

BOARD OF COMMISSIONERS  
PORT OF PALM BEACH DISTRICT  
Regular Board Meeting

- - -

Thursday, September 20, 2018

Port of Palm Beach  
One East 11th Street  
Riviera Beach, Florida

4:01 p.m. - 4:49 p.m.  
and  
5:23 p.m. - 6:27 p.m.

- - -

ATTENDING:

Jean L. Enright, Chair  
Peyton W. McArthur, Vice Chair  
Katherine M. Waldron, Secretary/Treasurer  
Blair J. Ciklin, Commissioner  
Wayne M. Richards, Commissioner  
Manuel Almira, Executive Director  
Paul Zielinski, Deputy Director/CFO  
José R. Soler, Port Engineer  
Carl Baker, Director of Planning  
Ken Hern, Sr. Director, Seaport Operations  
and Security  
Jarra Kaczvara, Sr. Director, Business Development  
Gregory Picken, Port Attorney  
Donald R. Bicknell, Jr., Port Attorney  
Venice Howard, District Clerk  
Aidy Alonzo, Communications Manager



1 MS. HOWARD: Port Counsel Gregory Picken.

2 MR. PICKEN: Here.

3 MS. HOWARD: We have a quorum.

4 CHAIR ENRIGHT: Thank you. Please, let's  
5 stand for the Pledge of Allegiance.

6 (Pledge of Allegiance recited.)

7 CHAIR ENRIGHT: You may be seated.

8 This afternoon is on our agenda -- we're  
9 going to reorder our agenda. Instead of going into  
10 attorney-client executive session, we're going to  
11 reorder the agenda and bring forth G, which is  
12 presentations and announcements first, and then we will  
13 proceed with attorney-client executive session.

14 COMMISSIONER RICHARDS: I'll make that  
15 motion.

16 MS. WALDRON: Second.

17 CHAIR ENRIGHT: And I need to have a motion  
18 for it, please.

19 VICE CHAIR McARTHUR: Second.

20 MS. WALDRON: Second.

21 CHAIR ENRIGHT: Any -- all in favor of the  
22 motion, please say aye.

23 (A chorus of ayes.)

24 CHAIR ENRIGHT: Motion carries.

25 So I would like for to first acknowledge the

1 Town of Palm Beach. Do we have any representatives or  
2 any Commissioners from Palm Beach?

3 MS. LINDSAY: Bobbie Lindsay.

4 CHAIR ENRIGHT: Welcome to the --

5 MS. LINDSAY: Thank you very much. I'm here  
6 on my own though.

7 CHAIR ENRIGHT: Right, but you still  
8 represent the Town; right, but you still --

9 MS. LINDSAY: I like representing the Town,  
10 but not today.

11 CHAIR ENRIGHT: Thank you.

12 Mr. Almira, you want to proceed?

13 EXECUTIVE DIRECTOR ALMIRA: I do. Thank you,  
14 Commissioners. Good afternoon to all. Commissioners,  
15 we have a presentation from someone that we all know.

16 CHAIR ENRIGHT: Mr. Almira, I did not see the  
17 Mayor of Palm Beach Shores in the back.

18 You were hiding from me, and I couldn't see  
19 you. Thank you for attending our meeting.

20 Proceed, Mr. Almira.

21 EXECUTIVE DIRECTOR ALMIRA: Thank you.

22 Again, we have a presentation from someone that we all  
23 know, and his name, of course, is Jim Barry. Jim was  
24 nice enough to talk to us and make a presentation on  
25 what we commonly call Area D. There's been somewhat of

1 a, let's just say difference of opinion as to what is  
2 in Area D, and we saw the opportunity for Mr. Barry to  
3 come up and explain how he sees it.

4 And in front of you is his presentation.  
5 Unfortunately, we were not able to get this on the  
6 board, so this is printed. You all have that  
7 presentation, and if it's okay with the Board, I would  
8 like to bring up Mr. Jim Barry.

9 CHAIR ENRIGHT: Thank you.

10 EXECUTIVE DIRECTOR ALMIRA: Mr. Barry.

11 CHAIR ENRIGHT: Welcome, and thank you for  
12 taking the time out of your schedule to come to discuss  
13 this with us. Thank you.

14 MR. BARRY: Thank you, Commissioners.

15 Just the handouts, just a word of caution.  
16 Please, these are sketches that I made. I really don't  
17 want to see them in a permanent application or  
18 something like that down the road, or the pictures, you  
19 know, that type of thing.

20 Manny asked me to come speak to you today.  
21 And I serve on another committee, and that's where this  
22 whole thing evolved. Palm Beach County has another  
23 committee that is looking at the possible lease for the  
24 Coast Guard Station and the bunker. During those  
25 meetings, Manny brought up the possibility of looking

1 at this Area D.

2 And Manny, I don't know, do we have an aerial  
3 depiction of what D is? You gave us one handout,  
4 but --

5 EXECUTIVE DIRECTOR ALMIRA: We did.  
6 Unfortunately, we -- I don't think we --

7 MR. BARRY: This is the only one I've got.

8 EXECUTIVE DIRECTOR ALMIRA: And it's the  
9 triangular piece.

10 MR. BARRY: Yes, D is what Manny showed me  
11 right here, if you can see that, is this piece right  
12 here that comes across, that is possibly obstructed.  
13 So that's what he brought up to me.

14 When he brought that up, I expressed some  
15 concerns that I had from a permitting standpoint and  
16 from an actual construction standpoint and from a  
17 monetary standpoint to try to help Manny understand  
18 what the cost factors might be in relation to this  
19 project. So that was my whole reason for bringing that  
20 up.

21 Somewhere along the line I went back and gave  
22 him a little bit more information and tried to help him  
23 understand it a little better. And then I will have to  
24 tell you somewhere along the line it looked like I was  
25 supporting the project. That's really not valid. I

1 really am trying to bring this information to you to  
2 help you, to assist you with making decisions. That's  
3 the whole purpose of my meeting here today.

4 Let me take one minute and I'll tell you  
5 just -- because some of you Commissioners know, some of  
6 you don't, a little bit of my background. I retired  
7 with the State and the County after 40, 41 years. I  
8 still work and help people out, just like I am you. I  
9 don't take any money for doing this. I'm not on  
10 anybody's payroll, so I'm not beholding to anybody.

11 I worked -- my first starting job was with  
12 the State. I created a water quality/biology  
13 laboratory for Palm Beach County. It was a field lab.  
14 Hired all the people, put the programs together, worked  
15 that for like over 20 something years.

16 And the basic thrust of what that really was  
17 for, was for we had major sewage treatment plants  
18 discharging into the estuary. And the thrust was to  
19 get those removed. Ultimately, we did. We got all  
20 major sewage plants taken out.

21 I was also hired later and worked for Palm  
22 Beach County ERM, Environmental Resources Management,  
23 and helped -- Rich Waslesky was hired as the director,  
24 Allen Trefry and myself were both hired as division  
25 directors, and I worked there for over 20 years. So

1 those two sections I worked for for 41 years.

2 In that I had a particular program that I had  
3 to drag with me when I came over to ERM. For 31 years  
4 I was involved with permitting. I've permitted State  
5 permits, with DER at the time, which is now DEP. I've  
6 permitted Army Corps of Engineers' docks with them, all  
7 of that for like 31 years. So over the 40 or 50 years  
8 I've looked at, either looked at the big job or  
9 permitted almost every major job in Palm Beach County  
10 when it dealt with the water and the estuary and the  
11 ocean and the freshwater uplands.

12 The one program that I started that I will  
13 just mention, and I'll close with this and I'll get  
14 into the other part, was the Environmental Enhancement  
15 Program. That program was unique even to Florida. I  
16 started that program and got grant funds and that type  
17 of thing, matching moneys to try to bring back areas  
18 that had been damaged over many, many, many years, all  
19 the way back from the 1900s.

20 We've lost 70 percent of our mangroves, for  
21 example. Marine grasses have disappeared. So we had  
22 programs specifically to try to create habitats. And  
23 those were huge projects, many of which -- just in the  
24 estuary alone, if you look south, Snook Islands was a  
25 big, big portion of that spoil area from FIND. We took



1 a lot of material out of that. John's Island, in the  
2 midtown area, when you see those islands out there  
3 north of the middle bridge, those are the islands that  
4 we built there. We did all the work on Munyon Island  
5 to bring that all back up to an environmental state.

6 And then the work that I did on Peanut  
7 Island, which I'm very familiar with, this was -- the  
8 project that I did here was 31 million bucks. We did,  
9 starting right here, we put this whole entire  
10 snorkeling area in, all of these structures right here  
11 to protect the shoreline from eroding.

12 The pit, which is Florida Inland Navigation's  
13 pit, we took -- that was at plus 40 foot of elevation,  
14 covered with Australian pine trees. We took all of  
15 that down. We took a million and a half yards out of  
16 here, barged it all the way down to Snook Islands, and  
17 that was part of the reason why the 31 million came up  
18 into being. 21 million was money matched from FIND,  
19 and they gained not only their pit being done, but they  
20 got 60 acres of marine grasses in the south end of the  
21 county that they use for mitigation purposes now.

22 The dike that we built, we took the entire  
23 thing down, the entire piece of sand down to plus one  
24 and rebuilt that back in two foot lifts all the way  
25 back up to 22 feet. So that was a portion of that.

1           The boating area on the north end that you  
2 don't see, the mangrove area with the tidal flushing  
3 coming down this way, and then this right here, which  
4 is so important, this is where the barges were coming  
5 in and out that we did our project with, but it's  
6 there, available to FIND and the Port today. And I  
7 also built this road going all the way around that. So  
8 that was that -- that's part of the Environmental  
9 Enhancement Programs that we do.

10           And so why I'm trying to tell you that was,  
11 on the construction side, that became very, very  
12 apparent when I was trying to talk to Manny and say,  
13 you know, hey, you just don't want to do cost overruns,  
14 because I've been doing construction, and I know where  
15 a lot of the hidden problems are when you get into  
16 something that you're going to do right here. So  
17 that's what I was trying to educate -- help, not  
18 educate -- but help him understand some of those  
19 concepts.

20           Two things right off the bat. I told him  
21 that you needed to do more core borings. This area is  
22 underlined with all kinds of reef. The island,  
23 everything running all through here is underlined with  
24 reef. And you have core borings, but I'm not sure you  
25 have enough. You cannot have enough core borings,

1 because the core borings delineating where that coquina  
2 rock is is so important.

3           When you get to the construction phase, just  
4 like I was in the construction phase up here on the  
5 island, when you get to the construction phase and you  
6 have an unknown that jumps up and bites you, that's  
7 what I was trying to help Manny not get into. Do  
8 enough core borings, if you're going to do this  
9 project, to know exactly where you have underburden  
10 reef, because the reef is very difficult to remove and  
11 very costly to remove. So the more reef, the more  
12 money, the more difficult, that type of thing. So  
13 that's why I was saying the core borings.

14           Another thing that I told him he needed to do  
15 really, that's really very important, is a hydrographic  
16 survey. This area erodes constantly through here.  
17 This is a -- right up here is a wall, not shown on this  
18 picture right here, but there is a riprap wall that  
19 goes from here all the way to the Coast Guard Station.  
20 During the '04, '06 hurricanes, that got knocked silly  
21 and eroded part of it. Builder cloth is showing, and  
22 the rocks are showing, and so that indicates that you  
23 have erosion going on there.

24           This side of the island, the Parks Department  
25 used to have primitive camping over there. They no

1 longer have that. You can't even put tents out there  
2 because when the high tide comes in, the tent would be  
3 under water. So the erosion is something of concern.

4           If you cut this right here, you're going to  
5 have to do a pretty extensive hydrographic survey to  
6 understand what's going on when you rebuild some stuff,  
7 which I'll talk about in a second, to try to protect  
8 this from eroding. If this erodes and the shorelines  
9 erode, this viewing tower that I put right here will  
10 get taken out, but also the walkway will be taken out.  
11 And if the walkway is taken out, you no longer have 360  
12 degree access for police and emergency, security to get  
13 to the people if they was over here. They'd have to go  
14 around the other side of the island.

15           So you've got to make sure that you're not  
16 eroding, creating an eroding problem, and you want to  
17 make sure you're looking at what you want to do with  
18 the submerged material.

19           Another issue, and if you look through the  
20 handout that I gave you, you can look through those  
21 pictures. The pictures are of rock. There's been a  
22 lot of statements that there isn't any rock there.  
23 Well, there's quite a bit of rock there.

24           And not only is it there, if you look at the  
25 pictures that they depict, they have quite a bit of

1 growth on them. They have a lot of fisheries, they  
2 have a lot of invertebrates, they have a lot of  
3 hydroids, sponges, all types invertebrates that are  
4 there, including stone crabs and everything else, and  
5 crawfish. So it's something that you would have to  
6 mitigate for. So when you take these rocks out, they  
7 would have to be mitigated for.

8 Another issue that would have to be mitigated  
9 for is when you cut this off right here, this area  
10 contains about 25 percent -- don't hold me to the  
11 25 percent, we just did a quick guesstimate -- of  
12 seagrasses. And the seagrasses are Halodule wrightii,  
13 which is Cuban shoal grass, and Halophila johnsonii.  
14 And johnsonii is the extinct, almost extinct grasses,  
15 so they're difficult to try to replace. And permitting  
16 is difficult with those type of grasses, so you end up  
17 with a difficulty in permitting those kinds of things.

18 Manny has mentioned that they might possibly  
19 go up and look at purchasing five acres or so near  
20 MacArthur State Park, to the south of MacArthur State  
21 Park. The only problem with that is that right now --  
22 those prices were cheap a while back. Now they're  
23 going up. They're 100 to 150,000 bucks for the five  
24 acres now for submerged grasses.

25 I mention this because of the permitting.

1 When I was doing the permitting for the State, I wasn't  
2 too wild about it. And I don't know the people that  
3 are doing it today, but I wasn't too wild about  
4 something that was already existing, and to take  
5 something that is very, very high in grasses out.  
6 That's not a -- to me, that wasn't a very good  
7 trade-off when I was doing the permitting. I don't  
8 know what the permitters will do today.

9 So if you try to take and swap five acres up  
10 there and try to say it's going to be for this two or  
11 three acres you take out here, I don't know whether  
12 they'll do that. They may say, okay, we'll take the  
13 five acres, but we want you to come somewhere in the  
14 lake and build an island that could possibly grow  
15 seagrasses.

16 The problem with that is that when you get  
17 farther away from the inlet and farther away from this  
18 area right here, which is the best of all of it -- this  
19 is the best of all grass because you have light  
20 penetration that goes down here, and the seagrasses can  
21 photosynthesize and you have good productivity here.  
22 When you get farther and farther away, the lake water  
23 is more turbid, and you don't get the light  
24 penetration, so therefore, the grasses are harder to  
25 grow.

1           So therein comes another situation where you  
2 have to build a bigger island, because you don't have  
3 the capacity to grow the two acres that you took out  
4 here. So they may say, okay, give us the five acres,  
5 plus give us X number of acres of island somewhere. I  
6 don't know what they'll do with that, but I'm just --  
7 this is what I was trying to make Manny aware of. From  
8 a permitting standpoint, that's a question mark.

