

CITY OF **RIVIERA** BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, NOVEMBER 16, 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, and Councilperson Judy L. Davis. Also present were City Manager William E. Wilkins, City Clerk Carrie E. Ward, Master Municipal Clerk, and City Attorney Pamala Hanna Ryan.

Councilperson Rodgers was absent

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: deleted Item No. 5A - presentation by the Girls Scout Troop; and backup provided on Item No.13F - Resolution regarding the Metropolitan Planning Organization. He added discussion on a special meeting to be held on November 21st to discuss proposed location of the boat ramp.

3. ADOPTION OF THE AGENDA

A motion was made by Chair pro tem Iles and seconded by Councilperson Lee 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 BY THE GIRLS SCOUT TROOP OF THANKSGIVING BASKETS TO MAYOR AND **CITY COUNCIL**. **ITEM DELETED**
- B. PRESENTATION OF THE CITIZENS ON PATROL (COP) 2005 AWARD TO OUR COP OFFICERS FOR THEIR OUTSTANDING CONTRIBUTION TO THE POLICE DEPARTMENT AND THE **CITY OF RIVIERA BEACH**.

Major David Torres presented the following participants of the Citizens on Patrol unit with Certificates of Appreciation: Charles Bostic, James Feacher, Vivian Havener, Gertrude McKeiver, Ethel Reid, Milton Strickland, Inez Strickland, and Charles Williams.

- C. PRESENT AND WELCOME NEW EMPLOYEES OF THE CITY OF **RIVIERA BEACH** FOR THE MONTH OF OCTOBER, 2005.

Doretha Perry, Human Resources Director, presented the following new employees for the month of October: Charles Sunser (Fire), Chieu Nguyen (Police), and Rhonda Patterson (Public Works).

Trenae Adderly, Palm Beach Lakes High School, announced that she was attending the City Council Meeting for her Economics class.

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

Artie Williams, Mothers Against Murderers Association, announced the toy drive that will take place December 17th and requested that donations be provided.

Margaret Shepherd, 2003 W 17th Ct #104, thanked the sponsors for supporting her granddaughter's participation in the **Fashionetta**, and the services provided to the senior citizens during and after Hurricane Wilma.

Solomon Kedmi, **Portofino** Italian Grill, made comments regarding the reopening of businesses at the Ocean Mall.

David Zislin, 12956 La Rochelle, made comments regarding the reopening of business at the Ocean Mall.

City Manager Wilkins responded to the concerns surrounding the corrective actions taken to reopen businesses at the Ocean Mall as a result of damages suffered during Hurricane Wilma.

David Cross, 1030 Sugar Sands Blvd., made comments regarding the starting salary for police officers; he then questioned the status of the City's quarterly newsletter.

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 OCTOBER 19, 2005.

8. RESOLUTIONS:

- A. RESOLUTION NO. 194-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE MAINTENANCE SERVICE AGREEMENT FOR SERVICE OF TELEPHONE EQUIPMENT AND RADIO SERVICE FOR THE FISCAL YEAR **2005/2006**, **WITH** MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC. (MOTOROLA), AT A TOTAL COST OF **\$15,521.64**, AUTHORIZING THE MAYOR AND CITY CLERK TO **SIGN SAID** AGREEMENT; AND AUTHORIZING PAYMENT FROM ACCOUNT NO. **001-0817-521-0-4102**; AND PROVIDING AN EFFECTIVE DATE.
- B. RESOLUTION NO. 195-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE PROPOSAL SUBMITTED BY MUNICIPAL LIGHTING SYSTEMS, INC. FOR PURCHASING **14** DECORATIVE STREET LIGHT POLES, FIXTURES AND BRACKETS IN THE AMOUNT OF **\$37,646**; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. **126-0716-5411-6357**; AND PROVIDING AN EFFECTIVE DATE. **ITEM** PULLED FOR DISCUSSION

A motion was made by Chair pro tem Iles and seconded by Councilperson Davis to approve Resolution No. 195-05.

MOTION

David Cross, 1030 Sugar Sands Blvd., made comments against the proposed resolution.

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

MOTION APPROVED

- C. RESOLUTION NO. 196-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE 2005-2006 HOUSING TRUST FUND BUDGET BY DECREASING THE EMPLOYEE HOUSING ASSISTANCE PROGRAM ACCOUNT NO. 609-0717-554-0-8307 IN THE AMOUNT OF \$275,000 AND INCREASING THE EMERGENCY DISASTER RELIEF PROGRAM ACCOUNT NO. 609-0717-554-3-4602 IN THE AMOUNT OF \$250,000 AND THE EMERGENCY DISASTER RELIEF PROGRAM CONTRACT SERVICES OTHER ACCOUNT NO. 609-0717-554-3-3406 IN THE AMOUNT OF \$25,000; AND PROVIDING AN EFFECTIVE DATE.
- D. RESOLUTION NO. 197-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING FUNDS IN THE AMOUNT OF \$57,145 FROM THE DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, UNDER THE FY2005 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM; ALSO AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT AGREEMENT AND THE FINANCE DIRECTOR TO SET UP A BUDGET FOR SAME; AND PROVIDING AN EFFECTIVE DATE.

END OF CONSENT AGENDA

A motion was made by Chair pro tem 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

NONE

12. ORDINANCES ON FIRST READING

NONE

13. REGULAR

- A. RESOLUTION NO. 198-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE TERMS AND CONDITIONS OF THE DEPARTMENT OF HOMELAND SECURITY FIRE ACT GRANT; AND SETTING UP A BUDGET IN THE AMOUNT OF **\$129,873**; AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER **\$13,116** CASH MATCH FROM THE GENERAL FUND FIRE RESCUE BUDGET ACCOUNT NO. **001-0920-5810-0142**; AUTHORIZING FIRE RESCUE TO PURCHASE **35** MOTOROLA XTS **5000** RADIOS FROM MOTOROLA IN THE AMOUNT OF **\$108,568.25**, **28 RADIOCOM II** RADIO INTERFACES FROM FISHER SCIENTIFIC IN THE AMOUNT OF **\$21,304.56**; AUTHORIZING THE FINANCE DEPARTMENT TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. **142-0920-5220-6405**; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair pro **tem lles** and seconded by Councilperson Davis to approve Resolution No. 198-05.

