

CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, ~~JUNE 16~~, 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 Tern Ann lies, Councilperson Donald R. Wilson, and Councilperson Judy L. Davis. Also present were City Manager William E. Wilkins, City Clerk Came E. Ward, Master Municipal Clerk, and City Attorney Pamala Hanna Ryan.

Councilperson Wade was absent.

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: additional back-up was provided for Item NO.3 - presentation to Uceba Babson; Item No. 14 - Resolution regarding fire rescue standards; Item No. 18 - Resolution regarding site plan application; and Item No. 22 - Resolution regarding Marsh Harbour; added - Item No. 26 - Resolution regarding observance of National Day of Mourning; and deleted the following items - Item No. 20 - Resolution regarding infill housing redevelopment and Item No. 21 - Resolution regarding infill housing expansion.

Councilperson Wilson stated that he would be making a presentation on behalf of Ms. Brown.

1) Adoption of Agenda

A motion was made by Councilperson Wilson 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

III. AWARDS AND PRESENTATIONS:

ITEM NO.1

PRESENT AND WELCOME NEW EMPLOYEES OF THE CITY OF RIVIERA BEACH FOR THE MONTH OF MAY, 2004.

Doretha Perry, Human Resources Director, introduced the following new employees for the month of May: Richard Rott (Police) and Bovell Richards (Community Development).

ITEM NO.2

PRESENTATION OF CERTIFICATES OF ACHIEVEMENT TO THE BOYS TO MEN PROGRAM PARTICIPANTS FROM IVEY GREEN VILLAGE.

Councilperson Wilson, Clarence Williams, Chief of Police and Steve White, Consultant, presented certificates to the participants that completed the Boys to Men Program.

Councilperson Wilson expressed congratulatory words to the young men who completed the program.

Councilperson Wilson presented a Certificate of Award to Carla King one of the recipients of the Riviera Beach Education Scholarship.

He also announced that Washington Elementary School received an A on the FCAT and requested that Principal Butler be honored at the July 7, 2004 City Council Meeting.

Police Chief Williams presented the Citizens On Patrol.

ITEM NO.3

PROCLAMATION HONORING MRS. UCEBA BABSON.

Chairperson Schnyer read into the record a proclamation honoring Mrs. Uceba for obtaining her GED at the age of 90.

Mrs. Babson expressed words of encouragement regarding education.

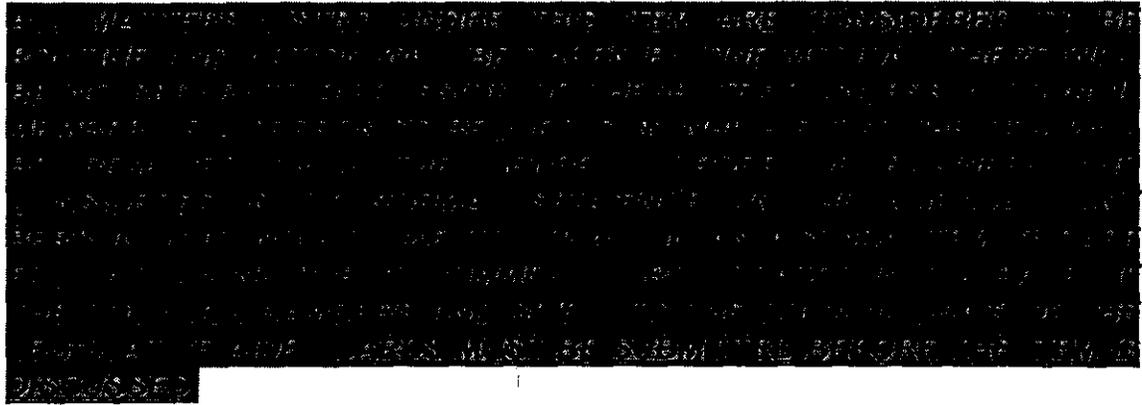
IV. StATEMENTS FROM THE PUBLIC (TWO MINUTES LIMITATION):

Earlene Jordan Weston, 3029 Avenue T, made comments regarding the speeding of cars and kids riding scooters in her neighborhood.

Margaret Shepherd, 2004 17th Ct #104, made comments regarding HUD taking over Ivey Green.

Herman McCray, 2315 Avenue S, made comments regarding having a minister present for the invocation.