9           The difficulty with trying to actually dig  
10 this out, the rocks that you see there, the pictures  
11 that you see have been there -- I've been diving this  
12 area for 50, 60 years. The rocks haven't moved.  
13 They've been there forever, which tells me that they're  
14 probably sitting up against a ledge. They haven't  
15 sunk, they haven't disappeared through all the  
16 hurricanes or anything. They got covered a little bit,  
17 but they didn't disappear. And so what that tells me  
18 is that there is very strongly a possibility of coquina  
19 shelf underneath that.

20           If you look at your -- just take that drawing  
21 out right here and take a look at that. If you look at  
22 the shelves that are there, if you look where it says  
23 Peanut Island, you'll see rocks and photos. That's the  
24 area that we're talking about right there.

25           But if you look around, you will see, as you

1 go to the throat, go to the north side and follow that  
2 same line around, you'll see that you have a rock and a  
3 ledge, and that's the bump that you wanted to take out  
4 possibly in the throat of the inlet that you were, you  
5 know, looking at possibly doing something with that.  
6 But those ledges continue all the way out. There's  
7 ledges all the way under, and there's rocks going all  
8 the way out that north side, all the way almost to the  
9 sand transfer plant.

10 If you take and look at the south side, you  
11 have rocks that line the basin on the south side. They  
12 come around, they line the north/south direction right  
13 there with rocks.

14 Just a little bit north of what used to be  
15 Anne's Dock in Palm Beach, just a little bit to the  
16 west of that -- pardon me, not north, but west of that,  
17 there's an area with a huge -- there's a huge cave  
18 right there that you actually can almost swim up  
19 underneath. It goes up underneath five or six feet.  
20 That just shows you the intensity of the rocks and the  
21 ledges that are there. And if you come on out to the  
22 east by the south jetty, there's rocks that go all the  
23 way there.

24 Take a look at my next little sketch, which  
25 is this one right here. This one kind of depicts the



1 area specifically right here. And if you look down in  
2 the lower left-hand corner, you'll see a cross-section  
3 drawing. And that cross-section drawing comes from the  
4 shoreline, Peanut Island riprap, which is not shown  
5 right here, but it's right on the shoreline and comes  
6 down and drops down and drops down, and the rocks start  
7 in about 15 feet of water. They continue to the bottom  
8 of the basin right there, which is about 31 feet. So  
9 they continue all the way along that point.

10 The other side of the thing, when you look  
11 through your pictures, one -- I think it's one through  
12 16, yes. You'll see on there one through 16. So  
13 you'll see where the pictures are. One starts at the  
14 Coast Guard Station. I had a buddy of mine do some  
15 photography here, and what he did is he photographed  
16 the rock starting at this location, which is here, and  
17 traveling west and going along under water and taking  
18 those photos.

19 So your photos are from one to 16. You're  
20 trying to chop this off right here. So you have a  
21 pretty darn extensive area of not only rocks that  
22 you're going to have to deal with, and these rocks are  
23 not -- look at your photographs. These rocks are not  
24 real, real small. They're the size of a Volkswagen, a  
25 lot of them, meaning that it's hard to grapple those

1 and get ahold of them. You'd have to have probably a  
2 diver down to pick those up. But those probably should  
3 be stored, because -- and you've got the upland to do  
4 it -- to use them for mitigation for riprap if you got  
5 to that point and got a permit for it.

6 But what bothers me more than the rocks is  
7 the aspect of underlying reef that might be here. Look  
8 at the other photograph that I gave you that has the  
9 patch reefs on it that came out of this book. It's on  
10 page seven, this one. You look at that, what you're  
11 looking at there is the reefs that are delineated that  
12 are viable. In other words, they're viable today with  
13 fisheries and very productive.

14 But if you look at this area right here,  
15 these reefs are just a symptom of what goes on here.  
16 Palm Beach, the whole island of Palm Beach is basically  
17 an underburden reef. And the interesting thing about  
18 it is that not only is that reef, but when you look  
19 at -- when you think about a reef, think about the  
20 Great Barrier Reef where you have the barrier reef, and  
21 then behind the reef you have a washout area, and  
22 behind that you have land.

23 So the point I'm trying to make to you is  
24 that the -- Palm Beach was a, millions of years ago,  
25 was a very viable reef. The washout area behind it is

1 Lake Worth, which closed and opened over millions of  
2 years. The dune line at that time was back a mile back  
3 from the water's edge here. What people don't know  
4 about the dune line is that the dune line is where the  
5 coastal ridge is, behind us. That's what that bump is  
6 back there that's 20 feet high. That's where the  
7 shoreline was.

8 But Palm Beach was a reef at that point. The  
9 water receded, Palm Beach started accreting land, and  
10 Palm Beach became an island. And that's the way most  
11 of that was all the way along there.

12 A couple of things I've got, and then I'll  
13 close here. One thing that you really have to be very  
14 concerned about if you do this project is turbidity.  
15 When you do -- you have numerous ways that you can  
16 create turbidity with this project.

17 One, the basin is full of silt. If you get  
18 down in the bottom of that and just lift your hand and  
19 you push it all the way to the surface, it's very, very  
20 turbid. This you dispose of three miles offshore in  
21 your bar area that Tim Murphy created for you a number  
22 of years back and that you have a big section out there  
23 where you do that with hopper barges. So you suck it  
24 into a barge, and then you let it go.

25 So this is one area that, if you'd disturb

1 this, you're going to have a hellacious turbidity.  
2 Digging this out, you're going to have turbidity.  
3 Removing the rocks, you're going to have turbidity.  
4 Grinding the underburden reef to 30 plus feet is going  
5 to be one heck of a turbidity problem.

6 So, and where does that really affect you is  
7 that what it does, it sweeps around in the incoming  
8 tide and gets pushed over to the area where all the  
9 dive shops and everybody have all of their dive people  
10 in the water every day of the year that the tide is  
11 clear right there. So they will be screaming at you  
12 for sure.

13 One other area that is concerning with the  
14 erosion is when the ships come in and out of here,  
15 their thrusters and their prop wash from the props  
16 themselves, if they are directed in any manner over  
17 this area, once you try to stabilize this with a  
18 wall -- you have to stabilize this with a wall, which  
19 is, again, very, very expensive -- you'd either have to  
20 have an emergent or a submerged wall to try to protect  
21 this end of the island from eroding away. And then  
22 what you probably do is place your rocks in front of  
23 that wall to try to get your mitigation credits for  
24 that.

25 I think I'll close with that. I'll just tell

1 you real quick there are three projects going on right  
2 now. One is the Southern Boulevard bridge, one is  
3 Rybovich, and one is the Town of Palm Beach with a  
4 private residence hired people to dig a channel for  
5 them on the north side of -- south side of Southern  
6 Boulevard bridge, on the east side of the shoreline  
7 right behind Palm Beach, also in Trump's area. All  
8 three of those are coming up with major problems with  
9 rocks, with reef.

10 And so you will have reef here that you will  
11 have to deal with. So those are -- this is -- all I  
12 was trying to do in the meetings that Manny and myself  
13 were having with the other committee was try to help  
14 him and bring him up to speed as to what may be of  
15 concern to you and what may be difficult from a  
16 permitting standpoint.

17 I'll answer any questions.

18 CHAIR ENRIGHT: Mr. Barry, thank you very  
19 much. But I just have one quick question,  
20 clarification. You gave us the color photos, and you  
21 have right here rock photos. But then you gave us the  
22 black and white one that says turning basin. And then  
23 you have the Coast Guard docks. So you're saying, that  
24 all the photos are east of the Coast Guard docks, am I  
25 correct, according to this.

1 MR. BARRY: No, ma'am.

2 CHAIR ENRIGHT: This is what's on your sheet.

3 MR. BARRY: You're not looking at it  
4 correctly.

5 CHAIR ENRIGHT: You have Coast Guard docks,  
6 and then --

7 MR. BARRY: They start here. One starts --  
8 if you look at your photographs, one starts here. One  
9 is at the dock. That's west of it, not east of it.

10 CHAIR ENRIGHT: So you're saying it's  
11 supposed to be the other way. According to your  
12 photo --

13 MR. BARRY: Yes, well --

14 CHAIR ENRIGHT: According to your photo, you  
15 have all the photos -- according to the turning basin  
16 one, you have the Coast Guard docks, and then you have  
17 photos from one all the way to 16.

18 MR. BARRY: Yes, ma'am.

19 CHAIR ENRIGHT: That's going toward the east  
20 or the west? I guess --

21 MR. BARRY: Starting at the east and going  
22 west.

23 CHAIR ENRIGHT: Going west. It's not  
24 clarified on this, because if you -- and then if you  
25 look at this one --

1 MR. BARRY: I just did a quick sketch.

2 CHAIR ENRIGHT: And so the rocks here are  
3 west of the dock.

4 MR. BARRY: Correct.

5 CHAIR ENRIGHT: Nothing east of the dock like  
6 is shown here. Am I correct.

7 MR. BARRY: Well --

8 CHAIR ENRIGHT: I'm just looking at your  
9 photos, that's all.

10 MR. BARRY: I think you're --

11 CHAIR ENRIGHT: Everything is west, so it  
12 should be the opposite way.

13 MR. BARRY: -- misunderstanding what my  
14 sketch is, but that's okay.

15 CHAIR ENRIGHT: Okay, okay, but thank you.

16 MR. BARRY: But just so you know, one starts  
17 here, sixteen ends right over here.

18 CHAIR ENRIGHT: So you're going the opposite  
19 direction. You're going to the west, not the east.  
20 Okay, that's all I wanted to clarify.

21 MR. BARRY: Your project is right in line  
22 with all of those. That's the most important thing I  
23 want you to walk away with. What you're talking about  
24 here is taking, basically taking one through 16 out.

25 CHAIR ENRIGHT: Okay, thank you very much.

1 Are there any other questions, Commissioners?

2 COMMISSIONER CIKLIN: Jim, when you did the  
3 snorkeling, was there problems there also with rocks,  
4 and you know, if I'm --

5 MR. BARRY: We didn't go down that deep.

6 COMMISSIONER CIKLIN: Oh, okay.

7 MR. BARRY: So that was the issue there. We  
8 only went down to like minus eight, so we didn't  
9 incorporate --

10 COMMISSIONER CIKLIN: Are there rocks down  
11 there on that side though too?

12 MR. BARRY: If we go deeper, I'm sure there  
13 are.

14 COMMISSIONER CIKLIN: Yes, yes.

15 MR. BARRY: I'm sure there are, because these  
16 rocks, if you look at the cross-section, this one  
17 through 16 are braced against something, but they're at  
18 15 feet of water.

19 CHAIR ENRIGHT: Okay.

20 COMMISSIONER CIKLIN: All right. Okay, thank  
21 you.

22 CHAIR ENRIGHT: We have a comment now from  
23 Lisa.

24 MS. INTERLANDI: Thank you all so much, and I  
25 appreciate very much you allowing us to -- allowing me



1 to comment right now and rearranging your schedule  
2 accordingly.

3           So for all the reasons that Jim said, we  
4 really urge you to take a really serious look at this.  
5 We raised a lot of these comments back in 2013 and 2014  
6 when we were commenting on the Environmental Impact  
7 Statement for this project. We submitted about 40  
8 pages of comments at that time, technical, detailed,  
9 legal and technical comments, as well as a few hundred  
10 pages of expert reports that we commissioned, including  
11 Mr. Barry, and others on other various subjects. So we  
12 raised a lot of these issues back then.

13           Unfortunately, not any of them really have  
14 been addressed, and that was one of our main concerns  
15 with the Environmental Impact Statement is that it  
16 really addressed none of the issues that Mr. Barry has  
17 raised. So, you know, the analysis was more in the  
18 lines of there won't be any impact to Peanut Island,  
19 period, next subject.

20           They really never analyzed what impacts  
21 turbidity might have or whether turbidity would be  
22 caused or impact invertebrates, invertebrate species up  
23 at the Blue Heron bridge or could impact seagrasses  
24 elsewhere. These were things that were completely not  
25 analyzed in any way as part of the Environmental Impact

1 Statement previous.

2           So for all those reasons, we really urge you  
3 to take another look at this and not rely on that  
4 previous Environmental Impact Statement. For one, it's  
5 really getting to the point where it's outdated. It's  
6 four and a half years old. And those things really do  
7 have a shelf life. New information becomes available.  
8 And in this case, there's significant new information  
9 that's available.

10           Since this project was -- since the EIS for  
11 this project was completed, the Port Miami dredge  
12 project moved forward and had very significant negative  
13 impacts due to turbidity, and for many of the same  
14 exact issues that Jim has raised here, caused  
15 significant harm to the resources in that area.

16           Subsequent to that, the Port Everglades  
17 project moved forward, and that was delayed for a few  
18 years with another look at the Environmental Impact  
19 Statement due to litigation over these exact same  
20 issues and the failure to consider them.

21           So we think that there is significant new  
22 information that really needs to be considered. We  
23 think that the concerns that we have raised for several  
24 years have not been at all addressed by the Corps.

25           So for those reasons, we really -- we have

1 very serious concerns about the Port moving forward  
2 with this project on that larger EIS, because I mean  
3 you all know that our concerns are extensive with  
4 regard to the overall deepening project, the widening  
5 of the channel, all of those parts of that  
6 Environmental Impact Statement that were not part of  
7 this Area D. If you move forward with this, it's  
8 basically authorizing those other further projects to  
9 be moved forward in the future.

10 So I really urge you to listen to what  
11 Mr. Barry said, seriously reconsider whether you want  
12 to move forward under that existing authority, and you  
13 know, consider perhaps if this is, in fact, a project  
14 that has a demonstrated need to possibly consider  
15 moving forward with this independently of that previous  
16 analysis.

17 Thank you so much.

18 CHAIR ENRIGHT: Thank you.

19 Mr. Ciklin.

20 COMMISSIONER CIKLIN: Could Manny -- just for  
21 people in the audience that don't understand why we're  
22 even thinking this, it's not the Port just wants to go  
23 ahead and dredge everything. It's the pilots. And  
24 could you just show -- go up there and just show us  
25 like when the ships come in, what they have to do now,

1 and why, you know, it wasn't us that said, oh, let's  
2 just start dredging Peanut Island, just so people can  
3 see what the ships have to do.

4 EXECUTIVE DIRECTOR ALMIRA: Two issues.

5 CHAIR ENRIGHT: And also the safety issue.

6 EXECUTIVE DIRECTOR ALMIRA: Well, yes.

7 CHAIR ENRIGHT: Okay?

8 EXECUTIVE DIRECTOR ALMIRA: Particularly the  
9 cruise ships as they come in.

10 COMMISSIONER CIKLIN: You need to -- Manny,  
11 you need to move over so you don't -- so they can see.

12 CHAIR ENRIGHT: Do you have a pointer?

13 VICE CHAIR McARTHUR: Manny, you want to use  
14 this?

15 EXECUTIVE DIRECTOR ALMIRA: Be better, thank  
16 you.

17 All right, so as the ship comes in, this is  
18 the cruise ship and possibly all others. Particularly  
19 the cruise ship that berths on our north side here,  
20 they have to go all the way down to the turning basin  
21 and then catch this geometry in order to dock  
22 successfully.

23 Where we see a potential difficulty and a  
24 challenge is when that same cruise ship comes back out,  
25 it comes out, and then it turns, and then it just goes

1 out. Actually, it turns this way, and then it heads  
2 out. So this is a major area of concern for all of us.  
3 Particularly if the propeller touches sand or rocks,  
4 it's enough of a problem for the Coast Guard to shut it  
5 down. So now we really have a major problem.

