

CITY OF RIVIERA BEACH
PALM BEACH COUNN, FLORIDA
REGULAR **CITY** COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, APRIL 20, 2005 AT 7:30 P.M.

1. C I N CLERK CALLS TO ORDER:

1. Roll Call

Chairperson Wade was present and presided. Upon roll call by City Clerk Ward, the following were present: Chair Pro Tem Ann Iles, Councilperson Vanessa Lee, and Councilperson Judy L. Davis. Also present were City Manager William E. Wilkins, City Clerk Carrie E. Ward, MMC, and City Attorney Pamala Hanna Ryan.

Councilperson Schnyer was absent.

2. **Invocation/Pledge** of Allegiance

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

2. ADDITIONS, DELETIONS AND SUBSTITUTIONS

City Manager Wilkins made the following revisions to the agenda: added Item No. 13 F – meeting scheduling.

3. ADOPTION OF THE AGENDA

A motion was made by Councilperson Davis and seconded by Chair Pro **Tem Iles** to adopt the agenda as amended.

MOTION

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

MOTION APPROVED

4. UNFINISHED BUSINESS

NONE

5. AWARDS AND PRESENTATIONS

A. PRESENTATION OF AWARDS FOR DR. MARTIN LUTHER KING, JR. 2005 CELEBRATION.

Fire Chief Perry presented the following winners for the Dr. Martin Luther King, Jr. Parade:

Marching Bands: 1st Place – Suncoast Community High School; 2nd Place – JFK Middle School; 3rd Place – Roosevelt Middle School
Walking Groups: 1st Place – Bahamas Junkanoo Band; 2nd Place – FBI: Kids & Dream Team; 3rd Place – Inlet Grove Community High School
Cars: 1st Place – Hilltop Missionary Baptist Church; 2nd Place – Alpha Kappa Alpha Sorority; 3rd Place – Eta Phi Beta Sorority
Trucks, Vans, **SUV's**: 1st Place – Vanessa Lee; 2nd Place – Mrs. O's Twirlettes; 3rd Place – Bibleway Missionary Baptist Church
Floats: 1st Place – New Life Missionary Baptist Church; 2nd Place – Jay Outreach Ministry

He also gave recognition to the judges: Cynthia Morrow, Peter Doben (Channel 25), Naomi Belk, Carolyn Bradden, and Lou Ella Jordan; parade announcer: Mark McCrazy (Infinity Radio); and the steering committee: Aaron Fields, RoseAnne Brown, Jeffrey Williams, LaTasha Haywood, Glendora Williams, Boone Darden, Linda Phillips, Joe Lockhart, Tawanna Smith, Don Jacobovitz, City Manager Wilkins, Donald Wilson, George Carter, Anne Sutton, Doretha Perry, and Natalie Moore.

D. PRESENT AND WELCOME NEW EMPLOYEES OF THE CITY OF RIVIERA BEACH FOR THE MONTH OF MARCH, 2005.

Doretha Perry, Human Resources Director, presented the following new employees: Terry Thomas (Marina), Ricardo Griffin (Recreation and Parks), and Janeiro Coulter (Civil Drug Court).

D. RECOGNITION OF INDIVIDUALS AND ORGANIZATIONS RESPONSIBLE FOR THE SUCCESS OF THE 4TH ANNUAL NEALIA MAE CUNNINGHAM DAY CELEBRATION.

Mayor Brown recognized the supporters of the 4th Annual Nealia Mae Cunningham Day Celebration. Special recognition was given to the following: George Carter (Marina Director), Aladia Franks (Riviera Beach Parks and Recreation), Cecil King (Cheney Brothers), Palm Beach County Parks and Recreation Department, Lori Baer (Port of Palm Beach), Terry Hicks (PBC Parks and Recreation), Master Sergeant Lawrence Patterson (Palm Beach Gardens High School), Captain Bill Rose (Spirit of West Palm Beach), Scott Vandegrift (J. E. McAmis, Inc.), and the ROTC students from Palm Beach Gardens High School. Special thanks to Sandra Paulette.

6. COMMENTS FROM THE PUBLIC –Non Agenda Item Speakers (Two Minute Limitation)

Mimi Honce, 2525 Lake Dr #511, made comments regarding the need to upgrade the existing library.

