

CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, MAY 5, 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 City Clerk Ward, the following were present: Chair Pro Tem Ann lies, Councilperson Donald R. Wilson, Councilperson Judy L. Davis, and Councilperson Elizabeth "Liz" Wade. Also present were City Manager William E. Wilkins, City Clerk Carrie E. Ward, Master Municipal Clerk, and City Attorney Pamala Hanna Ryan.

Invocation/Pledge of Allegiance

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

II. ADDITIONS, DELETIONS, SUBSTITUTIONS

City Manager Wilkins made the following revisions to the agenda: backup was provided for the following items: Item No. 10 – Request for County Commissioner Addie Green; Item No 14 - Resolution regarding Academic Summer Camp; and Item No. 15 - Resolution regarding Recreation Football Coordinator; added the following items: Item No. 17 - Resolution regarding Summer Food Service Program; Item No. 18- Resolution regarding Special Utility District; Item No. 19 - Resolution regarding Utility District Program; and Item No. 20 - Request regarding Video Taping Services; and deleted the following items: Item No.2 - Presentation to volunteers in the Library; Item No.6 - Presentation to the Education AdVisory Board; and Item No 13 - Resolution regarding initiation of Utility District Program.

1) Adoption of Agenda

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

MOTION

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

MOTION APPROVED

III. AWARDS AND PRESENTATIONS:

ITEM NO.1

PRESENTATION BY MAYOR MICHAEL D. BROWN RECOGNIZING FIREFIGHTER JOHN WRIGHT FOR HIS MILITARY SERVICE IN IRAQ.

Mayor Brown made a presentation to Firefighter John Wright in recognition of his military service.

A representative from the Crowne Plaza Hotel Singer Island presented Firefighter Wright with a lodging and dining certificate.

ITEM NO.2

PRESENTATION OF PLAQUES BY MAYOR MICHAEL D. BROWN TO LIBRARY VOLUNTEERS TO SHOW APPRECIATION FOR THEIR DEDICATION AND COMMITMENT TO THE LIBRARY. ~~ITEM DELETED~~

ITEM NO.3

PRESENTATION OF CERTIFICATE OF APPRECIATION TO ANN SNIPES FOR HER VOLUNTEER SERVICE FOR TAX PREPARATION.

Participants unavailable, reschedule.

ITEM NO.4

PRESENTATION OF DONATION BY THE CUNNINGHAM FAMILY FOR 2004-2005 NEALIA B. CUNNINGHAM EDUCATION SCHOLARSHIP.

Presentation to be made at the next City Council Meeting at the request of DeNeal Cunningham.

ITEM NO.5

PRESENTATION BY MAYOR MICHAEL D. BROWN RECOGNIZING THE VOLUNTEERS FOR THEIR PARTICIPATION IN THE NEALIA B. CUNNINGHAM DAY CELEBRATION.

Mayor Brown made a presentation to the volunteers for the Nealia B. Cunningham Day Celebration.

ITEM NO.6

PRESENTATION FROM RIVIERA BEACH EDUCATION ADVISORY BOARD REGARDING SUNCOAST HIGH SCHOOL. ~~ITEM DELETED~~

A representative from Palm Beach County Housing and Community Development made a presentation to Mayor Brown on behalf of the City for its continued participation in the Community Development Block Grant Program.

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

Rev. Lessye Charlow, 1241 W 33'd Street, expressed words of appreciation to the Mayor, City Council, and Chief of Police.

Margaret Shepherd, 2003 W 17th Ct #104, made comments regarding activities taking place in Ivey Green.

City Manager Wilkins stated that staff had completed a report on Ivey Green as requested by the City Council. He stated that due to the significance of the report a meeting should be scheduled to discuss the contents of the report.

Greta von Unruh, Riviera Beach Housing Authority Board, made comments regarding the Riviera Beach Housing Authority.

Gerald Ward, 31 20th Street, made comments regarding high school issue and the fire sale of 2f3 of the timeshare units.

V. CONSENT AGENDA:

ALL MATTERS LISTED UNDER THIS ITEM ARE CONSIDERED TO BE ROUTINE AND ACTION WILL BE TAKEN BY THE COUNCIL. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER OR A PERSON WHO 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 PUBLIC COMMENT CARD LOCATED IN THE BACK OF THE COUNCIL CHAMBERS AND GIVE IT TO THE COUNCIL CLERK (OR THE LEGISLATIVE AIDE). CARDS MUST BE SUBMITTED BEFORE THE ITEM IS DISCUSSED.

MINUTES:

ITEM NO.7
MINUTES OF THE REGULAR COUNCIL MEETING HELD ON APRIL 21, 2004.