6 So what would help us immensely, what we  
7 thought, as far as the staff, if we could cut back ten  
8 feet, and I understand, but if we could cut back ten  
9 feet, it will alleviate some of this pressure coming  
10 out and certainly some of the pressure coming back in.

11 Now, Jim Barry and I have talked, and he said  
12 you cut two feet, it's the same as cutting 25 feet. I  
13 mean we get that; we understand that. But again, this  
14 is the area of concern on both --

15 VICE CHAIR McARTHUR: Excuse me. Manuel and  
16 Jim, I'm sure you understand it, but what do you mean  
17 cutting two feet is the same as cutting 25 feet?

18 MR. BARRY: If you remove the -- if you  
19 remove any -- to do anything, you have to remove all  
20 the rock. And therefore, it doesn't make a whole lot  
21 of difference what -- if you do anything there, you're  
22 going to have to remove the rock first, remove the  
23 covering sand and then deal with the underburden reef.  
24 So if you move back even just a few feet, you're going  
25 to be doing the same thing as if you moved back, you

1 know, 20 feet.

2           The same -- the rock and everything is going  
3 to be the same where you're going to have to mitigate  
4 the same for that regardless. That's the point. You  
5 certainly would have more turbidity, more everything if  
6 you have to go into a bigger project and you have to go  
7 back -- Manny, you keep saying ten feet, but that  
8 sketch is a little bit more than ten feet.

9           EXECUTIVE DIRECTOR ALMIRA: Like I said,  
10 speaking with staff, we feel that ten feet should be  
11 sufficient, but still, there's a lot of studies to be  
12 made.

13           COMMISSIONER CIKLIN: Okay, very good.

14           CHAIR ENRIGHT: Any other questions? Go on.

15           MS. WALDRON: So was this sort of  
16 precipitated because one of the cruise ships in  
17 particular was having problems or potentially --

18           EXECUTIVE DIRECTOR ALMIRA: Well, this  
19 problem becomes a little more challenging, that is  
20 because -- I think the ship is there today, the  
21 Classica. It does not have, let's just say, what we  
22 would consider better navigational enhancements. The  
23 other one does. We've been told this by the pilots 100  
24 times.

25           The Celebration does have the proper type of

1 equipment and proper type of thrusters that somebody  
2 mentioned. This one does not. This one has a much  
3 lower capacity. Therefore, at times they have had to  
4 take on a tug, or maybe two.

5 MS. WALDRON: So this is the cruise ship  
6 that's been here since April and may or may not be here  
7 in two, three, four, five years, right? I mean --

8 EXECUTIVE DIRECTOR ALMIRA: I'd like to --

9 MS. WALDRON: I mean we want it to stay, but  
10 I mean so they've been here less than a year, and I  
11 would hate to go through this rigamarole and have them  
12 depart, you know, in a year.

13 EXECUTIVE DIRECTOR ALMIRA: Well, you still  
14 have the other ship.

15 MS. WALDRON: Yes, but --

16 EXECUTIVE DIRECTOR ALMIRA: When he backs  
17 out, you still run into the same, that type of  
18 challenge that it may hit. So, yes, this one is by far  
19 the one that we would really look at more so than the  
20 other. But still, you still have both of them that  
21 could, in fact, have that challenge because of the Area  
22 D.

23 CHAIR ENRIGHT: Commissioner.

24 VICE CHAIR McARTHUR: Excuse me, Manuel.  
25 Could we ask them, I mean, can we compare the cost of

1     them upgrading their navigation to the cost of that  
2     project?

3                   EXECUTIVE DIRECTOR ALMIRA:  We can always  
4     ask, of course, yes, but --

5                   VICE CHAIR McARTHUR:  I mean, well, I mean it  
6     just seems, from a practical point of view, if they can  
7     improve their navigation and bring that up to standard,  
8     a lot less expensive than blowing up the south, the  
9     Area D --

10                  COMMISSIONER RICHARDS:  Did you say blowing  
11     up?

12                  VICE CHAIR McARTHUR:  Yes.

13                  COMMISSIONER RICHARDS:  That's not the right  
14     term.

15                  VICE CHAIR McARTHUR:  Dredging, whatever.

16                  EXECUTIVE DIRECTOR ALMIRA:  Dredging.

17                  VICE CHAIR McARTHUR:  But I mean it would be  
18     nice if we had the cost of the two things.

19                  EXECUTIVE DIRECTOR ALMIRA:  We can, if you  
20     like, we can find that out.

21                  CHAIR ENRIGHT:  Commissioner Waldron.

22                  MS. WALDRON:  What is currently the status of  
23     this potential dredging of D?  Is there like -- we got  
24     the grant, right?  Did we get a grant?

25                  EXECUTIVE DIRECTOR ALMIRA:  No, no; no, no.



1 MS. WALDRON: So we don't have any money to  
2 do this?

3 EXECUTIVE DIRECTOR ALMIRA: No, and this is a  
4 good point to clarify. We do not have any grants for  
5 Area D in order for us to go in there with a shovel.  
6 That's not what the grant that we went after and we  
7 received. The grant that we received is for  
8 environmental mitigation in the event that we choose to  
9 go forward, in the event that we have the money to do  
10 this project. But please, once again, and particularly  
11 those folks who are in the Township, we did not get any  
12 grants in order to excavate or dredge the -- what do  
13 you call it -- the Area D.

14 What are we looking at? If I may ask  
15 Mr. Baker for a little bit more further explanation.

16 MR. BAKER: This is, Commissioners, this is a  
17 video that we received from Captain Rigby, one of the  
18 pilots, yesterday. And it's a drone shot following the  
19 ship in.

20 MS. WALDRON: Which ship?

21 MR. BAKER: The Classica.

22 MS. WALDRON: Classica.

23 MR. BAKER: This is the Classica. Yes, it's  
24 following this one in.

25 CHAIR ENRIGHT: But I just have one comment.

1     Regardless of which ship we use, if we have a ship for  
2     the same length, we're still going to have difficulties  
3     making that turn. Am I correct? Regardless if they  
4     have the navigational equipment or not, wouldn't we  
5     have difficulties making that turn?

6             MR. BAKER: Ma'am, some ships handle better  
7     than others. It's just --

8             CHAIR ENRIGHT: Right. But they all will  
9     have a problem, right? But some might be able to do  
10    it.

11            MR. BAKER: Easier, right, but --

12            CHAIR ENRIGHT: -- easier than the others.

13            MR. BAKER: The Celebration --

14            CHAIR ENRIGHT: But at the end --

15            MR. BAKER: The Celebration does it easier  
16    than the Classica.

17            CHAIR ENRIGHT: Okay, but my question to you  
18    is regardless of if someone is doing it easier or not,  
19    they still have the problem. There's an issue of  
20    making that turn.

21            MR. BAKER: Yes.

22            MR. HERN: Weather conditions and --

23            MR. BAKER: Right. As the pilots say, they  
24    have to be right every time.

25            CHAIR ENRIGHT: Everything, even with the

1 Celebration, everything has to be right on. Am I  
2 correct? Then even with all the new technology to make  
3 that turn, because I've seen them back up and come back  
4 and all of this, and then if they don't get it the  
5 first time, they have to do, what, go back and try it  
6 again. Am I correct?

7 Yes, go on. Thank you.

8 EXECUTIVE DIRECTOR ALMIRA: Either that or  
9 get a tug.

10 CHAIR ENRIGHT: Right. Go on. Go on, Carl  
11 Baker.

12 MR. BAKER: Quickly, this is 55 seconds. So  
13 here's the ship, you can see from this photo, is just  
14 coming in through the inlet, going past Palm Beach.  
15 Yes, and you can see how close it comes to the docks  
16 and how narrow the channel is at that point. And of  
17 course, you've got other people to deal with on your  
18 way. Now we're going past Peanut Island. There's the  
19 Peanut Island docks for the Coast Guard Station.  
20 There's Area D, the channel markers there on your  
21 right. You can see all the sand.

22 EXECUTIVE DIRECTOR ALMIRA: You see the  
23 geometry?

24 CHAIR ENRIGHT: You got to get it right and  
25 then turn back.

1 MR. BAKER: And that makes it look a lot  
2 easier than it actually is.

3 CHAIR ENRIGHT: Take us out. Can you take us  
4 out?

5 MR. BAKER: No, that's all.

6 MR. HERN: We don't have that video.

7 MR. BAKER: We don't have that video. We're  
8 going to --

9 MR. HERN: It's just it's more difficult than  
10 bringing it in.

11 MR. BAKER: Yes, I'm going to --

12 CHAIR ENRIGHT: Taking it out is more  
13 difficult than bringing it in.

14 MR. BAKER: Much more difficult.

15 CHAIR ENRIGHT: And that video, we need to  
16 see that too. That's one.

17 MR. BAKER: I've been talking to Mr. Hern and  
18 the pilots, and we're going to do an exit video.

19 CHAIR ENRIGHT: Commissioner Richards.

20 COMMISSIONER RICHARDS: This takes me back to  
21 three to five years ago. We had a very -- there was a  
22 very large plan, and it was coordinated clearly that we  
23 had not signed up for the entire plan. We were  
24 assailed, and we were -- there was strong opposition to  
25 the entire plan. We said, hey, we're looking at the

1 options.

2 I thought back then that Area D would be an  
3 area that would not receive much opposition. The Port  
4 took five steps back and said, hey, we understand this  
5 is a niche Port, we understand we live in a -- we  
6 operate in an urban, congested city, but Area D seemed  
7 to have been the least problematic.

8 We also heard that 1963, a phenomenal year,  
9 this Port was last -- our channel was last improved 55  
10 and a half years ago, similar to LaGuardia Airport. We  
11 know LaGuardia was said to be one of the worst airports  
12 in the country. Well, LaGuardia is undergoing a major  
13 improvement.

14 Is this Port going to stay this way for 100  
15 years? I mean that's a fair question. I fish. I  
16 don't scuba dive, I snorkel.

17 EXECUTIVE DIRECTOR ALMIRA: Snorkel.

18 COMMISSIONER RICHARDS: But are we going to  
19 stay this way for 100 years? When will this Port be  
20 allowed to improve somewhat? 2063? It's not  
21 reasonable to suggest that the Port should never  
22 improve. It's not reasonable to suggest that ships and  
23 airplanes don't get larger.

24 There has to be some give and take, and  
25 unfortunately, I don't ever see that. I don't ever see

1 that. I understand and I appreciate the environmental  
2 concerns, but I don't ever see any give and take on the  
3 other side. That's all.

4 MS. WALDRON: Well, I'd like to address that,  
5 because I think we're, first of all, we're constrained  
6 by this channel. Peanut Island, unless you take it all  
7 away, it's always going to be a narrow channel, okay?  
8 And we have 162 acres. It's really never going to get  
9 much bigger. So we do improve things. We're improving  
10 Berth 17 right now. And so I just feel like that's  
11 really not, it's like it's not a fair comparison to  
12 compare it to airports being upgraded and such --

13 COMMISSIONER RICHARDS: I think it very much  
14 is.

15 MS. WALDRON: Well, I mean --

16 COMMISSIONER RICHARDS: That channel has not  
17 been improved since '63.

18 COMMISSIONER WALDRON: -- this cruise ship  
19 that's kind of pushing Area D --

20 COMMISSIONER RICHARDS: It's not just the  
21 cruise ship.

22 MS. WALDRON: -- well, but this is what's  
23 kind of precipitated -- has been here since April,  
24 okay? Why didn't this come up in April --

25 COMMISSIONER RICHARDS: It did.

1 MS. WALDRON: -- when we -- not the way it is  
2 coming up now.

3 COMMISSIONER RICHARDS: No, it did. I mean  
4 this is good dialogue. This came up three, four, five,  
5 six, seven, eight years ago.

6 CHAIR ENRIGHT: Years ago, that is correct.

7 COMMISSIONER RICHARDS: And when you look at  
8 the runways at LaGuardia, I get scared when I'm  
9 landing. I'm like, oh, my gosh, where's the little  
10 runway? I'm over water. Here's the runway. That's  
11 very similar. That's 55 years.

12 COMMISSIONER CIKLIN: It's not just the  
13 cruise ships. There's steel ships, there's other ships  
14 that come in, they all have the same problem. So it's  
15 not just one cruise ship, so there still could be other  
16 ships.

17 COMMISSIONER RICHARDS: And I'm not fighting,  
18 saying it must be Area D. I'm having a general  
19 conversation. At what point will the Port be allowed  
20 to have some level of improvement in the channel, some  
21 level? It's always zero, zero, zero, go back to the  
22 starting point. It's always been that way. That's not  
23 reasonable.

24 COMMISSIONER WALDRON: You have a lot at  
25 stake other than just -- not just the environmental,

1 seagrasses, anything like that. You're also talking  
2 about the tourist industry that gets impacted.

3 COMMISSIONER RICHARDS: Absolutely.

4 MS. WALDRON: It's a big domino effect there.  
5 It's not self-contained --

6 COMMISSIONER RICHARDS: I agree.

7 MS. WALDRON: -- that you can just go and fix  
8 it --

9 COMMISSIONER RICHARDS: Full agreement.

10 MS. WALDRON: -- in and of itself.

11 COMMISSIONER RICHARDS: What I'm suggesting  
12 is simply the answer's not always no. The answer  
13 should not always be you can do zero, go back to the  
14 starting point. That's not reasonable. That's what  
15 I'm heard every day, every day.

16 COMMISSIONER WALDRON: Well, I would argue  
17 that maybe the ships need to be upgraded so that they  
18 can maneuver much more easily.

19 CHAIR ENRIGHT: I just want to mention that  
20 even if the ships are upgraded, you have to take into  
21 consideration other than them, and regardless of what  
22 ship that comes in there, when they back up, we have  
23 safety issues. They -- I don't know if you've been out  
24 there on a day when you just see them go backwards, try  
25 to make the turn, then come forward. We're going to



1 one day have a major accident, and that's what I'm  
2 concerned about.

3 So we need to take a good look at all of the  
4 obstacles. I'm in agreement with Commissioner  
5 Richards, and we are going to have to do something.  
6 And you cannot blame it on this one little ship. This  
7 has been happening for -- I've been here 14 years, and  
8 I've seen it happen. So we don't need an accident.  
9 Thank you.

10 COMMISSIONER CIKLIN: Let's go. Let's move  
11 on.

12 CHAIR ENRIGHT: We're going to go on, and do  
13 you have any more comments, Mr. Almira?

14 EXECUTIVE DIRECTOR ALMIRA: I do not; I do  
15 not.

16 CHAIR ENRIGHT: What we will do now is we  
17 will attend our executive -- attorney-client executive  
18 session. Present will be myself, Jean Enright,  
19 Commissioner Ciklin, Commissioner Richards,  
20 Commissioner McArthur, Commissioner Waldron,  
21 Mr. Almira, Mr. Picken and Mr. Bicknell, and also our  
22 court reporter, Susan Kruger. We are now going to  
23 dismiss for our executive session, and we will  
24 reconvene after the session. Thank you.

25 (Whereupon, there was a recess in the

1 proceedings.)

