CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, APRIL 21, 2010 AT 6:30 P.M.

ANY PERSON WHO WOULD LIKE TO SPEAK ON AN AGENDA ITEM (NON-CONSENT ITEMS ONLY), PLEASE FILL OUT A PINK PUBLIC COMMENT CARD LOCATED IN THE BACK OF THE COUNCIL CHAMBERS AND GIVE IT TO THE LEGISLATIVE ASSISTANT PRIOR TO THE BEGINNING OF THE MEETING. IN NO EVENT WILL ANYONE BE ALLOWED TO SPEAK ON AN AGENDA ITEM AFTER THE RESOLUTION IS READ OR ITEM CONSIDERED.

CITY CLERK CALLS TO ORDER

Roll Call

Chairperson Pardo was present and presided. Upon a roll call by City Clerk Ward, the following were present: Mayor Thomas A. Masters; Chairperson Dawn S. Pardo; Chair Pro Tem Judy L. Davis; Councilperson Billie E. Brooks; and Councilperson Cedrick A. Thomas. Also present were: City Manager Ruth Jones; City Clerk Carrie E. Ward, MMC; and City Attorney Pamala H. Ryan.

Councilperson Lowe was tardy.

Invocation/Pledge of Allegiance

Everyone stood for a Moment of Silence and the Pledge of Allegiance led by Chair pro Tem Davis.

Additions, Deletions, Substitutions

City Manager Jones made the following revisions to the agenda: moved No. 5 – Resolution reference Bicentennial Park to the Regular Agenda as No. 13.

Disclosure By Council
(If any Council Member has anything to disclose regarding any item on the Agenda, please do so at this time)

NONE

Adoption of Agenda

A motion was made by **Councilperson Brooks** and seconded by **Councilperson Thomas** to approve the agenda as amended.

MOTION

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

CONSENT AGENDA:

ALL MATTERS LISTED UNDER THIS ITEM ARE CONSIDERED TO BE ROUTINE AND ACTION WILL BE TAKEN BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCILPERSON SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA.

MINUTES:

1. **MINUTES FROM THE CANVASSING BOARD MEETING HELD APRIL 7, 2010.**

2. **MINUTES FROM THE REGULAR CITY COUNCIL MEETING HELD APRIL 7, 2010.**

RESOLUTIONS:

3. **RESOLUTION NO. 37-10 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND PALM BEACH COUNTY IN THE AMOUNT OF $577,400 FOR THE IMPLEMENTATION OF NEIGHBORHOOD STABILIZATION PROGRAM (NSP) AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AUTHORIZING THE FINANCE DIRECTOR TO ESTABLISH A BUDGET FOR THE PROGRAM; AND PROVIDING AN EFFECTIVE DATE.**

ITEM PULLED FOR DISCUSSION

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by **Councilperson Brooks** and seconded by **Chair pro tem Davis** to approve Resolution No. 37-10.

MOTION

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

4. **RESOLUTION NO. 38-10 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDING BID NO. 241-09 FOR ANNUAL AS NEEDED UNIT PRICE DEMOLITION SERVICES TO THE LOW RESPONSIVE AND RESPONSIBLE BIDDER, DEVLAND SITE INC., A MINORITY BUSINESS ENTERPRISE LOCATED IN LAKE WORTH, FLORIDA; AUTHORIZING THE MAYOR AND**

CITY CLERK TO EXECUTE THE PROPOSED CONSTRUCTION SERVICES CONTRACT; AND PROVIDING AN EFFECTIVE DATE.

5. **RESOLUTION NO. 39-10 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, RE-APPROPRIATING FUNDS BUDGETED FOR DAN CALLOWAY COMPLEX TO BE USED FOR BICENTENNIAL PARK IMPROVEMENTS IN THE AMOUNT OF $870,00 FOR A TOTAL BUDGET OF $1 MILLION; AND AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET FOR SAME; AND PROVIDING AN EFFECTIVE DATE.**

ITEM MOVED TO REGULAR AGENDA AS NO. 13

6. **RESOLUTION NO. 40-10 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING ADDITIONAL FUNDING IN THE AMOUNT OF $7,000 FROM THE PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION TO THE JUSTICE SERVICE CENTER ON-THE-JOB TRAINING PROGRAM; AND AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE FUNDS FROM ACCOUNT NO. 151-0202-569-2-3101; AND PROVIDING AN EFFECTIVE DATE.**

END OF CONSENT AGENDA

A motion was made by **Councilperson Brooks** and seconded by **Councilperson Thomas** to approve the Consent Agenda as amended.

