

CITY OF RIVIERA BEACH'
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, JANUARY 7, 2004 AT 7:30 P.M.

I. CITY CLERK CALLS TO ORDER:

Roll Call

Chairperson David G. Schnyer was present and presided. Upon a roll call by Deputy City Clerk Robinson, the following were present: Councilperson Donald R. Wilson, Councilperson Elizabeth "Liz" Wade, and Councilperson Ann lies. Also present were City Manager William E. Wilkins, Deputy City Clerk Claudene Robinson, and Assistant City Attorney Kellie Kellibrew.

Councilperson Blue was absent.

Invocation/Pledge of Allegiance

Everyone stood for a moment of silence and the Pledge of Allegiance.

II. AGENDA APPROVAL:

1) Additions, Deletions, Substitutions

City Manager Wilkins made the following revisions to the agenda: information provided for Item No. 12 - Revised Waiver of Conflict Letter for Greenberg Traurig.

2) Adoption of Agenda

A motion was made by Councilperson Wilson and seconded by Councilperson Wade to approve the agenda as amended.

MOTION

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

MOTION APPROVED

III, AWARDS AND PRESENTATIONS:

ITEM NO.1

PRESENTATION OF RETIREMENT MEMENTO BY MAYOR MICHAEL D. BROWN TO WILLIAM H. GARTIN FOR OVER TWENTY-TWO (22) YEARS OF DEDICATED SERVICE TO THE CITIZENS OF RIVIERA BEACH.

A presentation was made by Doretha Perry, Human Resources Director, to Mr. William Gartin.

IV. STATEMENTS FROM THE PUBLIC (TWO MINUTES LIMITATION):

Gerald Ward, 31 W 20th Street, made comments regarding the P & Z Board meeting that would be held on Thursday.

V. 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 COUNCIL MEMBER OR A PERSON 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 AIDE. CARDS MUST BE SUBMITTED BEFORE THE ITEM IS DISCUSSED.

MINUTES:

ITEM NO.2

MINUTES OF THE REGULAR COUNCIL MEETING HELD ON DECEMBER 17, 2003.

RESOLUTIONS:

ITEM NO.3

RESOLUTION NO. 1-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AMENDMENT TO THE USE OF FACILITIES AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY TO PROVIDE HOT PREPARED MEAL SERVICES TO THE CITY'S SENIOR PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.4

RESOLUTION NO. 2-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING SUPPLEMENTAL FUNDS IN THE AMOUNT OF \$225,000 FROM THE DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, UNDER THE EXECUTIVE OFFICE FOR WEED AND SEED FOR THE FOUR COMPONENTS OF WEED AND SEED; AUTHORIZING THE CITY MANAGER

TO EXECUTE THE GRANT AGREEMENT AND THE FINANCE DIRECTOR TO SET UP A BUDGET FOR THE SAME.

ITEM NO.5

RESOLUTION NO. 3-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE GRANT FUNDS FROM THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT - OFFICE OF CRIMINAL JUSTICE (BYRNE) VICTIM ADVOCATE PROGRAM IN THE AMOUNT OF \$33,594; AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT AGREEMENT AND THE FINANCE DIRECTOR TO TRANSFER A CASH MATCH OF \$11,198 FROM THE FUND BALANCE ACCOUNT #150-00-399999; AND PROVIDING AN EFFECTIVE DATE.

1) PETITIONS AND COMMUNICATIONS FOR FILING:

NONE

END OF CONSENT AGENDA

A motion was made by Councilperson Wilson and seconded by Councilperson lies to approve the Consent Agenda.

MOTION

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

MOTION APPROVED

VI. PUBLIC HEARING:

1) ORDINANCES ON SECOND READING:

ITEM NO.6

ORDINANCE NO. 2954 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING A PETITION FOR VOLUNTARY ANNEXATION FROM DENNIS DEMPSEY, FOR LAND LOCATED IN PALM BEACH COUNTY, FLORIDA, CONTAINING 2.95 ACRES, LOCATED AT 3787 INTERSTATE PARK ROAD WEST, 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 FOR CODIFICATION; AND FOR OTHER PURPOSES IN ACCORDANCE WITH SECTION 171.044, FLORIDA STATUTES.

Deputy City Clerk Robinson read the aforementioned Ordinance into the record and stated that it was advertised in the December 21, 2003 edition of the Palm Beach Post.

A motion was made Councilperson Wade and seconded by Councilperson lies to adopt Ordinance No. 2954.

MOTION

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

MOTION APPROVED

VII. REGULAR:

ITEM NO.7

RESOLUTION NO. ~~4-04~~ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE FUND BALANCE IN THE LAW ENFORCEMENT TRUST FUND ACCOUNT #150-00-399999 TO COVER THE SPONSORSHIP OF A GROUP OF YOUTHS, A CITY BUS DRIVER, CHAPERONES, AND COUNCIL MEMBERS TO ATTEND THE 19TH ANNUAL NATIONAL CONFERENCE ON PREVENTING CRIME IN THE BLACK COMMUNITY; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned Resolution into the record.

A motion was made by Councilperson Wilson and seconded by Councilperson Wade to approve Resolution No. 4-04.

MOTION

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

MOTION APPROVED

ITEM NO.8

RESOLUTION NO. ~~5-04~~ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO RENEW AN AGREEMENT WITH ADVANCED TECHNICAL AND EDUCATIONAL CONSULTANTS, INC., 5033 OKEECHOBEE BOULEVARD, VEST PALM BEACH, FLORIDA 33417, TO PROVIDE FOR THE EDUCATION AND TRAINING OF STUDENTS IN THE PARAMEDIC AND EMT PROGRAMS; AND PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Deputy City Clerk Robinson read the aforementioned Resolution into the record.