Margaret Shepherd, 2003 W 17th Ct #104, made comments regarding the need to upgrade the existing library; she then presented the mayor and City Council with t-shirts.

Monty Greene, 390 W 36th St, made comments regarding the need to upgrade the existing library.

David Woodside, 2641 W 28th St, stated that the concern he was going to address with Council was taken care of prior to convening of the meeting by staff.

Herman **McCray**, 2315 Avenue S, made comments regarding the need for a workshop to discuss the school board's proposal, prayer being held at the City Council Meetings, and extending public comments to 3 minutes in line with the school board and county meetings. He also made comments on information residents are receiving regarding eminent domain.

The following residents commented on a letter received from the school board on having an appraisal done on their property and a meeting that would be held on Monday at 6:30 p.m.: Terri Mitchell, 1682 W 17th St; Alesheia Redden, 1671 W 17th St; Christopher Daniels, 1671 W 17th St; and Shelly Forrester.

Chairperson Wade requested that residents provide a copy of the information they received in the mail. She also made comments regarding telephone calls received by some of the residents regarding the City taking their property.

Mayor Brown addressed the concerns of the residents regarding the school board's proposal and the telephone calls regarding eminent domain.

Chair Pro Tem **Iles** stated that residents are receiving letters and she requested that a copy of the letter be provided so that the content of the letter could be reviewed and determine the source of the dissemination.

Deborah Mitchell, 400 W 33rd St, made comments regarding illegal activity in her neighborhood.

Margaret Shepherd, 2003 W 17th Ct #104, made comments regarding an article that appeared the newspaper.

Fred Dioguardi, 1295 Singer Dr, made comments regarding drainage in Yacht Harbor Manor.

Earl Davis, 1001 W 4th St, made comments regarding derelict homes, lots, and street and sidewalk conditions within his neighborhood.

Randy Graham, 1516 W 30th St, made comments regarding an article that appeared in the newspaper and the community unity rally.

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.

7. MINUTES

MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD ON APRIL 6, 2005.

8. RESOLUTIONS:

- A. RESOLUTION NO. 71-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA BEACH**, PALM BEACH COUNTY, FLORIDA, INCREASING THE POLICE DEPARTMENT'S 2004-2005 BUDGET BY ADDING AN ADDITIONAL CLASSIFIED POLICE **AIDE** POSITION; AND PROVIDING AN EFFECTIVE DATE.
- B. RESOLUTION NO. 72-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA BEACH**, PALM BEACH COUNTY, FLORIDA, AUTHORIZING STAFF TO SUBMIT AN APPLICATION TO THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR YEAR 2005 TRANSPORTATION ENHANCEMENT FUNDS IN THE AMOUNT OF \$500,000 **WITH** \$500,000 MATCH FROM THE CITY FOR A TOTAL OF \$1,000,000; AND PROVIDING AN EFFECTIVE DATE. ITEM PULLED BY CHAIRPERSON WADE

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair Pro Tem **Iles** and seconded by Councilperson Davis to approve Resolution No. 72-05.

MOTION

Fred Jolowski, **1220** Morse Blvd., made comments regarding a workshop to be held Friday regarding the beautification of **A1A** in Riviera Beach.

Mary **McKinney**, Community Development Director, stated staff was in the processing stage for the workshop; however, the public would be noticed.

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

MOTION APPROVED

- C. RESOLUTION NO. 73-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN APPLICATION FROM PALM BEACH RV FOR PROPERTY LOCATED ON THE WEST **SIDE** OF MILITARY TRAIL, NORTH OF **45TH** STREET IN THE **NORTHFIELD** PLAZA; AND PROVIDING AN EFFECTIVE DATE.
- D. RESOLUTION NO. 74-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO PALM BEACH COUNTY FOR THE REIMBURSEMENT OF EXPENSES RELATING TO THE FISCAL YEAR **2005 JAZZ** AND BLUES FESTIVAL; AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE REIMBURSEMENT AGREEMENT. ITEM PULLED **BY COUNCIL'S** DIRECTIVE

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Davis and seconded by Chair Pro Tem **Iles** to approve Resolution No. 74-05.

MOTION

City Manager Wilkins stated that the item was pulled because revisions had been made to the agreement as a result of a discussion held between him and the City attorney. He stated that staff was requesting that the resolution be approved provided that the county agree to the changes made by staff.