RESOLUTIONS:

ITEM NO.8

RESOLUTION NO. 82-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE FINAL PAYMENT TO R.C.T. ENGINEERING, INC., FOR THE ENGINEERING DESIGN AND CONSTRUCTION ADMINISTRATION OF A 16" DIAMETER POTABLE WATER TRANSMISSION LINE FROM CONGRESS AVENUE TO MILITARY TRAIL AND OTHER POTABLE WATER DISTRIBUTION SYSTEM IMPROVEMENTS IN THE AMOUNT OF **\$3,052**; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 407-1437-533-0-4616; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.9

RESOLUTION NO. 83.04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE PLAT ENTITLED "SIERRA-SONOMA BAY"; AUTHORIZING THE MAYOR, CITY CLERK AND THE CITY ENGINEER TO SIGN THE PLAT; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO. 10

REQUEST FOR AUTHORIZATION FROM CITY COUNCIL TO TRANSMIT A REQUEST TO COUNTY COMMISSIONER ADDIE L. GREENE FOR DISCRETIONARY FUNDS FOR IMPROVEMENTS AT LONE PINE ESTATES SUBDIVISION. **ITEM PULLED FOR DISCUSSION**

A motion was made by Councilperson Wade and seconded by Chair Pro Tem lies to approve staffs request.

MOTION

Mary Hughes, 2538 Canterbury Dr. S, made comments in support of the request.

Rosalie Okaty, 2527 Doral Way, made comments in support of the request.

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

MOTION APPROVED

- 1) PETITIONS AND COMMUNICATIONS FOR FILING:

END OF CONSENT AGENDA

A motion was made by Councilperson Wade and seconded by Chair Pro Tem lies to approve the Consent Agenda as amended.

MOTION

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

MOTION APPROVED

VI. PUBLIC HEARING:

ITEM NO. 11

ORDINANCE NO. 2966 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN AMENDMENT TO THE INLET HARBOR CITY OF RIVIERA BEACH REDEVELOPMENT PLAN MODIFICATION 2001; FINDING THAT THE PLAN CONFORMS TO SECTIONS 163.360; 163.361; 163.362; AND 166.041; FLORIDA STATUTES DIRECTING THAT THE PLAN BE CARRIED OUT IN ACCORDANCE WITH ITS TERMS; SUBMITTING SAID PLAN TO EACH TAXING AUTHORITY THAT LEVIES AD VALOREM TAXES ON TAXABLE REAL PROPERTY CONTAINED WITHIN THE GEOGRAPHICAL BOUNDARIES OF THE REDEVELOPMENT AREA; PROVIDING FOR SEVERABILITY, CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Ordinance into the record.

A motion was made by **Councilperson** Wilson and seconded by Councilperson Wade to approve Ordinance No. 2966.

MOTION

Mary McKinney, Community Development Director, made a presentation.

Gerald Ward, 1150 Coral Way, made comments regarding the contents of the back up information provided.

Larry Smith, 101 US Highway 1 #402, made comments in support of the proposed ordinance.

Tony Gigliotti, President of SICA, made comments in support of the proposed ordinance.

A discussion ensued amongst the City Council.

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

MOTION APPROVED

1) ORDINANCES ON SECOND READING:

NONE

VII. REGULAR:

ITEM NO. 12

RESOLUTION NO. 84-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN THE CITY OF RIVIERA BEACH AND ALCALDE & FAY, LTD. TO PROVIDE LOBBYIST REPRESENTATION AT THE FEDERAL LEVEL ON BEHALF OF THE CITY OF RIVIERA BEACH; COMPENSATION IS \$6,000 PER MONTH FOR TWELVE MONTHS; THE SAME TO BE PAID FROM CONTRACT SERVICES ACCOUNT NO. 001-0203-519-0-3106; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Wilson and seconded by Councilperson Davis to approve Resolution No. 84-04.

MOTION

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

MOTION APPROVED

ITEM NO. 13

RESOLUTION NO. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, DIRECTING STAFF TO INITIATE THE UTILITY DISTRICT PROGRAM; DIRECTING STAFF TO PROCURE PROFESSIONAL SERVICES RELATED TO THE UTILITY DISTRICT PROGRAM; AND PROVIDING AN EFFECTIVE DATE. **ITEM DELETED**

ITEM NO. 14

RESOLUTION NO. 86-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING ACADEMIC SUMMER CAMP 2004 TO BE HELD JUNE 14-JULY 23, 2004 ON THE CAMPUS OF JOHN F. KENNEDY MIDDLE MAGNET SCHOOL. THE CAMP WILL BE FUNDED BY A GRANT FROM THE KNIGHT FOUNDATION'S COMMUNITY PARTNERS PROGRAM; AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET IN THE AMOUNT OF \$199,350; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Wilson and seconded by Councilperson Davis to approve Resolution No. 86-04.

