



MINUTES OF ORDINARY CLOSED COUNCIL MEETING
Friday November 10th, 2015
Belize City Hall Mayor's Office

Present:

- | | |
|-----------------------------------|----------------------------|
| 1. Mr. Darrell Bradley | Mayor |
| 2. Mr. Jason Edwards | Councillor |
| 3. Mrs. Alifa Elrington Hyde | Councillor |
| 4. Dr. Alain Gonzalez | Councillor |
| 5. Mrs. Hyacinth Latchman Cuellar | Councillor |
| 6. Mr. Kevin Singh | Councillor |
| 7. Mr. Michael Theus | Councillor |
| 8. Mr. Dion Leslie | Councillor |
| 9. Mr. Philip Willoughby | Councillor (arrived 12:00) |
| 10. Mr. Bernard Pitts Jr | Councillor (Facetime) |

- | | |
|-----------------------|------------------------|
| 1. Ms. Candice Miller | City Administrator |
| 2. Mr. Jermaine Hyde | Administrative Officer |

Present by invitation:

- | | |
|--------------------------|----------------------------|
| 1. Ms. Carla Patnett | City Planner |
| 2. Mrs. Marilyn Ordonez | Director of Finance |
| 3. Ms. Sharlene Rudon | Director of Administration |
| 4. Ms. Margaret McKenzie | Director Legal Services |
| 5. Mrs. Marilyn Garvin | Chief Internal Auditor |

Absent with explanation:

- | | |
|---------------------------|----------------|
| 1. Councilor Dean Samuels | (Out district) |
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Minutes of Meeting

The meeting was called to order at 10:20am.

Councilor Dr. Alain Gonzalez opened the meeting with a prayer.

The Mayor welcomed Councilors and Directors to the fifth meeting of the Council 2015- 2018.

Adoption of Minutes

The minutes of the previous meeting was circulated and Councillors were given time to read thoroughly before confirming.

Mayor Darrell Bradley

i. Monthly Financials

1. Mayor stated that the financials ending October 31st 2015 were circulated to Councillors.
2. Councillors were asked to review the financials and prepare questions for Mrs. Ordonez.

ii. Infrastructure

3. Mayor asked the City Administrator to have The City Engineer prepare a report for Council, highlighting the status of the Flood Mitigation and Infrastructure Project in relation to Cinderella Plaza and Baymen Avenue.
4. The Mayor requested that Cllr. Theus work along with the City Engineer to have all manhole covers installed throughout the city as this exposes the Council to liabilities.
5. Cllr. Leslie stated that he was approached by Social Security Board through Mr. Doug Singh who indicated that the Board was willing to give the Council a loan to complete the covers for manholes. The Council would need to provide the Board with an estimate of the entire project and means of subsidizing the facility.
6. The mayor informed Council that he was written by Mr. Jeremy Spooner on behalf of the Bella vista community in relation to a three story building being built at the entrance to the community. He stated that the community leaders were misinformed since they thought the City Council through its LBA granted permission for the construction of the building when in actuality it was the CBA that gave such permission.
7. As a result of this, the Mayor is planning a meeting with the residents and is requesting the presence of CBA reps Mr. Arnaldo Hernandez and Mr. Phillip Waight to discuss any issues arising from the construction. He is inviting other Councilors to attend as well.

iii. Palm Grove Zoning

8. Mayor requested that Ms. McKenzie make changes to Section 24 of the Zoning bylaw by inserting a Grandfather Clause.
9. The Mayor moved a motion to approve the Zoning bylaw (with the requested insertion) for the residential area of Palm Grove estate. All Councillors present voted unanimously to approve the Zoning Bylaw. **MOTION CARRIED**
10. The Council, through the Mayor expresses its gratitude to Ms. Margaret McKenzie for her work in completing the legal framework of the bylaw.
11. The Mayor added that a zoning bylaw was started for Kings Park but was never finalized; therefore he wants it to be tabled again. He requested that Councillors get the draft copy to familiarize themselves with it so it can be put on the agenda for the next Council meeting.

iv. Trade License Amendment

12. The Mayor invited Mrs. Ordonez to make a presentation to the Council on the proposed Trade License amendment based on new categories of classification for businesses based on sq footage.

