

CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
REGULAR CITY COUNCIL MEETING MINUTES  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, MARCH 15, 2006 AT 7:30 P.M.

1. CITY CLERK CALLS TO ORDER:

Roll Call

Chairperson Wade was present and presided. Upon roll call by City Clerk Ward, the following were present: Mayor Michael D. Brown, Chair Pro Tern Ann lies, Councilperson Judy L. Davis, and Councilperson Edward Rodgers. Also present were City Manager William E. Wilkins, City Clerk Carrie E. Ward, Master Municipal Clerk, and City Attorney Pamala Hanna Ryan.

Councilperson Lee was tardy.

Invocation & Pledge of Allegiance

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

2. CITY CLERK SWEARS IN NEWLY ELECTED COUNCILPERSONS & PRESENTS OATH OF OFFICE, ELECTION CERTIFICATE, RIVIERA BEACH CODE OF ORDINANCES, CITY CHARTER, GUIDE TO THE SUNSHINE AMENDMENT AND CODE OF ETHICS FOR PUBLIC OFFICERS, & FLORIDA MUNICIPAL OFFICIAL'S MANUAL TO: **ITEM DELETED**

A. Council District 2

B. Council District 4

3. CITY CLERK REQUESTS NOMINATIONS FOR CITY COUNCIL CHAIR  
**ITEM DELETED**

4. CHAIR REQUESTS NOMINATIONS FOR CHAIR PRO-TEM  
**ITEM DELETED**

5. MAYOR AND CITY COUNCIL COMMENTS AND REMARKS  
**ITEM DELETED**

6. AGENDA APPROVAL:

7. ADDITIONS, DELETIONS AND SUBSTITUTIONS

City Clerk Ward stated that Item 2 through 5 was deleted because the swearing in of the newly elected City Councilperson District 2 (Norma Duncombe) and District 4 (James "Jim" Jackson) respectively would be done at the next regular City Council Meeting. She proceeded to cite sections 101.043, and 101.048 of the F.S. relating to provisional ballots. Ms Ward stated as a result of the Tuesday elections, provisional ballots were processed, this act necessitates review of ballots by the Canvassing Board and that it met 9 a.m. on Wednesday. She further stated the results of the provisional ballots as being rejected as to legal sufficiency based on the following findings: two ballots were received wherein the voting status of the voters was cancelled because they were registered in another city; two ballots were received wherein the residents failed to sign their ballots; and two ballots were received wherein the residents voted in the wrong precinct. She stated that although these ballots would not be counted, toward any candidate; however, due process was required. She then stated that a certified copy of the election results would be provided by the Supervisor of Elections no later than Monday and she would then certify election results to the Riviera Beach Canvassing Board for adoption at the next rescheduled Canvassing Board Meeting, April 5<sup>th</sup> at 7 p.m. after which the newly elected official for City Council District 2 and District 4 respectively would be sworn in.

City Manager Wilkins stated that additional backup was provided for Item No. 5B - Presentation and Item No. 18G. He also deleted Item No. 18D - Resolution regarding creating a position in the Utility District.

8. ADOPTION OF THE AGENDA

A motion was made by Councilperson Davis and seconded by Chair pro tem lies to approve the agenda as amended.

MOTION

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

MOTION APPROVED

9. UNFINISHED BUSINESS

NONE

10. AWARDS AND PRESENTATIONS

A. PRESENT AND WELCOME NEW EMPLOYEES OF THE CITY OF RIVIERA BEACH FOR THE MONTH OF FEBRUARY, 2006.

Doretha Perry, Human Resources Director, presented the following new employees for the month of February: Charles Cheeseman (Police), Delroy Burgess (Police), Mark Reuter (Fire), and Suzanne Dailey (Police).

B. PRESENTATION TO MAJESTIC HOMES, IDEAL ROOFING AND HOME DÉCOR FOR THEIR PARTICIPATION WITH EXTREME MAKEOVER HOME EDITION PROJECT.

Chairperson Wade presented the following contractors, subcontractors, and employees with a Certificate of Appreciation for their participation in the Extreme Makeover Home Edition Project: Majestic Homes & Realty, Ideal Roofing, Jade Home Decor, Waste Management, Inc., I.B. Limited & Associates, Grapeseekers Video & Graphics, Superior Walls by Weaver Precast of Florida, Quality Concrete General Contractor, Inc., Chick-fil-a, Carmines, Upscale Events by Mosaic, County Commissioner Addie Greene, Deputy County Administrator Verdenia Baker, Florida Power & Light, McCray's Barbeque, Chief of Staff Rose Anne Brown, Fire Chief Troy Perry, Assistant Chief of Police David Harris, Assistant Chief of Police Danny Jones, Lieutenant Joe Lockhart, Parks & Recreation Director John Williams, Interim Public Works Director Alan Winn, Code Enforcement Supervisor Walter Freeman, City Engineer Lal Samadi, Assistant Building Official Gil Vetter, Principal Planner Scott Evans, Inspectors Warren Deloach and Michael Wells, Media Specialist Michael Hudson, and Administrative Assistant Dorothy Mitchell.