MOTION

Upon a roll call by City Clerk Ward, the motion was approved with Chairperson Schnyer out.

MOTION APPROVED

ITEM NO. 15

RESOLUTION NO. ~~87-04~~ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THAT THE 2003-2004 BUDGET OF THE PARKS AND RECREATION DEPARTMENT BE AMENDED BY CREATING ONE (1) CLASSIFIED POSITION OF RECREATION FOOTBALL COORDINATOR FOR THE FEDERAL EXPRESS FOOTBALL PROGRAM; AND THAT THE POSITION BE ADDED TO THE CITY'S JOB CLASSIFICATION LIST; AND FURTHER AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE GENERAL FUND BALANCE INCREASING THE PARKS AND RECREATION DEPARTMENT'S BUDGET IN THE AMOUNT OF \$23,575; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Wilson and seconded by Councilperson Davis to approve Resolution No. 87-04.

MOTION

A discussion ensued amongst the City Council and staff.

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

MOTION APPROVED

ITEM NO. 16

FINANCE DIRECTOR'S SEMI-ANNUAL FINANCIAL REPORT.

Gwen Herbert, Finance Director made a presentation.

A motion was made by Councilperson Wilson and seconded by Councilperson Wade to accept the semi-annual financial report.

MOTION

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

MOTION APPROVED

ITEM NO. 17

RESOLUTION NO. ~~88-04~~ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE MAYOR'S EXECUTION AND THE SUBMISSION OF THE AGREEMENT AND GRANT APPLICATION WHICH IS ESTIMATED IN THE

AMOUNT OF \$77,944 TO PARTICIPATE IN THE FLORIDA DEPARTMENT OF EDUCATION'S SUMMER FOOD SERVICE PROGRAM COMMENCING JUNE, 01, 2004 THROUGH JULY 30, 2004; AND AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET FOR SAME IN THE SUMMER FOOD GRANT FUND NO. 137; AND FURTHER GIVING APPROVAL FOR THE CITY TO PIGGY-BACK OFF THE COUNTY'S BID NO. 04-079/TS WITH GA FOODS OF FORT LAUDERDALE, FLORIDA FOR THE FOOD SERVICE PROGRAM; AND PROVIDING AN EFFECTIVE DATE. **ITEM ADDED TO AGENDA**

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Wilson and seconded by Councilperson Wade to approve Resolution No. 88-04.

MOTION

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

MOTION APPROVED

ITEM NO. 18

RESOLUTION NO. 89-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, DIRECTING STAFF TO INITIATE THE CREATION OF A DEPENDENT SPECIAL UTILITY DISTRICT AND THE ACQUISITION AND FINANCING OF THE UTILITY SYSTEM; AUTHORIZING THE CITY MANAGER AND STAFF TO TAKE OTHER APPROPRIATE ADMINISTRATIVE STEPS TO IMPLEMENT THE UTILITY DISTRICT; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair Pro Tem lies and seconded by Councilperson Wilson to approve Resolution No. 89-04.

MOTION

Herman McCray, 2315 Avenue S, made comments regarding the proposed Resolution.

Gerald Ward, 31 20th Street, made comments regarding the proposed Resolution.

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

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

MOTION APPROVED

ITEM NO. 19

RESOLUTION NO. 90-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, DIRECTING STAFF TO PROCURE THE PROFESSIONAL SERVICES NECESSARY FOR THE IMPLEMENTATION OF THE UTILITY DISTRICT PROGRAM AS APPOINTED BY THE CITY COUNCIL; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson **Wade** and seconded by **Councilperson Wilson** to approve Resolution No. 90-04.

MOTION

Gerald Ward, 31 20th Street, made comments regarding the proposed Resolution.

A discussion ensued amongst the City Council and staff.

Chairperson Schnyer called for a 5 minute recess.

Chairperson Schnyer reconvened the meeting.

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

MOTION APPROVED

ITEM NO. 20

REQUEST FOR AUTHORIZATION TO ACQUIRE ON AN EMERGENCY BASIS VIDEO TAPING SERVICES FOR A PORTION OF THE CITY'S STORMWATER UTILITY SYSTEM.

A motion was made by **Councilperson Wade** and seconded by **Councilperson Wilson** to approve staffs request.

MOTION

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

MOTION APPROVED

VIII. CITY ATTORNEY'S REPORT:

NONE

IX. RECOMMENDATIONS AND DISCUSSIONS FROM MAYOR & COUNCIL:

Councilperson Wilson announced that a family fun day was scheduled for May 22nd and requested that the Mayor and City Council make themselves available to participate in the dunking booth.

Councilperson Davis made comments regarding a portable that was located on the property of Washington Elementary that needed some repairs and requested that staff address the matter.