MOTION

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

PETITIONS AND COMMUNICATIONS FOR FILING:

NONE

AWARDS AND PRESENTATIONS:

7. **PRESENTATION OF PLAQUE BY MAYOR THOMAS A. MASTERS TO SHIRLEY GREEN, OFFICE ASSISTANT, WHO RETIRED AFTER GIVING 18 YEARS OF DEDICATED SERVICE TO THE DEPARTMENT OF PUBLIC WORKS.**

Mayor Masters presented Shirley Green with a retirement memento for 18 years of dedicated services to the residents of the City of Riviera Beach.

Shirley Green expressed words of appreciation for the opportunity to serve the residents of the City of Riviera Beach.

8. **PROCLAMATION PROCLAIMING MAY 16, 2010 THRU MAY 22, 2010 AS NATIONAL PUBLIC WORKS WEEK.**

Mayor Masters read the proclamation into the record proclaiming the week of May 16, 2010 as National Public Works Week.

Brynt Johnson reviewed the various services provided by the Public Works Department.

9. **PRESENTATION BY GEORGE CARTER, PRESIDENT OF RIVIERA BEACH MARITIME ACADEMY UPDATING THE CITY COUNCIL ON THE YOUTH BUILD PROGRAM.**

Morris Knight, Program Director, reviewed the purpose and services provided by Youth Build Program.

Tamar Reno, Board member, expressed the positive effects of the Youth Build Program.

Chair pro tem Davis requested that an item be placed on the agenda for the May 5, 2010 giving $50,000 to the Youth Build Program. Councilperson Lowe suggested that a workshop be held prior to the item being placed on the agenda.

10. **PRESENTATION BY THE RIVIERA BEACH BOYS AND GIRLS CLUB.**

Attorney Wayne Richards, Chairperson of the Riviera Beach Boys & Girls Club, and **Coach Carl Boldin,** reviewed the services provided by the Boys and Girls Club as well as the progress of the new facility.

PUBLIC HEARINGS:

ORDINANCES ON SECOND READING:

NONE

ORDINANCES ON FIRST READING:

NONE

COMMENTS FROM THE PUBLIC – 8:00 PM*[1] – Non Agenda or Consent Item Speakers (Three Minute Limitation) *Please be reminded that the City Council has adopted a set of "Rules of Decorum Governing Public Conduct during Official Meetings", which has been posted at the entrance of the Council Chambers. In an effort to preserve order, if any of the rules are not adhered to, the Council Chair may have any disruptive speaker removed from the podium from the meeting and/or the building, if necessary. Please govern yourselves accordingly.*

Milton Brown, 625 W 10th Street, encouraged the City Council to support the Summer Academic Program.

David Cross, 1030 Sugar Sands Blvd, encouraged the City Council to invest in a Marketing Department for the city.

Nora Mahoney, 2120 Broadway, made comments reference televising the Planning and Zoning Board meetings.

Fane Lozman, 2100 Broadway, made comments reference the costs incurred with the seizure of his house boat.

Angela Wynn, W 35th Street, made comments reference the Town of Lake Park blocking southern access into the town.

Gerald Ward, 31 W 20th Street, made comments reference scheduling a workshop to discuss the marina district as indicated at the last CRA meeting. He continued with comments reference including funding for the training of city employees including the elected officials.

Lloyd Brown, 1464 W 35th Street, made comments reference city employees working without a permit.

Mary Brabham, 1564 W 9th Street, encouraged the City Council to continue in the positive direction in which it was trying to move. She also encouraged the residents and elected officials to support city sponsored activities such as the poetry slam hosted by the library.

Bonnie Larson, W 27th Street, made comments reference increased police presence in her neighborhood.

Tracey Bougouneau, 1762A Orleans Ct, provided information on the Joseph Littles-Nguzo Saba Charter School and the challenges they're facing with the Palm Beach County School Board.

Delores Smart, Principal Joseph Littles Nguzo Saba Charter School, made comments reference the services provided by the school and requested that the city assist not only financially buy through inkind services.

1Public Comments shall begin at 8:00 PM unless there is no further business of the City Council, which in that event, it shall begin sooner. In addition; however, if an item is being considered at 8100 PM, then public comments shall begin immediately after the item has been concluded.

REGULAR:

11. RESOLUTION NO. 41-10 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING ZEIDLER PARTNERSHIP ARCHITECTS OF WEST PALM BEACH, FLORIDA TO PROVIDE DESIGN SERVICES IN AN AMOUNT NOT TO EXCEED $25,000 FOR THE CONCEPTUAL DESIGN OF THE BICENTENNIAL PARK AMPHITHEATRE AND THE PROGRAMMING AND CONCEPTURAL FOOT PRINTING OF A NEW NEWCOMB HALL; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FROM ACCOUNT NO. 310-1234-572-6-6351; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by **Councilperson Brooks** and seconded by **Councilperson Lowe** to approve Resolution No. 41-10.

