

CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, SEPTEMBER 17, 2008 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.

I. CITY CLERK CALLS TO ORDER

Roll Call

Chairperson Thomas was present and presided. Upon a roll call by City Clerk Ward the following were present: Chairperson Cedrick A. Thomas; Chair pro tern Dawn S. Pardo; Councilperson Lynne L. Hubbard; Councilperson Judy L. Davis; and Councilperson Shelby L. Lowe. Also present were Asst. City Manager Gloria Shuttlesworth; City Clerk Carrie E. Ward, Master Municipal Clerk; and City Attorney Pamala H. Ryan.

Invocation/Pledge of Allegiance

Everyone stood for a Moment of Silence and the Pledge of Allegiance led by Councilperson Hubbard.

II. AGENDA APPROVAL:

1) Additions, Deletions, Substitutions

Asst. City Manager Shuttlesworth made the following revisions to the agenda: added Item No. 19 - Resolution reference the CRA; Item No. 20 - Resolution reference appointment of interim city manager; and Item No. 21 - Resolution reference early voting.

2) Adoption of Agenda

A motion was made by **Chair pro tern Pardo** and seconded by **Councilperson Hubbard** to adopt the agenda as amended.

MOTION

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

MOTION APPROVED

III. AWARDS AND PRESENTATIONS

ITEM NO.1

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

Doretha Perry, Human Resource Director, presented the following new employees for the month of August: Allen Davis (Utility District) and Kenneth Jones (Police).

ITEM NO.2

PRESENTATION OF KEY TO CITY FROM MAYOR THOMAS A. MASTERS TO MR. CLEVE HENRY DIXON WHO IS 102 YEARS OLD.

Mayor Masters presented Mr. Cleve Dixon with a tribute and a Key to the City.

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 silence all audio devices to avoid interference with recording equipment. Please govern yourselves accordingly.*

Bonnie Larson, W 27th Street, made comments reference Waste Management and the renovations of Bicentennial Park.

Randy Graham, 1516 W 30th Street, made comments on behalf of his sister, Barbara March, being harassed while evangelizing on Avenue E and Avenue S. He also made comments reference the special meeting that was held September 15th regarding City Manager Wilkins.

Fane Lozman, Riviera Beach Marina, made comments reference the judge's comments about the baggy pants ordinance being unconstitutional. He also made comments reference the notification of the September 15th Special City Council Meeting.

Richard Wester, 331 W 23rd Street, commended the City Council on their actions in dealing with the severance agreement of City Manager Wilkins. He also made comments reference a city employee spending \$300,000 of city funds and driving a city vehicle.

Angel Martin, 1231 Avenue T, made comments reference her cousin being arrested for violating the baggy pants ordinance.

City Attorney Ryan requested authorization from the City Council to contact the state's attorney general to determine whether or not the city council could repeal the ordinance without having to put it on the ballot.

There was a consensus of the City Council authorizing the city attorney to contact the state's attorney general.

A lengthy discussion ensued.

Anita Hester, 341 W 30th Street, made comments reference a city inspector who was suppose to inspect her roof for compliance but did not do so until she confronted him.

Lloyd Brown, 1464 W 35th Street, made comments reference kids purchasing and smoking cigars and drinking beer prior to boarding the school bus during morning hours.

Solomon Burgess, 1981 Freeport Drive, provided contact information for anyone who wanted to do volunteer work for the Obama campaign. He also inquired as to whether or not the city had a transportation plan for early voting and the day of the election.

Zar Tassine, 2124 Broadway, made comments reference the problems he's having with the owners of Dee's T-shirts.