V. CONSENT AGENDA:



MINUTES:

ITEM NO.4

MINUTES OF THE REGULAR COUNCIL MEETING HELD ON JUNE 2, 2004.

RESOLUTIONS:

ITEM NO.5

RESOLUTION NO. 107-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A PAYMENT TO C.R. DUNN, INC. IN THE AMOUNT OF \$19,357 FOR INSTALLING 13 DECORATIVE STREET LIGHT POLES, FIXTURES AND BRACKETS FOR WEST 26TH STREET LIGHTING PROJECT; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 147-0716-519-0-6501; AND PROVIDING FOR AN EFFECTIVE DATE.

ITEM NO.6

RESOLUTION NO. 108-04 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 AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND PALM BEACH COUNTY FOR RECEIVING ADDITIONAL FUNDING IN THE **AMOUNT** OF \$76,000 FOR INSTALLATION OF DECORATIVE STREET LIGHTS ON WEST 26TH STREET BETWEEN OLD DIXIE HIGHWAY AND AVENUE "M"; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.7

RESOLUTION NO. 109-04 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** 29 DECORATIVE STREET LIGHT POLES, FIXTURES AND BRACKETS IN THE AMOUNT OF \$77,981, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 147-0716-519-1-6355; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.8

RESOLUTION NO. 110-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING BIRCHWOOD PLAT; AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN THE SAID PLAT; AND PROVIDING AN EFFECTIVE DATE.

1) PETITIONS AND COMMUNICATIONS FOR FILING:

END OF CONSENT AGENDA

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

MOTION

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

MOTION APPROVED

VI. PUBLIC HEARING:

1) ORDINANCES ON SECOND READING:

ITEM NO.9

ORDINANCE NO. 2970 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE ZONING MAP FOR 1.91 ACRES OF LAND LOCATED ON THE SOUTHEAST CORNER OF **1-95** AND BLUE HERON BOULEVARD BY CAANGING THE ZONING CLASSIFICATION FROM PALM BEACH COUNTY INDUSTRIAUCOMMERCIAL TO CITY OF RIVIERA BEACH "GENERAL COMMERCIAL (CG)"; DIRECTING THE DIRECTOR OF COMMUNITY DEVELOPMENT TO UPDATE THE CITY OF RIVIERA BEACH ZONING MAP; AND PROVIDING AN **EFFECTIVE** DATE AND FOR OTHER PURPOSES.

City Clerk Ward read the aforementioned Ordinance into the record and stated that it was advertised in the June 7, 2004 edition of the Palm Beach Post.

A motion was made by Councilperson Wilson and seconded by Councilperson Davis to adopt Ordinance No. 2970.

MOTION

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

MOTION APPROVED

ITEM NO. 10

ORDINANCE NO. 2971 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, RELATING TO BUILDING CODES, REGULATIONS AND PROCEDURES; AMENDING CHAPTER 22, "BUILDINGS AND BUILDING REGULATIONS", ARTICLE II, "BUILDING AND TECHNICAL CODES", OF THE CITY CODE OF ORDINANCES BY UPDATING AND REVISING SECTION 22-31, "CODES ADOPTED", SECTION 22-32, "COUNTY AMENDMENTS ADOPTED", SECTION 22-33, "SCHEDULE OF PERMIT FEES", AND SECTION 22-34, "CONSTRUCTION NOT IN COMPLIANCE WITH CODES PROHIBITED", AND ADOPTING A NEW SECTION 22-35, "ABATEMENT OF UNSAFE BUILDINGS"; AMENDING CHAPTER 28, "SIGNS", OF THE CITY CODE OF ORDINANCES BY AMENDING SECTION 28-38, "REMOVAL, REPAIR OR ALTERATION", AND SECTION 28-40, "APPEALS"; AMENDING CHAPTER 29, "STREETS AND SIDEWALKS", OF THE CITY CODE OF ORDINANCES, BY AMENDING SECTION 29-31, "APPEALS"; AMENDING CHAPTER 31, "ZONING", ARTICLE II, "BOARD OF ADJUSTMENT" OF THE CITY CODE OF ORDINANCES BY AMENDING SECTION 31-18, "POWERS AND DUTIES"; PROVIDING FOR SEVERABILITY, CONFLICTS, AND CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Ordinance into the record and stated that it was advertised in the June 7, 2004 edition of the Palm Beach Post.