2 CHAIR ENRIGHT: Commissioners, we will  
3 continue our regular meeting.

4 Are there any additions, deletions for the  
5 agenda, Mr. Almira?

6 EXECUTIVE DIRECTOR ALMIRA: J.3,  
7 Commissioners, we would like to add that to our agenda,  
8 J.3.

9 CHAIR ENRIGHT: Okay, we've added J.3. Any  
10 more.

11 EXECUTIVE DIRECTOR ALMIRA: That's it.

12 COMMISSIONER RICHARDS: So moved.

13 CHAIR ENRIGHT: Second? I need a second.

14 MS. WALDRON: Second.

15 CHAIR ENRIGHT: All in favor, please say aye.

16 (A chorus of ayes.)

17 CHAIR ENRIGHT: Motion carries, five/zero.

18 Let's go on with the approval of the minutes.

19 MS. WALDRON: Make a motion.

20 VICE CHAIR McARTHUR: Second.

21 CHAIR ENRIGHT: Move approval.

22 VICE CHAIR McARTHUR: She moved; I seconded.

23 MS. WALDRON: I made a motion to approve  
24 them. He seconded.

25 CHAIR ENRIGHT: Okay. All in favor, please

1 say aye.

2 (A chorus of ayes.)

3 CHAIR ENRIGHT: Motion carries, five/zero.

4 Presentations, announcements. We've already  
5 had the presentation, announcement from Mr. Barry. Are  
6 there any other presentations or announcements? None.

7 Let's go on. Consent agenda.

8 MS. WALDRON: Make a motion to approve the  
9 consent agenda.

10 COMMISSIONER RICHARDS: Second.

11 CHAIR ENRIGHT: Second. Any changes? All in  
12 favor? Who seconded it was --

13 COMMISSIONER RICHARDS: I did.

14 CHAIR ENRIGHT: Wayne, Commissioner Richards.  
15 All in favor, please say aye.

16 (A chorus of ayes.)

17 CHAIR ENRIGHT: Motion carries, five/zero.

18 Now let's go, continue. District Reports,  
19 Mr. Almira.

20 EXECUTIVE DIRECTOR ALMIRA: Thank you,  
21 Commissioners. I'd like to start with a recent  
22 incident that we experienced at the Port. As you know,  
23 we have Monarch Shipping that is owned by Teeters  
24 Agency. They provide essentially a regular service to  
25 Saint-Marc, Haiti. This is one of the few companies

1 located in south Florida that provides a regular  
2 service to and from Haiti.

3 Some changes have occurred at the Miami River  
4 which has caused their competition to decline.  
5 Therefore, Monarch Shipping is experiencing and has  
6 experienced an increase in volume of automobiles to be  
7 transported. With this increase in volume also comes  
8 an increase in operational challenges.

9 Based on concerns received by elected  
10 officials, a meeting was held with Bill Teeters, one of  
11 the owners, to address the following problem.

12 Individuals delivering automobiles could be in line to  
13 deliver the car for shipment and completion of  
14 paperwork that could take up as much as an hour and a  
15 half. Imagine being out in the hot summer and spending  
16 all that time right outside without any protection.

17 Complaints were also received due to lack of  
18 restroom facilities. Teeters does offer facilities,  
19 however, because of the language barrier, that  
20 prevented smooth communication, which only added to  
21 their issue -- issues and concern.

22 Our solution was a strong recommendation for  
23 Teeters to hire a customer service liaison, one in  
24 particular that can speak Creole. And we're happy to  
25 report that fortunately, there has been some marked

1 improvements. Although we have experienced somewhat of  
2 a slowdown in their shipments of automobiles, but  
3 still, things are moving a little bit better than they  
4 were about three, four weeks ago.

5           What you're looking at is our Mullins  
6 property. And essentially, an exporter will come in  
7 and, say, will drop their automobile inside that  
8 property, go over to those sheds that you see there,  
9 those warehouses, and then start preparing the  
10 paperwork.

11           One thing about Haiti is that any shipments  
12 going to Haiti have to be prepaid, and it has to be in  
13 cash. There is absolutely no credit terms. As a  
14 result of that, Commissioners, you can imagine having  
15 up to 80 to 100 automobiles a day. It caused the  
16 problems that we started to hear about from elected  
17 officials.

18           I would also at this point, if it's okay,  
19 like to ask Commissioner Richards that perhaps he can  
20 explain his experience, since he did call and was  
21 actually -- wanted to see what was going on out there.

22           COMMISSIONER RICHARDS: Thanks. Please leave  
23 that up for a moment.

24           So I did receive text messages from a County  
25 Commissioner and others saying, hey, Haitians are being

1 treated very poorly. Why are you allowing that? And  
2 one of our security guards notified us two or three or  
3 four months ago that some people were urinating in --

4 EXECUTIVE DIRECTOR ALMIRA: Clear plastic --

5 COMMISSIONER RICHARDS: -- clear, empty  
6 plastic bottles, and put the cap on, but there was no  
7 place for them to relieve themselves and they're  
8 waiting there for hours.

9 So I called Manny to get an update at the  
10 Port. And I'm actually on Dr. MLK Boulevard heading  
11 east. I said: Manny, I'm close to the entrance. And  
12 I was in my pickup truck. It's a little beat -- it  
13 was -- it's a little beat up. I said: I'm just going  
14 to go over there and just to see.

15 So while I'm talking to Manny, I pull up  
16 there, and I start walking up the steps, and somebody  
17 starts yelling at me: Move your truck. Move it now.  
18 I said: Hey, I just need a minute. No, I'm not giving  
19 you -- move it now.

20 EXECUTIVE DIRECTOR ALMIRA: I don't, I don't,  
21 I don't.

22 COMMISSIONER RICHARDS: I don't, I don't, I  
23 don't, and I'll call the police on you. I said:  
24 Please do call the police. I would enjoy that. So  
25 Manny says: What's happening? You're getting

1 arrested?

2           So within a minute, Ken Hern pulled up to  
3 rescue me from being arrested by Teeters and Monarch.  
4 I said: What the heck is this? It went from zero to  
5 60 while talking to the Port Director in less than 20  
6 seconds.

7           I was like a Haitian. I said it. I was in a  
8 beat up pickup truck, I had on old clothing. I was  
9 just casual that day. And I guess the guy was -- the  
10 worker and -- the two workers that addressed me had  
11 pretty bad tempers that day.

12           So we met with the owner of the company for  
13 lunch. Manny and Ken set up -- thank you, Ken and  
14 Manny -- set up that same day. And they pledged that I  
15 think they hired a Haitian American that could speak  
16 the language. And I said to Doodlebug -- who's Bill?

17           EXECUTIVE DIRECTOR ALMIRA: Bill. Bill  
18 Teeters.

19           COMMISSIONER RICHARDS: Bill. I said: Bill,  
20 is there a bathroom where people -- because they wait.  
21 People have to -- so at times I guess they're backed up  
22 here, but this is the customer service area. When  
23 people are here waiting for hours, how do they relieve  
24 themselves other than using a bottle? He said: Well,  
25 there are a couple of bathrooms over here. And I guess

1 I saw them --

2 EXECUTIVE DIRECTOR ALMIRA: That's correct.

3 COMMISSIONER RICHARDS: -- but it doesn't say  
4 bathroom. It doesn't say it in Creole. So people are  
5 there waiting in the sun, very uncomfortable, they're  
6 being yelled at, no bathrooms but a plastic jug. So  
7 it's a very difficult situation.

8 So I am pleased that our people at the Port  
9 moved quickly to help intervene, and Monarch has hired  
10 somebody. I still have real concerns about the  
11 mentality of the people working here and how they treat  
12 people.

13 So just today I got to the Port, and there's  
14 a letter here from a local church with, I guess it's a  
15 social media --

16 MS. WALDRON: It's reviews.

17 COMMISSIONER RICHARDS: These are reviews,  
18 maybe Yelp or something, and a lot of people  
19 complaining about the disrespect and the bad service.

20 EXECUTIVE DIRECTOR ALMIRA: Dates?

21 COMMISSIONER RICHARDS: Two weeks ago, six  
22 months ago, two months ago.

23 EXECUTIVE DIRECTOR ALMIRA: Well, Ken, we  
24 hired her -- well, not we. They hired her two weeks  
25 ago?



1           COMMISSIONER RICHARDS: So I'm just hopeful  
2 that the people they hire, that they respect the people  
3 they hired, they help empower them and they make real  
4 changes --

5           EXECUTIVE DIRECTOR ALMIRA: Sure.

6           COMMISSIONER RICHARDS: -- because this  
7 reflects very poorly on us. I just got this today.  
8 And I almost got arrested. So I do thank Manny and Ken  
9 for jumping in, but I don't want to monitor it, so  
10 please.

11          EXECUTIVE DIRECTOR ALMIRA: Absolutely.

12          COMMISSIONER RICHARDS: I mean it's not --

13          EXECUTIVE DIRECTOR ALMIRA: Ken has a  
14 statement.

15          MR. HERN: Commissioner, just so you're  
16 aware, they did hire a -- they did hire somebody that  
17 speaks Creole.

18          COMMISSIONER RICHARDS: Yes.

19          MR. HERN: That person we have been checking  
20 on on a regular basis because I didn't want to just  
21 throw somebody in the fire.

22          COMMISSIONER RICHARDS: Yes.

23          MR. HERN: You know, we actually, you know,  
24 talked to the person before they went over there to  
25 interview. What we're hearing, having checked up on

1 her, is that she is having a great time. Everybody's  
2 welcoming her with open arms. And she is able to  
3 communicate better with the customers, and that is  
4 smoothing out at this time. And we will continue to  
5 monitor, to make sure that that is a success.

6 COMMISSIONER RICHARDS: Thanks.

7 And I'm very proud of our staff. I mean you  
8 guys jumped in immediately. And if this were a larger  
9 Port, that may not have been the case. I wasn't  
10 worried about getting arrested, Jean, but it reflects  
11 on all of us.

12 EXECUTIVE DIRECTOR ALMIRA: Sure.

13 COMMISSIONER RICHARDS: So thank you. Please  
14 follow up, Ken.

15 EXECUTIVE DIRECTOR ALMIRA: The plus side is  
16 we have had 3,000 more cars this year than last, and  
17 that's --

18 COMMISSIONER RICHARDS: But the bathroom, I  
19 don't know if there's a sign in Creole, so --

20 EXECUTIVE DIRECTOR ALMIRA: I don't know.

21 COMMISSIONER RICHARDS: -- unless you're  
22 going to be passing bottles there, it could be a  
23 difficult situation.

24 CHAIR ENRIGHT: And you've looked into that,  
25 Ken.

1 MR. HERN: We can and will, yes, ma'am.

2 CHAIR ENRIGHT: Okay, if you can, you know,  
3 just go by and check and talk to Teeters about the  
4 bathroom, okay.

5 MR. HERN: Yes. I mean and Bill was  
6 extremely concerned about the issue as well. That is  
7 his core business and --

8 COMMISSIONER RICHARDS: And they make a lot  
9 of money. We charge 25, and I think they charge --

10 EXECUTIVE DIRECTOR ALMIRA: 780, nine.

11 COMMISSIONER RICHARDS: And more than that.

12 EXECUTIVE DIRECTOR ALMIRA: 780, 900, 1001.

13 COMMISSIONER RICHARDS: So I mean they do  
14 very well. They can afford to have facilities for  
15 customers.

16 EXECUTIVE DIRECTOR ALMIRA: And it's all cash  
17 money; it's all cash up front.

18 All right. May I continue, Madam Chair?

19 CHAIR ENRIGHT: Continue.

20 EXECUTIVE DIRECTOR ALMIRA: All right,  
21 Vertex. Commissioners, not that long ago we were all  
22 anxiously awaiting the City to issue the permit. It  
23 was finally issued on August the 15th, and here's the  
24 developments.

25 The contractor, by the name of Expert

1 Construction Managers, began construction on one tower  
2 on September 3. Please remember that this tower will  
3 be 130 feet high. The tower will house one carrier;  
4 that's AT&T. The Port estimates that we will have a  
5 revenue of about \$28,000 per year. Also please note  
6 that Port security will -- I repeat will be allowed to  
7 install security equipment on the pole, such as cameras  
8 and a spotter.

9 MR. HERN: Wireless communications.

10 EXECUTIVE DIRECTOR ALMIRA: Moving on,  
11 Commissioners, cruise industry update. Carnival Cruise  
12 Line and Port Canaveral have announced the 2020 debut  
13 of Carnival's newest 180,000 ton ship fueled by LNG,  
14 liquid natural gas. The LNG facility is located up in  
15 Jacksonville, Florida. That will be transported down  
16 to Canaveral by Shell's LNG bunker barge as part of  
17 Shell's worldwide Strategic Plan to develop a global  
18 LNG bunkering network.

19 Again, in the year 2020 we will start seeing  
20 cruise ships that will be running on LNG. One sticking  
21 point out there is the location of where in the ship  
22 that LNG tank will be located -- it's causing  
23 concerns -- and also will U.S. Coast Guard be allowing  
24 customers to Board while the ship is being fueled. It  
25 caused a lot of concerns with the cargo ships that are

1 now fueled by LNG. Will they be allowed to load the  
2 containers while it's being fueled? The answer is yes,  
3 they have. But now we're talking about a different  
4 type of cargo.

5           Lastly, Commissioners, the third floor  
6 air-conditioning. The third floor, as you know, is  
7 where we house CBP. The LAN room has exceeded the  
8 room's A/C capacity. That puts a strain on our chiller  
9 plant. We are currently seeking quotes from Trane  
10 Service, which can provide a split system. We are in  
11 discussion with CBP regarding their financial  
12 responsibility. So we'll be coming back to you to let  
13 you know how much this project is going to cost.

14           Moving on to events, if you recall, two weeks  
15 ago I went up to and participated in the Florida Ports  
16 Council meeting in St. Petersburg. Nice area. Never  
17 been there.

18           We were successful in acquiring a security  
19 grant for a perimeter security detection system at a  
20 total project cost of 68,350. That's a 75/25 match.  
21 We also managed to get \$1.5 million of FSTED grant for  
22 the annex property site plan improvement -- this is a  
23 50/50 split -- and 2.25 million for environmental  
24 mediation of Area D, again, should we proceed or should  
25 we go forward. This is also a 50/50 match.

1 VICE CHAIR McARTHUR: Madam Chair.

2 EXECUTIVE DIRECTOR ALMIRA: Yes, sir.

3 CHAIR ENRIGHT: Mr. McArthur.

4 VICE CHAIR McARTHUR: Mr. Almira, on the  
5 annex property site plan improvements, could you  
6 specify what those improvements are going to be.

7 EXECUTIVE DIRECTOR ALMIRA: Sure. In fact,  
8 we have an expert here that's the one that mentioned it  
9 to us, Casey.

10 Casey, if you can.

11 Do you mind if Casey can come up --

12 VICE CHAIR McARTHUR: Of course not.

13 EXECUTIVE DIRECTOR ALMIRA: -- and do a much  
14 better job than I.

15 MR. LONG: Good evening, Commissioners.

16 Casey Long with Kimley-Horn.

17 The original site plan approval that was  
18 submitted in through the process required installation  
19 of perimeter landscaping on the south side, which  
20 included palm trees, and then on the west side some  
21 landscaping. Separately from that is a water main  
22 loop, including fire hydrants and some site lighting.  
23 So in combination with all those things, you're looking  
24 at a budgetary amount of 1.5 million.