[Presentation done]

13. Mayor requested that a consultation on the proposed amendment be organized and facilitated by BCC and the Chamber of Commerce and Industry. He added that stake holders such as Mayor's Association, Bar Association, Beltraide, BTIA, Small Business Development Fund, Cariled, Ministry of Local Government and the media be invited.
14. Mayor stated this should be a first consultation after which a final document will be circulated then a Cabinet paper is to follow that will be sent to the Ministry of Local government.
15. The Council wishes to acknowledge Mrs. Marilyn Ordonez for taking the lead in the process of the Trade License Amendment as well as the Belize Chamber of Commerce and Industry and the staff of Local Government.
16. The Council also acknowledges Mrs. Barbara Elrington as LED Officer of the City Council for her multifaceted approach to the LED Unit.

v. Boards

17. Councilors were asked by the Mayor to nominate persons for Council boards by submitting the names to Mr. Jermaine Hyde, who would compile the names for tabling at the next meeting.

Councilor Theus

18. Councilor Theus raised the issue of Council's Revenue Recovery by implementing the Residential Garbage fee and increasing the fines for citations. The Mayor responded stating that it wouldn't be practical to bring back the residential garbage fee since it was highly debated and so much has changed in terms of solid waste management. Councilor Hyde added that the increases for citation was sent to local government but was not passed by the Financial Secretary.
19. The Mayor pointed out that what the Council may revisit is the installation of parking meters. He believes that this is a viable project and would not require a significant amount of funds to start.
20. The Mayor also suggested that another source of revenue can come from charging a small fee within the tourist zone for buses to park. He added that since this service is

offered by Eurocaribe which is on the outskirts of the zone, the Council can charge for the parking spots that are available within the zone.

21. Councillor Hyde requested that the Traffic department conduct an inquiry into the businesses that are blocking parking spaces in front of their establishment, since to her mind, many of them are not renting these spaces from the Council.
22. Councillor Theus also tabled the idea of an Annual Marathon sponsored by the City. He added that an Annual full marathon can be done and several smaller marathons can be held in between the year. The Mayor stated that the idea of the marathon is a good one and it goes in line with the health and fitness program the City Administrator had started at the park.
23. Councillor Theus also reported on the trip to Cozumel that he and the City Planner went with members from BTB. He stated that the trip was from October 4th to 7th 2015 and the purpose of the trip was to view operations in Cozumel and generate ways to regularize the structure of the Tourism zone. He added that the focus group wants to set up proper structures for taxi and tour operators in an attempt at elevating the services offered to tourists.
24. Councillor Theus requested that Council considers doing some restorative street works in the Home Park area, since it's in urgent need of assistance. The Mayor stated that the area is indeed in need of assistance and that he had inquired previously as to the cost for repairs in the area. The Mayor requested that Councillor Theus liaise with the Deputy Mayor and Mr. Rommel Berges of RJB Construction in obtaining an estimate for the required work and bring it back to Council.

Councillor Hyde

25. Councillor Hyde addressed the issue of the Triple B Judgment, highlighting that the company's attorney Ms. Lisa Shoman wants a resolution to the claim by way of a payment plan. After consulting with the Finance Director, the Council would be able to agree to a payment plan of:
 - \$100,000.00 at the end of December 2015
 - \$10,000.00 monthly for January, February and March of 2016 and then cease payments until December 2016.
26. Mayor tabled a motion for Councilor Elrington and himself to conduct negotiations on behalf of Council in this matter. Mayor added that if there is any variation to the proposal before the final agreement is made, the Councillors may be round robin give their consent All Councillors present voted unanimously to approve the Mayor and Councilor Elrington as negotiators for Council. **MOTION CARRIED**
27. The Mayor added that SEL received a judgment against the Council in 2006. Following this judgment, SSB served the Council with a garnishing order so that payments would

be made to SSB and not SEL. This order expired at the end of April 2015 and SEL sent the marshals from the Court to mark Council's goods since they were not receiving the payment. Council agreed to continue with the payments.