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

Cathy Curry, 3106 Avenue H West, made comments regarding the problems she was having with the traffic created by activities surrounding Suncoast band.

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.**

12. MINUTES

MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD ON MARCH 1, 2006.

13. RESOLUTIONS:

NONE

END OF CONSENT AGENDA

A motion was made by Chair pro tem lies and seconded by Councilperson Davis to approve the Consent Agenda.

MOTION

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

MOTION APPROVED

14. PETITIONS AND COMMUNICATIONS FOR FILING

NONE

15. PUBLIC HEARINGS:

NONE

16. ORDINANCES ON SECOND READING

- A. ORDINANCE NO. 3004 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 14-72 (DEFINITIONS) OF ARTICLE IV., CHAPTER 14, OF THE CITY'S CODE OF ORDINANCES RELATING TO THE POLICE OFFICERS' PENSION PLAN TO PROVIDE FOR THE DELETION OF THE EXPIRED SPECIFIC RETIREMENT INCENTIVE RELATING TO ACCRUED UNUSED VACATION AND/OR SICK LEAVE; 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 March 5, 2006 edition of the Palm Beach Post.

A motion was made by Chair pro tern lies and seconded by Councilperson Davis to adopt Ordinance No. 3004.

MOTION

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

MOTION APPROVED

- B. ORDINANCE NO. 3005 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ASSIGNING A MEDIUM DENSITY MULTI-FAMILY RESIDENTIAL (UP TO 15 UNITS PER ACRE) FUTURE LAND USE MAP DESIGNATION FOR 7.1 ACRES LOCATED ON THE SOUTH SIDE OF LEO LANE ADJACENT TO INTERSTATE 95; DIRECTING THE DIRECTOR OF COMMUNITY DEVELOPMENT TO UPDATE THE CITY OF RIVIERA BEACH FUTURE LAND USE MAP; PROVIDING FOR SEVERABILITY 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 March 5, 2006 edition of the Palm Beach Post.

A motion was made by Chair pro tern lies and seconded by Councilperson Lee to adopt Ordinance No. 3005.

MOTION

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

MOTION APPROVED

- C. ORDINANCE NO. 3006 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 LOW DENSITY MULTIPLE FAMILY RESIDENTIAL DWELLING DISTRICT (RML-12) TO 7.1 ACRES LOCATED ON THE SOUTH SIDE OF LEO LANE ADJACENT TO INTERSTATE 95; DIRECTING THE DIRECTOR OF COMMUNITY DEVELOPMENT TO UPDATE THE CITY OF RIVIERA BEACH ZONING MAP; PROVIDING FOR SEVERABILITY 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 March 5, 2006 edition of the Palm Beach Post.

A motion was made by Councilperson Lee and seconded by Chair pro tern lies to adopt Ordinance No. 3006.

MOTION

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

MOTION APPROVED

17. ORDINANCES ON FIRST READING

NONE

18. REGULAR

- A. RESOLUTION NO. 31-06 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 DOCKAGE SPACE AGREEMENT WITH RIVIERA BEACH ENTERTAINMENT, LLC; 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 Lee to approve Resolution No. 31-06.

MOTION

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

MOTION APPROVED

- B. RESOLUTION NO. 32-06 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'S SUMMER FOOD SERVICE PROGRAM COMMENCING JUNE 5, 2006 THROUGH AUGUST 4, 2006; AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET IN THE AMOUNT OF \$48,668 IN THE SUMMER FOOD GRANT FUND (137); AUTHORIZING SELECTION AND AWARD OF VENDOR'S BID TO SUPPLY MEALS FOR THE SUMMER FOOD SERVICE PROGRAM; 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 Lee to approve Resolution No. 32-06.

MOTION

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

MOTION APPROVED

- C. RESOLUTION NO. 33-06 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,

AUTHORIZING THE PURCHASE OF FOUR FORD F250 PICKUP TRUCKS BY PIGGYBACKING OFF FLORIDA SHERIFFS ASSOCIATION CONTRACT NUMBER 04-12-0823 IN THE AMOUNT OF \$97,200; AND AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER THIS AMOUNT FROM THE REMAINING BALANCE OF THE \$250,000 PREVIOUSLY APPROVED FOR VEHICLE ACQUISITION-CAPITAL IMPROVEMENT ACCOUNT NO. 303-1232-572-6451 TO ACCOUNT NO. 303-1234-572-6451 AND MAKE PAYMENT TO MIKE DAVIDSON FORD OF JACKSONVILLE, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Lee and seconded by Councilperson Davis to approve Resolution No. 33-06.