A motion was made by Councilperson Wilson and seconded by Councilperson Wade to approve Resolution No. 5-04.

MOTION

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

MOTION APPROVED

ITEM NO. 9

RESOLUTION NO. 6-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING AN AMENDMENT TO THE JOB CLASSIFICATION LIST BY DELETING THE UNCLASSIFIED POSITION OF SENIOR PLANNER AND CREATING THE UNCLASSIFIED POSITION OF PRINCIPAL PLANNER AND THAT THE CLASSIFIED POSITION OF PLANNER BE RECLASSIFIED TO AN UNCLASSIFIED POSITION AND THAT THE POSITION BE REGRADED; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned Resolution into the record.

A motion was made by Councilperson lies and seconded by Councilperson Wilson to approve Resolution No. 6-04.

MOTION

Gerald Ward, 31 W 20th Street, made comments regarding the Resolution and the justification provided.

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

MOTION APPROVED

ITEM NO. 10

RESOLUTION NO. 7-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF AN A7000 STREET SWEEPER FROM SCHWARZE INDUSTRIES, INC. OF HUNTSVILLE, ALABAMA 35811 BY PIGGYBACKING OFF BREVARD COUNTY PURCHASE ORDER 4500017718 AT A COST OF \$136,678.36; AND TO AUTHORIZE THE FINANCE DIRECTOR TO MAKE PAYMENT FROM EXPENDITURE FUND ACCOUNT NO. 460-1127-541-0-6405; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned Resolution into the record.

A motion was made by Councilperson Wade and seconded by Councilperson lies to approve Resolution No. 7-04.

MOTION

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

MOTION APPROVED

ITEM NO.11

RESOLUTION NO. 8-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE STAFF TO SUBMIT A U.S. DEPARTMENT OF U.S. HOUSING AND URBAN DEVELOPMENT FY 2003 EDI-SPECIAL PROJECT GRANT IN THE AMOUNT OF \$201,184 FOR THE CONSTRUCTION AND RENOVATION OF FACILITIES AS PART OF AN URBAN COMMERCIAL RETAIL DEVELOPMENT PROJECT.

Deputy City Clerk Robinson read the aforementioned Resolution into the record.

A motion was made by Councilperson **Wade** and seconded by Councilperson **lies** to approve Resolution No. 8-04.

MOTION

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

MOTION APPROVED

ITEM NO.12

REQUEST TO APPROVE REVISED WAIVER OF CONFLICT LETTER FOR GREENBERG TRAUIG.

City Manager Wilkins stated that this request was being presented as a result of the action taken by the CRA Board. He stated that a copy of the previously submitted letter and the revised letter was provided.

A motion was made by Councilperson **Wilson** and seconded by **Councilperson Wade** to approve the revised waiver of conflict.

MOTION

Gerald Ward, 31 W 20th Street, made comments regarding the waiver of conflict.

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

MOTION APPROVED

City Manager Wilkins stated that a status report was provided on the W 26th Street regarding the displacement of the residents; and a memorandum was provided regarding the City's participation in the 2004 Western Hemisphere Outlook Conference. He also stated that a report would be provided on the issue dealing with gopeds.

A discussion ensued amongst the Mayor, City Council, and staff regarding gopeds and scooters.

BOARD APPOINTMENT:

NONE

VIII. CITY ATTORNEY'S REPORT:

NONE

IX. RECOMMENDATIONS AND DISCUSSIONS FROM MAYOR & COUNCIL:

City Manager Wilkins made the following announcement on behalf of Chair Pro Tem Blue: Relay For Life would be held May 14th and 15th.

Councilperson lies asked about the distribution of the next newsletter.

A discussion ensued amongst the Mayor, City Council, and staff.

A motion was made by **Councilperson Wade** and seconded by **Councilperson Wilson** that a newsletter be produced quarterly and for the City Manager to provide a schedule no later than the next City Council.

**MOTION
DIRECTIVE**

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

MOTION APPROVED

Councilperson Wilson stated that the television crew from MTV would be at the battle of the bands. He also made comments on the renaming of the post office and the ecstatic of the area. He also commended the Police Department on their efforts in the Monroe Heights neighborhood.

Chairperson Schnyer made comments regarding the ecstatic of the post office and commended staff on the MLK Gospel Extravaganza.

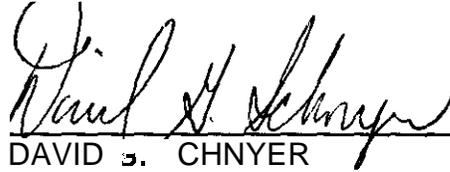
X. ADJOURNMENT

There being no further business the meeting was duly adjourned at 8:35 p.m.

APPROVED:



MICHAEL D. BROWN
MAYOR

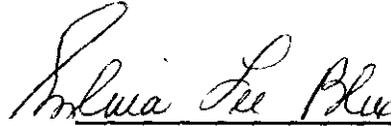


DAVID S. CHNYER
CHAIRPERSON

ATTEST:



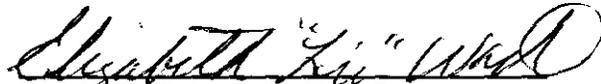
CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



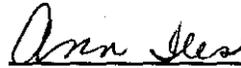
A LEE BLUE

absent

DONALD R. WILSON
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON



ANN ILES
COUNCILPERSON

MOTIONED BY: S. Blue
SECONDED BY: E. Wade

D. SCHNYER aye _____
S. BLUE aye _____
D. WILSON absent _____
E. WADE aye _____
A. ILES aye _____

DATE APPROVED: 01/21/04