

CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, APRIL 18, 2007 AT 7:30 P.M.

I. CITY CLERK CALLS TO ORDER:

Roll Call

Chairperson Lowe was present and presided. Upon roll call by City Clerk Ward, the following were present: Mayor Thomas A. Masters, Chairperson Shelby L. Lowe, Chair pro tem Lynne L. Hubbard, Councilperson Norma Duncombe, Councilperson Cedrick Thomas; and Councilperson James „Jim" Jackson. Also present were City Manager William E. Wilkins, City Clerk Carrie E. Ward, MMC, City Clerk, and Acting City Attorney Glenn Torcivia.

Invocation & Pledge of Allegiance

Everyone stood for a Moment of Silence and the Pledge of Allegiance.

II. AGENDA APPROVAL

1) Additions, Deletions, Substitutions

City Manager Wilkins made the following reVIsions to the agenda under discussions by the City Manager: added request for a Closed Executive Session; a request from the Port of Palm Beach for a joint meeting; confirmation of appointment to the Housing Authority Board. He also stated that he would be discussing the following: establishment of a summer recess and consideration for a charter change regarding elected official terms.

Chairperson Lowe added a presentation from Jackie D. Young under Awards and Presentations; presentation from Mary Hughes and Marcia Waller; and a presentation from Margaret Shepherd. He also stated that there would be a five minute recess to greet the former councilpersons.

2) Adoption of Agenda

A motion was made by Councilperson Thomas and seconded by Chair pro tern Hubbard to approve the agenda as amended.

MOTION

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

MOTION APPROVED

II. AWARDS AND PRESENTATIONS

PRESENTATION BY JACKIE D. YOUNG -ITEM ADDED TO AGENDA

Jackie D. Young, 1337 W 27th Street, presented a scholarship check in the amount of \$1,000 to the city on behalf of her son Jayson Young who was a recipient of scholarship funds from the city and graduated from Howard University.

PRESENTATION BY MARY HUGHES AND MARCIA WALLER -ITEM ADDED TO AGENDA

Mary Hughes, 2538 Canterbury Dr S, Marcia Waller, 300 Canterbury Dr W, presented former Councilperson Elizabeth Wade with a floral arrangement and a photo collage in appreciation for the dedicated services provided to the citizens and business owners, especially those in District 3.

PRESENTATION BY MARGARET SHEPHERD -ITEM ADDED TO AGENDA

Margaret Shepherd, 2003 W 17th Ct, made a presentation to former Councilpersons Elizabeth Wade and Ann lies for their dedicated service to the citizens of Ivey Green.

PRESENTATION BY DOROTHY MCKINON-ITEM ADDED TO AGENDA

Dorothy McKinon, 1461 N Mangonia Dr, commended former Councilperson Vanessa Lee for her support in obtaining resources and individuals to aid in mentoring the children at Gold Coast.

PRESENTATION AND RECOGNITION OF THE PAST MAYOR AND CITY COUNCIL. ITEM NO.1

Mayor Masters made a presentation to former Councilperson Vanessa Lee for her dedicated services to the citizens of Riviera Beach.

Former Councilperson Lee expressed words of appreciation.

Mayor Masters made a presentation to former Councilperson Elizabeth Wade for her dedicated services to the citizens of Riviera Beach.

Former Councilperson Wade expressed words of appreciation.

Mayor Masters made a presentation to former Councilperson Ann lies for her dedicated services to the citizens of Riviera Beach.

Former Councilperson lies expressed words of appreciation.

Mayor Masters expressed words of appreciation to former Mayor Michael D. Brown for his dedicated services to the citizens of Riviera Beach in his absence.

PRESENTATION OF PROCLAMATION HATTIE MATTHEWS -ITEM ADDED TO AGENDA

Mayor Masters presented Ms Hattie Matthews with a proclamation recognizing her 100th birthday.

Ms Matthew expressed words of appreciation.

Councilperson Duncombe requested the opportunity to express words of appreciation.

At this point Chairperson Lowe requested that a vote be taken on whether or not Councilperson Duncombe should be allowed to express words of appreciation.

Upon a roll call vote by City Clerk Ward, approval was given for Councilperson Duncombe to express words of appreciation.

