

CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, February 20, 2008 AT 7:04 P.M.

I. CITY CLERK CALLS TO ORDER:

Roll Call

Chair Pro Tern Hubbard was present and presided. Upon roll call by City Clerk Ward, the following were present: Mayor Thomas Masters, Councilperson Norma Duncombe, and Councilperson James "Jim" Jackson. Also present were Acting City Manager Gloria Shuttlesworth, City Clerk Carrie E. Ward, MMC, and City Attorney Pamala H. Ryan.

Chair Pro Tern Hubbard informed the public that Chairman Lowe was delayed and Councilperson Thomas was at the School Board representing the City of Riviera Beach, but would be in shortly.

Invocation & Pledge of Allegiance

Everyone was invited to stand for a moment of silence and the Pledge of Allegiance led by Councilperson Duncombe.

II. AGENDA APPROVAL

1) Additions, Deletions, Substitutions

An additions, deletions, substitutions and revisions sheet was provided by Acting City Manager Gloria Shuttlesworth.

For Item No. 11 under Ordinances On First Reading, back-up was provided.

For Item No. 12 under Regular, the Resolution was corrected.

For Item No. 13 under Regular, the Resolution was corrected.

For Item No. 14 under Regular, back-up was provided.

For Item No. 16 the item was moved up on the agenda to the first item under Regular to accommodate the schedule for the auditor.

For Item No. 20 under Regular, a Resolution was provided.

For Item No. 21 under Regular, a request that the position of the City be transmitted to the MPO thru its authorized representative Councilperson Thomas was provided.

Councilperson Jackson made a motion to reconsider the resolution for Alcade & Faye.

Both Chair Pro Tem Hubbard and Acting City Manager Shuttlesworth responded that the resolution would be added as Item No. 22.

Chair Pro Tem Hubbard stated that she wanted to add a discussion on the representation for the City of Riviera Beach in Tallahassee on March 5, 2008 for Palm Beach County Day.

Chair Pro Tem Hubbard also stated that she wanted to add a discussion to make a motion regarding the stop gap ordinance.

Mayor Masters stated that he would be discussing his upcoming trip to Haiti under the Mayor's comments.

A motion was made by Councilperson Jackson and seconded by Councilperson Duncombe to adopt the Agenda as amended.

MOTION

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

MOTION APPROVED

II. AWARDS AND PRESENTATIONS

ITEM NO.1

PRESENT AND WELCOME NEW EMPLOYEES OF THE CITY OF RIVIERA BEACH FOR THE MONTH OF JANUARY, 2008.

Human Resources Director Doretha Perry presented the new employees for the month of January 2008, and awarded them with a Certificate of Appreciation and an Excellence Pin.

The new employees were;

Maryann Guarascio, Legislative Department

Shavona Sims, Human Resources Administrator in the Human Resources Department.

Mayor Masters commended Maryann for doing a great job with the Mayor and City Council.

ITEM NO.2

PRESENTATION OF RETIREMENT MEMENTOS TO LAL J. SAMADI FOR OVER TWENTY FIVE (25) YEARS OF DEDICATED SERVICE TO THE DEPARTMENT OF COMMUNITY DEVELOPMENT AND THE CITIZENS OF RIVIERA BEACH.

Human Resources Director Doretha Perry read Mr. Lal Samadi's employment synopsis, and presented him with an award for his 25 years of service to the City of Riviera Beach. Mr. Samadi served as the City's Engineer.

Director of Community Development, Mary McKinney commented that Mr. Samadi, was one of the most dedicated professionals that she has ever worked with, and that he will be greatly missed.

Chair Pro Tern Hubbard also thanked Mr. Samadi for his commitment and service to the City of Riviera Beach.

ITEM NO.3

PRESENTATION BY MR. CHUCK REYNOLDS, LAGOON KEEPERS REGARDING REMOVAL OF DERELICT VESSELS IN MUNICIPAL WATERWAY.

Acting City Manager Shuttlesworth commented that there was a mistake on the name, and that the presentation was by Mr. Greg Reynolds, and not Chuck Reynolds as indicated in the original item.

