

CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
REGULAR CITY COUNCIL MEETING MINUTES  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, AUGUST 17, 2005 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 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 Pamela Hanna Ryan.

Invocation & Pledge of Allegiance

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

2. ADDITION, DELETIONS AND SUBSTITUTIONS

City Manager Wilkins made the following revisions to the agenda: backup provided for Item No. 8A – Resolution regarding the John Deere tractor; moved Item No. 8F – Resolution regarding Our Next Steps, Inc. to the Regular Agenda; and deleted Item No. 13 A – Resolution regarding debris monitoring services. He also stated that he would be announcing various meetings that have been scheduled.

Chair Pro Tem Iles stated that she wanted to discuss early voting for the 2006 Election.

3. ADOPTION OF THE AGENDA

A motion was made by Councilperson Davis and seconded by Chair Pro Tem Iles to approve 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 - PRESENT AND WELCOME NEW EMPLOYEES FOR THE MONTH OF JULY, 2005**

Deborah Keels, Human Resources Specialist, presented the following new employees: James Levy (Police); John Toombs, III (Police); Brian Jackson (Police); Heather Waidelich (Community Development); Michael Woodson (Public Works); and Adriene Gordon (Legal).

B. **PRESENTATION - PRESENT AWARD TO TIMOTHY DELOSH, MARINA SECURITY GUARD FOR EMPLOYEE OF THE MONTH**

Deborah Keels, Human Resources Specialist presented Timothy Delosh with a Certificate of Appreciation and a \$50 Savings Bond for alertness and preventing potential dangerous situation at the marina.

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

Gladys Reed, 1396 7<sup>th</sup> Street, made comments regarding Notice of Foreclosure received on property owned within the City and requested to meet with any of the elected officials regarding same.

City Attorney Ryan stated that Ms. Reed had an attorney and that all responses would be provided to her attorney.

Margaret Shepherd, 2003 W 17<sup>th</sup> Ct #104, made comments regarding her actions toward the City Council during the July 20, 2005 City Council Meeting.

**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 AUGUST 3, 2005.

8. RESOLUTIONS:

- A. RESOLUTION NO. 135-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PARKS AND RECREATION DEPARTMENT TO PURCHASE (1) 4-WHEEL DRIVE JOHN DEERE TRACTOR FROM EVERGLADES FARM EQUIPMENT COMPANY, INC. OF 13295 SOUTHERN BLVD., LOXAHATCHEE, FLORIDA 33470 BY PIGGYBACKING OFF HERNANDO COUNTY SCHOOL DISTRICT'S CONTRACT NO. 03-515-03 AT THE COST OF \$15,140.00: AND PAY **THIS** AMOUNT FROM THE CAPITAL ACCOUNT NO. 309-1232-572-0-6405; AND PROVIDING AN EFFECTIVE DATE. **ITEM PULLED FOR DISCUSSION**

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. 135-05.

MOTION

Councilperson Rodgers made comments regarding the separate but equal allocation of equipment between the Parks Department and Public Works Department.

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

MOTION APPROVED

- B. RESOLUTION NO. 136-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE LAW ENFORCEMENT TRUST FUND COMMITTEE; APPROVING THE AWARD OF A TOTAL OF \$8,000.00 TO FOUR (4) ORGANIZATIONS AS SPECIFIED HEREIN; APPROPRIATING FUND BALANCE IN THE AMOUNT OF \$8000.00; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENTS FOR SAME FROM THE GRANTS AND **AIDS** ACCOUNT NUMBER 150-0817-521-0-8301; AND PROVIDING AN EFFECTIVE DATE.

- C. RESOLUTION NO. 137-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE FINANCE DIRECTOR TO PURCHASE ONE 2006 FORD EXPLORER **4X2** XLS SUV BY PIGGYBACKING OFF STATE OF FLORIDA CONTRACT NUMBER 070-001-05-1 IN THE AMOUNT OF \$19,833.00; AND

AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE FUND BALANCE IN THE CAPITAL IMPROVEMENT FUND (FUND 309) IN THE AMOUNT OF \$19,833.00 AND APPROVING PAYMENT TO **MIKE DAVIDSON** FORD OF JACKSONVILLE, FLORIDA IN THE AMOUNT OF \$19,833.00; PAYMENT TO BE MADE FROM ACCOUNT 309-1618-569-0-6451 IN THE AMOUNT OF \$19,833.00; AND PROVIDING AN EFFECTIVE DATE. **ITEM PULLED FOR DISCUSSION**

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. 137-05.