Councilperson Duncombe expressed words of appreciation to the former mayor and city councilpersons for their service to the citizens of Riviera Beach.

IV. COMMENTS FROM THE PUBLIC -Non Agenda Item Speakers (Two Minute Limitation)

Earl Davis, 1001 W 4th Street, made comments reference information he provided to the mayor and city council on the various neighborhood issues of the southside.

Cynthia Becton, 500 W 24th Street, announced on behalf of the Riviera Beach Education Committee, that the review process of scholarship applications were completed with 26 qualifying applicants but there was only enough funding to provide 23 scholarships. She proceeded to request funding for the additional 3 applicants.

Former Councilperson Wade stated that donations were given last year sponsoring children to attend a conference in Nevada and that the funds leftover should be transferred to cover funding for the additional three scholarships.

Rodney Roberts, 1581 W 14th Street, made comments reference the availability of subdivisions maps and the responsibilities of elected officials.

Mike Triozzi, 4100 N Ocean Dr, made comments reference the city attorney's contract.

George Carter, 3641 Palm Dr, announced that NOAH day would be held at the Riviera Beach Maritime Academy, 251 W 11th Street on Thursday and that he was currently conducting recruitment of new students.

Bonnie Larson, W 27th Street, made comments reference the invoices for Mr. Kinsey's contract.

Nora Mahoney, 2120 Broadway, made comments reference the city's zip code reflecting West Palm Beach.

Randy Graham, 1516 W 30th Street, made comments reference extending the time permitted for public comments and providing responses to comments made by the public.

Philip Colaire, 1399 Broadway, was referred to the city manager reference his complaint against the interim marina director.

Tina White, 808 1st Street, made comments reference the city attorney's contract.

Fane Lozman, Riviera Beach Marina, made comments reference Asst. City Manager Shuttlesworth.

Eddie Green, 909 W 7th Street, made comments reference the city having activities available for the youth of the community.

V. CONSENT AGENDA:

*ALL MATTERS USTED UNDER THIS /TEM ARE CONSIDERED TO BE ROUTINE AND ACTION WILL BE TAKEN BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE /TEMS UNLESS A COUNCILPERSON SO REQUESTS, IN WHICH EVENT THE /TEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA. ANY PERSON WHO WOULD UKE TO SPEAK ON AN AGENDA **ITEM**, PLEASE FILL OUT A PINK PUBUC COMMENT CARD LOCATED IN THE BACK OF THE COUNCIL CHAMBERS AND GIVE /T TO THE COUNCIL CHAIR OR THE LEGISLATNE ASSISTANT, PRIOR TO THE BEGINNING OF THE MEETING.*

1) MINUTES:

ITEM NO.2

MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD ON MARCH 7, 2007 AND MARCH 21, 2007.

RESOLUTIONS:

ITEM NO.3

RESOLUTION NO. ~~47-07~~ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE HERON PARK REPLAT; AUTHORIZING THE MAYOR, CITY MANAGER, CITY CLERK, AND CITY ENGINEER TO SIGN THE SAID REPLAT; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.4

RESOLUTION NO. ~~48-07~~ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED THE BID FOR SR A1A EXOTIC VEGETATION REMOVAL TO NATIVE TECHNOLOGIES, INC. IN THE AMOUNT OF \$22,984; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE CONTRACT; AUTHORIZING THE INTERIM FINANCE DIRECTOR TO TRANSFER FUNDS; MAKE PAYMENT FOR SAME; AND PROVIDING AN EFFECTIVE DATE.

City **Clerk** Ward read the aforementioned Resolution into the record.

Bonnie Larson, W 27th Street, made comments reference the proposed Resolution.

ITEM NO.5

RESOLUTION NO. ~~49-07~~ 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 002 TO THE AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND PALM BEACH COUNTY TO RECEIVE \$360,000 IN PLACE OF THE RECENTLY APPROVED \$240,000 FOR RECONSTRUCTING WEST 30TH AND WEST 31ST STREETS BETWEEN AVENUE US" AND AVENUE uR"; 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 Chair pro tem 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:

NONE

1) ORDINANCES ON FIRST READING:

NONE

VII. REGULAR:

ITEM NO.6

RESOLUTION NO. 50-07 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 WITH THE BOARD OF COUNTY COMMISSIONERS, FOR PALM BEACH COUNTY, FLORIDA, FOR FUNDING IN THE AMOUNT OF \$5,000,000; AUTHORIZING THE INTERIM FINANCE DIRECTOR TO SET UP A BUDGET FOR THE CITY OF RIVIERA BEACH MARINA EXPANSION PROJECT IN THE AMOUNT OF \$5,000,000; 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 Thomas to approve Resolution No. 50-07.