28. Councillor Hyde reminded Council that after being presented before the Medical Board, Ms. Nunez has been retired by the Council. Consequently Ms. Ursula Smith has been acting in the capacity of Human Resource Manager. As such Councillor Hyde suggested that Council considers confirming Ms. Smith to the post as HR Manager. Ms. Miller indicated that it was discussed at the Directors meeting and they were looking at the package that would be given to her.
29. All Councillors present voted unanimously to approve the Ms. Ursula Smith as the new Human Resource Manager for the Council. **MOTION CARRIED**
30. Council extends its congratulations to Ms. Smith on her appointment and acknowledges her for a job well done.

Councillor Edwards

31. Councillor Edwards informed Council that Investors from Acapulco, Mexico are interested in developing an Aquarium at the Commercial Center. He added that they will fit the cost of the repairs to the building needed.
32. Mayor requested that an exploration discussion be arranged which should be headed by Councillor Edwards and Councillor Theus. He added that BTB should also be invited to the meeting and Ms. McKenzie should attend as well, as the Council's legal advisor.
33. Mayor state that details in profit sharing, responsibilities and role of partnership should be agenda items at the discussion.

Other Business

34. Mayor informed Council that he will be in negotiations with the Christian Workers Union to establish a Collective Bargaining Agreement. He added that all ratification has to be brought back to Council for approval before signing.
35. Mayor indicated that Ms. McKenzie should sit on all Council Boards as an Ex-Officio member.
36. Mayor stated that as Christmas is approaching, Council needs to pass a resolution for bonuses for staff. He requested that the budget be sent to Councillors and Councillors by means of round robin will approve the budget and resolution passed.
37. Ms. Pattnet stated that Council encroached on a property in Driftwood Bay belonging to Ms. Lois Young and she wrote in requesting that she paid compensated. She added that instead of a payment, she would like to offset the compensated amount to her property tax. Mayor inquired if an inspection was done on the area. Ms. Patnett state that the planning department did carry out an investigation and confirmed that the street encroached on her property, after viewing maps .
38. Mayor requested that a valuation be done on the portion of the property. Ms. Patnett indicated that it was completed already by Mr. Troy Smith and that he valued the area for \$15,000.00 . Mr. Young also stated in her correspondence to the Council that she intends to maintain the rest of the property as a park for the community. She requested that compensation be \$17,200.00.

86. All Councillors present voted in favor. Meeting adjourned at 12:56 pm.

Confirmation of Minutes

These minutes, which are the minutes of a Council Meeting of the Belize City Council duly convened and held on 14 August 2015 were reviewed and approved by a Resolution of the Council dated (10) November, 2015



DARRELL BRADLEY, Mayor

CANDICE BURKE, City Administrator





**BELIZE CITY COUNCIL
RESOLUTION NO. 20 of 2015**

A RESOLUTION TO APPROVE THE ISSUANCE OF A NO OBJECTION LETTER

WHEREAS, the Belize City Council, is a body corporate established by Sec 3 (1) of the Belize City Council Act, CAP 85 of the Substantive Laws of Belize, Revised Edition 2000,

AND WHEREAS, the Belize City Council having been duly elected by the residents of Belize City mandated to serve the citizenry and entrusted with the general rule and good governance of Belize City,

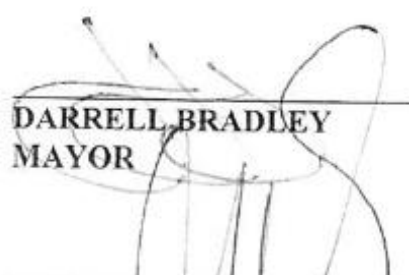
AND WHEREAS, Section 29 (h) of the Belize City Council Act CAP 85 of the Substantive Laws of Belize, Revised Edition 2000, provides for the Council to manage any land owned by the Council for public purposes,

AND WHEREAS, MAYAN CABLE TUBING having applied to lease public reserve at Sun Lighters Promenade and applied for clearance from the Department of Environment;

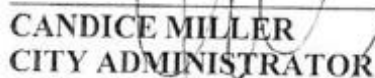
NOW THEREFORE, BE IT RESOLVED that the Council supports, approves, and confirms

- (1) That it does not objects to the project proposed by MAYAN CABLE TUBING
- (2) That this no objection be transcribed and submitted to the Department of Environment.

