

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, JULY 20, 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: 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 Came E. Ward, Master Municipal Clerk, and Lynn **Whitfield** on behalf of City Attorney **Pamala** Hanna Ryan.

Mayor Brown was absent. Chairperson Wade read a statement into the record received by the City Council from Mayor Brown acknowledging his absence due to him being in a trial proceeding in Delray Beach, Florida.

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: backup information provided for **Item** No. **8D** - Resolution regarding the Housing Authority; **Item** No. 13A - Resolution regarding the Renaissance Housing Program; and deleted 13E - Resolution regarding emergency back-up generators. He also stated that there would be discussion on an item to be presented to the City Council at the next Regular City Council Meeting.

3. ADOPTION OF THE AGENDA

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

MOTION

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

MOTION APPROVED

4. **UNFINISHED** ;

NONE

5. **ARDS AND RA**

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

Doretha **Perry**, Human Resources Director, presented the following new employees for the month of June: William Louden (**Police**); Elizabeth Davis (Police); Kelly-Ann Sawyers (Police); Michael **McCarthy** (Police); Oscar Ojeda (City Manager); Donald Boyce (Public Works); and **Myrtice** Yorker (Public Works).

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

Commissioner **Addie** Greene gave a presentation on the amount of county funding received by the City.

Deborah Mitchell, 400 W **33rd** Street, made comments regarding rental property in her neighborhood.

Jim Jackson, **1250** Sugar Sand Blvd., stated that a **survey** of the citizens should be taken asking them what they wanted on the Ocean Mall property.

David Davis, **1113** W **26th** Court, made comments regarding opening a game room within the City.

Carole Donohoo, **1190** Sugar Sands Blvd, made comments regarding statements made by the City Council and **CRA** Board referenced public input from Singer Island residents.

Bishop Thomas **Masters**, 748 W **9th** Street, wished Chairperson Wade a happy birthday through a song and presented her with a birthday cake.

Verdina Coleman, **1200** W **26th** street, made comments regarding drainage since the installation of speed bumps on her street in the 1200 block.

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 JULY 6, 2005.

8. RESOLUTIONS:

- A. **RESOLUTION NO. 11945 A RESOLUTION OF THE **CITY** COUNCIL OF THE **CITY** OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, INCREASING THE **CITY'S** FIXED ASSET THRESHOLD FOR TRACKED ASSETS FROM \$750 TO \$1,000 AND APPROVES ADOPTING THE STATED AMOUNT OF SECTION 274.02, FLORIDA STATUTES, AS IT IS MODIFIED; **AND PROVIDING AN EFFECTIVE DATE. ITEM PULLED FOR DISCUSSION BY COUNCILPERSON DAVIS****

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

A motion was made by **Councilperson** Davis and seconded by Chair Pro **Tem** **lles** to approve Resolution No. 119-05.

MOTION

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

MOTION APPROVED

- B. **RESOLUTION NO. 120-06 A RESOLUTION OF THE **CITY** COUNCIL OF THE **CITY** OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A PAYMENT **TO McNAUGHTON IN** THE AMOUNT OOOOF \$18,720 FOR SERVICE OF NEW AND POPULAR LEASED BOOKS, OCTOBER, **2004** THROUGH SEPTEMBER, **2005**; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. **001-1336-571-0-6601**; AND PROVIDING AN **EFFECTIVE** DATE.**
- C. **RESOLUTION NO. 12145 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 AGREEMENT **WITH JACK McLEAN** OF THE LAW **FIRM** OF HOLLAND AND KNIGHT TO PROVIDE SERVICES AS THE **CITY'S** LABOR ATTORNEY AND**

TO PROVIDE OTHER LABOR RELATIONS SERVICES COMMENCING JULY, **2005**JULY, **2006**; PAYMENT MADE FROM ACCOUNT NO. 001-**0512-519-0-3101** IN THE AMOUNT OF **\$15,000**; AND PROVIDING AN EFFECTNE DATE.

D. RESOLUTION NO. 122105 A RESOLUTION OF THE **CITY** COUNCIL OF THE **CITY** OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING REPRESENTATION TO THE **RIVIERA** BEACH HOUSING CORPORATION, INC. AND FORMER MEMBERS OF THE HOUSING AUTHORITY AS SET OUT IN THE CASE OF **RIVIERA** BEACH HOUSING AUTHORITY VS. **RIVIERA** BEACH HOUSING CORPORATION, ET AL; AUTHORIZING PAYMENT NOT TO EXCEED \$30,000; AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER **SAID** AMOUNT FROM GENERAL FUND **CONTINGENCY** ACCOUNT NO. **001-0203-519-0-5999** TO THE **CITY** ATTORNEY BUDGET ACCOUNT NO. 001-**0613-514-0-3101**, CONTRACT SERVICES; AND PROVIDING AN **EFFECTIVE** DATE AND FOR OTHER **PURPOSES. ITEM PULLED FOR DISCUSSION BY CHAIRPERSON WADE AT THE REQUEST OF A CITIZEN**

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by **Councilperson** Davis and seconded by Chair Pro Tern **Iles** approved Resolution No. 122-05.