MOTION

Doug Mason, Interim Marina Director, made a presentation outlining the proposed resolution and agreement.

James Williams, 1191 Morse Blvd., made comments in support of the proposed resolution and agreement on behalf of the Waterfront Advisory Board.

Charles Genever, 11840 174th Ct North, made comments in support of the proposed Resolution.

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

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

A discussion ensued amongst the City Council and staff.

Upon a roll call vote by City Clerk Ward, the motion was approved with Chair pro tem Hubbard dissenting.

MOTION APPROVED

ITEM NO.7

RESOLUTION NO. 51-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SUBMISSION OF THE GRANT APPLICATION TO PARTICIPATE IN THE FLORIDA DEPARTMENT OF EDUCATION SUMMER FOOD SERVICE PROGRAM COMMENCING JUNE 04, 2007 THROUGH AUGUST 10, 2007; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY OF RIVIERA BEACH; AND AUTHORIZING THE INTERIM FINANCE DIRECTOR TO SET UP A BUDGET IN THE AMOUNT OF \$40,690 IN THE SUMMER FOOD GRANT FUND (137); 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 Chair pro tem Hubbard to approve Resolution No. 51-07.

MOTION

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

MOTION APPROVED

ITEM NO.8

CONSIDERATION OF APPOINTMENTS FOR BOARD AND LIAISON RESIDENTS.

City Manager Wilkins stated that a list of the boards and the corresponding responsibilities was provided so that the City Council could decide who would be representing the City: North County Intergovernmental Committee - Councilperson Jackson (liason) and Mayor Masters (alternate); Metropolitan Planning Organization (MPO) - Councilperson Thomas and Councilperson Duncombe (alternate); Palm Beach County League of Cities Board Meeting - Councilperson Duncombe; Palm Beach County League of Cities General Membership Meeting - Councilperson Hubbard and Councilperson Lowe (alternate); Palm Beach County School District - Councilperson Thomas and Councilperson Hubbard (alternate); Palm Beach County Beaches and Shores - Councilperson Lowe; North Palm Beach Chamber of Commerce - Councilperson Lowe and Mayor Masters (alternate); Port of Palm Beach - Councilperson Hubbard; Palm Beach County Community Action Program - Councilperson Jackson; Riviera Beach Education Advisory Board - Councilperson Hubbard and Mayor Masters (alternate); Bioscience Land Advisory Board - Councilperson

Duncombe and Councilperson Thomas (alternate); International Plan Amendment Coordinated Review Committee - Councilperson Duncombe and Councilperson Hubbard (alternate); and Riviera Beach Business Council - Councilperson Lowe and Mayor Masters (alternate).

Gerald Ward, 31 W 20th Street, made comments reference the importance of attending the meetings and having a staff person in attendance.

1) BOARD APPOINTMENT:

City Manager Wilkins stated that the mayor appointed George Gaines as the resident member to the Housing Authority Board and requested the council's ratification.

A motion was made by **Chair pro tem Hubbard** and seconded by Councilperson **Thomas** to ratify the mayor's appointment of George Gaines to the Housing Authority Board.

MOTION

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

MOTION APPROVED

2) DISCUSSION BY THE CITY MANAGER:

City Manager Wilkins stated that staff was requesting a Closed Executive Session to discuss six important cases on April 19th at 5:30 p.m. to be held in the Utilities Conference Room.

A motion was made by **Councilperson Duncombe** and seconded by Councilperson **Jackson** to schedule a Closed Executive Session for April 19th at 5:30 p.m.

MOTION

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

MOTION APPROVED

City Manager Wilkins stated that the Port of Palm Beach requested a joint meeting for May 17th, 3:30 p.m. til 5:45 p.m.