25 VICE CHAIR McARTHUR: Thank you.

1 EXECUTIVE DIRECTOR ALMIRA: All right, moving  
2 on, Commissioners, yesterday we had the Florida Customs  
3 Brokers and Forwarders Association, the general  
4 membership meeting and luncheon, which was held in  
5 Miami. We sponsored the promotional event.

6 And I'd like to then go on to the AAPA  
7 Maritime Terminal Management Training Program in Long  
8 Beach coming up on October the 1st.

9 For some of you, a reminder of the AAPA 107th  
10 Annual Convention in Valparaiso, Chile, October 7th  
11 through 10th.

12 (Whereupon, Commissioner Richards left the  
13 dais.)

14 EXECUTIVE DIRECTOR ALMIRA: FYI, the Spain/  
15 U.S. Chamber of Commerce will be at the Port on October  
16 the 10th for a Port presentation and tour.

17 A delegation from Cap-Haitien will be here at  
18 the Port for a luncheon and tour on Friday, October the  
19 12th.

20 And lastly, Commissioners, on October  
21 the 24th the Port will be sponsoring a breakfast  
22 featuring the Senate President Designate Bill Galvano,  
23 which will be hosted by the Palm Beach North Chamber of  
24 Commerce.

25 Are there any questions?

1 CHAIR ENRIGHT: No.

2 VICE CHAIR McARTHUR: Madam Chair.

3 CHAIR ENRIGHT: Commissioner.

4 VICE CHAIR McARTHUR: Do you know how much  
5 we're going to spend on the Valparaiso, Chile.

6 EXECUTIVE DIRECTOR ALMIRA: A total?

7 VICE CHAIR McARTHUR: Yes.

8 EXECUTIVE DIRECTOR ALMIRA: I can only give  
9 you an approximation, Commissioner. It will be  
10 somewhere --

11 VICE CHAIR McARTHUR: Could you bring that  
12 back to us next month.

13 EXECUTIVE DIRECTOR ALMIRA: I sure can, yes.

14 VICE CHAIR McARTHUR: Thank you.

15 CHAIR ENRIGHT: Thank you.

16 EXECUTIVE DIRECTOR ALMIRA: That's all I  
17 have. Thank you.

18 CHAIR ENRIGHT: Any others.

19 Engineering report.

20 MR. SOLER: Good evening, Commissioners.

21 Berth 17. The contractor already completed  
22 the installation of the piles and the forms for the  
23 east dolphin structure. Today they completed the pour  
24 of the structure, so we wait for seven days to get the  
25 concrete resistance so they can strip the forms and



1 continue with the installation of the hardware.

2 So on the water side, that will complete the  
3 new structures. They still have to do the repairs on  
4 the west dolphin structure, which they have told us  
5 they start tomorrow. That will take a maximum of three  
6 days once they start doing that process.

7 On the upland side, all the sub-base material  
8 was already installed. Yesterday they start doing the,  
9 installing the top coat, an emulsion material, so it  
10 will be the bonding agent between the asphalt and the  
11 subbase. All the equipment for asphalt installation is  
12 already on the job site, and asphalt will start  
13 tomorrow.

14 This is some photos of how it looks.

15 Major activities that need to be completed,  
16 obviously the asphalt will start tomorrow; the repairs  
17 of the west dolphin structure, which is expected to  
18 start tomorrow also and last three days.

19 And based on the last update submitted by the  
20 contractor, I can confirm that LMH representative --  
21 that is here -- the substantial completion date for the  
22 delivery of the project is September 28th, which is  
23 next Friday. Substantial completion means that the  
24 project can be used by the Port. That will mean we can  
25 actually dock a vessel there. And final completion,

1 when all the areas are completed, will be by the end of  
2 October. There's substantial work done since the last  
3 Board meeting.

4 We have a representative of LMH here if you  
5 want to have some questions --

6 COMMISSIONER CIKLIN: Is the timetable still  
7 good?

8 MR. SOLER: Sir?

9 COMMISSIONER CIKLIN: Is the timetable still  
10 good?

11 MR. SOLER: Yes, the information that I  
12 provided about substantial completion --

13 COMMISSIONER CIKLIN: Ask him. I know you  
14 said it's good, but --

15 MR. SOLER: Sure.

16 COMMISSIONER CIKLIN: -- you're not out  
17 there.

18 MR. SOLER: John Capasso, the project manager  
19 for the project.

20 COMMISSIONER CIKLIN: There we go.

21 MR. CAPASSO: Hello, Commissioners. John  
22 Capasso with LMH.

23 I concur with José, because we've discussed  
24 this. The dolphin was poured today. All the concrete  
25 under the conveyor is completed. All the concrete work

1 along the FPL property line is completed. So the  
2 asphalt, tomorrow you're going to see it all go down,  
3 and I agree with the dates.

4 COMMISSIONER CIKLIN: And you felt pretty  
5 good about the pour today? That seemed to go pretty  
6 good?

7 MR. CAPASSO: Yes, it went very well.

8 COMMISSIONER CIKLIN: Good.

9 MR. CAPASSO: That was the last one.

10 COMMISSIONER CIKLIN: Yes.

11 MR. CAPASSO: So, yes, you know, it's been a  
12 long road --

13 COMMISSIONER CIKLIN: Great.

14 MR. CAPASSO: -- for all of us, but we're  
15 glad it's over. And yes, the 28th of September and  
16 then the 28th of October --

17 COMMISSIONER CIKLIN: All right.

18 MR. CAPASSO: -- and we'll be out of here and  
19 I'll wave good-bye.

20 COMMISSIONER CIKLIN: All right, thank you.

21 MR. CAPASSO: Thank you.

22 MR. SOLER: So any additional questions,  
23 Berth 17?

24 MOB. Even though that is going to be  
25 discussed on --

1 EXECUTIVE DIRECTOR ALMIRA: J.3.

2 MR. SOLER: -- J.3, the update, we have  
3 received an approval from the City Council, the City of  
4 Riviera Beach City Council for the site plan on August  
5 the 5th -- August 15.

6 On September 7th the contractor paid City  
7 fees for the building permit approval. On the 30th the  
8 Engineering Department received the package for the  
9 approval of the building permit, and it was denied on  
10 the 13th based on some information that they requested.

11 Four out of three items -- three out of four  
12 items are already submitted to the Engineering  
13 Department, and the fourth has been discussed, and the  
14 permit will be approved under the assumption that the  
15 Port will continue with some of the requests from the  
16 City. As of today, the permit is under the Utilities,  
17 Fire and Building Division, but I will include more  
18 information when we go to J.3.

19 CHAIR ENRIGHT: Why don't you just continue  
20 right there instead of just stopping --

21 MR. SOLER: Sure, perfect.

22 CHAIR ENRIGHT: -- and going back? You can  
23 just be consistent and continue.

24 EXECUTIVE DIRECTOR ALMIRA: So we have to  
25 reorder the agenda?

1 CHAIR ENRIGHT: Yes.

2 MS. WALDRON: Do we have to make a motion?

3 CHAIR ENRIGHT: Do we need to make a motion  
4 for him to reorder.

5 EXECUTIVE DIRECTOR ALMIRA: Yes.

6 MS. HOWARD: If you're going to reorder it  
7 (inaudible).

8 COMMISSIONER CIKLIN: So moved.

9 MS. WALDRON: Second.

10 CHAIR ENRIGHT: All in favor, say aye.

11 (A chorus of ayes.)

12 CHAIR ENRIGHT: Motion carries. Continue.

13 MR. SOLER: On September 13th we received a  
14 copy of the memo submitted by the Engineering  
15 Department to the building official indicating that the  
16 permit process in the Engineering Department was denied  
17 based on three aspects.

18 First of all, to submit drainage calculation  
19 and the accessory technical reports to support the  
20 modifications to the three acre site of the MOB. Those  
21 documents were included in the original package.  
22 Somehow, they didn't receive it. So we submitted  
23 another copy to Terrence Bailey, which is the engineer  
24 of record for the Engineering Division.

25 Second item was to submit a copy of the South

1 Florida Water Management District. We had already a  
2 permit issued by FDEP, which is the agency that covers  
3 modifications, sewer/storm system within ports, so that  
4 was also submitted to the Engineering Department.

5 And lastly, the last request that was done by  
6 the Engineering Department was to submit an update of  
7 pervious and impervious calculation for the entire Port  
8 based on the proposed improvements. As this was  
9 discussed today with Terrence Bailey, the requirements  
10 are scaled down, and we only have to provide the area  
11 of the Port and how it's being divided in both items,  
12 in pervious and impervious.

13 So that will be something that will be  
14 submitted to the City next week. Even though we're  
15 still working on that document, they will not hold down  
16 the permit in the Engineering Department based on that  
17 requirement. As of today, the permit is still in the  
18 Utilities Division, but we just heard some information  
19 from the City that we're going to receive hopefully  
20 good news and get the permit by next week.

21 COMMISSIONER CIKLIN: Yes, I got a phone call  
22 right before our meeting today, and I was assured that  
23 Fire signed off and Utilities signed off. So, you  
24 know, I'll keep my fingers crossed, and we'll see next  
25 week. If we don't get it, then you'll let us know.

1 EXECUTIVE DIRECTOR ALMIRA: We're actually  
2 told Wednesday.

3 COMMISSIONER CIKLIN: Yes, okay, see.

4 MR. SOLER: Yes, we were told the same thing.  
5 We were told on Wednesday, but --

6 COMMISSIONER CIKLIN: Okay.

7 MR. SOLER: -- we don't want to say the  
8 actual date.

9 COMMISSIONER CIKLIN: All right. Excellent.

10 MR. SOLER: So West Construction, the  
11 contractor awarded the contract is here also, right  
12 there, if you have any questions. They're just waiting  
13 for the permit to come in to start the project.

14 COMMISSIONER CIKLIN: Wednesday.

15 VICE CHAIR McARTHUR: Everybody --

16 COMMISSIONER CIKLIN: Wednesday.

17 VICE CHAIR McARTHUR: Wednesday.

18 COMMISSIONER CIKLIN: Good. You'll call us  
19 Wednesday.

20 VICE CHAIR McARTHUR: When.

21 COMMISSIONER CIKLIN: Wednesday.

22 Okay, Jean.

23 CHAIR ENRIGHT: Government Affairs.

24 Mr. Pinsky, do you have anything to add.

25 MR. PINSKY: Not really. Richard Pinsky.

1           Chair, Commissioners, really nothing. Just  
2 to save time, point out, making sure that you did  
3 notice in the report Martin County did contact us.  
4 Following suit of last month, St. Lucie County asking  
5 if they -- telling us if they were going to withdraw  
6 their foreign trade zone jurisdiction under our  
7 jurisdiction, Martin County contacted us a couple weeks  
8 ago to say they're being contacted by St. Lucie County  
9 to go into their permit application to become a  
10 licenser. So just take note of that.

11           But otherwise, unless you have any questions,  
12 Madam Chair, that's all I have.

13           CHAIR ENRIGHT: Thank you very much.

14           Any questions, Commissioners?

15           Let's continue. Any Commission reports?

16           Commissioner Waldron? Commissioner McArthur? None?

17           Okay, let's continue. Peanut Island update.

18           EXECUTIVE DIRECTOR ALMIRA: Sure. Thank you,  
19 Commissioners.

20           A meeting was held yesterday, September the  
21 19th, where we discussed a draft MOU that was first  
22 sent to us by the County. Then it was reviewed by our  
23 counsel, Mr. Picken, Ken and I for red line. The  
24 essential points is, and this, believe me, it says five  
25 years, but we have a 30 day out. Even the folks from



1 the County do not believe this is going to be a five  
2 year term. They feel as if we're going to get into a  
3 contract at a much quicker pace.

4 The MOU also has a request from the County  
5 for an annual payment of \$5,000 for the whole year for  
6 the County to upkeep the grounds and to mow the grass  
7 and to attend the -- and attend to the garbage. We  
8 will be saving, if not that, but a heck of a lot more,  
9 because we would have to deploy our folks to Peanut  
10 Island and possibly stay one or two days out there  
11 doing exactly what they're saying that they can do for  
12 5,000 for the whole year. The Port sees the saving, of  
13 course, by not having our personnel and equipment  
14 travel out there.

15 So now we wait for the County to review the  
16 red line of the MOU. Their comments will be returned  
17 to us, we've been told, rather rapidly. We hope to do  
18 that maybe by Wednesday. Then we will distribute the  
19 final MOU to the Commissioners for your comments. My  
20 desire is to bring this as soon as possible, but at  
21 this point, there's no commitment on our part.

22 And that just really quickly -- and let me  
23 just touch on what had been discussed before. FIND,  
24 they have a grant cycle that starts -- it actually ends  
25 in June of '18. If we were to miss that grant -- and

1 the reason why we would go to FIND for that grant is  
2 that there is money available for us to request -- then  
3 we would have to wait for the '19 cycle. This grant  
4 that FIND has available is on a 50/50 match.

5 Now, that brings up an interesting point,  
6 because we are waiting for FEMA to provide us with some  
7 reimbursement of previous operational problems that we  
8 have had out there. So we're hoping that whatever FEMA  
9 is able to come through, we'll use that for the match  
10 that FIND will be able to give us.

11 The County, incidentally, is eligible for a  
12 heck of a lot more grant opportunities, but for now we  
13 will be closely monitoring not only the FEMA, but then  
14 once we have that, then we will be applying for the  
15 FIND grant.

16 Our next meeting will be in about two weeks,  
17 and at that point I'm hoping to have the final MOU so  
18 that our attorney can see it, and then we can just go  
19 ahead and disseminate it among all of you.

20 VICE CHAIR McARTHUR: Madam Chair.

21 CHAIR ENRIGHT: Commissioner McArthur.

22 VICE CHAIR McARTHUR: Mr. Almira, at the  
23 meeting the other day, was FIND present.

24 EXECUTIVE DIRECTOR ALMIRA: Yes, yes, as a  
25 matter of fact. Mark Crosley was there, and very

1 enthusiastic, but that's his nature. He's very, very  
2 enthusiastic.

3 VICE CHAIR McARTHUR: Well, you'll get a kick  
4 out of this. A couple of weeks ago I was driving home  
5 from somewhere, and Eric Call was giving an interview  
6 on the radio.

7 EXECUTIVE DIRECTOR ALMIRA: I heard.

8 VICE CHAIR McARTHUR: And Eric Call didn't  
9 bring it up, but the hostess that was doing the radio  
10 show brought it up. And let me tell you, she was  
11 gung-ho on the County making everything possible to  
12 preserve Peanut Island and the bunker and everything.  
13 And it was -- so the next day I called Carl -- I mean I  
14 called Eric and congratulated him.

15 EXECUTIVE DIRECTOR ALMIRA: Sure.

16 VICE CHAIR McARTHUR: Obviously, the public  
17 is ahead of the County Commission on this.

18 EXECUTIVE DIRECTOR ALMIRA: And for those who  
19 do not know, Eric Call is the Director of Parks and  
20 Recs for the County. That was brought up yesterday.  
21 In fact, it was Mark Crosley from FIND that made  
22 remarks about his radio voice.