MOTION

Margaret Shepherd, 2003 W **17th** Street **#104**, made comments against the proposed Resolution.

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

MOTION APPROVED

END OF CONSENT AGENDA

A motion was made by Chair Pro Tern **Iles** and seconded by **Councilperson** Davis 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

NONE

10. PUBLIC HEARINGS

NONE

11. ORDINANCES ON SECOND READING

- A. ORDINANCE NO. 2992 AN ORDINANCE OF THE **CITY** COUNCIL OF THE **CITY** OF RIVERA BEACH, PALM BEACH COUNTY, FLORIDA, GRANTING THE PETITION OF MARSH HARBOUR ASSOCIATES, LTD., TO ESTABLISH THE "MARSH HARBOUR **COMMUNITY** DEVELOPMENT DISTRICT" **WITH** BOUNDARIES FOR **35.84** ACRES OF REAL PROPERTY; NAMING THE **INITIAL** MEMBERS OF THE BOARD OF SUPERVISORS OF THE DISTRICT; DESIGNATING THE PURPOSE OF THE DISTRICT; DESIGNATING THE POWERS OF THE DISTRICT; PROVIDING FOR SEVERABILITY, CONFLICTS; AND **PROVIDING AN EFFECTIVE** DATE.

City Clerk Ward read the aforementioned Ordinance into the record.

A motion was made by Chair Pro Tem **Iles** and seconded by **Councilperson** Davis to adopt Ordinance No. 2992.

MOTION

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

MOTION APPROVED

City Clerk Ward announced that the Ordinance was advertised in the June 22nd and 29th; and the July 6th and 13th editions of the Palm Beach Post and Channel 18.

12. ORDINANCES ON FIRST READING

NONE

13. REGULAR

- A. RESOLUTION NO. 123-05 A RESOLUTION OF THE **CITY** COUNCIL OF THE **CITY** OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE NON CRA RENAISSANCE HOUSING PROGRAM REPORT; 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 Chair Pro Tem **Iles** to approve Resolution No. 123-05.

MOTION

John Green, Housing Program Coordinator, gave a presentation on the City's housing program and the contractors involved.

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

MOTION APPROVED

- B. RESOLUTION NO. **124-05** A RESOLUTION OF THE **CITY** COUNCIL OF THE **CITY** OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, ESTABLISHING A MAXIMUM MILLAGE RATE OF **9.50** MILLS FOR FISCAL YEAR **2005-2006**; 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. **124-05**.

MOTION

City Manager **Wilkins** stated that the maximum millage rate being requested was 9.50 mills and it would generate \$25,468,000. He stated that the proposed budget that would be presented to the City **Council** was balanced at 9.25 mills which **would** generate \$24,798,000.

Karen Hoskins, Budget Administrator, stated that the proposed Resolution also set the time and date for the first public hearing which would be the first City Council Meeting in September.

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

MOTION APPROVED

- C. RESOLUTION NO. **125-05** A RESOLUTION OF THE **CITY** COUNCIL OF THE **CITY** OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, **AUTHORIZING** THE **CITY** ATTORNEY TO INITIATE FORECLOSURE PROCEEDINGS FOR OUTSTANDING CODE ENFORCEMENT LIENS AND **CITY** ASSESSMENTS FOR PROPERTIES DESIGNATED AS BLIGHTED AND NUISANCES BY THE COMMUNITY RESPONSE TEAM; 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. **125-05**.

MOTION

Natalie Moore, Code Enforcement Administrator, made a presentation on the properties being recommended for foreclosure.

Glenn **Torcivia**, Esquire, made a presentation on the foreclosure process.

Gerald Ward, 31 W **20th** Street, made comments regarding the notification process.

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

 F **F**

- D. RESOLUTION NO. 126-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO IMPLEMENT THE STREET BANNER POLE POLICY ESTABLISHING GUIDELINES, FEES AND RATE REQUIREMENTS FOR UTILIZING DESIGNATED STREET POLES FOR PLACEMENT OF BANNERS AND AUTHORIZING THE FINANCE DIRECTOR TO ESTABLISH A BUDGET BASED ON ACTUAL ACTIVITY; AND PROVIDING AN **EFFECTIVE** DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair Pro **Tom Iles** and seconded by Councilperson Davis to approve Resolution No. **126-05**.

MOTION

Gloria **Shuttlesworth**, Assistant City Manager, reviewed the revisions that were made in the body of the Resolution.