A motion was made by Councilperson **Thomas** and seconded by Councilperson **Jackson** to schedule a joint meeting with the Port of Palm Beach for May 17th.

MOTION

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

MOTION APPROVED

City Manager Wilkins stated that Councilperson Jackson was requesting, through staff, that the City Council direct staff to provide information on extending the terms of elected officials from two years to three years.

A motion was made by Councilperson Jackson and seconded by Councilperson Duncombe directing staff to research and provide the City Council with information and to schedule a workshop for discussion.

MOTION

Fane Lozman, Riviera Beach Marina, made comments against extension of elected official terms.

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

MOTION APPROVED

City Manager Wilkins stated that Councilperson Jackson was requesting, through staff, that the council consider having a summer recess session.

A motion was made by Councilperson Jackson and seconded by Councilperson Thomas to consider scheduling a summer recess for the City Council.

MOTION

City Manager Wilkins stated that staff would take suggestions for dates but there would have to be a review of the budget workshop schedule as well as the CRA meetings. He stated that dates would be provided at the next City Council meeting for a final decision.

Upon a roll call vote by City Clerk Ward, the motion was approved with Councilpersons Hubbard and Lowe dissenting.

MOTION APPROVED

VIII. LEGAL DISCUSSION/REQUEST:

NONE

IX. DISCUSSION AND RECOMMENDATIONS:

Councilperson Jackson read a letter into the record from Tony Gigloitti reference water contamination by Solitron. He also commended staff for their efforts in making the festival a success.

Councilperson Duncombe commended staff for their efforts in making the festival a success.

Councilperson Thomas commended staff for their efforts in making the festival a success. He requested information on 950 W 4th Street and complaints against the interim marina director. He also requested that a letter be sent to Mrs. Mahoney reference the zip code assigned to the city being listed as West Palm Beach.

Councilperson Hubbard commended staff for their efforts in making the festival a success. She also requested that a special meeting regarding the results of the Closed Executive Session.

Acting City Attorney Torcivia stated that he would not recommend scheduling a special meeting prior to holding the Closed Executive Session; however a directive could be given to the city manager to place items on the agenda for the next City Council Meeting.

Mayor Masters made comments reference the restoration of voting rights. He announced that two job fairs would be held one for ex-offenders and one for those who are not ex-offenders. He also announced that a meeting was held with Sheriff Bradshaw and Police Chief Williams and a plan was being devised promoting anti-crime/violence initiatives.

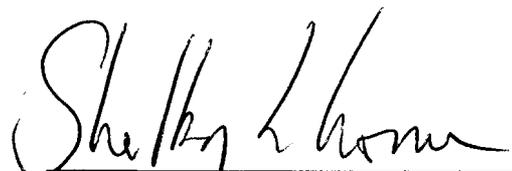
X. ADJOURNMENT

There being no further business, the meeting was duly adjourned at 10:45 p.m.

APPROVED:

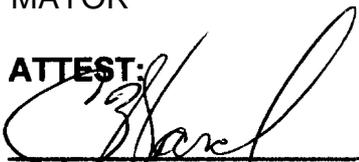


THOMAS A. MASTERS
MAYOR



SHELBY L. LOWE
CHAIRPERSON

ATTEST:



CARIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

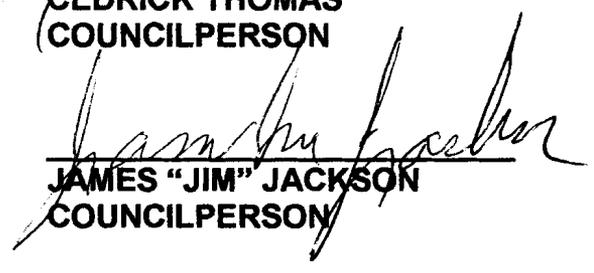


LYNNE L. HUBBARD
CHAIR PRO TEM



NORMA DUNCOMBE
COUNCILPERSON


CEDRICK THOMAS
COUNCILPERSON


JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: L. HUBBARD
SECONDED BY: c. THOMAS

S. LOWE AYE
L. HUBBARD AYE
J. JACKSON AYE
N. DUNCOMBE AYE
C. THOMAS AYE

DATE APPROVED: 05/02/2007