Acting City Manager Shuttlesworth also stated that Mr. Reynolds previously made a presentation at the police department to her and the Staff, and that he was back to present a proposal to the Council.

Executive Director and Founder of Lagoon Keepers, Mr. Greg Reynolds addressed the Council in regards to removal of the derelict vessels in the municipal waterways.

Chair Pro Tern Hubbard announced that Councilperson Thomas and Chairperson Lowe were present and joined the dais.

Acting City Manager Shuttlesworth advised the Council that the Waterfront Advisory Board recommended that the City utilize the services being offered by Lagoon Keepers, and that the Staff were preparing to readdress the Council once the recommendations were worked out.

Chair Pro Tern Hubbard commented that she thought it was a good idea and a viable solution in getting some of the derelict boats out of the waterway, and that she was looking forward to the recommendations presented by Staff.

Councilperson Duncombe asked Mr. Reynolds what was the process for the boats that were removed, and if there were any concerns with oil leaks, and the effect it would have in the local area.

Mr. Reynolds responded that to date, all boats removed were taken straight to the landfill, and that some of the boats do have petroleum fuels in them; however removing them before they sink could avoid having those fuels being released into the waterways, and stated that there were seven sunken vessels between the Blue Heron Bridge and Peanut Island, but only three of them were visible. He then stated that Lagoon Keepers is currently working to remove two vessels that are in the channel.

Councilperson Duncombe addressed legal to find out if the City would be liable if one of the sunken vessels in the City's waterway caused an accident.

City Attorney Ryan responded that she did not believe that these vessels were in the City's jurisdiction, therefore the City would not have the liability.

A discussion ensued amongst the dais.

Chair Pro Tem Hubbard turned the meeting over to Chairperson Lowe.

IV. COMMENTS FROM THE PUBLIC -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.*

Steve White, 1668 Essex Lane addressed the Council in regards to the academic Summer Camp that the City sponsors, and asked that the funding be expedited to ensure that everything is in place in a timely manner.

Cynthia Becton, 500 W. 24th St. Chair of Riviera Beach Education Advisory Committee, addressed the Council and requested that the Council give immediate direction to Staff to proceed with the preparations for the scholarship program.

Gregg J. Moree, 21st St. C Ave. presented Chairperson Lowe, and Attorney Ryan with a history book on the City of Riviera Beach.

Earl Davis, Southside Coalition, 1001 W. 4th St., addressed the Council and commented that he and a number of citizens were not pleased with the candidates for re-election that were inappropriately campaigning at the various events that were being held in the community.

Chip Armstrong, 4240 Delmora Court, addressed the Council on behalf of the Riviera Beach Business Council of Northern Palm Beach Chamber of Commerce, and informed the public that his organization was going to be joining the efforts of the City in beautifying Blue Heron Blvd. And also that on February 23, 2008 they would be painting, pressure washing, and re-landscaping the entrance monument at Gardens and Blue Heron Blvd.

Angela Wynn, 400 W. 35th St. asked the citizens to endorse Jim Jackson, and asked the Mayor to allow the citizens to make up their own mind in who they wish to support.

B.G. Sykes, 333 E. 24th St. informed the Council about Lagoon Keepers and the work that Greg Reynolds is doing in keeping the waterways clean, and encouraged the Council to support Lagoon Keepers.

Bonnie Larson, W. 27th St. commented on the website, the agenda, and the additions, deletions sheet. She also commented on the electrical problem at the marina, questioned how much BET was going to contribute for the music festival, and also what buildings were going to be repaired as indicated in Resolution 20-08. She also commented that the curfew was being effective.

Gerald Ward, 31 W. 20th St. commented on the joint participation agreement with FOOT, and stated that the Council needs to have meetings so that the public can give their input on the design of these roads. He also commented on the storm water system.

Ken Burgess, 2030 Oakhurst Way, addressed the Council in reference to the Marriott Ocean Pointe project, and the local minority participation.

Fane Lozman, Riviera Beach Marina, addressed the council in regards to a civil rights lawsuit that he has filed against Councilperson Duncombe.

Councilperson Duncombe responded and commented on Mr. Lozeman's comments.