MOTION

Gerald Ward, 31 W 20th Street, made comments reference the contract not being written by city staff. He also made comments reference the lack of involvement by the Planning and Zoning Board according to the City's Code of Ordinances as it pertains to site plans.

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

12. RESOLUTION NO. 42-10 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROPRIATING FUNDS FROM THE COMMUNITY BENEFITS ACCOUNT FOR THE JUSTICE SERVICE CENTER EX-OFFENDERS ON-THE-JOB TRAINING PROGRAM IN CONSTRUCTION; AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT FOR URBAN FARMERS INC. IN THE AMOUNT OF $50,000; AND AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE FUNDS IN THE COMMUNITY BENEFITS ACCOUNT; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by **Councilperson Lowe** and seconded by **Councilperson Brooks** to approve Resolution No. 42-10.

MOTION

A discussion ensued amongst the mayor, city council, and staff regarding components of the program and included the selection process.

Upon a roll call vote by City Clerk Ward, the motion was approved with Councilperson Pardo dissenting.

MOTION APPROVED

13. RESOLUTION NO. 39-10 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, RE-APPROPRIATING FUNDS BUDGETED FOR DAN CALLOWAY COMPLEX TO BE USED FOR BICENTENNIAL PARK IMPROVEMENTS IN THE AMOUNT OF $870,00 FOR A TOTAL BUDGET OF $1 MILLION; AND AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET FOR SAME; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by **Councilperson Brooks** and seconded by **Councilperson Lowe** to approve Resolution No. 39-10.

MOTION

Gerald Ward, 31 W 20th Street, made comments in support of the proposed resolution.

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

A motion was made by **Chair pro tem Davis** and seconded by **Councilperson Brooks** to revisit No. 13.

MOTION

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

A motion was made by **Chair pro tem Davis** and seconded by **Councilperson Thomas** to include the language in Resolution No. 39-10 that the city would loan the funds to the CRA with computed interest.

MOTION

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

BOARD APPOINTMENT(S):

NONE

DISCUSSION BY THE CITY MANAGER:

City Manager Jones provided information received from Maria Davis, manager of the Town of Lake Park in regards to the recent articles related to the town closing off the southern access to their streets. Ms. Jones provided the city council an overview of their discussion.

LEGAL DISCUSSION/REQUEST:

City Attorney Ryan requested a workshop for April 28, 2010 at 6:00 p.m. to discuss development of the marina and a master agreement with Viking and a development agreement and lease with Rybovich.

There was a consensus of the City Council to schedule the workshop for April 29th at 6:00 p.m.

DISCUSSION AND RECOMMENDATIONS BY CITY COUNCIL:

Councilperson Brooks expressed words of appreciation to everyone who volunteered and provided various support during the Great American Cleanup held April 17th in the city.

Councilperson Thomas announced that the Court Kings would be playing May 14th at William T. Dwyer High School and that anyone who wanted to participate should contact the office. He requested that a timeframe be provided in which the City Council would be provided the information on furloughs.

Chair pro tem Davis stated that a box was located in the lobby for individuals to drop off donations to be sent to Ofc. DeSantis and other soldiers in Iraq and that a list of the goods would be located on the city's website.

Chairperson Pardo announced that the water tower on Singer Island would be painted in the next couple of weeks.

Mayor Masters read the announcement from Harvard University reference no tuition/no student loans for low income students desiring to attend the university. He announced that the Marriott located on Singer Island was in need of housekeepers.

ADJOURNMENT

There being no further business, the meeting was duly adjourned at 9:55 p.m.

PLEASE NOTE: A COMPLETE RECORDING AND AGENDA PACKAGE IS AVAILABLE IN THE OFFICE OF THE CITY CLERK.

APPROVED:

THOMAS A. MASTERS
MAYOR

DAWN S. PARDO
CHAIRPERSON

ATTEST:

5/5/2010

CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

JUDY L. DAVIS
CHAIR PRO TEM

BILLIE E. BROOKS
COUNCILPERSON

CEDRICK A. THOMAS
COUNCILPERSON

SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY:	J. DAVIS
SECONDED BY:	B. BROOKS
D. PARDO	AYE
J. DAVIS	AYE
B. BROOKS	AYE
C. THOMAS	AYE
S. LOWE	

DATE APPROVED: 05/05/2010