MOTION

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

MOTION APPROVED

- B. RESOLUTION NO. 199-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET IN THE IMPACT FEE FUND IN THE AMOUNT OF **\$122,196.00** FOR THE PURCHASE OF FIRE STATION ALERTING EQUIPMENT AND APPARATUS RADIO EQUIPMENT FROM MOTOROLA INC.; AND AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. **303-0920-522-0-6455**; 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. 199-05.

MOTION

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

MOTION APPROVED

- C. RESOLUTION NO. 200-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, DESIGNATING **McKINLEY** FINANCIAL SERVICES, INC., **545** NORTH ANDREWS AVENUE, FORT LAUDERDALE, FLORIDA AS AGENT OF RECORD FOR THE CITY OF RIVIERA BEACH.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair pro tem Iles and seconded by Councilperson Lee to approve Resolution No. 200-05.

MOTION

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

MOTION APPROVED

- D. RESOLUTION NO. 201-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE RECOMMENDATION OF STAFF AND AUTHORIZING STAFF TO NEGOTIATE AN AGREEMENT **WITH** AMERICAN CONSULTING ENGINEERS INC. OF WEST PALM BEACH FOR PROFESSIONAL SERVICES TO DEVELOP A STORM WATER MASTER PLAN AND TO PROVIDE RELATED DESIGN SERVICES.

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. 201-05.

MOTION

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

MOTION APPROVED

- E. RESOLUTION NO. 202-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REQUESTING PERMISSION BY SINGER ISLAND DEVELOPMENTS, LTD., TO STORE APPROXIMATELY **20,000** CUBIC YARDS OF BEACH SAND ON THE NORTH END OF THE CITY'S MUNICIPAL BEACH, WEST OF THE

DUNES, FOR A PERIOD NOT TO EXCEED **NINE** MONTHS; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made Chair pro tern **Iles** and seconded by Councilperson Lee to approve Resolution No. 202-05.

MOTION

Gerald Ward, **1150** Coral Way, commented regarding the backup material provided for the Resolution.

The City Council requested that the height of the sand be included in the body of the Resolution.

Joey Ackner, **2700** North Ocean Blvd., made comments regarding activities relating to the project and the sand containment.

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

MOTION APPROVED

- F. RESOLUTION NO. 203-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF **RIVIERA** BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN **INTERLOCAL** AGREEMENT **WITH** PALM BEACH COUNTY, THE METROPOLITAN PLANNING ORGANIZATION (MPO) AND THE CITY OF **RIVIERA** BEACH FOR THE ESTABLISHMENT OF UNIFORM MINIMUM REVIEW PROCEDURES AND CRITERIA, TO BE APPLIED BEFORE THE CITY TAKES ANY ACTION THAT RESULTS IN THE REDUCTION OF THE ULTIMATE RIGHT OF WAY WIDTHS FOR **13TH** STREET BETWEEN U.S. HIGHWAY ONE AND AUSTRALIAN AVENUE; TO REQUIRE ADEQUATE NOTICE TO AFFECTED LOCAL GOVERNMENTS OF SUCH PROPOSED ACTIONS; AUTHORIZING THE MAYOR AND CITY CLERK TO **SIGN SAID** AGREEMENT; 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 Lee to approve Resolution No. 203-05.

MOTION

Gerald Ward, 31 W **30th** Street, stated that the City should insure that the right of way measurements are maintained.

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

MOTION APPROVED

REQUEST FOR THE SCHEDULING OF A SPECIAL CITY COUNCIL MEETING
TO BE HELD NOVEMBER 21ST TO DISCUSS THE LOCATION OF THE
PROPOSED BOAT RAMP

There was a consensus of the City Council to schedule a special meeting for
November 21st at 5:00 p.m.

14. LEGAL DISCUSSION/REQUESTS

City Attorney Ryan requested a Closed Executive Session for November 28th.

There was a consensus of the City Council to schedule a Closed Executive
Session for November 28th at 5:00 p.m.

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

Councilperson Lee made comments regarding an article she read referencing a
municipality that rewarded its citizens for proper upkeep of their yard. She also
made comments regarding after school programs being available for the
200612007 school year and having the gym open on Friday nights.

16. ADJOURNMENT

There being no further business, the meeting was duly adjourned at 9:05
p.m.

APPROVED:

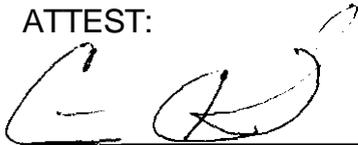


MICHAEL D. BROWN
MAYOR



ELIZABETH "LIZ" WADE
CHAIRPERSON

ATTEST:



CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



ANN ILES
CHAIR PRO TEM

Vanessa Lee

VANESSALEE
COUNCILPERSON

Judy L. Davis

JUDY L. DAVIS
COUNCILPERSON

Edward Rodgers

EDWARD RODGERS
COUNCILPERSON

MOTIONED BY: J. Davis
SECONDED BY: E. Rodners

E. RODGERS	<u>aye</u>
A. ILES	<u>absent</u>
V. LEE	<u>absent</u>
J. DAVIS	<u>aye</u>
E. WADE	<u>aye</u>

DATE APPROVED: 12/01/05