V. 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.

1) MINUTES:

ITEM NO.3

**MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD JULY 14, 2008
FOR THE REGULAR CITY COUNCIL MEETING HELD JULY 16,2008.**

RESOLUTIONS:

ITEM NO.4

RESOLUTION NO. 110-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AMENDMENT 001 TO THE AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND

PALM BEACH COUNTY EXTENDING THE COMPLETION DATE FOR THE WEST 33RD STREET PROJECT; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.5

RESOLUTION NO. 111-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE ENGINEERING FIRM OF JORDAN JONES & GOULDING TO PREPARE THE SURVEY, DESIGN AND CONTRACT DOCUMENTS FOR RECONSTRUCTION OF WEST 23RD STREET BETWEEN AVENUE "R" AND AVENUE "O" IN AN AMOUNT NOT TO EXCEED \$19,200,000; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 301-0716-5414-3106; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.6

RESOLUTION NO. 112-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY FOR CONTINUATION OF THE YOUTH VIOLENCE PREVENTION PROJECT IN THE AMOUNT OF \$433,312 WITH REQUIRED MATCHING FUNDS FROM THE CITY IN THE AMOUNT OF \$105,600 IN CASH; AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET FOR THE SAME; 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 Hubbard and seconded by Councilperson Davis to approve Resolution No. 112-08.

MOTION

A presentation was made by David Wright, Intergovernmental Relations.

Randy Graham, 1516 W 30th Street, made comments reference funding being provided for cold cases relating to unsolved murders.

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

MOTION APPROVED

ITEM NO.7

RESOLUTION NO. 113-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A GRANT AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ACCEPTING GRANT FUNDS FROM THE FY 2006 EDI-SPECIAL PROJECT GRANT

PROGRAM IN THE AMOUNT OF \$297,000; AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET FOR SAME; 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 Davis** and seconded by **Councilperson Hubbard** to approve Resolution No. 113-08.

MOTION

A presentation was made by David Wright, Intergovernmental Relations.

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

MOTION APPROVED

PETITIONS AND COMMUNICATIONS FOR FILING:

NONE

END OF CONSENT AGENDA

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

MOTION

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

MOTION APPROVED

VI. PUBLIC HEARINGS:

1) ORDINANCES ON SECOND READING:

TIME CERTAIN 8:00 PM

ITEM NO.8

ORDINANCE NO. 3047 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, FIXING THE ADJUSTED TAX VALUATION OF REAL PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY; LEVYING A TAX ON REAL PROPERTY AND TANGIBLE BUSINESS PERSONAL PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY, FOR FISCAL YEAR BEGINNING OCTOBER 1, 2008 AND ENDING SEPTEMBER 30, 2009 FIXING THE MILLAGE RATE OF 8.4260 MILLS THEREON FOR SAID YEAR; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Ordinance into the record and announced that it was published in the September 12, 2008 edition of the Palm Beach Post.

A motion was made by Councilperson Davis and seconded by Councilperson Hubbard to adopt Ordinance No. 3047.

MOTION

Asst. City Manager Shuttlesworth stated that there was no increase in the millage rate and that the rollback rate was 9.2667. She stated that the proposed millage rate was a 9.07% decrease from the rollback rate.

Fane Lozman, Riviera Beach Marina, made comments against the proposed ordinance.

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

MOTION APPROVED

ITEM NO.9

ORDINANCE NO. 3048 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, MAKING APPROPRIATIONS AND ESTABLISHING A BUDGET FOR FISCAL YEAR ENDING SEPTEMBER 30, 2009; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

City Clerk Ward read the aforementioned Ordinance into the record and announced that it was published in the September 12, 2008 edition of the Palm Beach Post.

A motion was made by Councilperson Davis and seconded by Councilperson Hubbard to adopt Ordinance No. 3048.

MOTION

Gerald Ward, 31 W 20th Street, made comments reference implementing the projects listed in the capital project plan.

Fane Lozman, Riviera Beach Marina, made comments against the proposed budget.

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

MOTION APPROVED

ITEM NO. 10

ORDINANCE NO. 3049 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 14, ARTICLE II OF THE CITY'S CODE OF ORDINANCES OF THE CITY OF RIVIERA BEACH RELATING TO THE RETIREMENT SYSTEM FOR GENERAL EMPLOYEES TO PROVIDE THAT RETIREES MAY AUTHORIZE

DIRECT THIRD PARTY PAYMENTS AS A DEDUCTION FROM NET BENEFITS FOR SPECIFIC PURPOSES; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Ordinance into the record and announced that it was published in the September 7, 2008 edition of the Palm Beach Post.