A motion was made by Councilperson Wilson and seconded by Chair Pro Tem lies to adopt Ordinance No. 2971.

MOTION

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

MOTION APPROVED

ITEM NO. 11

ORDINANCE NO. 2972 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, CREATING THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT; ADOPTING THE SPECIAL DISTRICT CHARTER; PROVIDING FOR CONFLICTS, CODIFICATION AND SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Ordinance into the record and stated that it was published in the June 7, 2004 edition of the Palm Beach Post.

A motion was made by Councilperson Wilson and seconded by Chair Pro Tem lies to adopt Ordinance No. 2972.

MOTION

Herman McCray, 2315 Avenue S, made comments against the proposed Ordinance.

Henry Taylor, 3600 Avenue T, made comments against the proposed Ordinance.

William Burrs, 1500 W 30th Street, made comments against the proposed Ordinance.

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

VII. REGULAR:

ITEM NO. 12

ORDINANCE NO. 2973 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, VACATING AND ABANDONING THAT PORTION OF AVENUE "J" (A PLAITED ROAD RIGHT-OF-WAY 50 FEET IN WIDTH AND 100 FEET IN LENGTH FORMERLY KNOWN AS DETROIT STREET) LYING BETWEEN BLOCKS 3 AND 4, INLET CITY; PROVIDING FOR SEVERABILITY AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

City Clerk Ward read the aforementioned Ordinance into the record.

A motion was made by Councilperson Wilson and seconded by Chair Pro Tem lies to approve Ordinance No. 2973 on First Reading.

MOTION

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

MOTION APPROVED

ITEM NO. 13

ORDINANCE NO. 2974 **AN** ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING A PETITION FOR VOLUNTARY ANNEXATION FROM FOUR BROTHERS INVESTMENTS, INC., WITH LAND IN THE UNINCORPORATED

AREA OF PALM BEACH COUNTY, FLORIDA, CONTAINING 1.60 ACRES, LYING EAST OF INTERSTATE 95 AND SOUTH OF BYRON DRIVE, 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 HEREWfTH; PROVIDING AN EFFECTIVE DATE THEREOF; AND FOR OTHER PURPOSES IN ACCORDANCE WITH SECTION 171.046, FLORIDA STATUTES.

City Clerk Ward read the aforementioned Ordinance into the record.

A motion was made by Chair Pro Tem lies and seconded by Councilperson Wilson to approve Ordinance No. 2974 on First Reading.

MOTION

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

MOTION APPROVED

ITEM NO. 14

RESOLUTION NO. 111-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO RELEASE CODE ENFORCEMENT LIENS ON PROPERTY LOCATED AT AVENUE "H". FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$3,500; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; 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 Davis to approve Resolution No. 111-04.

MOTION

City Manager Wilkins requested that the following revision be made to Section 3 of the resolution instead of 30 days staff recommended 90 days at the request of the property owner who would be paying \$1,000 on Thursday leaving a balance of \$2,500.

An amended motion was made Chair Pro Tern lies and seconded by Councilperson Davis to accept staff's recommendation.

AMENDED MOTION

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

MOTION APPROVED

ITEM NO. 15

RESOLUTION NO. 112-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, EXPRESSING ITS INTENT TO **COMPLY** WITH THE COUNTYWIDE MINIMUM LEVEL OF SERVICE FOR FIRE RESCUE STANDARDS; 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 Davis to approve Resolution No. 112-04.

MOTION

Troy Perry, Fire Chief, made a presentation.

A discussion ensued amongst the mayor, city council, and staff.

At this point Chairperson Schnyer passed the gavel and proceeded with the following motion.

A motion was made by Chairperson Schnyer and seconded by Councilperson Wilson to table Resolution No. 112-04 for a period of 6 months.

MOTION TO TABLE

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

MOTION APPROVED

ITEM NO. 16

RESOLUTION NO. 113-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING TOTAL SETILEMENT OF THE MATTER OF GRACE FORD V. CITY OF RIVIERA BEACH AND APPROVING THE TOTAL SETTLEMENT AMOUNT OF \$116,000 AS COMPLETE AND FINAL SETILEMENT OF INDEMNITY COMPENSATION, FURTHER LIABILITY FOR FUTURE MEDICAL CARE AND REHABILITATION TO THE CLAIMANT, INCLUSIVE OF ATTORNEY'S FEES AND COSTS; FURTHER AUTHORIZING THE CITY'S **INSURANCE** ADMINISTRATORS, GALLAGHER BASSETI SERVICES, TO PAY THIS AMOUNT TO THE CLAIMANT/CLAIMANT'S ATTORNEY FROM THE CITY'S LOSS FUND ACCOUNT NO 602-0539-513-0-1405.