City Manager Wilkins stated that the portable was scheduled to be moved.

Mayor Brown made comments regarding the City's street sweeper and then commented on their trip to the Ft. Lauderdale Air and Sea Show.

X. ADJOURNMENT

There being no further information, the meeting was duly adjourned at 10:20 p.m.

APPROVED:



MICHAEL D. BROWN
MAYOR



DAVID G. SCHNYER
CHAIRPERSON

ATT T:

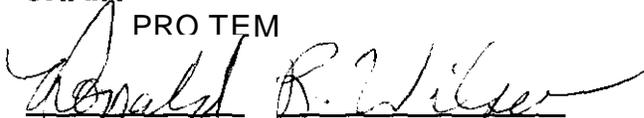


CARRIE E. ARD
MASTER MUNICIPAL CLERK
CITY CLERK



ANN ILES
CHAIR

PRO TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON

Elizabeth "Liz" Wade
ELI BETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: D. WILSON

SECONDED BY: E. WADE

D. SCHNYER AYE

A. ILES AYE

D. WILSON AYE

J. DAVIS AYE

E. WADE AYE

DATE APPROVED: OS/21/04

CITY OF RIVIERA BEACH, FL
REGULAR CITY COUNCIL MEETING
MAY 5, 2004

REVISED

ADDITIONS, DELETIONS, SUBSTITUTIONS, & REVISIONS

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Numerals

ADDITIONS

Consent Agenda

5	V	Item NO.10	Back-Up Provided.
			Regular
6	VII	Item No. 14	Back-Up Provided.
		Item No. 15	Back-Up Provided.
7		Item No. 17	Resolution No. _ A Resolution Of The City Council Of The City Of Riviera Beach, Palm Beach County, Florida, Approving The Mayor's Execution And The Submission Of The Agreement And Grant Application Which Is Estimated In The Amount Of \$77,944 To Participate In The Florida Department of Education's Summer Food Service Program Commencing June, 01, 2004 Through July 30, 2004; And Authorizing The Finance Director To set Up A Budget For Same In The Summer Food Grant Fund No. 137; And Further Giving Approval For The City To Piggy-back Off The County's Bid No. D4-D79ITS With GA Foods of Fort Lauderdale, Florida For The Food Service Program; And Providing An Effective Date.

CITY OF RNIERA BEACH, FL
 REGULAR CITY COUNCIL MEETING
 MAY 5,2004
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ADDITIONS (Continued)

Regular

7 VII Item No. 18 Resolution No. ____ A
 Resolution Of ~~The City~~ Council
 Of The City Of Riviera Beach,
 Palm Beach County, FLOrIda,
 Directing Staff To Initiate The
 Creation Of A ~~Dependent~~
Special Utility District And The
 Acquisition And Financing Of
 The Utility System; Authorizing
 The City Manager And Staff To
 Take other Appropriate
 Administrative Steps To
 Implement The Utility District;
 And Providing An Effective
 Date.

Item No. 19 ~~Resolution~~ No. ____ A
 Resolution Of ~~The City~~ Council
 Of The City Of Riviere ~~Beach~~,
 Palm Beach County, FLOrIda,
 Directing Staff To Procure The
 Professional Services
 Necessary For The
 Implementation Of The Utility
 District Program As Appointed
 By The City Council; And
 Providing An Effective Date.

Item No. 20 Request For Authorization To
 Acquire On An Emergency
 Basis Video Taping Services
 For A Portion Of The City's
~~Stormwater~~ Utility Sytem.

DELETIONS

3 III Item NO.2 This Item Has Been Deleted.

Item NO.6 This Item Has Been Deleted.

6 VII Item No. 13 ~~This~~ Item Has Been Deleted.

4/30/04 Original
 5/5/04 Revised
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CITY OF RIVIERA BEACH, FL
REGULAR CITY COUNCIL MEETING
MAYS, 2004

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ADDITIONS. DELETIONS. SUBSTITUTIONS. & REVISIONS

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CITY OF RIVIERA BEACH, FL
 REGULAR CITY COUNCIL MEETING
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ADDITIONS (Continued)

Regular

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		Item No. 19	Resolution No. A Resolution Of The City Council Of The City Of Riviera Beach, Palm Beach County, Florida, Directing Staff To Procure The Professional Services Necessary For The Implementation Of The Utility District Program As Appointed By The City Council; And Providing An Effective Date.
		Item No. 20	Request For Authorization To Acquire On An Emergency Basis Video Taping Services For A Portion Of The City's Stormwater Utility Sytem.

DELETIONS

3	III	Item NO.2	This Item Has Been Deleted.
		Item NO.6	This Item Has Been Deleted.
6	VII	Item No. 13	This Item Has Been Deleted.

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