MOTION

Councilperson Lee questioned the policy and procedure for providing take home cars to department heads.

City Manager Wilkins explained the policy for all take home vehicles.

Mayor Brown questioned the referral process for the Civil Drug Court Program and indicated because the program services other communities; funds should come from those agencies to assist in the purchase of a vehicle for that division.

Felicia Scott, Civil Drug Court Coordinator, provided an overview of the program's procedure.

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

MOTION APPROVED

- D.** RESOLUTION NO. 138-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE RESORT AT SINGER ISLAND PLAT; AUTHORIZING THE MAYOR AND CITY CLERK TO **SIGN** THE **SAID** PLAT; AND PROVIDING AN EFFECTIVE DATE.
- E.** RESOLUTION NO. 139-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE AVENUE 'S' PROPERTIES PLAT; AUTHORIZING THE MAYOR AND CITY CLERK TO **SIGN** THE **SAID** PLAT; AND PROVIDING AN EFFECTIVE DATE.

END OF CONSENT AGENDA

A motion was made by Chair Pro **Tem Iles** and seconded by Councilperson Lee 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

NONE

12. ORDINANCES ON FIRST READING

- A. ORDINANCE NO. 2993 AN ORDINANCE OF THE CITY OF **RIVIERA BEACH**, PALM BEACH COUNTY, FLORIDA, ACCEPTING A PETITION FOR VOLUNTARY ANNEXATION FROM ROBERT C. WUMMER **WITH** LAND IN THE UNINCORPORATED AREA OF PALM BEACH COUNTY, FLORIDA, CONTAINING **0.09** ACRES, LYING WEST OF INTERSTATE HIGHWAY **95** AND SOUTH OF LEO LANE, CONTIGUOUS TO THE PRESENT BOUNDARIES OF THE **CITY OF RIVIERA BEACH**; PROVIDING FOR REDEFINING OF THE MUNICIPAL BOUNDARIES TO INCLUDE **SAID** LAND; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING AN EFFECTIVE DATE THEREOF; AND FOR OTHER PURPOSES IN ACCORDANCE **WITH** SECTION **171.046**, FLORIDA STATUES.

City Clerk Ward read the aforementioned Ordinance into the record.

A motion was made by Councilperson Davis and seconded by Chair Pro **Tem Iles** to approve Ordinance No. 2993 on First Reading.

MOTION

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

MOTION APPROVED

13. REGULAR

A. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE **CITY** COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO CONTRACT FOR DISASTER SERVICES **WITH** POST, BUCKLEY, SCHUE AND **JERNIGAN (PBS&J)** ENGINEERING **FIRM** FOR THE PREPARATION OF GRANT AND FEMA WORKSHEET; IDENTIFYING IMPROVED OR ALTERNATE PROJECTS; IDENTIFYING COST-EFFECTIVE MITIGATION MEASURES; **IDENTIFYING/RESOLVING** OTHER SPECIAL CONSIDERATIONS AND DEBRIS MONITORING SERVICES FOR BY PIGGYBACKING FROM THE TOWN OF PALM BEACH CONTRACT P.O. NO. 41078. AND THE CITY OF WEST PALM BEACH CONTRACT NO. **RL#20030207-0-IWAO-01** AT THE COST NOT TO EXCEED \$250,000; PAYMENT TO BE MADE FROM THE FUND BALANCE ACCOUNT NO. 309-001-00-39999; AND PROVIDING AN EFFECTIVE DATE. **ITEM DELETED**

B. RESOLUTION NO. 140-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AMENDMENT TO THE LEASE AGREEMENT FOR PROPERTY LOCATED AT 1201 **12<sup>TH</sup>** STREET BETWEEN CRB & OUR NEXT STEPS INC., **PROVIDING FOR AN EXTENSION OF 01 YEAR OR THE**  
**ITEM PULLED FROM CONSENT AGENDA**

City Clerk Ward read the aforementioned Resolution into the record

NO ACTION

C. DISCUSSION ON EARLY VOTING  
**ITEM** ADDED TO AGENDA

A motion was made by Chair Pro **Tem Iles** and seconded by Councilperson Davis directing the City Clerk to review the cost and procedures for having early voting available for the upcoming General Election.