Mary Brabham, 1564 W. 9th St. encouraged the citizens to go out and vote on March 11, 2008. She also addressed Councilperson Thomas in regards to the homes that were being referred to in the letter that was being sent to the MPO Board.

Councilperson Thomas explained that the letter to the MPO Board addressed only the houses on the north side of 710, from Ave. U to the canal.

Milton Brown, 1331 W. 3rd St. commented on the investigations that were being done on the local murders. He also inquired about the progress of the academic Summer Camp program, and commented on the History of Riviera Beach.

Mayor Masters asked Acting City Manager Shuttlesworth to contact the Sherriff's office to find out what was being done in the investigation of the little girl that was recently killed in Riviera Beach.

Chairperson Lowe commented on the public comment portion of the meeting.

City Attorney Ryan commented on an email she received from a citizen, in regards to the dais allowing members of the public to approach the podium during the public comment section, and verbally abusing the Council, the Staff and other City employees at the City Council meetings.

A discussion ensued amongst the Council.

V. CONSENT AGENDA:

ALL MATTERS USTED UNDER THIS ITEM ARE CONSIDERED TO BE ROUTINE AND ACTION WILL BE TAKEN SY 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.

1) MINUTES:

ITEM NO.4

MINUTES OF THE AGENDA REVIEW MEETING HELD DECEMBER 3,2007.

ITEM NO.5

MINUTES OF THE AGENDA REVIEW MEETING HELD DECEMBER 17, 2007.

ITEM NO.6

MINUTES OF THE AGENDA REVIEW MEETING HELD JANUARY 14,2008.

ITEM NO.7

MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD JANUARY 16, 2008.

RESOLUTIONS:

ITEM NO.8

RESOLUTION NO. 19-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE PROPOSAL SUBMITTED BY MUNICIPAL LIGHTING SYSTEMS, INC. FOR PURCHASING 14 DECORATIVE STREET LIGHT POLES, FIXTURES AND BRACKETS IN THE AMOUNT OF \$42,686; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AUTHORIZING THE INTERIM FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 126-0716-5413-6355; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.9

RESOLUTION NO. 20-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A CONTRACT BETWEEN THE CITY OF RIVIERA BEACH AND PALM BEACH COUNTY IN THE AMOUNT OF \$1,236,000 FOR THE IMPLEMENTATION OF DISASTER RELIEF RECOVERY INITIATIVE FOR 2005 HURRICANE DAMAGED PROPERTIES; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT AND THE INTERIM FINANCE DIRECTOR TO ESTABLISH A BUDGET FOR THE EXPENDITURES; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO. 10

RESOLUTION NO. 21-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, DIRECTING THE CITY CLERK TO NOTICE AND PREPARE FOR SPECIAL ELECTION TO BE HELD WITHIN THE MUNICIPAL BOUNDARIES ON TUESDAY, THE 11TH DAY OF MARCH, 2008 BETWEEN THE HOURS OF 7:00 AM AND 7:00 PM, IN CONJUNCTION WITH THE REGULAR CITY COUNCIL ELECTION, AT WHICH TIME THE FOLLOWING AMENDMENT TO THE CODE OF ORDINANCES SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE CITY FOR APPROVAL OR REJECTION; AND PROVIDING AN EFFECTIVE DATE.

2) PETITIONS AND COMMUNICATIONS FOR FILING:

NONE

END OF CONSENT AGENDA

A motion was made by Councilperson Thomas and seconded by Councilperson Jackson to approve the Consent Agenda.

MOTION

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

MOTION APPROVED

VI. PUBLIC HEARINGS:

NONE

1) ORDINANCES ON FIRST READING:

ITEM NO. 11

ORDINANCE NO. 3038 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 17.5, ENTITLED "SOLID WASTE MANAGEMENT" OF THE CITY'S CODE OF ORDINANCES BY AMENDING SECTION 17.5-5 "DEFINITIONS" AND CREATING A NEW SECTION TO BE ENTITLED "ROLL-OFF ENFORCEMENT"; PROVIDING FOR EXEMPTIONS; PROVIDING FOR SEVERABILITY, CONFLICTS AND CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Ordinance into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Duncombe to approve Ordinance 3038.