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. 113-04.

MOTION

Upon a roll call vote by City Clerk Ward, the motion was approved with Chair Pro Tem lies out.

MOTION APPROVED

ITEM NO. 17

RESOLUTION NO. 114-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING TOTAL SETTLEMENT OF THE MATTER OF VANESSA McNISH V. CITY OF RIVIERA BEACH AND APPROVING THE TOTAL **SETTLEMENT** AMOUNT OF \$115,000 AS COMPLETE AND FINAL SETTLEMENT OF INDEMNITY COMPENSATION, FURTHER LIABILITY FOR FUTURE MEDICAL CARE AND REHABILITATION TO THE CLAIMANT, INCLUSIVE OF ATTORNEY'S FEES AND COSTS; FURTHER AUTHORIZING THE CITY'S INSURANCE ADMINISTRATORS, GALLAGHER BASSETT SERVICES, TO PAY THIS AMOUNT TO THE CLAIMANT/CLAIMANT'S ATTORNEY FROM THE CITY'S LOSS FUND ACCOUNT NO 602-0539-513-0-1405.

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. 114-04.

MOTION

Upon a roll call vote by City Clerk Ward, the motion was approved with Chair Pro Tem lies out.

MOTION APPROVED

At this point Chairperson Schnyer called for a recess.
Chairperson Schnyer reconvened the meeting.

QUASI-JUDICIAL PROCEEDING:

ITEM NO. 18

RESOLUTION NO. 115-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN APPLICATION FROM SINGER ISLAND CONDOMINIUMS, LOCATED AT 2700 NORTH OCEAN DRIVE WITH SPECIFIC CONDITIONS; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record and stated that it was advertised in the April 27, 2004 and May 21, 2004 edition of the Palm Beach Post.

Mary McKinney, Community Development Director, made a presentation. She stated that there was a change to condition 2 & 5 regarding the time frame

for submitting contributions to the City; contribution to the City of Riviera Beach Housing Trust Fund (Section 2) and the Blue HeronfA1A Beautification fund (Section 5) would be made within 180 days instead of 90 days and the Exhibit A site plan was changed because two of the Cabana's were removed from the site plan that was previously submitted. Staff's file was submitted into the record.

Larry Smith, counsel for the petitioner, stated that he also would like for the notice of publication to be entered into the record along with the packet he submitted.

Various representatives for Catalfumo Construction & Development made a presentation. A *résumé* for each representative was submitted for review.

Wes Nichols, 1060 Powell Dr., made comments against the proposed project.

Tony Gigliotti, Singer Island Civic Association president, made comments in support of the proposed project.

A rebuttal was given by Mary McKinney on behalf of the City.

A rebuttal was conducted by representatives of the petitioners.

City Atty. Ryan requested that the City Council acknowledge any ex-parte communication they may have had with the applicant.

Chairperson Schnyer stated that he had spoken with Larry Smith, counsel for the applicant and on February 12, 2004 he had a meeting with Mr. Smith, Mr. Catalfumo, Mr. Nichols and Mr. Cantole at Mr. Cata/fumo's office.

Councilperson Davis stated that she had conversations with Mr. Smith in person.

Councilpersons lies and Wilson stated that they had not had any ex-parte communication with the petitioner.

Deliberation ensued amongst the Mayor and City Council.

A motion was made by **Councilperson Wilson** and seconded by **Chair Pro Tern lies** to approve staff's recommendation as provided in Resolution No. 115-04.

MOTION

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

MOTION APPROVED

ITEM NO. 19

RESOLUTION NO. 116-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A PROJECT CHANGE FROM 13TH STREET FAÇADE IMPROVEMENT & AVENUE "U" PUBLIC IMPROVEMENT TO BARON SIGN MANUFACTURING IN PALM BEACH COUNTY DEVELOPMENT REGIONS GRANT PROGRAM IN THE AMOUNT OF \$48,000 WITH A LOCAL CASH MATCH OF \$25,000; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair Pro Tern lies and seconded by Councilperson Davis to approve Resolution No. 116-04

MOTION

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

Upon a roll call vote by City Clerk Ward, the vote was 2-2 with Councilpersons Schnyer and Wilson dissenting.

