

CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
REGULAR CITY COUNCIL MEETING MINUTES  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, MAY 2, 2007 AT 7:30 P.M.

I. CITY CLERK CALLS TO ORDER:

Roll Call

Chairperson Lowe was present and presided. Upon roll call by Deputy City Clerk Anthony, 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, Deputy City Clerk Claudene Anthony, 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: deleted Item No. 6 - Ordinance referencing Nuisance Abatement; and Item No. 13 - Resolution referencing 117 E 2<sup>nd</sup> Street.

Councilperson Jackson added the following discussions to the agenda: Gang Awareness Week and providing funding for same; increasing the time limit for public comments from 2 minutes to 3 minutes; and opening Barracuda Bay during evening hours for the youth of the community.

Chairperson Lowe added the following under Awards and Presentations: a presentation from Jackie D. Young; a 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.

Chair pro tem Hubbard added the following discussions to the agenda: additional space and staff for the Mayor and City Council; and negotiating legal fees for the case against Dawn Pardo et al.

2) Adoption of Agenda

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

MOTION

Upon a roll call vote by Deputy City Clerk Anthony, the motion was approved with MOTION APPROVED

City Manager Wilkins read an announcement into the record referencing the partial closing of Blue Heron Boulevard for the repair of a sanitary main.

III. AWARDS AND PRESENTATIONS

ITEM NO.1

PRESENT AND WELCOME NEW EMPLOYEES TO THE CITY OF RIVIERA BEACH FOR THE MONTHS OF FEBRUARY AND MARCH, 2007.

Doretha Perry, Human Resources Director, announced the following new employees: Simone Davidson (City Clerk's Office); Markeasha Jefferson (Finance); Gerald Adams (Public Works); Richard Paglino (Public Works); Michael Boney (Fire); Christopher Sanborn (Fire); Michael Holder (Fire); Adam Piasecki (Fire); LaShawn Floyd (Police); Robert Brickous (Police); Obed Colon (Police); Eli Jackson (Police); Worrell Ramsey (Police); Cherline Cornelius (Police); Alexander Smith (Police); John Sullivan (Police); Garron Fields (Police); and Cornelius McGriff (Police).

ITEM NO.2

PRESENTATION BY THE PUBLIC WORKS DIRECTOR VINCENT AKHIMIE ABOUT NATIONAL PUBLIC WORKS WEEK.

Vincent Akhimie, Public Works Director, introduced the supervisors for the various divisions of the Public Works Department. Mr. Akhimie read a proclamation into the record honoring Public Works Week.

Mayor Masters proclaimed the week of May 20<sup>th</sup> as National Public Works Week.

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

Earl Davis, 1001 W 4<sup>th</sup> Street, made comments in reference to citizens providing information on threats they receive. He also made comments regarding cars speeding through the various school zones; enforcement of the noise ordinance; and the installation of sidewalks and decorative street lights in his neighborhood.

Vern Rasmussen, 123 E 29<sup>th</sup> Court, made comments in reference to Radio Frequency Identification (RFID) a new technology that has the ability to track individuals and store their personal information on a mega database.

George Murphy, 1291 Bimini Lane, made comments in reference to a connector box being installed on Bimini Lane by Comcast Cable. He made comments regarding water coming out of the water shut off valve located in the area of Bimini Lane. He also stated that unsightly telephone company apparatuses were located 100' south of Bimini Lane on North Ocean Drive.

**Reneé** Ward, 351 W 19<sup>th</sup> Street, made comments in reference to the 2007 Jazz Festival.

Debra Hall, 1271 W 3<sup>rd</sup> Street, made comments in reference to the 2007 Jazz Festival.

Diana DiMeo, 1030 Powell Drive, read a portion of Resolution 236-04 into the record related to meetings being held with the residents of Singer Island and notification to be provided regarding same by project developers.

Angela Wynn, 400 W 35<sup>th</sup> Street, made comments reference the city addressing the need for an additional electrician in the Public Works Department.

Fane Lozman, Riviera Beach Marina, made comments referencing replacing Asst. City Manager Gloria Shuttlesworth.

Vanessa Lee, 2420 Avenue O, made comments referencing the program Boys, Books, and Basketball which involved boys from the ages of 9 to 13 years of age throughout Palm Beach County. She stated that as a result of decline in reading scores on the FCAT that 15 minutes of reading would be done after basketball practice to assist boys with reading as well as promote comradery amongst the boys of various communities.

George Carter, 251 W 11<sup>th</sup> Street, announced that an open house would be held at the Riviera Beach Maritime Academy on May 19<sup>th</sup>.

