

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, JULY 6, 2005 AT 7:30 P.M.**

1. CITY CLERK CALLS TO ORDER:

1. 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 Tem Ann Iles, Councilperson Vanessa Lee, 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.

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: provided revised Resolution for Item No. 8D – Resolution regarding decorative street lights; additional backup provided for Item No. 13A – Resolution regarding the Amrit Resort Project; Item No. 13C – Resolution regarding Sugar Hill Cemetery; backup provided for Item No. 13D – marketing plan for the Riviera Beach Business Council; and added Item No. 13F – discussion regarding Viking Yacht.

Councilperson Davis added discussion on the summative for the City Manager's evaluation.

Councilperson Rodgers added a status report on the housing program.

City Manager Wilkins stated that staff spoke with Ms. Jenkins and that she would be making a presentation at the next City Council Meeting.

3. ADOPTION OF THE AGENDA

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

MOTION

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

MOTION APPROVED

4. UNFINISHED BUSINESS

NONE

5. AWARDS AND PRESENTATIONS

A. STATUS REPORT BY **FP&L** ON DELAYS IN THE CONSTRUCTION OF THE LAKE SHORE DRIVE **LIFT** STATION.

Rob Macon, **FP&L** representative, gave a status report on the construction delay for the Lake Shore Drive Lift Station.

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

Herman **McCray**, 2315 Avenue S, made comments regarding funding for youth summer employment and employment for those who have been incarcerated.

David Davis, 1113 W 26th Court, inquired about the availability of lots for the City's Infill Housing Program.

City Manager Wilkins stated that the lots are spread throughout the city and that all are not build-able or available at this time.

Jim Jackson, 1250 Sugar Sands Blvd., made comments regarding the imminent domain ruling made by the Supreme Court.

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 JUNE 15, 2005.

8. RESOLUTIONS:

- A. RESOLUTION NO. 111-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CHIEF OF POLICE TO EXECUTE AN AGREEMENT BETWEEN RIC BRADSHAW, IN HIS OFFICIAL CAPACITY AS SHERIFF OF PALM BEACH COUNTY AND THE CITY OF RIVIERA BEACH, TO BECOME A MEMBER OF THE PUBLIC LAW ENFORCEMENT INSURANCE COMBATING AUTO THEFT TASK FORCE; AND PROVIDING AN EFFECTIVE DATE.

- B. RESOLUTION NO. 112-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR, CITY CLERK, CITY MANAGER, CITY ATTORNEY, AND FINANCE DIRECTOR TO EXECUTE A LOAN NOTE AND OTHER CLOSING DOCUMENTS **WITH** THE FLORIDA LOCAL GOVERNMENT FINANCE COMMISSION TO SECURE THE REMAINING \$900,000 FROM THE POOLED COMMERCIAL PAPER LOAN PROGRAM; AND AUTHORIZE THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM THE DEBT SERVICE FUND.

- C. RESOLUTION NO. 113-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AMENDMENT TO THE JOINT PARTICIPATION AGREEMENT (JPA) **WITH** THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR ROADWAY CONSTRUCTION PLANS FOR RELOCATED US HIGHWAY ONE; AND PROVIDING AN EFFECTIVE DATE.

- D. RESOLUTION NO. 114-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO SUBMIT A REQUEST TO PALM BEACH COUNTY COMMISSIONER **ADDIE** GREENE FOR DISCRETIONARY FUNDS FOR DECORATIVE STREET LIGHTS ON WEST **4TH** STREET BETWEEN AUSTRALIAN AVENUE AND AVENUE J IN THE AMOUNT OF \$99,000; AND PROVIDING AN EFFECTIVE DATE.

- E. RESOLUTION NO. 115-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE CAPITAL BUDGET FOR FISCAL YEAR **2004-05**, AND AUTHORIZING THE FINANCE DIRECTOR TO SET UP BUDGETS IN EACH OF THE CAPITAL FUNDS AS REFLECTED IN EXHIBIT "A".

END OF CONSENT AGENDA

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

MOTION

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

MOTION APPROVED

9. PETITIONS AND COMMUNICATIONS FOR FILING

NONE

10. PUBLIC HEARINGS

NONE

11. ORDINANCES ON SECOND READING

NONE

12. ORDINANCES ON FIRST READING

NONE

13. REGULAR

- A. RESOLUTION NO. 116-05 A RESOLUTION OF THE **CITY** COUNCIL OF THE **CITY** OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE **UNIT** MIX OF THE APPROVED DEVELOPMENT ORDER RESOLUTION FROM **160** HOTEL ROOMS, **60** HOTEL SUITES, **63** PERMANENT RESIDENTIAL UNITS (**283** TOTAL UNITS) TO **96** HOTEL ROOMS, **162** HOTEL SUITES, AND **28** PERMANENT RESIDENTIAL UNITS (**286** TOTAL UNITS) FOR THE **AMRIT** RESORT PROJECT LOCATED AT **3100** NORTH OCEAN; 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. 116-05.

MOTION

Jim Jackson, **1250** Sugar Sands Blvd., made comments in favor of the proposed project.

Carole Donohoo, **1190** Sugar Sands Blvd. **#512**, read a letter into the record from the Singer Island Civic Association stating their support of the proposed project.

Chip Armstrong, 4240 Delmora Court, made comments in favor of the proposed project.

Mary McKinney, Community Development Director, made a presentation on the changes for the proposed Amrit Resort project.