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

MOTION **P**

- E. RESOLUTION NO. _____ A RESOLUTION OF THE **CITY** COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE AND INSTALLATION OF A BACK-UP **EMERGENCY GENERATOR TO PROVIDE EMERGENCY POWER FOR THE POLICE DEPARTMENT, CITY HALL AND LIBRARY.** ~~ITEM DELETED~~

- F. DISCUSSION: REQUEST CITY COUNCIL TO SCHEDULE A CLOSED EXECUTIVE SESSION TO DISCUSS LABOR ISSUES.

City Manager **Wilkins** stated that staff was requesting the date of August **9th** at **5:00 p.m.**

There was a consensus of the City Council to schedule a Closed Executive Session for August **9th** at **5:00 p.m.**

G. DISCUSSION ON RE-ESTABLISHING THE POST HURRICANE RECOVERY OFFICE ~~ITEM ADDED TO AGENDA~~

City Manager Wilkins stated that the information provided was a request to reestablish the post hurricane recovery office which was previously funded by **Workforce** Alliance because there was an ongoing need for assistance within the City. He continued to state that staff would be requesting \$35,000 for two individuals and that the effort would last until November 30th and that the would be brought before the City Council for approval at the next City Council Meeting.

Councilperson Davis inquired about the number of applicants and the application process.

Chair Pro Tem Iles inquired about the main needs of the applicants.

John Green, Housing Program Coordinator, answered all inquiries made by Councilpersons Davis and Iles.

City Manager Wilkins announced that the Mayor and City Council Retreat would be held July 22nd 5 p.m. until 10 p.m. and July 23rd 9 a.m. until 5 p.m. at the Hutchinson Island Mamott.

14. LEGAL DISCUSSION/REQUESTS

NONE

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

Chairperson Wade stated an effort to apprise the residents of the City and to keep them informed because of the previous circulated information regarding sexual predators and offenders residing in the City limits she asked the members of the City Council if they desired to utilize Channel 18 as a tool of information to broadcast same.

A motion was made by **Councilperson Davis** and seconded by **Councilperson Lee** to utilize Channel 18 to advertise the sex offenders and predators living within the City.

MOTION

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

I APPROVED

Councilperson Lee made comments regarding the success of "Hoop It Up In The Park" and that the next event was scheduled to return to Monroe Heights Park.

Chair Pro Tem Iles stated that she provided a memorandum regarding the needs of the City Council and requested that it be reviewed and comments be provided to her by July 30th. She also gave a report on the North Palm Beach County Chamber of Commerce Meeting that she attended and stated that she would provide a report on the Intergovernmental Meeting that she attended.

Councilperson Davis requested that she be provided minutes from the various boards appointed by the City Council.

Councilperson Lee stated that she also wanted to receive copies.

Chair Pro Tem Iles stated that she would determine after receiving the first set whether or not she wanted to continue receiving copies.

Chairperson Wade and **Councilperson Rodgers** stated that they did not want a copy.

16. **ADJOURNMENT**

There being no further business, the meeting was duly adjourned at 9:27 p.m.

APPROVED:

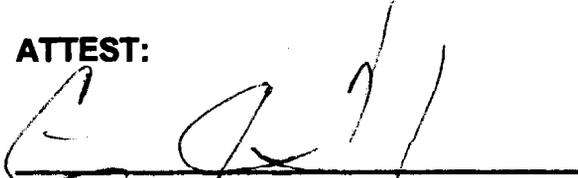


MICHAEL D. BROWN
MAYOR

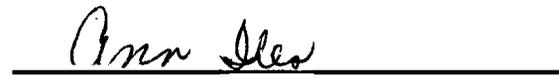


ELIZABETH "LIZ" WADE
CHAIRPERSON

ATTEST:



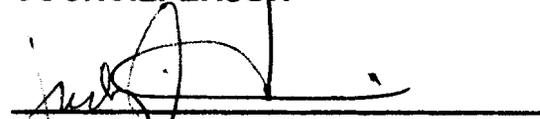
CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



ANN ILES
CHAIR PRO TEM



VANESSA LEE
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON

absent
EDWARD RODGERS
COUNCILPERSON

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

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

DATE APPROVED: 08/03/05

**THE CITY OF RIVIERA BEACH, FL
REGULAR CITY COUNCIL MEETING
JULY 20,2005**

ADDITIONS. DELETIONS. SUBSTITUTIONS & EVIS

Page	Section		<u>ADDITIONS</u>
			CONSENT
3	8	Item No. 8D	Back-up Provided
			REGULAR
4	13	Item No. 13A	Back-up Provided.
			<u>DELETIONS</u>
			REGULAR
4	13	Item No. 13E	This Item Has Been Deleted.

7/15/05 Original
7/18/05 Revised
mem