Margaret Shepherd, 2003 W 17<sup>th</sup> Court # 104, made comments in reference to the need to address concerns of the community relating to Chairperson Lowe allowing Councilperson Duncombe to ask questions at the last City Council Meeting.

Donald Duncombe, 1357 W 28<sup>th</sup> Street, made comments in reference to the purpose of the referendums that were on the ballot for the 2007 March election.

Chris Travers, teacher of Cardinal Newman, announced that Top Performance Basketball Academy had 60 scholarships available for inner city youths ages 9 to 16 years of age for basketball camp.

Chair pro tem Hubbard amended her motion to include that if the building official finds that a property is an imminent threat to public health/safety, the finding must be brought before the City Council prior to abatement.

AMENDED MOTION

Upon a roll call vote by Deputy City Clerk Anthony, the motion was approved with Councilperson Duncombe out.

MOTION APPROVED

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. ANY PERSON WHO WOULD LIKE TO SPEAK ON AN AGENDA ITEM, PLEASE FILL OUT A PINK PUBLIC COMMENT CARD LOCATED IN THE BACK OF THE COUNCIL CHAMBERS AND GIVE IT TO THE COUNCIL CHAIR OR THE LEGISLATIVE ASSISTANT, PRIOR TO THE BEGINNING OF THE MEETING.**

1) MINUTES:

ITEM NO.3

MINUTES OF THE REGULAR CITY COUNCIL MEETINGS HELD ON APRIL 4, 2007 AND APRIL 18, 2007. **ITEM PULLED FOR DISCUSSION**

The following members of the public made comments:

Fane Lozman, Riviera Beach Marina

A motion was made by Chair pro tem Hubbard and seconded by Councilperson Thomas to approve the minutes from the April 4, 2007 and April 18, 2007 City Council Meetings.

MOTION

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

MOTION APPROVED

RESOLUTIONS:

ITEM NO.4

RESOLUTION NO. 52-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE INTERIM FINANCE DIRECTOR TO MAKE PAYMENT TO KBK ENTERPRISES FOR SERVICES RENDERED JANUARY 20, 2007 THROUGH FEBRUARY 19, 2007 (INVOICE #9) FOR ONE HALF PAYMENT IN

THE AMOUNT OF \$25,436.07 AND FOR SERVICES RENDERED FEBRUARY 20, 2007 THROUGH MARCH 19, 2007 (INVOICE #10) FOR ONE HALF PAYMENT IN THE AMOUNT OF \$22,317.15 FROM ACCOUNT NO. 001-0203-519-1-3106; AND PROVIDING AN EFFECTIVE DATE. **ITEM PULLED FOR DISCUSSION**

Deputy City Clerk Anthony read the aforementioned Resolution into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Thomas to approve Resolution No. 52-07.

MOTION

Chair pro tem Hubbard made comments regarding the backup information provided for payment to KBK Enterprise.

The following members of the public made comments:

Bonnie Larson, W 27<sup>th</sup> Street

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

MOTION APPROVED

ITEM NO.5

RESOLUTION NO. 53-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED BID NO. 14407 AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE SERVICE CONTRACT WITH C.G.C.G. TILE & MARBLE DIST., OF LAKE WORTH, FLORIDA TO PROVIDE TILE INSTALLATION SERVICES AT FIRE STATION 1,2 & 3 IN THE AMOUNT OF \$42,360.66 AND FOR OTHER CITY OF RIVIERA BEACH GOVERNMENT FACILITIES/SITES IN AND AROUND RIVIERA BEACH, FLORIDA ON AN AS-NEEDED BASIS; AND PROVIDING AN EFFECTIVE DATE. **ITEM PULLED FOR DISCUSSION**

Deputy City Clerk Anthony read the aforementioned Resolution into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Thomas to approve Resolution No. 53-07.

MOTION

Chairperson Lowe stated that he wanted to visit each fire station as well as review the work order prior to the vendor providing the services outlined in the contract.

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

MOTION APPROVED

2) PETITIONS AND COMMUNICATIONS FOR FILING:

NONE

END OF CONSENT AGENDA

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

MOTION

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

MOTION APPROVED

VI. PUBLIC HEARINGS:

NONE

1) ORDINANCES ON FIRST READING:

ITEM NO.6

ORDINANCE NO. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 11, ARTICLE V, ENTITLED "PUBLIC NUISANCE ABATEMENT" OF THE CODE OF ORDINANCES OF THE CITY OF RIVIERA BEACH, FLORIDA; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY AND CONFLICT CLAUSE; AND PROVIDING AN EFFECTIVE DATE. ~~ITEM DELETED~~

ITEM NO.7

ORDINANCE NO. 3025 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REPEALING ORDINANCE NO. 3016 WHICH INCREASED THE NUMBER OF YEARS THAT THE CITY COULD LEASE PUBLIC PROPERTY; PROVIDING FOR CONFLICT, SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Anthony read the aforementioned Ordinance into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Thomas approve Ordinance No. 3025 on First Reading.