MOTION FAILED

ITEM NO. 20

RESOLUTION NO. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE IMPLEMENTATION OF A COMPREHENSIVE INFILL HOUSING REDEVELOPMENT STRATEGY FOR THE CITY INCLUDING ACQUISITIONS OF VACANT LOTS, CREATION OF A HOUSING TRUST FUND, A FAÇADE PROGRAM TO SUPPORT EXISTING HOUSING, INFRASTRUCTURE IMPROVEMENTS, OFFERING HOUSING AT PRICE POINTS FROM 95,000 TO \$150,000, NEGOTIATING WITH PALM BEACH COUNTY OFFICIALS FOR GRANT FUNDING, AN INTERIM BUDGET OF \$1,000,000 FROM THE SALE OF CITY OWNED PROPERTY ON CONGRESS AVENUE AND THE HOUSING TRUST FUND AND THE CITY'S PARTNERSHIP WITH THE COMMUNITY FINANCING CONSORTIUM, LOCAL INITIATIVE SUPPORT CORPORATION, RIVIERA BEACH NORTHWEST COMMUNITY DEVELOPMENT CORPORATION, JAY'S MINISTRIES, HABITAT FOR HUMANITY AND OTHERS AS APPROPRIATE; AND PROVIDING AN EFFECTIVE DATE. ~~ITEM DELETED~~

ITEM NO. 21

RESOLUTION NO. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE EXPANSION OF THE CITY'S INFILL HOUSING PROGRAM BY APPROVING THE SELECTION OF THREE PRE-QUALIFIED BUILDERS; AND PROVIDING AN EFFECTIVE DATE. ~~ITEM DELETED~~

ITEM NO. 22

RESOLUTION NO. 117-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN AMENDMENT TO THE PURCHASE AND SALE AGREEMENT AND DEVELOPMENT AGREEMENT WITH MARSH HARBOUR ASSOCIATES PROVIDING FOR A CHANGE IN THE PROJECT UNIT MIX FROM 240 RENTAL APARTMENT UNITS AND 240 FOR-SALE TOWN HOMES TO 404 FOR-SALE TOWN HOMES AND VILLAS AND PROVIDING FOR A \$500,000 CREDIT TO MARSH HARBOUR ASSOCIATES FOR SUBSIDIZING THE REQUIRED 100 ATAINABLE HOUSING UNITS; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AMENDED AGREEMENTS; 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. 117-04.

MOTION

City Manager Wilkins made a presentation.

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

Michael Sabatello, counsel for the City, made a presentation.

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

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

MOTION APPROVED

ITEM NO. 23

REQUEST TO CITY COUNCIL TO APPOINT A LABOR ATIORNEY TO ASSIST THE CITY WITH LABOR NEGOTIATIONS, LABOR INQUIRIES, MEDIATION AND ARBITRATION.

City Manager Wilkins made a presentation. He stated that staff was recommending Jack McLean at a cost of \$13,500 quarterly.

A motion was made by Chair Pro Tem lies and seconded by Councilperson Davis to approve staff's recommendation.

MOTION

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

MOTION APPROVED

BOARD APPOINTMENTS:

ITEM NO. 24

REQUEST CITY COUNCIL TO APPOINT FIVE (5) REGULAR BOARD MEMBERS AND ONE (1) ALTERNATE BOARD MEMBER TO THE GENERAL EMPLOYEES CIVIL SERVICE BOARD.

A motion was made by Chair Pro Tern lies and seconded by Councilperson Wilson to appoint the persons submitted by staff to the General Employee Civil Service Board.

MOTION

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

MOTION APPROVED

ITEM NO. 25

REQUEST CITY COUNCIL TO APPOINT FIVE (5) REGULAR BOARD MEMBERS AND ONE (1) ALTERNATE BOARD MEMBER TO THE POLICE/FIRE CIVIL SERVICE BOARD.

A motion was made by Chair Pro Tern lies and seconded by Councilperson Wilson to appoint the persons submitted by staff to the Police/Fire Civil Service Board.

MOTION

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

MOTION APPROVED

ITEM NO. 26

RESOLUTION NO. 118-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, OBSERVING A "NATIONAL DAY OF MOURNING" IN MEMORY OF FORMER PRESIDENT RONALD WILSON REAGAN; 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 Chair Pro Tern lies to approve Resolution No. 118-04.