In pursuance of an order of the Belize City Council made on the 10th day of November 2015, the Common Seal was hereunto affixed by:



**DARRELL BRADLEY
MAYOR**



**CANDICE MILLER
CITY ADMINISTRATOR**





**BELIZE CITY COUNCIL
RESOLUTION NO. 19 of 2015**

A RESOLUTION TO APPROVE THE LEASING OF COUNCIL'S RESERVE

WHEREAS, the Belize City Council, is a body corporate established by Sec 3 (1) of the Belize City Council Act, CAP 85 of the Substantive Laws of Belize, Revised Edition 2000,

AND WHEREAS, the Belize City Council having been duly elected by the residents of Belize City mandated to serve the citizenry and entrusted with the general rule and good governance of Belize City,

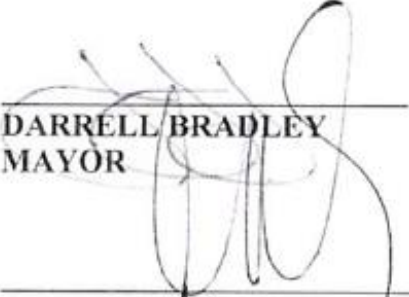
AND WHEREAS, Section 29 (h) of the Belize City Council Act CAP 85 of the Substantive Laws of Belize, Revised Edition 2000, provides for the Council to manage any land owned by the Council for public purposes,

AND WHEREAS, MS. KIMBERLY VERNON has formally applied to the Council in writing to lease the reserve on Mahogany Street;

NOW THEREFORE, BE IT RESOLVED that the Council supports, approves, and confirms

- The leasing of the reserve on Mahogany Street to MS.KIMBERLY VERNON on the following basis:
 - (1) That she adheres to all regulatory requirements;
 - (2) That she satisfies the prerequisites of the Belize Electricity Limited;
 - (3) And furthermore Council reserves any assurance that BEL will provide electricity.

In pursuance of an order of the Belize City Council made on the 10th day of November 2015, the Common Seal was hereunto affixed by:



DARRELL BRADLEY
MAYOR



CANDICE MILLER
CITY ADMINISTRATOR





**BELIZE CITY COUNCIL
RESOLUTION NO. 18 of 2015**

A RESOLUTION TO APPOINT A MANAGER FOR THE HUMAN RESOURCE DEPARTMENT

WHEREAS, the Belize City Council, is a body corporate established by Sec 3 (1) of the Belize City Council Act, CAP 85 of the Substantive Laws of Belize, Revised Edition 2000,

AND WHEREAS, the Belize City Council having been duly elected by the residents of Belize City mandated to serve the citizenry and entrusted with the general rule and good governance of Belize City,

AND WHEREAS, the Belize City Council has a Human Resource Department with the primary function to recruit, appraise and remunerate all staff for their work done, maintain a work history of each and every employee of the Council,

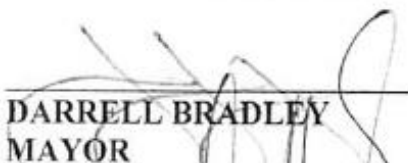
AND WHEREAS, the Belize City Council engages qualified individuals to serve as **HUMAN RESOURCE MANAGER** to administer the daily operations of the Human Resource Department,

AND WHEREAS, the Council being satisfied that **MS. URSULA SMITH** is a fit and proper person to hold the post of Human Resource Manager;

NOW THEREFORE, BE IT RESOLVED that the Council appoints, supports and confirms

- **MS. URSULA SMITH** as the Manager of the Human Resource Department of the Belize City Council with effect from