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

MOTION APPROVED

- B. RESOLUTION NO. 117-05 A RESOLUTION OF THE **CITY** COUNCIL OF THE **CITY OF RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE **SITE** PLAN APPLICATION FOR THE "3 ACRES INDUSTRIAL DEVELOPMENT" LOCATED ON THE SOUTH EAST CORNER OF **13TH** STREET AND AVENUE "P", **WITH** SPECIFIC CONDITIONS; 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. 117-05.

MOTION

Mary **McKinney**, Community Development Director, made a presentation on the proposed project.

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

MOTION APPROVED

- C. RESOLUTION NO. 118-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE **SITE** PLAN FOR THE "RESTORATION OF THE SUGAR **HILL** CEMETERY"; AUTHORIZING THE PURCHASE OF LOT 2 SUGAR HILL; AUTHORIZING KIMLEY-HORN & ASSOCIATES TO PREPARE THE FINAL CONSTRUCTION PLANS; AUTHORIZING STAFF TO ADVERTISE FOR BIDS; AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE FUNDS IN THE AMOUNT OF \$319,660; AND PROVIDING FOR 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. 118-05.

MOTION

A presentation was made by Judith Thomas, Planning & Zoning Administrator; Paul Cherry, representative from Kimley-Horn; and Ken Harden, representative from Janus Research.

Councilperson Davis asked for the record when did the work by Janus begin.

Ken Harden stated that the first report was done January '04 but that prior work was done.

Herman McCray, 2315 Avenue S, made comments regarding bringing closure to the matter.

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

MOTION APPROVED

D. DISCUSSION: PROPOSED MARKETING PLAN WITH THE RIVIERA BEACH BUSINESS COUNCIL.

City Manager Wilkins stated that he was requesting approval of his support of a cooperative agreement with the Riviera Beach Business Council to do a marketing and promotional program for the City.

A motion was made by **Councilperson Rodgers** and seconded by **Councilperson Davis** to approve the City Manager's request.

MOTION

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

MOTION APPROVED

E. REQUEST FOR SETTING THE DATES OF THE BUDGET WORKSHOPS FOR JULY 25,2005 THROUGH JULY 28,2005.

There was a consensus by the City Council to schedule the Budget Workshops for July 25th through July 28th.

F. DISCUSSION ON VIKING YACHTS

City Manager Wilkins stated that a request for support was received from Bob Healey of the Viking Yacht Company. He stated that Mr. Healey made a request to the Catholic Diocese of Palm Beach to lease the facilities which was St. Francis Catholic School and requested that the City provide support in this matter.

Gerald Ward, 31 W 20th Street, made comments regarding notification of the matter.

There was a consensus of the City Council to provide support as requested from Bob Healey of Viking Yacht Company.

City Manager Wilkins stated that there was a need for three appointments to the Waterfront Advisory and that information would be provided and that a Special City Council was scheduled for July 18th after Agenda Review wherein the Port of Palm Beach would do a review of their master plan.

14. LEGAL DISCUSSION/REQUESTS

NONE

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

Councilperson Davis stated that a summative of the City Manager's evaluation was provided and that the overall score was above expectation. She also made comments regarding the necessity for the City Council to have a credit card.

A motion was made by **Councilperson Davis** and seconded by **Chair Pro Tem Iles** to issue credit cards to the City Council that do not have restrictions.

MOTION

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

MOTION APPROVED

Councilperson Davis inquired about property located at the corner of Martin Luther King, Jr. Blvd. and Old Dixie Highway known as the Land of Oz.

Danny Jones, Assistant Chief of Police, stated that a memo was provided in November regarding the sale of the property and the funds that were received by the City.

Councilperson Lee made comments regarding the success of "Hoop It Up In The Park" and the report provided on the Jazz Festival. She also requested that a report be given on the safety laws that went into effect July 1st.

Danny Jones, Assistant Chief of Police, stated that information would be provided via Channel 18.

Chair Pro Tem Iles stated that in an effort to keep everyone abreast of the monthly activities a calendar for the month of July was provided and that staff would be contacting everyone on Thursday mornings to receive scheduling information.

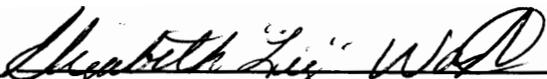
16. ADJOURNMENT

There being no further information the meeting was duly adjourned at 9:34 p.m.

APPROVED:



MICHAEL D. BROWN
MAYOR



ELIZABETH "LIZ" WADE
CHAIRPERSON

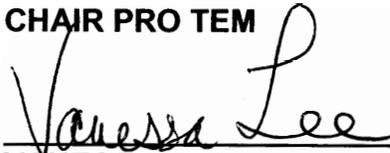
ATTEST:



CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



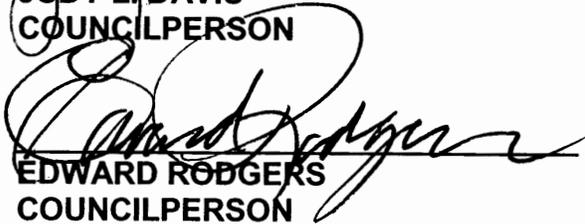
ANN ILES
CHAIR PRO TEM



VANESSA LEE
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



EDWARD RODGERS
COUNCILPERSON

MOTIONED BY: A. Iles
SECONDED BY: J. Davis

E. RODGERS aye
A. ILES aye
V. LEE aye
J. DAVIS aye
E. WADE aye

DATE APPROVED: 07120105