MOTION

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

MOTION APPROVED

City Manager Wilkins stated that the Agenda Review scheduled for September 5 is Labor Day and he wanted to know the City Council's pleasure.

There was a consensus of the City Council to reschedule Agenda Review for September 6 at 5 p.m.

He then stated that a final budget workshop session would be held on Monday with time to be determined by the City Council.

There was a consensus of the City Council to schedule the budget workshop for 5:30 p.m. on Monday.

**City Manager Wilkins** announced that majority of the City Council as well as himself would be at the Florida League of Cities Conference Thursday through Sunday.

**14. LEGAL DISCUSSION/REQUESTS**

**A. REQUEST THAT CITY COUNCIL SCHEDULE A DATE FOR A CLOSED EXECUTIVE SESSION TO DISCUSS LABOR ISSUES.**

There was a consensus of the City Council to schedule the Closed Executive Session for August 25<sup>th</sup> at 5:30 p.m.

**B. REQUEST TO SET A WORKSHOP DATE FOR THE FDOT STAFF TO PRESENT THE SR 710 RECONSTRUCTION PLANS.**

**City Manager Wilkins** stated that the workshop was tentatively scheduled for August 31<sup>st</sup> at 6 p.m.

**Gerald Ward, 31 W 20<sup>th</sup> Street**, made comments regarding the original set of State Road 710 reconstruction plans that were adopted in 1992.

The City Council directed the City Manager to include the CRA in the scheduled workshop.

**15. REQUEST TO CITY COUNCIL AND COMMMENT BY OR  
DISCUSS BY MAYOR & CITY COUNCIL**

**Councilperson Rodgers** asked City Attorney Ryan if outside counsel would be handling the lawsuit filed by the Mayor.

**City Attorney Ryan** stated that she would be representing the City Council and that Steve Cohen would be representing the CRA board and that an outside counsel would be brought in to pull everything together.

**City Manager Wilkins** announced that a Treasure Coast Regional Council Workforce Housing Symposium would be held on October 27<sup>th</sup> and Palm Beach County Commissioner Karen Marcus would be holding a similar symposium on August 31<sup>st</sup> at her office located at 3188 PGA Boulevard, 10 a.m. until 12 noon and the north county communities.

**Councilperson Rodgers** stated that he received inquiries regarding a house that was being built on 1171 Coral Way and upon speaking with staff the project was in compliance.

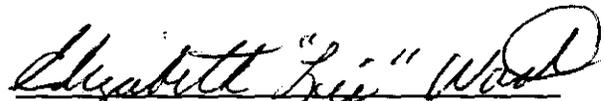
**Councilperson Lee** thanked the participants involved in both events, National Night Out and Hoop It Up In the Park.

16. **ADJOURNMENT**

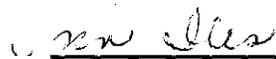
There being no further business, the meeting was duly adjourned at 8:50 p.m.

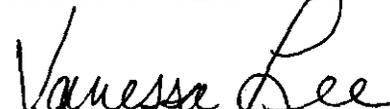
**APPROVED:**

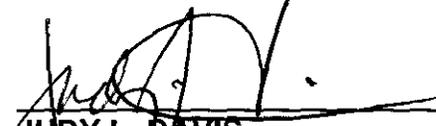
  
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**MICHAEL D. BROWN**  
MAYOR

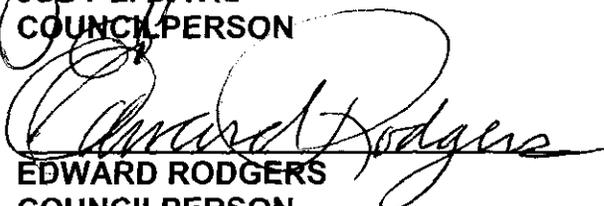
  
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**ELIZABETH "LIZ" WADE**  
CHAIRPERSON

  
\_\_\_\_\_  
**CARRIE E. WARD**  
MASTER MUNICIPAL CLERK  
C I N CLERK

  
\_\_\_\_\_  
**ANN ILES**  
CHAIR PRO TEM

  
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**VANESSA LEE**  
COUNCILPERSON

  
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**JUDY L. DAVIS**  
COUNCILPERSON

  
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**EDWARD RODGERS**  
COUNCILPERSON

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

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

DATE APPROVED: 09/7/05