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**DARRELL BRADLEY
MAYOR**



**CANDICE MILLER
CITY ADMINISTRATOR**





**Belize City Council
RESOLUTION NO. 17 of 2015**

**A RESOLUTION TO APPOINT DELEGATES TO CONDUCT NEGOTIATIONS ON BEHALF OF
COUNCIL**

WHEREAS, the Belize City Council, is a body corporate established by Sec 3 (1) of the Belize City Council Act, CAP 85 of the Substantive Laws of Belize, Revised Edition 2000,

AND WHEREAS, the Belize City Council having been duly elected by the residents of Belize City mandated to serve the citizenry and entrusted with the general rule and good governance of Belize City,

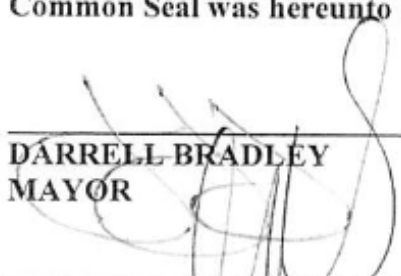
AND WHEREAS, the Belize City Council and Triple B Company (represented by Ms. Lisa Shoman) engaged in litigation and judgment was made against the Council,

AND WHEREAS, the Belize City Council is desirous of resolving and settling the claim made against them,

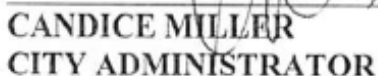
NOW THEREFORE, BE IT RESOLVED that the Council appoints, supports and confirms

- **Mayor Darrell Bradley and Councilor Alifa Elrington-Hyde** to conduct negotiations on behalf of the Council with Ms. Lisa Shoman, legal representative of Triple B, to finalize a payment scheme for the judgment awarded.

**In pursuance of an order of the Belize City Council made on the 10th day of November 2015, the
Common Seal was hereunto affixed by:**



**DARRELL BRADLEY
MAYOR**



**CANDICE MILLER
CITY ADMINISTRATOR**





**BELIZE CITY COUNCIL
RESOLUTION NO. 16 of 2015**

A RESOLUTION TO APPROVE THE PALM GROVE ESTATE BYLAW

WHEREAS, the Belize City Council, is a body corporate established by Sec 3 (1) of the Belize City Council Act, CAP 85 of the Substantive Laws of Belize, Revised Edition 2000,

AND WHEREAS, the Belize City Council having been duly elected by the residents of Belize City mandated to serve the citizenry and entrusted with the general rule and good governance of Belize City,

AND WHEREAS, Section 49 (1) of the Belize City Council Act CAP 85 of the substantive laws of Belize empowers the Council to make bylaws on all matters connected with the rule and good order of Belize City,

AND WHEREAS, the Belize City Council is desirous of regulating and zoning areas for urban development and elevating the standard and quality of life of residents, as well as systematically zoning areas in Belize City;

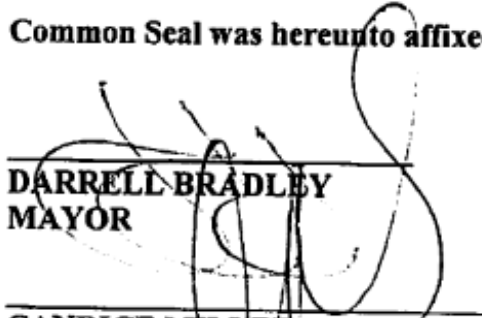
AND WHEREAS, it is desirable that residential land use and residential building occupancy be controlled in the area of **PALM GROVE ESTATE**;

AND WHEREAS, it is necessary to regulate all aspects of construction, development, land use and building occupancy, and to control public spaces in **PALM GROVE ESATE**;

NOW THEREFORE, BE IT RESOLVED that the Council approves, supports and confirms

- **Proposed Zoning Bylaw for the residential area of Palm Grove Estate.**

In pursuance of an order of the Belize City Council made on the 10th day of November 2015, the Common Seal was hereunto affixed by:



**DARRELL BRADLEY
MAYOR**



**CANDICE MILLER
CITY ADMINISTRATOR**

