

**CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
REGULAR CITY COUNCIL MEETING MINUTES  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, JULY 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 City Clerk Ward, the following were present: Mayor Michael D. Brown, Chair Pro Tern Ann lies, Councilperson Donald R. Wilson, 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 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 backup was provided for the following items - Item No.4 - Resolution regarding Jack McLean; Item No.8 - Juvenile Justice grant; and Item No. 13 - Economic Development Strategy; and deleted Item No. 12 - Resolution regarding Utilities Engineer.

**1) Adoption of Agenda**

A motion was made by Councilperson **Davis** and seconded by **Councilperson Wilson** to adopt 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 TO CLUB 35 SUNSET ON ITS 70<sup>TH</sup> ANNIVERSARY  
FRIENDS AND FAMILY REUNION.**

City Manager Wilkins stated that the Resolution was in honor of the revitalization of Club 35/Sunset.

A motion was made by Councilperson Wilson and seconded by Chair Pro Tem lies to approve the Resolution honoring Club35/Sunset.

MOTION

Randy Graham, 1516 W 30<sup>th</sup> Street, made comments regarding Club 35/Sunset.

A discussion ensued

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

MOTION APPROVED

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

NONE

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 ALL OUT A PINK PUBLIC COMMENT CARD LOCATED IN THE BACK OF THE COUNCIL CHAMBERS AND GIVE IT TO THE COUNCIL CHAIR OR THE CLERK AT THE MEETING. CARDS MUST BE SUBMITTED BEFORE THE ITEM IS DISCUSSED.

MINUTES:

ITEM NO.2

MINUTES OF THE REGULAR COUNCIL MEETING HELD ON JUNE 16, 2004.

RESOLUTIONS:

ITEM NO.3

RESOLUTION NO. 121-104 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A PAYMENT TO McNAUGHTON IN THE AMOUNT OF \$18,720 FOR SERVICE OF NEW AND POPULAR LEASED BOOKS, OCTOBER 2003 THROUGH SEPTEMBER 2004; AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 001-1336-571-0-6601 PROVIDING AN EFFECTIVE DATE.

ITEM NO.4

RESOLUTION NO. 122-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH JACK McLEAN OF THE LAW FIRM OF HOLLAND AND KNIGHT, LLP TO PROVIDE SERVICES AS THE CITY'S LABOR ATTORNEY AND TO PROVIDE OTHER LABOR RELATIONS SERVICES AND PAYMENT MADE FROM ACCOUNT NO. 001-0512-519-0-3101 IN THE AMOUNT OF \$13,500; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.5

RESOLUTION NO. 123-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE OASIS SINGER ISLAND 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 Councilperson Davis 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.6

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 PLATTED 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 and stated that it was published in the June 21, 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. 2973.

MOTION

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

MOTION APPROVED

ITEM NO.7

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 HEREWITH; 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 and stated that it was published in the June 21, 2004 edition of the Palm Beach Post.

A motion was made by Councilperson Wilson and seconded by Councilperson Davis to adopt Ordinance No. 2974.

MOTION

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

MOTION APPROVED

VII. REGULAR:

ITEM NO.8

RESOLUTION NO. 124-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING FUNDS IN THE AMOUNT OF \$100,000 FROM THE FLORIDA DEPARTMENT OF JUVENILE JUSTICE UNDER THE JUVENILE JUSTICE DELINQUENCY PREVENTION GRANT PROGRAM FOR TARGET COMMUNITY ACTION PLANNING; THE GRANT REQUIRES \$20,000 IN MATCHING FUNDS. TOTAL PROGRAM FUNDS ARE \$120,000; AUTHORIZING THE MAYOR EXECUTE ALL PERSONNEL SERVICE AGREEMENTS; AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET FOR SAME.

City Clerk Ward read the aforementioned Resolution into the record.

David Wright, Grant Coordinator, made a presentation.

A discussion ensued amongst the City Council and staff.

A motion was made by Councilperson Wilson and seconded by Councilperson Davis to approve Resolution No. 124-04.

MOTION

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

MOTION APPROVED

ITEM NO.9

RESOLUTION NO. 125-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING STAFF TO ISSUE AN INVITATION FOR BIDS FOR THE SALE OF 2.41 ACRES OF VACANT CITY OWNED COMMERCIAL REAL ESTATE LOCATED ON THE NORTH SIDE OF DR. MARTIN LUTHER KING, JR. BOULEVARD, WEST OF AVENUE uP" AND ESTABLISHING A MINIMUM SALES PRICE OF \$530,000; 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. 125-04.

MOTION

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.10**

**RESOLUTION NO. 126-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN APPLICATION FROM EFN INVESTMENTS LLC., FOR AN AUTO DEALERSHIP LOCATED ON THE SOUTHEAST CORNER OF INTERSTATE 95 AND BLUE HERON BOULEVARD WITH SPECIFIC CONDITIONS; AND PROVIDING AN EFFECTIVE DATE.**

**City Clerk Ward** read the aforementioned Resolution into the record.

A motion was made by **Councilperson Davis** and seconded by Councilperson **Wilson** to approve Resolution No. 126-04.