MOTION

The following members of the public made comments:

William Contole, 1030 Grand Bahama  
Fane Lozman, Riviera Beach Marina  
Ira Clement, 5420 N Ocean Drive  
Elizabeth Wade, 1571 W 13<sup>th</sup> Street

Upon a roll call vote by Deputy City Clerk Anthony, the vote was unanimous.  
MOTION APPROVED

VII. REGULAR:

ITEM NO.8

RESOLUTION NO. 54-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE INTERIM FINANCE DIRECTOR TO SET UP A BUDGET IN THE IMPACT FEE FUND IN THE AMOUNT OF \$35,570; AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT FOR THE PURCHASE OF A FOUR STAGE BREATHING AIR COMPRESSOR SYSTEM FROM UNITED COMPRESSOR INC.; AND AUTHORIZING THE INTERIM FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 303-0920-522-0-6455; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Anthony 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. 54-07.

MOTION

Upon a roll call vote by Deputy City Clerk Anthony, the vote was unanimous.  
MOTION APPROVED

ITEM NO.9

RESOLUTION NO. 55-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN APPLICATION FOR 169 RESORT HOTEL SUITES TO BE LOCATED AT 3200 NORTH OCEAN DRIVE WITH SPECIFIC CONDITIONS; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Anthony read the aforementioned Resolution into the record.

A motion was made by Chair pro tem Hubbard and seconded by Councilperson Thomas to table Resolution No. 55-07.

MOTION TO TABLE

Upon a roll call vote by Deputy City Clerk Anthony, the motion was approved Councilperson Duncombe dissenting.

MOTION APPROVED

ITEM NO. 10

RESOLUTION NO. 56-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,

AUTHORIZING THE RETURN OF THE ECONOMIC DEVELOPMENT TRANSPORTATION FUND GRANT #01/250A TO THE STATE OF FLORIDA OFFICE OF TOURISM, TRADE AND ECONOMIC DEVELOPMENT; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Anthony read the aforementioned Resolution into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Thomas to approve Resolution No. 56-07.

MOTION

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

MOTION APPROVED

ITEM NO. 11

RESOLUTION NO. 57-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDING A CONTRACT AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT WITH PSD SOFTWARE, LLC OF MARIETTA, GEORGIA, FOR INFORMATION TECHNOLOGY MASTER PLAN DEVELOPMENT AND SOFTWARE IMPLEMENTATIONS IN THE AMOUNT OF \$253,270; AUTHORIZING THE CITY MANAGER TO MAKE AND INITIATE CHANGE ORDERS UP TO TEN PERCENT (10%) AND AUTHORIZING THE INTERIM FINANCE DIRECTOR TO APPROPRIATE GENERAL FUND FUND BALANCE IN THE AMOUNT OF \$253,270 AND SET UP BUDGET IN THE INFORMATION SERVICES DIVISION IN THE AMOUNT OF \$253,270; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Anthony read the aforementioned Resolution into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Thomas to table Resolution No. 57-07.

MOTION TO TABLE

Upon a roll call vote by Deputy City Clerk Anthony, the motion was approved with Councilperson Duncombe dissenting.

MOTION APPROVED

ITEM NO. 12

RESOLUTION NO. 58-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A FY 2007 PALM BEACH COUNTY DEVELOPMENT REGIONS GRANT AGREEMENT BETWEEN PALM BEACH COUNTY AND THE CITY OF RIVIERA BEACH FOR FUNDING IN THE AMOUNT OF \$124,000; TRANSFERRING A REQUIRED MATCH OF \$62,000 FROM GENERAL FUND CONTINGENCY ACCOUNT NO. 001-0203-519-0-5999; AUTHORIZING THE INTERIM FINANCE DIRECTOR TO

SET UP A BUDGET FOR THE GRANT FUND (140) IN THE AMOUNT OF \$186,000; AUTHORIZING STAFF TO SUBSEQUENTLY NEGOTIATE AND FINALIZE SUB-GRANTEE AGREEMENTS WITH SAID BUSINESSES TO PERFORM ECONOMIC DEVELOPMENT BUSINESS PROJECTS; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Anthony read the aforementioned Resolution into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Thomas to table Resolution No. 58-07.