23 COMMISSIONER CIKLIN: Well, they said, what,  
24 \$31 million on Peanut Island to turn it into --

25 VICE CHAIR McARTHUR: Yes.

1           COMMISSIONER CIKLIN:  -- a park, so, you  
2 know, we're talking about a lot less than that.

3           VICE CHAIR McARTHUR:  A lot less.

4           COMMISSIONER CIKLIN:  Yes.

5           EXECUTIVE DIRECTOR ALMIRA:  A lot less,  
6 correct.

7           COMMISSIONER CIKLIN:  I mean it should all go  
8 together.

9           VICE CHAIR McARTHUR:  Peanuts.

10          COMMISSIONER CIKLIN:  Peanuts, exactly.

11          EXECUTIVE DIRECTOR ALMIRA:  You know, one of  
12 the things that Eric keeps bringing up is at Morikami  
13 Park, the revenue from the gift shop is over a million  
14 dollars a year.  So needless to say, that's what  
15 they're -- perhaps this is what they're planning on  
16 doing here.

17          COMMISSIONER CIKLIN:  Let's take Peyton out  
18 there.  He can sign autographs and all sorts of stuff.

19          EXECUTIVE DIRECTOR ALMIRA:  I'm fine.

20          CHAIR ENRIGHT:  That's a very good job.

21          EXECUTIVE DIRECTOR ALMIRA:  Thank you.

22          COMMISSIONER CIKLIN:  I've got one question.  
23 Since we're talking about Peanut Island, what is our  
24 next step with the, you know, the little D?  Are we  
25 just going to just wait and see, or do we have a game

1 plan? Are we going to put it on the next agenda  
2 meeting, or what is --

3 EXECUTIVE DIRECTOR ALMIRA: As far as doing  
4 something for Area D?

5 COMMISSIONER CIKLIN: Well, yes. I mean, you  
6 know, we heard the Palm Beachers, and we heard some of  
7 the Commissioners. But I mean --

8 EXECUTIVE DIRECTOR ALMIRA: Sure.

9 COMMISSIONER CIKLIN: -- should we go to the  
10 Corps and see if there's any -- if they have any more  
11 funding to really see exactly what we could, because  
12 after seeing that ship come in, you know, I just say,  
13 my God, something's got to be done.

14 EXECUTIVE DIRECTOR ALMIRA: Commissioner, if  
15 I may provide my opinion?

16 CHAIR ENRIGHT: Go on, continue.

17 EXECUTIVE DIRECTOR ALMIRA: You just  
18 mentioned one of the key components, and that's the  
19 Army Corps of Engineers. I would like to suggest -- I  
20 don't know when in our time, but certainly before the  
21 end of the year let's have a workshop. Let's bring in  
22 the Army Corps of Engineers. Let's have them tell us  
23 what can and cannot be done there.

24 You talk about FIND and Mark Crosley. He is  
25 concerned that the southwest section of that island

1 could go under water. That's -- and obviously, he's an  
2 expert. So we talked about what could possibly be  
3 done, and I mentioned, as Ken will remember, I  
4 mentioned that it would be best for my Board to have a  
5 workshop, and maybe we can bring him as well.

6 COMMISSIONER CIKLIN: Sure.

7 EXECUTIVE DIRECTOR ALMIRA: And see if we can  
8 come up with a solution. Is this going to be done or  
9 is this never going to be done? I don't think that's  
10 the proper movement. But what can be done and what are  
11 the options and how much can we afford? That's another  
12 issue.

13 CHAIR ENRIGHT: Mr. Almira, you mentioned a  
14 workshop maybe? I don't know, maybe as soon as  
15 possible.

16 COMMISSIONER CIKLIN: Well, we've got to put  
17 everybody together.

18 CHAIR ENRIGHT: Right, but I'm saying if you  
19 can get everyone together, and then maybe the next  
20 meeting, before the next meeting or --

21 EXECUTIVE DIRECTOR ALMIRA: Too early.

22 COMMISSIONER CIKLIN: We're talking about the  
23 end of the year.

24 EXECUTIVE DIRECTOR ALMIRA: Yes.

25 COMMISSIONER CIKLIN: Yes, this is nothing

1 that's got to be done, you know --

2 EXECUTIVE DIRECTOR ALMIRA: If it's going to  
3 be done properly.

4 COMMISSIONER CIKLIN: Right.

5 EXECUTIVE DIRECTOR ALMIRA: And we have to  
6 take into consideration that at the end of the year --

7 CHAIR ENRIGHT: And I guess you need to  
8 contact both gentlemen and see if --

9 EXECUTIVE DIRECTOR ALMIRA: Correct.

10 CHAIR ENRIGHT: -- they can both attend  
11 and --

12 EXECUTIVE DIRECTOR ALMIRA: Correct.

13 CHAIR ENRIGHT: Okay, okay. Well, work on  
14 that and get back with us.

15 EXECUTIVE DIRECTOR ALMIRA: I'll work on it.

16 COMMISSIONER CIKLIN: Yes.

17 CHAIR ENRIGHT: Okay, thank you.

18 EXECUTIVE DIRECTOR ALMIRA: All right.

19 CHAIR ENRIGHT: Let's continue. Where are we  
20 now? Oh --

21 VICE CHAIR McARTHUR: J.2.

22 CHAIR ENRIGHT: J.1.

23 COMMISSIONER CIKLIN: 2.

24 CHAIR ENRIGHT: You took care of J.1. J.2,  
25 request for re-advertisement for bid for 11th Street

1 fence project.

2 VICE CHAIR McARTHUR: Madam Chair, I hate to  
3 cut off Ken --

4 MR. HERN: Go for it.

5 VICE CHAIR McARTHUR: -- but motion to  
6 authorize staff to re-advertise the 11th Street fence  
7 project.

8 MS. WALDRON: I second.

9 CHAIR ENRIGHT: Discussion.

10 COMMISSIONER CIKLIN: For discussion, why?  
11 Did we get no bids or --

12 MR. HERN: No, the contractor that was doing  
13 it has pulled out. He's basically housed in Fort  
14 Lauderdale. The shooting at Stoneman Douglas down  
15 there --

16 COMMISSIONER CIKLIN: He's busy.

17 MR. HERN: -- there was a lot of money freed  
18 up through the State as well as the federal government  
19 to harden the schools, and --

20 COMMISSIONER CIKLIN: Makes sense.

21 MR. HERN: Thank you for your time.

22 CHAIR ENRIGHT: All in favor, please say aye.  
23 (A chorus of ayes.)

24 CHAIR ENRIGHT: Motion carries, five/zero.

25 Status of MOB -- oh, we've already done that.



1           Let's go down to approval of the fiscal year  
2 2019 budget. Mr. Paul, thank you.

3           MR. ZIELINSKI: Good afternoon.

4           What I'd like to present to you is the fiscal  
5 year 2019 operating budget. That will be followed by a  
6 presentation very briefly on the renewal and  
7 replacement budget. Finally, the capital budget.  
8 After we respond to all your questions and concerns,  
9 I'll be asking for your approval.

10           With respect to the budget, the operating  
11 budget, in the workshop we presented to you a bottom  
12 line of 2,172,000 that was provided in your package.  
13 At that meeting we talked about three changes we had  
14 already made. One was a reduction in water cost of  
15 about 180, we had reduced security cost by about 20,  
16 and general insurance came in a little bit higher. So  
17 we had \$188,000 adjustment we discussed at that  
18 meeting, so we talked the starting point was 2,360,000.

19           Since that time, at that meeting we were  
20 requested to increase legal costs to a total of 500,000  
21 by adding \$350,000. We did so. We eliminated trade  
22 missions in a way to compensate for some of this  
23 increase, and we also reduced some costs in security  
24 and operations by about 60, deferring some activity, so  
25 the 350 reduction is now only \$250,000, and net income

1 for fiscal year 2019 is 2,110,000.

2 Before I go on, I wanted to thank the Port  
3 for approving -- I'm sorry, thank the Board for  
4 approving the banking contract. That contract alone,  
5 with a simple signature, is increasing our income from  
6 interest from 138,000 to \$262,000 next year, more than  
7 doubled. That's built into the budget, a little  
8 presumptuous on my part, but I felt that it was a solid  
9 thing, so in that budget is the increase in our  
10 interest income from Wells Fargo.

11 Any questions?

12 CHAIR ENRIGHT: Go on.

13 MR. ZIELINSKI: I'd like to ask Ken to  
14 present the renewal and replacement.

15 MR. HERN: Good afternoon, Commissioners.  
16 This is where I spend the money.

17 Renewal and replacement estimated balance  
18 starting in October 1st is \$850,000. Renewal and  
19 replacement fiscal year allocation for '19 is 929,000.  
20 Passenger fees are projected at 310,000, Port security  
21 reimbursements of 325,000.

22 And renewal and replacement, noncapital, has  
23 actually been increased from 250,000 in years past to  
24 400 because that seems to be where we grab most the  
25 money for. The facility is old. It's falling apart.

1 A lot of it's not considered capital, so it has to be  
2 renewal and replacement. The total source of funds is  
3 \$2 million and change.

4 For the capital projects that we're going to  
5 be -- that we're looking at, again, this is a pool of  
6 funding that we'll be able to get from, so if we need  
7 to switch it around, we have buildings, grounds, we  
8 have \$450,000. I'm looking at 275,000 for some  
9 equipment; docks and berths at 150.

10 HVAC we were able to back off a little bit on  
11 this year. We made some major investments during 2018  
12 that -- on a lot of the deferred maintenance that we  
13 won't have to do again at least for another ten years,  
14 so that's a good thing. MIS upgrades for 79,000, and  
15 75,000 in a contingency.

16 If you have any questions, I'll be able to  
17 answer them for you.

18 VICE CHAIR McARTHUR: Ken, what's the  
19 contingency this year.

20 MR. HERN: 75,000, but --

21 VICE CHAIR McARTHUR: So we're just keeping  
22 the same.

23 MR. HERN: Yes. And if you look at how we  
24 establish this now with buildings and grounds, we're  
25 able to pull out of that. You know, what is buildings

1 and grounds? It can be anything. If it's an A/C that  
2 fails, if it's, you know, carpet that needs to be  
3 replaced, you name it, we'll be able to pull it from  
4 there. I honestly don't think we'll need to dip into  
5 our contingency at all this year.

6 COMMISSIONER CIKLIN: I've got a question.

7 CHAIR ENRIGHT: Commissioner Ciklin.

8 COMMISSIONER CIKLIN: Not under this, but I  
9 know last month when we started talking about the  
10 budget, about the percentage of salary increase, I know  
11 it was anywhere from two to five. And I don't know if  
12 we've ever come up with a consensus for that.

13 CHAIR ENRIGHT: We have not.

14 COMMISSIONER CIKLIN: So are we going to be  
15 talking about that?

16 CHAIR ENRIGHT: Yes, it's on the agenda later  
17 on, after he finishes.

18 COMMISSIONER CIKLIN: I just didn't see it  
19 there, so --

20 CHAIR ENRIGHT: Oh, it's not -- excuse me.  
21 Just clarity. When they gave us this, they didn't give  
22 us one that was specific with everything that they used  
23 to do.

24 COMMISSIONER CIKLIN: Um-hmm.

25 CHAIR ENRIGHT: They just gave us a little

1 outline.

2 COMMISSIONER CIKLIN: All right.

3 CHAIR ENRIGHT: So we would like to see  
4 one --

5 COMMISSIONER CIKLIN: That's fine, as long as  
6 we're going to talk about it.

7 CHAIR ENRIGHT: If we can just see the hard  
8 copy like this with everything written like we used to  
9 get it, it would be beneficial to us. Thank you very  
10 much. You can continue. We'll get to it.

11 MR. ZIELINSKI: The salary increase will  
12 be -- can be spoken about as part of the operating  
13 budget.

14 COMMISSIONER CIKLIN: Okay.

15 MR. ZIELINSKI: So before we approve the  
16 item, I can come back and discuss it.

17 COMMISSIONER CIKLIN: Okay.

18 CHAIR ENRIGHT: Right. We'll talk about it.

19 MR. BAKER: Commissioners, good afternoon.  
20 Carl Baker, Director of Planning.

21 I'd like to briefly go through the capital  
22 projects. These are the same numbers you saw two  
23 months ago when we discussed it. We've got quite a bit  
24 in the pot right now. We've got the MOB teardown, the  
25 refrigerated container yard expansion project fully

1 funded, \$4,890,000. Like all the grants you're going  
2 to see, this is a 50/50 match with FDOT.

3 Berth 1 reconstruction, which is going to  
4 start in April of next year for 3.7 million. The  
5 on-Port rail expansion, which you signed that JPA last  
6 month for 8.6 million. The passenger loading bridge,  
7 which is two and a half million, and we can receive  
8 those funds whenever we need them. The annex property  
9 site improvements that Mr. Almira spoke about earlier,  
10 those funds will be available in July of '19. And the  
11 environmental mitigation funds will also be available  
12 in July of '19. That totals out to 23.5 million. Our  
13 Port cash is 11.7 million.

14 Are there any questions?

15 CHAIR ENRIGHT: No. Go on.

16 MR. BAKER: Thank you.

17 VICE CHAIR McARTHUR: Madam Chair.

18 CHAIR ENRIGHT: Commissioner McArthur.

19 VICE CHAIR McARTHUR: Paul, I'd just like  
20 to -- it amazes me every year when we go from, you  
21 know, budgeted to actual budgeted, how close the  
22 numbers are. Except when there are, you know, totally  
23 unforeseen events, the numbers are right on. And it's  
24 just amazing that -- you know, some day maybe you could  
25 pull me aside and teach me how to do that with my

1 checkbook. But it really is, you know, quite a tribute  
2 to staff that you are able to do that year in and year  
3 out, and I just wanted to compliment you on that.

4 MR. ZIELINSKI: Thank you, sir.

5 EXECUTIVE DIRECTOR ALMIRA: Thank you.

6 MR. ZIELINSKI: It was asked that we do an  
7 analysis of the salary in the budget. The salary  
8 percentage increase in the budget is at five percent.  
9 What you're looking at here is an analysis of it. The  
10 200 and -- 2018 salaries are in there at 2,994,181. In  
11 2019, our fringe costs will go up, regardless of what  
12 we do in salaries. There will be a .4 percent increase  
13 in FICA and a .4 percent increase in FRS. So using  
14 those rates, the 2018 salary is \$3,539,122. The five  
15 percent increase that was in the budget totals 136,000,  
16 roughly, in salaries, for a total of \$160,000 across  
17 the Board, including fringe.

18 If the Board chooses to reduce that to four  
19 percent, we would save \$23,000. At three percent,  
20 which is the minimum we could go with the union, the  
21 Board would save \$40,000 from the budget. Two percent,  
22 you can see the number. So the difference between four  
23 and five percent, assuming the 2,000 minimum which the  
24 Board sets, is only about \$23,000 to the cost to the  
25 Port.

1 CHAIR ENRIGHT: Thank you. Commissioners --

2 VICE CHAIR McARTHUR: One more quick. And  
3 what is your projected net profit next year.

4 MR. ZIELINSKI: \$2.1 million, \$2.2 million.

5 VICE CHAIR McARTHUR: So we're talking about  
6 160,000 out of a profit of --

7 MR. ZIELINSKI: 2.1 million. That  
8 2.1 million includes the 160 cost in it.

9 VICE CHAIR McARTHUR: Thank you.

10 COMMISSIONER CIKLIN: Right. And one other  
11 thing we need to think about is we're budgeted in for  
12 what, 350 or 400,000 in legal fees.

13 MR. HERN: 500.

14 COMMISSIONER CIKLIN: 500, which could easily  
15 double, so you know, who knows, so --

16 CHAIR ENRIGHT: I guess at this point in time  
17 if the Commissioners would like to, we need to make a  
18 decision on the salary increases. We've proposed.  
19 They gave us -- we can't go with two, so three, four,  
20 five. We need to make a decision now so that we can  
21 add it to the budget.