Public Works Director Dr. Vincent Akhimie made a presentation on Agenda Items 11 and 14 which he indicated were both related. The presentation addressed the third amendment to the solid waste and recycling collection franchise agreement.

The following members from the public commented on Ordinance No. 3038:

Rev. William Burrs, 1500 West 30th Street stated that the City should look into providing its own waste management services, and try to get the contract back from the Solid Waste Authority.

Councilperson Thomas asked Acting City Manager Shuttlesworth to clarify when the contract with SWA would end.

Acting City Manager Shuttlesworth explained that the SWA contract would end in September 2010, and that the contract would go out for bid at the end of this year. She also explained that an updated analysis was done to determine how much it would cost to bring the service back into the City, and the findings would be brought back to the Council for consideration.

The following members from the public also commented on Ordinance No. 3038:

Bonnie Larson, West 27th Street.
Gerald Ward, 31 West 20th Street.

A discussion ensued amongst the Council.

MOTION

Upon a roll call vote by City Clerk Ward, the vote passed with Councilperson Thomas dissenting.

MOTION APPROVED

2) ORDINANCES ON SECOND READING:

NONE

VII. REGULAR:

ITEM NO. 12

RESOLUTION NO. ~~22-08~~ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED BID NO. 183-08 FOR POOL REPAIR SERVICES TO BARROW POOLS, INC. OF NORTH PALM BEACH, FLORIDA IN THE AMOUNT OF \$47,635 AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE GENERAL FUND'S FUND BALANCE IN THE AMOUNT OF \$56,398.50 TO PAY FOR SAME AND PROVIDE FOR A 10% PROJECT CONTINGENCY AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Hubbard to approve Resolution No. 22-08.

Purchasing Director Ben Guy addressed the Council and explained the request that was being made to the Board in the Resolution.

A discussion ensued amongst the Council.

Fane Lozman, Riviera Beach Marina, commented on Resolution No. 22-08.

MOTION

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

MOTION APPROVED

ITEM NO. 13

RESOLUTION NO. 23-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED BID NO. 182-08 FOR PAINT AND REPAIR SERVICES TO WILLIAMS AND SON EXTERIOR AND INTERIOR PAINTING OF RIVIERA BEACH, FLORIDA IN THE AMOUNT OF \$19,000 AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE GENERAL FUND'S FUND BALANCE IN THE AMOUNT OF \$20,900 TO PAY FOR SAME AND PROVIDE FOR A 10% PROJECT CONTINGENCY AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Hubbard to approve Resolution No. 23-08.

Councilperson Jackson commented on the Resolution.

A discussion ensued amongst the Council.

MOTION

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

MOTION APPROVED

ITEM NO. 14

RESOLUTION NO. 24-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE THIRD AMENDMENT TO THE SOLID WASTE AND RECYCLING COLLECTION AGREEMENT WITH WASTE MANAGEMENT OF PALM BEACH, MODIFYING CERTAIN DEFINITIONS AND ADJUSTING THE LANGUAGE IN ORDER TO CLARIFY THE INTENT OF MODIFICATIONS MADE IN THE SECOND AMENDMENT AND PROVIDING FOR THE SUBMITTAL OF THE ROLL-OFF ENFORCEMENT ORDINANCE BY THE CITY ATTORNEY, AMENDING CHAPTER 17.5, ENTITLED "SOLID WASTE MANAGEMENT" OF THE CITY'S CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Jackson and seconded by Chair Pro Tern Hubbard to approve Resolution No. 24-08.

Gerald Ward, 31 West 20th Street commented on Resolution No. 24-08:

Councilperson Hubbard commented on the resolution.

MOTION

Upon a roll call vote by City Clerk Ward, the vote passed with Councilperson Thomas and Councilperson Hubbard dissenting.

MOTION APPROVED

ITEM NO. 15

RESOLUTION NO. 25-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE EXPENDITURE OF \$20,000 FROM ACCOUNT NO. 303-00-271014 TO THE TREASURE COAST REGIONAL PLANNING COUNCIL FOR THE REEVALUATION OF THE DESIGN OF SR 710; AND PROVIDING FOR AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Hubbard to approve Resolution No. 25-08.