A motion was made by Councilperson Davis and seconded by Councilperson Lowe to adopt Ordinance No. 3049.

MOTION

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

MOTION APPROVED

ITEM NO. 11

ORDINANCE NO. 3050 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 10, ARTICLE V, ENTITLED "LICENSES AND BUSINESS REGULATIONS" BY REVISING TERMINOLOGY USED THEREIN FROM "OCCUPATIONAL LICENSE" TO "LOCAL BUSINESS TAX RECEIPT"; PROVIDING DEFINITIONS; PROVIDING FOR SEVERABILITY, CODIFICATION AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Ordinance into the record and announced that it was published in the September 7, 2008 edition of the Palm Beach Post.

A motion was made by Councilperson Hubbard and seconded by Councilperson Lowe to adopt Ordinance No. 3050.

MOTION

Gerald Ward, 31 W 20th Street, made comments reference simplifying various terms within the ordinance.

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

MOTION APPROVED

ITEM NO. 12

ORDINANCE NO. 3051 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE FUTURE LAND USE MAP LAND USE DESIGNATION FROM SINGLE FAMILY RESIDENTIAL: UP TO 6 UNITS PER ACRE TO COMMERCIAL FOR 0.16 ACRES LOCATED AT 2701 OLD DIXIE HIGHWAY; DIRECTING THE DIRECTOR OF COMMUNITY DEVELOPMENT TO UPDATE THE CITY OF RIVIERA BEACH FUTURE LAND USE MAP; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Ordinance into the record and announced that it was published in the September 7, 2008 edition of the Palm Beach Post.

A motion was made by Councilperson Hubbard and seconded by Chair pro tern Pardo to adopt Ordinance No. 3051.

MOTION

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

MOTION APPROVED

ITEM NO.13

ORDINANCE NO. 3052 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, UPDATING THE ZONING MAP OF THE CITY OF RIVIERA BEACH BY ASSIGNING A ZONING CLASSIFICATION OF CG: GENERAL COMMERCIAL DISTRICT ON 0.16 ACRES LOCATED AT 2701 OLD DIXIE HIGHWAY; DIRECTING THE DIRECTOR OF COMMUNITY DEVELOPMENT TO UPDATE THE CITY OF RIVIERA BEACH ZONING MAP; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Ordinance into the record and announced that it was published in the September 12, 2008 edition of the Palm Beach Post.

A motion was made by Chair pro tern Pardo and seconded by Councilperson Lowe to adopt Ordinance No. 3052.

MOTION

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

MOTION APPROVED

2) ORDINANCES ON FIRST READING:

ITEM NO.14

ORDINANCE NO. 3053 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 14, ARTICLE IV OF THE CODE OF ORDINANCES OF THE CITY OF RIVIERA BEACH RELATING TO THE POLICE OFFICERS' PENSION PLAN; PROVIDING THAT EFFECTIVE OCTOBER 1, 2008 THE JOINT PENSIONER OPTION MONTHLY AMOUNT ONLY BE REDUCED ON THE DEATH OF THE POLICE OFFICER PARTICIPANT; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Ordinance into the record.

A motion was made by Chair pro tern Pardo and seconded by Councilperson Hubbard to approve Ordinance No. 3053 on First Reading.

MOTION

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

MOTION APPROVED

3) RESOLUTIONS:

ITEM NO.15

RESOLUTION NO. 114-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A SITE PLAN APPLICATION FROM EARL PLEASANT TO CONSTRUCT A 3,938 SQUARE FOOT COMMERCIAL DEVELOPMENT LOCATED AT 2701 OLD DIXIE HIGHWAY, RIVIERA BEACH, FLORIDA; 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 Hubbard to approve Resolution No. 114-08.

