Agreement) is made by and between the Department of Environmental Protection (Department), an agency of the State of Florida, and City of Pahokee, 207 Begonia Drive, Pahokee, FL 33476 (Grantee), on the date last signed below.

WHEREAS, the Department entered into the Agreement with the Grantee for the purpose of new construction development, renovations and repairs of recreational facilities at Martin Luther King, Jr. Memorial Park consisting of: construction of a trail system, pedestrian bridge and parking lot/trail head along the Estero River.

WHEREAS, the parties wish to amend the Agreement as set forth herein to extend the grant period to December 31, 2024, and the grant project completion date to October 31, 2024.

NOW THEREFORE, the parties agree as follows:

- 1) The Agreement is extended for a one (1) year period to begin December 31, 2023, and remain in effect until December 31, 2024. The Department and the Grantee shall continue to perform their respective duties during this extension period pursuant to the same terms and conditions provided in the Agreement.
- 2) The Project Completion Date is extended for a one (1) year period to begin October 31, 2023 and remain in effect until October 31, 2024.
- 3) Attachment 3, Project Work Plan, is hereby deleted in its entirety and replaced with Attachment 3-A, Revised Project Work Plan, as attached to this Amendment and hereby incorporated into the Agreement. All references in the Agreement to Attachment 3 shall hereinafter refer to Attachment 3-A, Revised Grant Work Plan.
- 4) All other terms and conditions of the Agreement remain in effect. If and to the extent that any inconsistencies may appear between the Agreement and this Amendment, the provisions of this Amendment shall control.

The parties agree to the terms and conditions of this Amendment and have duly authorized their respective representatives to sign it on the dates indicated below.

City of Pahokee

By: 

Date: 10/18/2023

**Florida Department of
Environmental Protection**

By: _____
Secretary or Designee

Date: _____

LIST OF ATTACHMENTS/EXHIBITS INCLUDED AS PART OF THIS AMENDMENT:

<u>Specify Type</u>	<u>Letter/Number</u>	<u>Description</u>
Attachment	3-A	Revised Project Work Plan