Director of Community Development, Mary McKinney addressed the Council and explained that Resolution No. 25-08 was the companion resolution to the one the CRA adopted at their last meeting where they allocated \$20,000 to the Treasure Coast Regional Planning Council, and that the \$20,000 would match the \$20,000 that the CRA pledged, for a total of \$40,000.

The following members from the public commented on Resolution No. 25-08:

Mary Brabham, 1564 W. 9th St.
Gerald Ward, 31 West 20th Street.

MOTION

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

MOTION APPROVED

ITEM NO. 16

RESOLUTION NO. 26-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE AUDIT FOR FISCAL YEAR ENDING SEPTEMBER 30, 2006.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Thomas to approve Resolution No. 26-08.

Ed Holt, Managing Partner at Nowlen, Holt & Miner addressed the Council and presented the annual audit for the City's financial statements for fiscal year ending 2006.

Acting City Manager Shuttlesworth commented that the audit indicated that the City was in a physically sound condition.

Fane Lozman, Riviera Beach Marina, commented that a copy of the audit was not made available for the public.

Finance Director, Jeff Williams explained that the last 5-6 audits were available online on the City's website, under the Finance department.

MOTION

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

MOTION APPROVED

ITEM NO. 17

RESOLUTION NO. 27-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE AT&T MASTER AGREEMENT WHICH REGULATES THE SERVICE TERMS AND RESPONSIBILITIES OF THE CITY AND AT&T CORPORATION AND APPROVING THE ADDENDUM TO THE MASTER AGREEMENT TO PURCHASE EQUIPMENT AND SERVICES IN THE AMOUNT OF \$170,887; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AUTHORIZING AN ADDITIONAL \$21,464 IN OTHER PROJECT-RELATED COSTS; FURTHER AUTHORIZING THE INTERIM FINANCE DIRECTOR TO APPROPRIATE FUND BALANCE IN THE CAPITAL IMPROVEMENT FUND IN THE AMOUNT OF \$192,351 AND BUDGET THE EXPENDITURE OF FUNDS FROM THE CAPITAL IMPROVEMENT FUND ACCOUNT NO. 305-0243-519-0-6351 FOR THE EQUIPMENT AND SERVICES REQUIRED IN THE COMPUTER NETWORK INFRASTRUCTURE PROJECT; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Thomas and seconded by Councilperson Jackson to approve Resolution No. 27-08.

MOTION

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

MOTION APPROVED

ITEM NO. 18

RESOLUTION NO. 28-G8 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A 48-MONTH CONTRACT TO LEASE METRO ETHERNET NETWORK CIRCUITS WITH AT&T/BELLSOUTH TELECOMMUNICATIONS, INC. IN THE AMOUNT OF \$47,054; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AUTHORIZING AN ADDITIONAL \$38,522 IN OTHER NON-AT&T/BELLSOUTH PROJECT-RELATED COSTS; FURTHER AUTHORIZING THE INTERIM FINANCE DIRECTOR TO APPROPRIATE FUND BALANCE IN THE CAPITAL IMPROVEMENT FUND IN THE AMOUNT OF \$18,759 AND BUDGET THE EXPENDITURE OF FUNDS FROM THE CAPITAL IMPROVEMENT FUND ACCOUNT NO. 305-0243-519-0-6351

FOR THE METRO ETHERNET CIRCUITS AS PART OF THE COMPUTER NETWORK INFRASTRUCTURE PROJECT; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Thomas and seconded by Councilperson Jackson to approve Resolution No. 28-08.

MOTION

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

MOTION APPROVED

ITEM NO. 19

RESOLUTION NO. ~~29-08~~ RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A CONTRACT FOR AN INTERNET CIRCUIT AND RELATED SERVICES WITH AT&T/BELLSOUTH BUSINESS SERVICES IN THE AMOUNT OF \$25,500; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; FURTHER AUTHORIZING THE INTERIM FINANCE DIRECTOR TO APPROPRIATE FUND BALANCE IN THE CAPITAL IMPROVEMENT FUND IN THE AMOUNT OF \$25,390 AND BUDGET THE EXPENDITURE OF FUNDS FROM THE CAPITAL IMPROVEMENT FUND ACCOUNT NO. 305-0243-519-0-6351 FOR THE INTERNET CIRCUIT AS PART OF THE COMPUTER NETWORK INFRASTRUCTURE PROJECT; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Thomas and seconded by Councilperson Jackson to approve Resolution No. 29-08.