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

MOTION APPROVED

END OF CONSENT AGENDA

A motion was made by Councilperson Davis and seconded by Chair Pro **Tem Iles** to approve the Consent Agenda as amended.

MOTION

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

MOTION APPROVED

9. PETITIONS AND COMMUNICATIONS FOR FILING

10. PUBLIC HEARINGS

NONE

11. ORDINANCES ON SECOND READING

NONE

12. ORDINANCES ON FIRST READING

NONE

13. REGULAR

- A. RESOLUTION NO. 75-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, INCREASING PALM BEACH EMERGENCY MANAGEMENT BUDGET ACCOUNT NO. **124-00-334293** TO EXPENDITURE ACCOUNT NO. **124-0819-521-0-6454** TO PURCHASE FURNITURE FOR THE COMMUNICATIONS SECTION IN THE AMOUNT OF **\$86,000**; AUTHORIZING **THIS** PURCHASE FROM **WRIGHT-LINE CORP.**; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record

A motion was made by Chair Pro **Tem Iles** and seconded by Councilperson Davis to approve Resolution No. 75-05.

MOTION

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

MOTION APPROVED

- B. RESOLUTION NO. 76-05 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 LOCAL AGENCY PROGRAM AGREEMENT **WITH** THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR RECEIVING FUNDS FOR INSTALLATION OF LANDSCAPING AND IRRIGATION ON OLD **DIXIE** HIGHWAY IN THE

AMOUNT OF **\$500,000** WITH **\$250,000** MATCH FROM THE CITY FOR A TOTAL OF **\$750,000**; AND PROVIDING AN EFFECTIVE DATE. ITEM PULLED BY CHAIRPERSON WADE

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Davis and seconded by Chair Pro Tern **iles** to approve Resolution No. 76-05.

MOTION

Councilperson Davis inquired whether or not the City had an agreement with the county, the Port of Palm Beach, and FEC Railroad regarding beautifying and maintaining the road.

Staff stated currently the City was in the processing stages for this project.

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

MOTION APPROVED

- C. RESOLUTION NO. 77-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNN, FLORIDA, APPROVING AN **INTERLOCAL** AGREEMENT BETWEEN PALM BEACH COUNTY AND THE CITY OF RIVIERA BEACH FOR PARTICIPATION IN THE URBAN COUNTY PROGRAM FOR FISCAL YEARS **2006** THRU **2008** IN ORDER TO RECEIVE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME FUNDS; AUTHORIZING THE MAYOR AND CITY CLERK TO **SIGN** THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair Pro Tern **iles** and seconded by Councilperson Davis to approve Resolution No. 77-05.

MOTION

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

MOTION APPROVED

- D. RESOLUTION NO. 78-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND **U.S.** DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ACCEPTING GRANT FUNDS FROM FY **2003** EDI-SPECIAL PROJECT GRANT IN THE AMOUNT OF **\$201,184**; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AND AUTHORIZING THE FINANCE

DIRECTOR TO SET UP A BUDGET FOR SAME; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair Pro Tern Iles and seconded by Councilperson Davis to approve Resolution No. 78-05.

MOTION

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

MOTION APPROVED

E. DISCUSSION: **CITY COUNCIL COMMITTEE ASSIGNMENTS.**

A motion was made by Chair Pro Tern Iles and seconded by Councilperson Lee assigning the following Councilperson(s) to each board/committee. North County Intergovernmental Committee – Chair Pro Tern Iles; Metropolitan Planning Organization – Chairperson Wade and Chair Pro Tern Iles (alternate); Palm Beach County League of Cities Chairperson Wade (board member) and Chair Pro Tern Iles (league member); Palm Beach County School District – Councilperson Davis and Councilperson Lee (alternate); Beaches and Shores Committee – Councilperson Schnyer and Chair Pro Tern Iles (alternate); North Palm Beach Chamber of Commerce – Chair Pro Tern Iles and Chairperson Wade (alternate); Port of Palm Beach – Chairperson Wade (liaison); Lake Worth Lagoon Committee Council person Schnyer and Chair Pro Tern Iles (alternate); and Education Advisory Board – Councilperson Davis and Councilperson Lee (alternate).