22 MS. WALDRON: I'm fine with five percent.

23 VICE CHAIR McARTHUR: I'll make a motion to  
24 go with staff's recommendation of five percent.

25 MS. WALDRON: Second it.



1           COMMISSIONER CIKLIN: Under discussion, I'm  
2 totally against that. I think the County's at three,  
3 the federal government is at zero, and where I work is  
4 basically zero. So I don't mind paying them three  
5 percent, which I think is fair, and then after six  
6 months, when we know more about the legal status, we  
7 can readdress it and maybe add on another two percent.  
8 But you know, I think three percent is a fair increase,  
9 and if we don't have all these legal issues after six  
10 months, then we can always talk about it and add on the  
11 other two.

12           And I just think, you know, once you give a  
13 five percent raise, you can't come back the next year  
14 and say, well, now you're getting three. So to be  
15 prudent -- I've been doing this for a long time. I  
16 want to be fair to the employees, but I think we've got  
17 a lot of hidden expenses coming next year, and I'm  
18 going to vote against the motion.

19           CHAIR ENRIGHT: My comment is that you can  
20 always go five and then come back three, because when I  
21 first arrived here, well, anyway, it went from three to  
22 five, back to three, and then one or two years we --

23           COMMISSIONER CIKLIN: No, we haven't. We've  
24 never done that, ever.

25           CHAIR ENRIGHT: We had three and then went to

1 five.

2 COMMISSIONER CIKLIN: We can't go from five  
3 down to three though.

4 CHAIR ENRIGHT: What we can do, we can -- I  
5 would like to see the staff have five, but I have  
6 reservations. And I love the staff. The problem I  
7 have is I cannot foresee the future six months down the  
8 road. And we can always add two percent later on. But  
9 we might have expenses that are so high until -- you're  
10 saying our profit will be 2 million.

11 MR. ZIELINSKI: 2,110,000.

12 CHAIR ENRIGHT: 2,110,000. We can end up  
13 have \$2 million spent in the next three months -- am I  
14 correct -- on legal fees? Isn't that possible? Can  
15 you maybe foresee next year we might have a legal fee  
16 that's a million dollars.

17 MR. PICKEN: I'm not completely familiar with  
18 the budget or whether this is --

19 CHAIR ENRIGHT: But my question to you --

20 MR. PICKEN: -- reserved anything on  
21 account --

22 CHAIR ENRIGHT: We reserved \$500,000 for  
23 legal fees. And I guess my big question is that if we  
24 end up in court and other things materialize that  
25 aren't foreseen, is it possible that we can easily eat

1 the \$2 million up in legal fees.

2 MR. ZIELINSKI: Anything is possible.

3 MR. PICKEN: I don't know about eating up  
4 \$2 million with legal fees, but there could be, you  
5 know, there could be a settlement or a court judgment  
6 that eats up some of that, or the court could win and  
7 it wouldn't cost any of it, but --

8 CHAIR ENRIGHT: And if we pay \$1, then we  
9 have to pay everything, yes.

10 MR. PICKEN: Well, without getting into those  
11 details, I don't know if there's been any reserves  
12 made for --

13 COMMISSIONER CIKLIN: How much is in the  
14 budget for settlement on construction and everything?

15 MR. ZIELINSKI: We -- well, settlement on  
16 constructions, we have -- we're holding back  
17 basically --

18 CHAIR ENRIGHT: 500,000, that's it.

19 MR. PICKEN: Apart from -- we're not  
20 talking -- I would rather not get into the details  
21 of --

22 MR. ZIELINSKI: If you're asking if we have a  
23 reserve on our balance sheet for losses --

24 CHAIR ENRIGHT: No.

25 MR. ZIELINSKI: -- no, we do not. We've

1 never done that.

2 EXECUTIVE DIRECTOR ALMIRA: Nor do we have  
3 insurance.

4 VICE CHAIR McARTHUR: Mr. Zielinski --  
5 MR. ZIELINSKI: Right.

6 CHAIR ENRIGHT: And we don't have insurance.

7 VICE CHAIR McARTHUR: -- what's the  
8 difference in cost -- what's the difference in cost to  
9 the Port between a five percent and a three percent  
10 increase.

11 MS. WALDRON: It's 39,000.

12 MR. ZIELINSKI: \$39,000.

13 VICE CHAIR McARTHUR: So we're talking about  
14 \$39,000 out of --

15 MS. WALDRON: 2 million.

16 VICE CHAIR McARTHUR: -- 2.1 million.

17 MS. WALDRON: It's like less than two percent  
18 of the entire profits.

19 CHAIR ENRIGHT: Okay, I have a question. You  
20 said something that was important. First, you're  
21 saying between five percent --

22 VICE CHAIR McARTHUR: And three percent.

23 CHAIR ENRIGHT: -- and three percent is  
24 \$39,537 difference.

25 MR. ZIELINSKI: Correct.

1 CHAIR ENRIGHT: And I guess my other question  
2 that I'm very concerned about now that you just raised,  
3 we have no insurance?

4 EXECUTIVE DIRECTOR ALMIRA: There's no  
5 insurance for that type of construction.

6 MR. ZIELINSKI: No --

7 CHAIR ENRIGHT: So in essence, if something  
8 happens, we have the whole, we have to take care of all  
9 the expenses.

10 EXECUTIVE DIRECTOR ALMIRA: We're getting  
11 into an area that --

12 CHAIR ENRIGHT: I understand. But to just  
13 hear we have no insurance, that sends chills.

14 MS. WALDRON: Well \$39,000 differential is  
15 not going to fix that. I mean --

16 EXECUTIVE DIRECTOR ALMIRA: May I suggest  
17 something perhaps, Commissioners?

18 CHAIR ENRIGHT: So at the end of the day, the  
19 difference you're telling me between -- with the three  
20 percent raise is \$120,732.

21 MR. ZIELINSKI: Right.

22 CHAIR ENRIGHT: And then if we give them  
23 five -- if we give you all five percent, and this is  
24 including everything, this is including the FICA, I  
25 mean everything that we have to do, the difference is

1 \$39,537.

2 MR. ZIELINSKI: Yes, it's about 500 -- 600,  
3 \$700 an employee.

4 COMMISSIONER CIKLIN: Right. And one other  
5 thing that --

6 CHAIR ENRIGHT: It's what now?

7 MR. ZIELINSKI: It's only about \$700 an  
8 employee. It's --

9 COMMISSIONER CIKLIN: One other thing we're  
10 not showing here is our health insurance increases here  
11 was what, \$200,000?

12 MS. WALDRON: I thought it was flat.

13 COMMISSIONER CIKLIN: No, it was not flat.

14 MR. ZIELINSKI: It was about 60, \$70,000. It  
15 came out to about \$1,000 per employee.

16 COMMISSIONER CIKLIN: Okay.

17 MS. WALDRON: I thought we were going to talk  
18 about the opt-out clause for the health insurance.

19 VICE CHAIR McARTHUR: They're supposed to  
20 bring it back to us.

21 CHAIR ENRIGHT: They didn't bring it back.

22 EXECUTIVE DIRECTOR ALMIRA: That's something  
23 we could always bring back.

24 MS. WALDRON: Because that saves money.

25 EXECUTIVE DIRECTOR ALMIRA: If you get

1 participants, but --

2 COMMISSIONER CIKLIN: Did we ever do anything  
3 about that?

4 MS. WALDRON: I thought we were going to talk  
5 about --

6 COMMISSIONER CIKLIN: Well, we were supposed  
7 to, but --

8 CHAIR ENRIGHT: They're supposed to. They  
9 didn't bring it back, so that's something --

10 MR. ZIELINSKI: There was not a sufficient  
11 time to put an opt-out clause or the impact of it into  
12 the budget, but the policy that we wrote with our  
13 carrier allows for it, if, in fact, sometime during the  
14 year we can implement it.

15 COMMISSIONER CIKLIN: So we didn't do it.

16 CHAIR ENRIGHT: So they didn't do it.

17 MR. ZIELINSKI: Well, there's no way to do it  
18 in a short period of time.

19 MS. WALDRON: But you can still give us a  
20 cost analysis of what would happen if X number of  
21 people opted out and stuff at some point. Not now,  
22 but --

23 EXECUTIVE DIRECTOR ALMIRA: We can. We can  
24 bring it back in October.

25 MS. WALDRON: Okay.

1 EXECUTIVE DIRECTOR ALMIRA: You have my word  
2 on that.

3 MS. WALDRON: Okay.

4 EXECUTIVE DIRECTOR ALMIRA: But may I make a  
5 suggestion, please?

6 CHAIR ENRIGHT: Okay.

7 EXECUTIVE DIRECTOR ALMIRA: You're looking at  
8 five percent, you're looking at three percent. Is it  
9 possible that you just split it, four percent? It's  
10 only --

11 CHAIR ENRIGHT: Let me ask you this. You  
12 mentioned the increase in health insurance was how much  
13 now.

14 MR. ZIELINSKI: About \$1,000 an employee.

15 CHAIR ENRIGHT: So that's about 60 --

16 MR. ZIELINSKI: About \$60,000.

17 CHAIR ENRIGHT: \$60,000. Let's do this. I  
18 will approve five percent contingent on you all come up  
19 and find me \$39,537 somewhere.

20 MR. ZIELINSKI: I have no problem going back  
21 to the expenses, and I will come back in October with a  
22 complete listing of realistic cuts we've made to cover  
23 the \$39,000 if you allow the employees to have the five  
24 percent raise.

25 CHAIR ENRIGHT: I'll give them the five



1 percent. My thing is -- my big concern is what's  
2 facing us six months from now. And that's what  
3 frightens me, and with no insurance.

4 I will vote for five percent increase in  
5 employees, and I'm going to look for you all to do two  
6 things for me: Try to bring back -- find me \$39,537,  
7 and then also what Commissioner Waldron asked for you  
8 to do, if you could start working on the opt-out, I  
9 know it might take a little time. If you can do that  
10 too, then if you can do those two things for me and  
11 give me your word, which I know you will, Mr. Paul --

12 MR. ZIELINSKI: You have my word that you'll  
13 have \$39,000 if I have to give my raise up to get it.

14 CHAIR ENRIGHT: No, but -- and it does not --  
15 when we -- Mr. Picken is looking at me funny now.

16 MR. PICKEN: Oh, no, I'm --

17 CHAIR ENRIGHT: The five percent --

18 COMMISSIONER CIKLIN: He's sleeping.

19 CHAIR ENRIGHT: The five percent, I'm going  
20 to say that I'm more than happy to agree with the other  
21 two Commissioners.

22 And I love you, Blair, please don't get me.

23 But for five percent -- but next year, in  
24 order for us to do this again or even consider it, we  
25 have to come up with a whole lot of money. And so next

1 year, because we have five percent this year, we cannot  
2 give five percent every year, so I don't want people to  
3 just expect that, hey, we're going to get five percent  
4 every year. I shouldn't say it that way, but it's  
5 true. I don't want you to just look at me and say,  
6 hey, we're looking for five percent. If we can, we  
7 will do the best that we possibly can to give it to  
8 you, but if it's not on the plate and we don't have the  
9 money, we can't. So I'm in for five percent. You got  
10 me.

11 Any other questions?

12 VICE CHAIR McARTHUR: Call the question.

13 CHAIR ENRIGHT: We need a question.

14 MS. WALDRON: Call the question.

15 CHAIR ENRIGHT: Call the question.

16 MS. WALDRON: So the motion was five percent  
17 increase, but you added the contingency of --

18 CHAIR ENRIGHT: Of two things. I would like  
19 for him to find the \$39,537. You can tweak it a  
20 little. That's a little money.

21 VICE CHAIR McARTHUR: We'll accept that as an  
22 amendment.

23 CHAIR ENRIGHT: And then also, Commissioner  
24 Waldron --

25 MS. WALDRON: The opt-out clause, just

1 discuss.

2 CHAIR ENRIGHT: The opt-out, for you to start  
3 working on that. You might not have it next month, but  
4 if you can kind of give it to us between now and  
5 Christmas, I really would appreciate it. Thank you.

6 EXECUTIVE DIRECTOR ALMIRA: If I just --

7 CHAIR ENRIGHT: All in favor of the motion  
8 with the addition --

9 VICE CHAIR McARTHUR: The amendment.

10 CHAIR ENRIGHT: -- the amendment; it's the  
11 two amendments --

12 MS. WALDRON: Yes.

13 CHAIR ENRIGHT: -- please say aye.

14 (A chorus of ayes.)

15 CHAIR ENRIGHT: Motion carries, three/one,  
16 with Commissioner Ciklin dissenting.

17 EXECUTIVE DIRECTOR ALMIRA: Commissioners, if  
18 I may just add one more point, and that is in this  
19 fiscal year staff has heard me say that we're back to  
20 2008, 2009 expenditures. I can almost guarantee you  
21 that 39,000 is not going to be a problem, number one.  
22 We'll find it.

23 But you also have an assurance from me that  
24 we are not going to be spending money foolishly. We're  
25 not, particularly as it always relates to the five

1 percent that we need to spend on promotional because  
2 it's a bond requirement. We're going to be below that,  
3 and that in itself will more than cover this, so I'm  
4 not concerned.

5 CHAIR ENRIGHT: Okay. I have an addition to  
6 all of this. Mr. Zielinski, when you were doing your  
7 calculations at five percent, did you see that every  
8 employee received at least a \$2,500 raise.

9 EXECUTIVE DIRECTOR ALMIRA: Two.

10 MR. ZIELINSKI: 2,000.

11 CHAIR ENRIGHT: 2,000 raise. So everyone did  
12 across the Board.

13 MR. ZIELINSKI: Anyone who did not receive --  
14 five percent, was not \$2,000 in salary, received 2,000.

15 CHAIR ENRIGHT: And this is included in the  
16 39,537.

17 MR. ZIELINSKI: Yes, ma'am.

18 CHAIR ENRIGHT: Okay, that's all I need to  
19 know. Thank you very much.

20 Okay, let's go on. Continue.

21 MR. ZIELINSKI: With respect to that, so that  
22 I do not have a misunderstanding, the bottom line of  
23 the budget is --

24 MS. WALDRON: The same.

25 MR. ZIELINSKI: -- the same as --

1 CHAIR ENRIGHT: The five percent for all  
2 employees.

3 MR. ZIELINSKI: You would like me to reduce  
4 that by 39,000 to cover the budget to go to the  
5 salaries.

6 CHAIR ENRIGHT: Yes, yes.

7 MR. ZIELINSKI: I will take care of it.

8 CHAIR ENRIGHT: Yes.

9 MR. ZIELINSKI: So the Board of Commissioners  
10 is respectfully requested to adopt the 2019 budget, as  
11 amended, adopt the 2019 renewal, replacement and  
12 capital budgets, and authorize a reduction in Business  
13 Development expenses to be less than five percent of  
14 the previous year. We do that every year.

15 CHAIR ENRIGHT: Okay.

16 MR. ZIELINSKI: And to adopt the resolution  
17 approving these budgets.

18 CHAIR ENRIGHT: Okay. Right, good. Job well  
19 done.

20 EXECUTIVE DIRECTOR ALMIRA: I don't know if  
21 this is the time for appropriate --

22 CHAIR ENRIGHT: Okay, then take everything  
23 now.

24 EXECUTIVE DIRECTOR ALMIRA: Okay.

25 CHAIR ENRIGHT: Since you're talking money,

1 let's take care of it.