Chair Pro Tem Hubbard questioned why ATI/Bellsouth was being used as a provider for all three services.

Assistant City Manager Paul White responded that it was more cost effective.

MOTION

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

MOTION APPROVED

ITEM NO. 20

RESOLUTION NO. ~~30-08~~ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING WORK ORDER NO. 3 FOR ADDITIONAL WORK OUTSIDE THE ORIGINAL SCOPE OF THE IMPLEMENTATION OF THE INFORMATION SYSTEMS MASTER PLAN DEVELOPMENT AND IMPLEMENTATIONS FOR WEBSITE IMPLEMENTATION AND OTHER TASKS AND FURTHER, AUTHORIZING THE INTERIM FINANCE DIRECTOR TO MAKE PAYMENT TO PSD LLC FOR THE PROFESSIONAL SERVICES IN THE AMOUNT OF \$61,300 FROM VARIOUS ACCOUNTS AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair Pro Tem Hubbard and seconded by Councilperson Thomas to approve Resolution No. 30-08.

Chairperson Lowe expressed his concerns with Resolution No. 30-08, and advise Staff to do the necessary follow-up with this Item.

MOTION

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

MOTION APPROVED

ITEM NO. 21

A request that the position of the City be transmitted to the MPO through its authorized representative Councilperson Cedrick Thomas.

Councilperson Thomas commented that the last sentence in the letter that was drafted to the MPO needed to be revised. The last sentence currently states that "the City request that any property acquisition that are in process from Ave. U to the canal that are in progress, not be delayed", but will be revised with "process in progress" taken out, and will target only the houses on the north side of 710, from Ave. U to the canal.

Gerald Ward, 31 West 20th Street commented on the Item.

A discussion ensued amongst the Council.

A motion was made by Councilperson Thomas and seconded by Councilperson Duncombe for the Council to accept the recommendations as stated in the letter to the MPO Board addressing those particular homes, on the north side of 710, from Ave. U to the canal.

MOTION

Upon a roll call vote by City Clerk Ward, the vote passed with Pro Tem Hubbard dissenting.

MOTION APPROVED

ITEM NO. 22

Reconsideration for Alcade & Faye contract that was presented at the February 06, 2008 meeting.

A motion was made by Councilperson Thomas and seconded by Councilperson Duncombe to reconsider the contract.

Councilperson Jackson expressed that he was in support of the Alcade & Faye contract.

A discussion ensued amongst the Council.

A motion was made by Councilperson Thomas and seconded by Councilperson Jackson to move approval on the contract.

MOTION

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

MOTION APPROVED

ITEM NO. 23

Discussion on the preparations for the scholarship funds.

A motion was made by Councilperson Thomas and seconded by Councilperson Jackson to discuss the scholarship program.

Acting City Manager Shuttlesworth explained that Staff were working on a resolution to address the scholarship fund, but was still trying to determine the sources for funding.

Interim Finance Director Jeff Williams suggested the different sources from which funding could be derived.

A discussion ensued amongst the Council.

A motion was made by Chair Pro Tem Hubbard and seconded by Councilperson Thomas to direct Staff to come back with a resolution to allocate \$10, 000 to the scholarship fund, \$5,000 from the police department and \$5,000 from various accounts.

A discussion ensued amongst the Council.

Cinthia Becton, 500 W. 24th St. informed the Council on the urgency of authorizing the scholarship fund, so that applicants could start submitting the necessary information to qualify.

MOTION

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

MOTION APPROVED

1) BOARD APPOINTMENT:

NONE

2) DISCUSSION BY THE CITY MANAGER:

Acting City Manager Shuttlesworth announced that the meeting regarding the improvement to A1A from US 1 to Burnt Bridge will be held on March 18th 2008, at the Hilton from 5:30p.m. -7:30p.m. , and will be advertised on Channel 18.