MOTION

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

MOTION APPROVED

F. COORDINATION OF SCHEDULED EVENTS – **ITEM ADDED TO** AGENDA

There was a consensus of the City Council to cancel the June 1st City Council Meeting and the May 30th Agenda Review; to move the Agenda Review from July 4th to July 5th; to schedule a City Council Workshop regarding aquatic center rates May 4th at 6:00 p.m. and Special City Council Meeting regarding capital projects May 12th at 7:00 p.m., to schedule the Mayor/City Council Retreat May 20-21st 6:00 pm and 8:00 a.m. at the Coast Guard Station located on Peanut Island; and that budget workshops would start at 5:30 p.m. on the scheduled dates.

City Manager Wilkins stated that the mayor would not be available August 1st–7th and the Florida League of Cities Annual Conference would be held August

18th – 20th. He also stated that two workshops would be scheduled regarding the school board's proposal.

14. **LEGAL DISCUSSION/REQUESTS**

NONE

15. **RI TO CITY COUNCIL AND RECOMMENDA OR**
DI FROM THE MAYOR & CITY COUNC

Chair Pro Tern Iles referred a complaint, to the City Manager, submitted by a student regarding trash on the side of road where she walks to the bus stop. She also expressed words of thanks to the staff that was responsible for securing the area near her home where a fire hydrant was ran over.

Councilperson Davis stated that the policy regarding distribution of funds received from developers needed to be reviewed. She then requested a directive from the Council designating one of them to do the summative of the City Manager's evaluation. She also inquired about the status for the appreciation being shown to the sponsors of the Jazz and Blues Festival.

There was a consensus of the City Council to designate Chairperson Wade to do the summative of the City Manager's evaluation, and report.

A motion was made by **Councilperson Davis** directing the City Manager to have the purchasing director advertise in the form of an RFP for a professional event coordinator and to set up a budget for same. Seconded by **Chair Pro Tern Iles.**
MOTION

Councilperson Davis expressed her concern of having a staff person.

Chairperson Wade expressed her concern of having a staff person.

Chair Pro Tern Iles expressed her concern having a staff person,

Consensus of the City Council directed the City Manager to provide information on hiring a staffed event coordinator versus hiring an outside firm to provide the same services.

Councilperson Davis withdrew her motion directing the City Manager to have the purchasing director advertise in the form of an RFP for a professional event coordinator and to set up a budget for same.

MOTION WITHDRAWN

Chairperson Wade requested that the City Council and the seated staff submit their idea on how the seating arrangement should be on the dais; and that she and the City Clerk would proceed.

City Manager Wilkins stated that the City has been approached by a group that would like to put on a welcoming parade for those who have returned from the war.

There was a consensus of the City Council directing the City Manager to proceed with the event and directed him to contact neighboring cities and the county regarding sharing the cost.

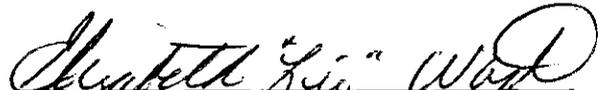
16. ADJOURNMENT

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

APPROVED:

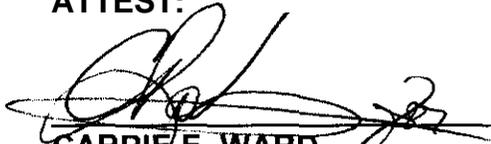


MICHAEL D. BROWN
MAYOR



ELIZABETH "LIZ" WADE
CHAIRPERSON

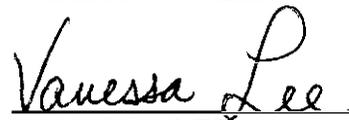
ATTEST:



CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



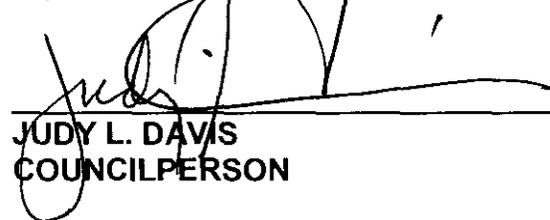
ANN ILES
CHAIR PRO TEM



VANESSA LEE
COUNCILPERSON

resigned

DAVID G. SCHNYER
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON

MOTIONED BY: J. Davis
SECONDED BY: V. Lee

D. SCHNYER resigned
A. ILES aye
V. LEE aye
J. DAVIS aye
E. WADE out

DATE APPROVED: 05/04/05