MOTION TO TABLE

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

MOTION APPROVED

ITEM NO. 13

RESOLUTION NO. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE INTERIM FINANCE DIRECTOR TO TRANSFER FUNDS FROM THE GENERAL FUND CONTINGENCY ACCOUNT NO. 001-0203-519-0-5999 IN THE AMOUNT OF \$54,000 TO THE GENERAL ADMINISTRATION OTHER THAN BUILDING CAPITAL IMPROVEMENT ACCOUNT NO. 001-0203-519-0-6351 FOR THE RELOCATION AND PLACEMENT OF A HISTORICAL STRUCTURE PRESENTLY LOCATED AT 117 E. 21<sup>ST</sup> STREET TO BICENTENNIAL PARK AND; PROVIDING AN EFFECTIVE DATE.

~~ITEM DELETED~~

ITEM NO. 14

FINANCE DIRECTOR'S SEMI-ANNUAL FINANCIAL REPORT.

~~ITEM DELETED~~

1) BOARD APPOINTMENT:

NONE

2) DISCUSSION BY THE CITY MANAGER:

City Manager Wilkins requested that a workshop be scheduled for May 10<sup>th</sup> at 1 o'clock to discuss the financial budget and capital projects.

There was a consensus of the City Council to schedule a workshop for May 10<sup>th</sup> at 1 o'clock.

VIII. LEGAL DISCUSSION/REQUEST:

NONE

IX. DISCUSSION AND RECOMMENDATIONS:

Councilperson Jackson requested that his concerns regarding Gang Awareness Week, changing the time limit for public comments, and the opening of Barracuda Bay be placed on the agenda for the next City Council Meeting.

City Manager Wilkins confirmed that the items would be placed on the agenda for the next City Council Meeting.

Councilperson Thomas stated that the City Council did not influence nor make recommendations to the City Manager as it related to employment.

Chair pro tem Hubbard requested that community meetings be scheduled to discuss the proposed plans for 3200 N Ocean Drive. She also requested that sessions be held with each City Councilperson addressing the benefits of the PSD software. Chair pro tem Hubbard recommended that negotiations be held with the attorneys for the case regarding City of Riviera Beach vs. Pardo, et al for legal fees.

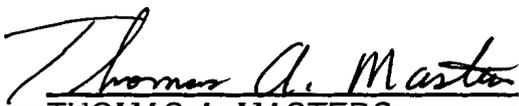
Mayor Masters provided a report on the meetings held in Jacksonville regarding their juvenile curfew guidelines and enforcement. He stated that a job fair for ex-offenders would be held May 22<sup>nd</sup> and a job fair would be held for those without a troubled background on June 5<sup>th</sup>. Mayor Masters stated that he supported the efforts of the Youth Recreation Association to save the children of the community. He announced that the Mayor's office would be opened to listen to the concerns of the community on Tuesday evenings, 5:00 p.m. until 8:00 p.m. He also stated that the City of Jacksonville started their meetings at 5:00 and hoped that the City Council would consider doing same.

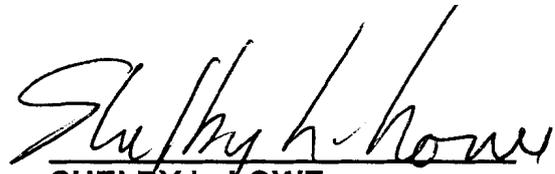
Chairperson Lowe stated that the City Council would be implementing committees to do the following: review the City's charter; review departmental performance; and review the special events. He also announced the passing of Mrs. Ethel Reid, volunteer for the City's Citizen On Patrol program.

X. ADJOURNMENT

There being no further business the meeting was duly adjourned at 10:03 p.m.

APPROVED:

  
THOMAS A. MASTERS  
MAYOR

  
SHELBY L. LOWE  
CHAIRPERSON

ATTEST:



CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK



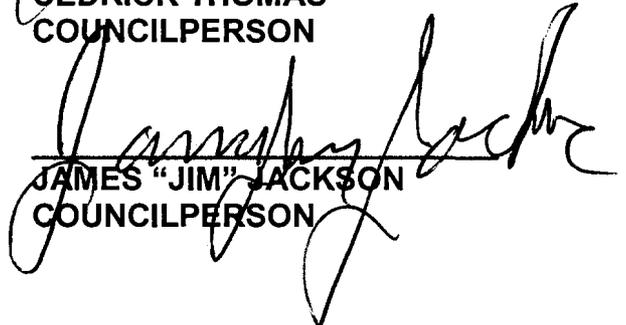
LYNNE L. HUBBARD  
C PROTEM



NORMA DUNCOMBE  
COUNCILPERSON



CEDRICK THOMAS  
COUNCILPERSON



JAMES "JIM" JACKSON  
COUNCILPERSON

MOTIONED BY: J. Jackson  
SECONDED BY: L. Hubbard

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

DATE APPROVED: 06/06/2007