Also, the George Street Park ground breaking would be on February 23, 2008, from 10:00 a.m.-12:00 p.m.

Acting City Manager Shuttlesworth also announced all the activities for Black History month that would be taking place in the Library.

VIII. LEGAL DISCUSSION/REQUEST:

NONE

IX. DISCUSSION AND RECOMMENDATIONS:

A motion was made by Chair Pro Tern Hubbard that the City host a breakfast in Tallahassee on March 5, 2008 for Palm Beach County Day, and invite legislatures to come by and meet the Mayor and Council from Riviera Beach to discuss the City's legislative priorities.

MOTION

This motion died for a lack of a second.

MOTION DIED

A motion was made by Chair Pro Tern Hubbard that Council direct Staff to construct a stop gap ordinance to go along with the City's redevelopment plans and codes being done in the comprehensive plan.

MOTION

This motion died for a lack of a second.

MOTION DIED

A motion was made by Chair Pro Tern Hubbard and seconded by Chairperson Thomas to expedite and allocate funding in the amount of \$175k from various accounts for the academic summer camp program.

Chairperson Lowe commented that Staff should determine where the money is going to come from, and that the public should be able to discuss it.

A discussion ensued amongst the Council.

MOTION

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

MOTION APPROVED

Councilperson Thomas commented on his meeting with the School Board. He also mentioned that he prepared an evaluation form to evaluate the City Attorney and requested that Council complete evaluations also by using the form he prepared, or provide their own. He stated that he was turning in his evaluation for the record.

Councilperson Thomas requested a consensus from the Council to use his prescribed form.

A motion was made by Councilperson Thomas and seconded by Councilperson Jackson to review the prescribed evaluation form and acknowledge by the next City Council meeting if the form was accepted.

MOTION

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

MOTION APPROVED

Councilperson Thomas commented that he would like to get the Council to entertain the idea of promoting the Recreation department by spotlighting more youth on Channel 18, and getting more youth involved in the recreation department.

Mayor Masters discussed his upcoming trip to Haiti. He also discussed his work initiative and announced that transportation is being provided to the Workforce Development center.

Mayor Masters apologized to the City and Council for not following the proper procedures in initiating the Pull-Up Pay-Up Pants Ordinance on the Ballot.

Councilperson Duncombe and Councilperson Jackson responded to the public comment that was made by Mr. Davis from the Southside Coalition, regarding inappropriately campaigning for re-election.

A motion was made by Chair Pro Tem Hubbard and seconded by Chairperson Lowe to cancel the March 5, 2008 City Council Meeting as the Council would be in Tallahassee for Palm Beach County Day.

MOTION

Upon a roll call vote by City Clerk Ward, the vote passed with Councilperson Duncombe and Councilperson Jackson dissenting.

MOTION APPROVED

A motion was made by Chairperson Lowe Chair and seconded by Pro Tem Hubbard to allow the Pittman Group to host a breakfast in Tallahassee in honor of the City of Riviera Beach at no-cost.

MOTION

Upon a roll call vote by City Clerk Ward, the vote died with Councilperson Duncombe, Councilperson Jackson and Councilperson Thomas dissenting.

MOTION DIED

ADJOURNMENT

There being no further business, the meeting was duly adjourned.

APPROVED:

Thomas A. Masters
THOMAS A. MASTERS
MAYOR

Cedrick Thomas
CEDRICK THOMAS
CHAIRPERSON

ATTEST:

Carrie E. Ward
CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

Dawn S. Pardo
DAWN S. PARDO
CHAIR PRO TEM

Judy Davis
JUDY DAVIS
COUNCILPERSON

Lynne L. Hubbard
LYNNE L. HUBBARD
COUNCILPERSON

Shelby Lowe
SHELBY . LOWE
COUN PERSON

MOTIONED BY: JUDy DAVIS
SECONDED BY: LYNNE HUBBARD

C. THOMAS AYE
DAWN S. PARDO AYE
JUDY DAVIS AYE
L.HUBBARD AYE
S. LOWE AYE

DATE APPROVED: 04-16-2008