**MOTION**

**Mary McKinney, Community Development Director**, made a presentation.

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.11**

**RESOLUTION NO. 127-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, OPPOSING PALM BEACH COUNTY'S PROPOSED CHARTER AMENDMENT AND IMPLEMENTING AN ORDINANCE WHICH WOULD PREEMPT MUNICIPAL AUTHORITY TO VOLUNTARILY ANNEX REAL PROPERTY INTO MUNICIPAL BOUNDARIES; URGING THE BOARD OF COUNTY COMMISSIONERS NOT TO ADOPT SUCH ORDINANCES; 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. 127-04.

**MOTION**

A discussion ensued amongst the Mayor and City Council.

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

**MOTION APPROVED**

ITEM NO. 12

**RESOLUTION NO. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE JOB CLASSIFICATION LIST BY CREATING THE UNCLASSIFIED POSITION OF UTILITIES ENGINEER UNDER CLASS TITLE ADMINISTRATION AND AUTHORIZING THE TRANSFER OF \$5,000 FROM UTILITIES CONTINGENCY ACCOUNT NO. 401-1417-536-0-5999 TO THE UTILITIES DEPARTMENT SALARY AND RELATED BENEFITS ACCOUNT; AND PROVIDING AN EFFECTIVE DATE. ~~ITEM DELETED~~**

ITEM NO. 13

**DISCUSSION: UPDATE ON ECONOMIC DEVELOPMENT STRATEGY NO.1 - URBAN COMMERCIAL RETAIL DEVELOPMENT OF THE IMPERIAL PLAZA.**

**City Manager Wilkins** made a presentation.

A discussion ensued amongst the City Council.

Anita Jenkins, Local Initiative Support Corporation, made a presentation.

A discussion ensued amongst the City Council and Ms. Jenkins.

**VIII. CITY ATTORNEY'S REPORT:**

**NONE**

**IX. RECOMMENDATIONS AND DISCUSSIONS FROM MAYOR & COUNCIL:**

**Councilperson Wilson** made comments regarding entrance signs into the City.

Councilperson **Davis** made comments regarding the items that were to be delivered to the basketball players of W. T. Dwyer High School.

**Chair Pro Tem lies** stated that she was awaiting a response to questions she had regarding the RBYF contract. She then stated that she wanted staff to coordinate efforts to recognize former elected City officials that made things possible such as the current city hall.

**Chairperson Schnyer** made comments regarding the entrance signs and the aquatic center.

**Mayor Brown** stated that he spoke with the executives regarding the complaints he received in reference to the use of the word liquor on the Winn Dixie building;

however, he was assured a change would occur ;but that it would not be in time for the grand opening.

X. ADJOURNMENT

There being no further business, the meeting was duly adjourned at 8:52 p.m.

APPROVED:



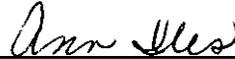
MICHAEL D. BROWN  
MAYOR



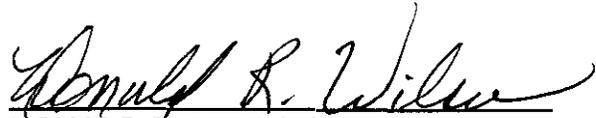
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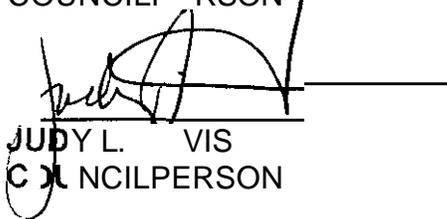
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK



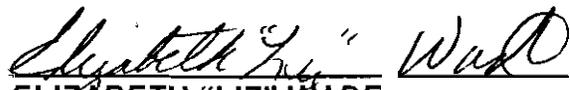
ANN ILES  
CHAIR PRO TEM



DONALD R. WILSON  
COUNCILPERSON



JUDY L. VIS  
COUNCILPERSON



ELIZABETH "LIZ" WADE  
COUNCILPERSON

MOTIONED BY: D. Wilson  
SECONDED BY: A. Iles

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

DATE APPROVED: 07/21/04

CITY OF RIVIERA BEACH, FL  
REGULAR CITY COUNCIL MEETING  
JULY 7, 2004

ADDITIONS, DELETIONS, SUBSTITUTIONS, & REVISIONS

<u>Page</u>	<u>Roman Numeral</u>		<u>ADDITIONS</u>
			Consent Agenda
5	V	Item NO.4	Additional Back-up Provided.
			Regular
6	VII	Item NO.8	Additional Back-up Provided.
		Item No. 13	Additional Back-up Provided.
			<u>DELETIONS</u>
			Regular
7	VII	Item No. 12	This Item Has Been Deleted.

6/21/04  
mem