MOTION

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

MOTION APPROVED

VII. REGULAR:

ITEM NO.16

RESOLUTION NO. 115-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A THIRD AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND THE CRIMINAL JUSTICE COMMISSION TO PROVIDE FUNDING IN THE AMOUNT OF \$100,000 FOR THE CONTINUATION OF THE WEED AND SEED PROGRAM THROUGH SEPTEMBER 30, 2009; AND AUTHORIZING THE ACTING CITY MANAGER TO EXECUTE THE INTERLOCAL AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Davis and seconded by Councilperson Hubbard to approve Resolution No. 115-08.

MOTION

Bonnie Larson, W 27th Street, inquired about the purpose and plan of the Weed and Seed Program.

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

MOTION APPROVED

ITEM NO.17

RESOLUTION NO. 116-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING ARTHUR J. GALLAGHER & COMPANY - MIAMI TO PLACE THE APPROPRIATE COVERAGE; AND AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENTS FROM THE INSURANCE LIABILITY FUND ACCOUNT NO. 602-0539-513-0-4501 UP TO THE AMOUNT OF \$2,600,000 TO ARTHUR J. GALLAGHER & CO. - MIAMI FOR RISK PACKAGE FIXED COSTS; 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 Davis to approve Resolution No. 116-08.

MOTION

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

MOTION APPROVED

ITEM NO.18

DISCUSSION: REQUEST FROM THE FILM COMMISSION REFERENCE SPRING BLING 2009.

A presentation was made by Chuck Elderd, Palm Beach County Film & Television Commission.

Bonnie Larson, W 27th Street, made comments reference BET paying the city for utilizing its resources.

Mr. Elderd requested that the City Council authorize the request from the film commission as well as submit a request for grant funds in the amount of \$75,000 in an effort to encourage BET to conduct Spring Bling 2009 within the City of Riviera Beach for an unprecedented third year. He stated that if BET returns, then the next step would be to host Spring Bling in the city permanently which at that time would be the ideal time for requesting funds from the corporation.

A motion was made by Councilperson Hubbard and seconded by Councilperson Davis authorizing the Palm Beach County Film Commission to extend an invitation to BETNiacom for Spring Bling 2009 with the \$75,000 reimbursement grant.

MOTION

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

MOTION APPROVED

ITEM NO. 19

RESOLUTION NO. 117-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE PROPOSAL CONCEPT SUBMITTED BY VIKING DEVELOPERS LLC., IN RESPONSE TO THE REQUEST FOR PROPOSAL FOR DEVELOPMENT OF THE MARINA DISTRICT; AUTHORIZING CITY STAFF TO ENTER INTO NEGOTIATIONS WITH THE CRA AND VIKING DEVELOPERS LLC., FOR THE REDEVELOPMENT OF PROPERTIES IN THE MARINA DISTRICT; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Davis and seconded by Chair pro tern Pardo to approve Resolution No. 117-08.

MOTION

Mary Brabham, 1564 W 9th Street, made comments reference various proposed projects within the developer's proposal. She also made comments reference the name of the project.

Gerald Ward, 31 W 20th Street, made comments reference a memo he provided to the City Council.

Fane Lozman, Riviera Beach Marina, made comments against the proposed the resolution.

City Attorney Ryan requested that the maker of the motion amend it by including that staff is authorized to hire experts as needed during negotiations with Viking Developers LLC.

An amended motion was made by Councilperson Davis and seconded by Chair pro tern Pardo to hire experts as needed during negotiations with Viking Developers LLC.

AMENDED MOTION

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

MOTION APPROVED

ITEM NO. 20

RESOLUTION NO. 118-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE EMPLOYMENT CONTRACT AGREEMENT AND AUTHORIZING THE MAYOR AND THE CITY CLERK TO EXECUTE SAID

AGREEMENT WITH GLORIA SHUTTLESWORTH, AS INTERIM CITY MANAGER; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by **Chair pro tern Pardo** and seconded by **Councilperson Davis** to approve Resolution No. 118-08.

MOTION

Fane Lozrnan, Riviera Beach Marina, read into the record a portion of the legal action he filed against the city.

City Attorney Ryan stated that the wording in section 4 "....Section 2.2, City of Riviera Beach Code" would be removed from the contract because it had been superseded.