MOTION

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

MOTION APPROVED

VIII. CITY ATTORNEY'S REPORT:

NONE

IX. RECOMMENDATIONS AND DISCUSSIONS FROM MAYOR & COUNCIL:

Chair Pro Tem lies announced that the Palm Beach County Caucus of Black Elected Officials would be sponsoring a black tie gala to be held on August 13th at 7:30 p.m. at the Breakers Hotel. She requested that the City provide a silver or bronze sponsorship.

A motion was made by Chair Pro Tem lies to approve a silver sponsorship in the amount of \$10,500 for the black tie gala.

MOTION DIED FOR LACK OF SECOND

A motion was made by Chair Pro Tem lies and seconded by Councilperson Davis to approve a bronze sponsorship in the amount of \$5,500 for the black tie gala.

MOTION

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

MOTION APPROVED

Chair Pro Tem lies also stated that she had preliminarily planned a *HIV/AIDS* benefit for December 1st.

Mayor Brown stated that he encouraged the drama department at John F. Kennedy to do a summer tour and requested that the city council authorize the city manager to work with him in raising money for transportation.

There was consensus by the City Council authorizing the city manager to work with the mayor in raising funds for JFK's drama department.

X. ADJOURNMENT:

There being no further business the meeting was duly adjourned at 11:18 p.m.

APPROVED:



MICHAEL D. BROWN
MAYOR

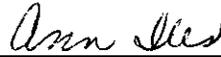


DAVID G. SCHNYER
CHAIRPERSON

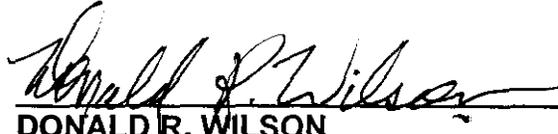
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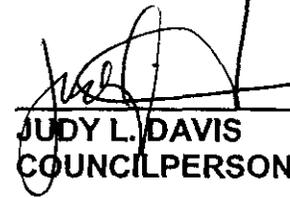
CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



ANN ILES
CHAIR PRO TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON

absent

ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: D. Wilson
SECONDED BY: J. Davis

D.SCHNYER aye
A.ILES aye
D. WILSON aye
J. DAVIS aye
E.WADE absent

DATE APPROVED: 07/07/04

CITY OF RIVIERA BEACH, FL
REGULAR CITY COUNCIL MEETING
JUNE 16, 2004

REVISED

ADDITIONS, DELETIONS, SUBSTITUTIONS, & REVISIONS

<u>Page</u>	<u>Roman Numeral</u>		<u>ADDITIONS</u>
			Awards And Presentations
		Item NO.3	Additional Back-Up.
			Regular
8	VII	Item No. 14	Additional Back-Up Provided.
		Item No. 15	Revised Resolution: Resolution No. _ A Resolution OfThe City Council Of The City Of Riviera Beach, Palm Beach County, Florida, Expressing Its Intent To Comply With The Countywide Minimum Level Of Service For Fire Rescue Standards; And Providing An Effective Date.
9		Item No. 18	Additional Back-Up Provided.
10		Item No. 22	Resolution No. A Resolution Of The City Council Of The City Of Riviera Beach, Palm Beach County, Florida, Approving An Amendment To The Purchase And Sale Agreement With Marsh Harbor Associates Providing For A Change In The Project Unit Mix From 240 Rental Apartment Units And 240 For-Sale Town Homes to 404 For-Sale Town Homes And Villas And Providing For A \$500,000 Credit To Marsh Harbor Associates For Subsidizing The 100 Attainable Housing Units; Authorizing The Mayor And City Clerk To Execute The Amended Agreements; And Providing An Effective Date.

**CITY OF RIVIERA BEACH, FL
REGULAR CITY COUNCIL MEETING
JUNE 16, 2004
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ADDITIONS

11

Item No. 26

Resolution No. A
Resolution Of The City Council
Of The City Of Riviera Beach,
Palm Beach County, Florida,
Observing A "National Day Of
Mourning" In Memory Of Former
President Ronald Wilson
Reagan; And Providing An
Effective Date.

DELETIONS

10

VII

Item No. 20

This Item Has Been Deleted.

Item No. 21

This Item Has Been Deleted.

6/14/04 Original
6/16/04 Revised
mem