2 EXECUTIVE DIRECTOR ALMIRA: Please.

3 CHAIR ENRIGHT: Okay, I have a question,  
4 because you have one, two, three and four, and because  
5 we're under the Sunshine Law, and you know, all our  
6 records are -- do we have to put one, two, three and  
7 four, or can we just put the names of the  
8 Commissioners.

9 EXECUTIVE DIRECTOR ALMIRA: It's up to you.  
10 We can --

11 CHAIR ENRIGHT: Just put the names.

12 COMMISSIONER CIKLIN: It doesn't make a  
13 difference.

14 CHAIR ENRIGHT: It doesn't make a difference.  
15 Just what we -- just next year we'll just put names.

16 EXECUTIVE DIRECTOR ALMIRA: No problem.

17 CHAIR ENRIGHT: Okay, go on, sir.

18 EXECUTIVE DIRECTOR ALMIRA: No problem.

19 Well, all that I'd like to mention is believe  
20 it or not, I've been here now ten years, working on my  
21 eleventh year. It's been a ride; it's been a joyful  
22 ride. When I approached the Commissioner about my  
23 evaluation, that it was due back in July, she kept  
24 asking, and rightly so, we have to wait until the  
25 budget.

1 Well, the budget has been approved, and  
2 therefore, last week we submitted for your ranking of,  
3 you know, you essentially evaluate me. I am very  
4 thankful. Please do notice that it's an average score  
5 of about 3.78. I do see some areas that require my  
6 attention, and they will be done. With that, I thank  
7 you, and I now leave it up to you to do two things:  
8 (a), obviously the part of the salary, but also you  
9 need to approve my contract, which you just add another  
10 year at the end.

11 CHAIR ENRIGHT: Commissioners? I'll start  
12 with Commissioner Ciklin.

13 COMMISSIONER CIKLIN: About what?

14 CHAIR ENRIGHT: Where were you? His contract  
15 and if we're going to renew his contract or add a year  
16 or --

17 COMMISSIONER CIKLIN: No, we don't renew his  
18 contract.

19 CHAIR ENRIGHT: Are just going to tell you  
20 good-bye.

21 COMMISSIONER CIKLIN: Of course, yes, we'll  
22 do it. Give him another year.

23 MS. WALDRON: So do we need to make a motion?

24 COMMISSIONER CIKLIN: He got a 3.78. That's  
25 probably higher than you got in college, right? Two

1 points higher.

2 EXECUTIVE DIRECTOR ALMIRA: Not by much, but  
3 yes.

4 CHAIR ENRIGHT: It's .7; .7 higher.

5 EXECUTIVE DIRECTOR ALMIRA: Not in high  
6 school though.

7 CHAIR ENRIGHT: I would recommend that we  
8 renew his contract and add another year like we always  
9 have. So I don't know, the one year doesn't really  
10 mean anything because -- but we do it --

11 MS. WALDRON: You're making the motion?

12 CHAIR ENRIGHT: I'm just recommending.

13 MS. WALDRON: Oh.

14 CHAIR ENRIGHT: And I would like for someone  
15 else to make a motion. In addition to that, you gave  
16 us a salary range of all the other Commissioners --  
17 Executive Directors at the --

18 EXECUTIVE DIRECTOR ALMIRA: Seaports.

19 CHAIR ENRIGHT: -- ports, at the seaports.

20 And your number, if you're going from the top, you're  
21 the third one from the bottom, so you're not the last  
22 one on the totum pole. But what I find very  
23 interesting is that you're the only Executive Director  
24 who receives a full-time car and auto. The other  
25 Commissioners, if you look at the state of Florida,



1 you're the only one, so that's a perk within itself.

2 EXECUTIVE DIRECTOR ALMIRA: Car allowance?

3 CHAIR ENRIGHT: Car allowance.

4 EXECUTIVE DIRECTOR ALMIRA: They all do.

5 CHAIR ENRIGHT: They receive an allowance.

6 Most of them, if you look at your chart, are \$400 or  
7 \$500 or whatever, but you have 24 hour -- you receive a  
8 vehicle year-round. So that is a perk really that we  
9 give you that other Executive Directors don't have. So  
10 that helps your salary also.

11 Commissioners, your recommendation as to --

12 COMMISSIONER CIKLIN: I make a motion to add  
13 a year onto the Executive Director. He's already going  
14 to get a five percent raise, so --

15 VICE CHAIR McARTHUR: Second.

16 CHAIR ENRIGHT: Commissioner Waldron, are you  
17 in agreement with that? Are you okay.

18 MS. WALDRON: Yes.

19 CHAIR ENRIGHT: Okay, all in favor, please  
20 say aye.

21 (A chorus of ayes.)

22 CHAIR ENRIGHT: Motion carries, four/zero.

23 EXECUTIVE DIRECTOR ALMIRA: Thank you.

24 CHAIR ENRIGHT: Thank you very much.

25 EXECUTIVE DIRECTOR ALMIRA: I'll increase my

1 average score, my GPA.

2 COMMISSIONER CIKLIN: Exactly.

3 CHAIR ENRIGHT: Oh, I need to ask you one  
4 question. One question: You receive a -- and like I  
5 mentioned before, do we pay for the gas.

6 EXECUTIVE DIRECTOR ALMIRA: It all depends.  
7 As an example, I went to Miami yesterday, and yes, I  
8 did get gas from the Port.

9 CHAIR ENRIGHT: So if you make trips for the  
10 Port, then you --

11 EXECUTIVE DIRECTOR ALMIRA: Correct.

12 CHAIR ENRIGHT: -- submit that you -- we pay  
13 for your gas.

14 EXECUTIVE DIRECTOR ALMIRA: That is correct.

15 CHAIR ENRIGHT: But when you go home and  
16 other places --

17 EXECUTIVE DIRECTOR ALMIRA: It's not uncommon  
18 for me to fill it every now and then.

19 CHAIR ENRIGHT: Okay. I just wanted to know,  
20 because that is a perk that no other Port Commissioner  
21 has in the state of Florida.

22 COMMISSIONER CIKLIN: He's not a  
23 Commissioner. You keep on calling him a Commissioner.

24 CHAIR ENRIGHT: Not Commissioner, I'm sorry.  
25 Executive Director, please.

1           COMMISSIONER CIKLIN: He can take over if you  
2 want --

3           CHAIR ENRIGHT: Right, but that is a perk.  
4 And in all those you were to rank the number, I think  
5 your salary now is number three, because you're higher  
6 than --

7           VICE CHAIR McARTHUR: From the bottom.

8           CHAIR ENRIGHT: No, from the bottom. But,  
9 you know, that even puts him now even higher than that.  
10 He's like number four.

11           EXECUTIVE DIRECTOR ALMIRA: Well, since  
12 you're opening this up, the Port, Port Manatee, here's  
13 what they do. First of all, he makes 225,000, has a  
14 car, has a car.

15           CHAIR ENRIGHT: But it's --

16           EXECUTIVE DIRECTOR ALMIRA: But here's what  
17 they also do for him. They put aside \$7,500 in his own  
18 IRA account. Do we want to go down that route?

19           CHAIR ENRIGHT: But our revenue is nothing  
20 like their revenue.

21           EXECUTIVE DIRECTOR ALMIRA: Exactly. We're  
22 twice as much.

23           CHAIR ENRIGHT: But we already voted; but we  
24 already voted. But anyway --

25           VICE CHAIR McARTHUR: But Mr. Almira --

1 CHAIR ENRIGHT: You do have a vehicle.

2 VICE CHAIR McARTHUR: -- with all this extra  
3 money you're making, please buy some decent ties.

4 COMMISSIONER CIKLIN: Start taking Uber.  
5 Okay.

6 CHAIR ENRIGHT: Any other questions,  
7 Commissioner.

8 Anything else on the budget, Mr. Zielinski,  
9 you want to bring to our attention that we have not  
10 covered, sir?

11 MR. ZIELINSKI: Venice, was the budget voted  
12 on and approved?

13 MS. HOWARD: Yes.

14 MR. ZIELINSKI: That's all --

15 CHAIR ENRIGHT: We voted on the budget and  
16 then we voted on his salary. Anything else.

17 Okay, now let's continue with --

18 VICE CHAIR McARTHUR: K.2.

19 CHAIR ENRIGHT: Oh, wow, K.2.

20 MS. WALDRON: Oh, so Mediation Week. That  
21 was -- Mediation Week is the October 14th through the  
22 20th. Thought in this time of divisiveness, it might  
23 be good to have a proclamation. Vice Mayor Lawrence  
24 Gordon from Haverhill suggested it. So he would like  
25 to attend next month's meeting to accept it.

1 CHAIR ENRIGHT: Okay.

2 COMMISSIONER CIKLIN: Why would they want a  
3 proclamation from the Port of Palm Beach?

4 VICE CHAIR McARTHUR: Because he's a  
5 mediator. That's what Lawrence does.

6 CHAIR ENRIGHT: That's his job.

7 VICE CHAIR McARTHUR: And he's with the Bar.

8 MS. WALDRON: Yes.

9 VICE CHAIR McARTHUR: I will support this,  
10 but, you know, the Port is an enterprise fund. We're a  
11 business.

12 CHAIR ENRIGHT: Right.

13 VICE CHAIR McARTHUR: There are a lot of  
14 cities and counties that do proclamations. I don't  
15 think the Port should start getting in the business of  
16 doing proclamations. But Lawrence is a great guy, and  
17 I'd be happy to support it.

18 CHAIR ENRIGHT: And I'm in agreement with  
19 you, and I think that we need to look at this again and  
20 maybe just stop doing proclamations altogether, because  
21 some of the things that are coming up now has nothing  
22 to do with the Port, I mean is outside of our scope,  
23 outside of our district, and we find ourselves doing  
24 all sorts of things. So I think that this should be  
25 the first and the last. I would like to see it,

1 anyway, and if we can bring it up at another meeting  
2 and have a little discussion on it.

3 COMMISSIONER CIKLIN: Well, what do we do for  
4 individuals? What is that? Is that a proclamation?

5 CHAIR ENRIGHT: That's something totally  
6 different now.

7 COMMISSIONER CIKLIN: A resolution.

8 CHAIR ENRIGHT: That's a resolution.

9 COMMISSIONER CIKLIN: A resolution, that's  
10 different.

11 CHAIR ENRIGHT: Right, that's totally  
12 different.

13 COMMISSIONER CIKLIN: Yes, I agree. We'll  
14 bring it up, yes, let's bring it up.

15 CHAIR ENRIGHT: Let's bring it up at our next  
16 meeting, if we can put that on the agenda. And we need  
17 to have the Clerk -- will you read it into our minutes?  
18 You can go on and read it today.

19 COMMISSIONER CIKLIN: No, we don't --

20 VICE CHAIR McARTHUR: No, we don't need that.

21 CHAIR ENRIGHT: Okay, we got it. We'll move  
22 it.

23 COMMISSIONER CIKLIN: Peyton's got to go;  
24 it's 6:30.

25 CHAIR ENRIGHT: K.3.

1 MR. HERN: Good afternoon, Commissioners.

2 Our current Port network is overloaded and  
3 necessitating the need to upgrade the system. The new  
4 system that we're recommending is a Cisco server with  
5 33 terabytes of storage, which runs -- which is two  
6 times our existing network and should last our needs  
7 for the next five years --

8 VICE CHAIR McARTHUR: Motion to approve. I  
9 had to let him finish --

10 MS. WALDRON: Second.

11 VICE CHAIR McARTHUR: Couldn't cut him off  
12 this time.

13 CHAIR ENRIGHT: Discussion.

14 COMMISSIONER CIKLIN: Are we paying for this  
15 or have we got any grants?

16 MR. HERN: It's Port Security Grant Program,  
17 75/25.

18 COMMISSIONER CIKLIN: You're the man, all  
19 right.

20 CHAIR ENRIGHT: When I see you, I smile every  
21 day because I think of the money you bring the Port.

22 Any other questions?

23 MR. HERN: Carl is a big part of that as  
24 well.

25 CHAIR ENRIGHT: All in favor, please say aye.

1 (A chorus of ayes.)

2 MS. HOWARD: Who seconded the motion  
3 (inaudible)?

4 CHAIR ENRIGHT: You second.

5 MS. WALDRON: I seconded it.

6 CHAIR ENRIGHT: All in favor, please say aye.

7 (A chorus of ayes.)

8 CHAIR ENRIGHT: Motion carries, four/zero.

9 Okay, comments from the public? I have no  
10 cards. Comments from the Commissioners. I'll start  
11 with Commissioner Waldron.

12 MS. WALDRON: I'm fine. Thank you.

13 CHAIR ENRIGHT: Commissioner McArthur.

14 VICE CHAIR McARTHUR: No comment.

15 CHAIR ENRIGHT: Commissioner Ciklin.

16 COMMISSIONER CIKLIN: I just want to thank  
17 the staff for all the work they've done last year. And  
18 as you can see that the Board not only is giving you  
19 another unbelievable health plan, we're giving you a  
20 five percent raise. And hopefully things will go this  
21 year and we don't have to worry about some other  
22 expenses coming in. But everybody does great work, and  
23 I appreciate everybody that works here.

24 EXECUTIVE DIRECTOR ALMIRA: Thank you,  
25 Commissioners; Commissioners, all of you.



1 CHAIR ENRIGHT: I just want to thank the  
2 staff on an outstanding job, and hopefully next year, I  
3 know you will work just as hard as you have this year.

4 And Mr. Paul, if you can continue to crank up  
5 the tank, and Jarra, with your marketing skills and  
6 bringing more businesses, hopefully we might be lucky  
7 enough to do this again.

8 VICE CHAIR McARTHUR: Excuse me, Madam Chair.

9 CHAIR ENRIGHT: Yes, sir.

10 VICE CHAIR McARTHUR: I did have one comment.  
11 I checked with Commissioner Richards on his way out,  
12 and the reason he had a problem at Monarch was because  
13 on that dumpy pickup truck he had, he had a Michigan  
14 bumper sticker.

15 COMMISSIONER CIKLIN: No wonder.

16 EXECUTIVE DIRECTOR ALMIRA: Commissioner,  
17 just one request.

18 CHAIR ENRIGHT: Mr. Picken.

19 MR. PICKEN: I'd like to request an executive  
20 session --

21 VICE CHAIR McARTHUR: Again.

22 MR. PICKEN: -- for advice regarding pending  
23 litigation before the next meeting. If we don't need  
24 it, we'll cancel it.

25 MS. WALDRON: Is that 3:00?

1 CHAIR ENRIGHT: Okay, our next meeting --

2 MS. WALDRON: 3:00?

3 VICE CHAIR McARTHUR: If we need it.

4 CHAIR ENRIGHT: No, no, no, no, no.

5 MR. PICKEN: No, 4:00.

6 CHAIR ENRIGHT: Our next meeting will be  
7 Thursday, October 18th. The meeting will start at  
8 four, but we will have an executive session with our  
9 attorneys starting at 4:00 first, then followed by the  
10 meeting, which is scheduled for Thursday, October 18th  
11 at 4 p.m. Meeting is adjourned.

12 (Whereupon, at 6:27 p.m., the proceedings  
13 were concluded.)

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