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

MOTION APPROVED

ITEM NO. 21

RESOLUTION NO. 119-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY CLERK TO IMPLEMENT "EARLY VOTING" IN THE CITY OF RIVIERA BEACH, IN PREPARATION FOR THE UPCOMING 2008 GENERAL ELECTION; AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET TO COVER EXPENSES INCURRED FROM "EARLY VOTING" IN THE CITY CLERK'S BUDGET; AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER \$27,500 FROM GENERAL FUND CONTINGENCY FOR SAME; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by **Councilperson Hubbard** and seconded by **Councilperson Davis** to approve Resolution No. 119-08.

MOTION

Milton Brown, 625 W 10th Street, made comments reference the restoration workshops and voter registration drive that would be held Saturday, September 20th, 10:00 a.m. until 4:00 p.m.

City Clerk Ward stated that early voting would commence October 20, 2008 and end November 2, 2008. She stated that the hours would be Monday through Friday, 10:00 a.m. until 6:00 p.m.; Saturday and Sunday, 10:00 a.m. until 2:00 p.m.

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:**

Asst. City Manager Shuttlesworth stated that staff was requesting a Closed Executive Session be scheduled for September 24, 2008 to discuss labor negotiations.

There was a consensus of the City Council to schedule a Closed Executive Session, September 24, 2008 at 6:00 p.m.

Asst. City Manager Shuttlesworth stated that Fire Chief Perry would be attending the Executive Leadership Institute with the National Forum of Black Public Administrators. She stated that once a month he would be attending various universities for the expedited program.

Asst. City Manager White provided an update on the Sustainable Cities project.

VIII. LEGAL DISCUSSION/REQUEST:

NONE

IX. DISCUSSION AND RECOMMENDATIONS:

Chair pro tern Pardo announced that she accompanied kids from the city to the Dolphins vs. Jets game in Miami and they were announced and featured on the big screen. She also expressed words of appreciation to various staff members of the Police Department for their efforts in building a working relationship with the Town of Palm Beach Shores.

Councilperson Davis requested that personnel actions be placed on the agenda. She also made comments reference services provided by Waste Management.

Asst. City Manager Shuttlesworth stated that personnel action information would be distributed in the form of memo to elected officials instead of placing it on the agenda.

Councilperson Hubbard announced that "Register Riviera" would be held on Saturday, September 20th. She also made comments reference the law which states that the address on your identification and voter's registration card must match or you would not be able to vote.

Councilperson Lowe made comments reference a girls golfing program that's done in conjunction with the City of Royal Palm Beach. He also made comments reference the City Council's plans for the hiring of a new city manager.

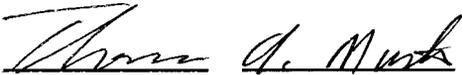
Mayor Masters made comments reference the search for a new city manager. He also made comments reference defending the baggy pants ordinance. He continued with announcing that the mayor of Port au Prince, Haiti would be present at City Hall on Friday, September 19th at 12 o'clock noon to thank the city for its assistance in relief efforts.

X. ADJOURNMENT

There being no further business, the meeting was duly adjourned at 10:30 p.m.

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

APPROVED:

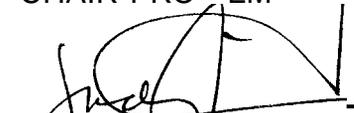

THOMAS A. MASTERS
MAYOR


CEDRICK A. THOMAS
CHAIRPERSON

ATTEST:


CARRIE E. PARDO
MASTER MUNICIPAL CLERK
CITY CLERK


DAWN S. PARDO
CHAIR PRO TEM


JUDY L. DAVIS
COUNCILPERSON

ABSENT
LYNNE L. HUBBARD
COUNCILPERSON


SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: J. DAVIS

SECONDED BY: D. PARDO

S. LOWE AYE

L. HUBBARD **ABSENT**

J. DAVIS AYE

D. PARDO AYE

C. THOMAS AYE

DATE APPROVED: 10/15/08