MOTION

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

MOTION APPROVED

D. RESOLUTION NO. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE ADDITION OF ONE CLASSIFIED POSITION TITLED ENGINEERING TECHNICIAN, SENIOR AS REQUESTED BY THE UTILITY DISTRICT; AND PROVIDING AN EFFECTIVE DATE. ~~ITEM DELETED~~

E. RESOLUTION NO. 34-06 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING WORK ORDER NUMBER 5 FOR THE COMPLETION OF CONSTRUCTION DRAWINGS FOR THE RENOVATION OF GEORGE STREET PARK AND FURTHER AUTHORIZING PAYMENT TO OCAMPO & ASSOCIATES FOR THESE PROFESSIONAL SERVICES IN THE AMOUNT OF \$52,000 BY APPROPRIATING SAID FEES FROM THE PARKS AND RECREATION IMPACT FEES ACCOUNT; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair pro tem lies and seconded by Councilperson Davis to approve Resolution No. 34-06.

MOTION

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

MOTION APPROVED

F. RESOLUTION NO. 35-06 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,

AUTHORIZING WORK ORDER NUMBER NO.4 FOR THE COMPLETION OF CONSTRUCTION DRAWING FOR THE EXTERNAL ELEMENTS OF THE DAN CALLOWAY (TATE) RECREATION CENTER AND FURTHER AUTHORIZING PAYMENT TO OCAMPO & ASSOCIATES FOR THESE PROFESSIONAL SERVICES IN THE AMOUNT OF \$101,000 BY APPROPRIATING SAID FEES FROM THE PARKS AND RECREATION IMPACT FEE ACCOUNT; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Lee and seconded by Chair pro tern lies to approve Resolution No. 35-06.

MOTION

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

MOTION APPROVED

- G. RESOLUTION NO. 36-06 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE STAFF TO SUBMIT PALM BEACH COUNTY DEVELOPMENT REGIONS GRANT APPLICATIONS FOR STINSON INDUSTRIES, INC. AND VENTURE MARINE, INC. IN THE AMOUNTS OF \$42,394 AND \$50,000 WITH REQUIRED MATCHING FUNDS FROM THE CITY IN THE AMOUNTS OF \$21,197 AND \$25,000, RESPECTIVELY; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair pro tern lies and seconded by Councilperson Lee to approve Resolution No. 36-06.

MOTION

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

MOTION APPROVED

19. LEGAL DISCUSSION/REQUESTS

NONE

20. REQUEST TO CITY COUNCIL AND RECOMMENDATIONS OR DISCUSSIONS FROM THE MAYOR & CITY COUNCIL

Councilperson Lee expressed words of appreciation to Councilperson Davis. She then requested the status of the Charter Review Committee procedures; the assistance the city is currently providing to employees for purchasing a home.

She then expressed words of appreciation to the staff members that helped her event on March 11<sup>th</sup> to be a success.

City Manager Wilkins replied that a memo was provided to the Mayor and City Council at the last meeting by City Clerk Ward advising of the status on the procedures for the Charter Review Committee and that as soon as she completed the election process she would proceed with a procedure and provide it to the Council for the next regular scheduled meeting.

Councilperson Davis made comments regarding residents contacting her about their water meter. She also requested an update on Sugar hill Cemetery.

Judith Thomas, Planning and Zoning Administrator, gave an update on the Sugar hill Cemetery.

Councilperson Davis expressed words of appreciation to those who supported her during the election.

Chair pro tern lies stated that she would submit a written report on the conference she attended. She stated that there were a number of issues that needed to be closely reviewed because they affected local municipalities.

Mayor Brown made comments regarding a memo provided to the Mayor and City Council referenced efforts by Commissioner Marcus initiating an amendment to the County's comprehensive plan which would affect the city's redevelopment plan.

Councilperson Rodgers expressed words of appreciation to the residents for their support during his tenure as City Council.

21. ADJOURNMENT

There being no further business, the meeting was duly adjourned at 9:25 p.m.

APPROVED:

  
\_\_\_\_\_  
MICHAEL DOBROWN  
MAYOR

  
\_\_\_\_\_  
VANESSA LEE  
COUNCILPERSON

ATTEST:

*C. E. Ward*  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

*Norma Duncombe*  
NORMA DUNCOMBE  
COUNCILPERSON

*Elizabeth "Liz" Wade*  
ELIZABETH "LIZ" WADE  
COUNCILPERSON

*James "Jim" Jackson*  
JAMES "JIM" JACKSON  
COUNCILPERSON

*Ann Iles*  
ANN ILES  
COUNCILPERSON

MOTIONED BY: E. Wade  
SECONDED BY: V. Lee

V. LEE                    aye  
E. WADE                aye  
A. ILES                   aye  
N. DUNCOMBE         aye  
J. JACKSON             aye

DATE APPROVED: 04/01/06