

CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
REGULAR CITY COUNCIL MEETING MINUTES  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 6, 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.

Mayor Brown 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: Item No. 10 - revisions made to resolution regarding salaries for administrative, supervisory and confidential employees; and deleted Item No.6 - resolution regarding funds for the 13<sup>th</sup> Street roadway improvement project. He proceeded to include an item No 12 - requesting a building permit regarding Sugar Hill Cemetery.

Council Chair Schnyer advised the Manager that a motion was in place, unanimously approved that items not received by the close of the agenda review, would not be discussed or added to the proceeding Regular City Council Meeting agenda.

1) 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 vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

III. AWARDS AND PRESENTATIONS:

NONE

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

Dr. Stafford Ferguson, 671 W 35<sup>th</sup> Street, and Ms Geneva Brooks made comments regarding correspondence submitted reference naming the municipal complex in honor of the late former *Mayor* Bobbie E. Brooks, Sr.

A motion was made *by* Councilperson Wilson and seconded *by* Councilperson Davis to proceed with renaming the municipal complex as the Bobbie E. Brooks, Sr. Municipal Complex ( in *memory* of the former *Mayor* who was solely responsible for the funding of the municipal complex).

MOTION

A discussion ensued amongst the *City* Council. The *City* Council directed a status report within the next month; and an update regarding recognition of former community members involved.

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

MQTIQ.N APPROVED

Josie Hernandez, 2700 N. Ocean Drive, made comments on behalf of Catalfumo in reference to the 2700 N. Ocean Drive project.

Gerald Ward 31, W 20<sup>th</sup> Street, made comments regarding the status of the street lights and other structural within the Riviera Beach limits. He asked if CDEC had been communicating with the county and other entities concerning maintenance of street lights.

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.1

MINUTES OF THE REGULAR COUNCIL MEETING HELD ON SEPTEMBER 1, 2004.

RESOLUTIONS:

ITEM NO.2

RESOLUTION NO. 188-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE PROPOSAL SUBMITTED BY CHAZ EQUIPMENT COMPANY, INC. FOR INSTALLING DRAINAGE PIPES ON AVENUE lip" AT AN ESTIMATED COST OF \$469,760; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.3

RESOLUTION NO. 189-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE STAFF TO SUBMIT A FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) GRANT APPLICATION FOR FUNDING IN THE AMOUNT OF \$200,000 WITH A REQUIRED MATCH OF \$200,000 FOR THE DAN CALLOWAY RECREATION COMPLEX-PHASE II; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.4

RESOLUTION NO. 190-04 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 PROFESSIONAL SERVICES-OTHER, ACCOUNT NO. **001-0203-519-0-3106**; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.5

RESOLUTION NO. 191-04 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 BETWEEN THE CITY OF RIVIERA BEACH AND RESOURCE GROUP N.A., TO PROVIDE LOBBYIST REPRESENTATION AT THE STATE LEVEL ON BEHALF OF THE CITY OF RIVIERA BEACH; COMPENSATION SHALL BE \$5,000 PER MONTH FOR THE PERIOD OCTOBER 1, 2004 THROUGH SEPTEMBER 30, 2005; THE SAME TO BE PAID FROM PROFESSIONAL SERVICES-OTHER, ACCOUNT NO. 001-0203-519-0-3106; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.6

RESOLUTION NO. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, RESOLUTION APPROPRIATING \$210,000 FROM GENERAL FUND, FUND BALANCE ACCOUNT 001-00-399999 AND AUTHORIZING PAYMENT TO THE PORT OF PALM BEACH DISTRICT FROM ACCOUNT ~~001-0203-519-0-8301~~ IN THE AMOUNT OF \$210,000 TO PROVIDE FUNDS FOR THE 13<sup>TH</sup> STREET ROADWAY IMPROVEMENTS PROJECT. ~~ITEM DELETED~~

ITEM NO.7

RESOLUTION NO. 192-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE "EFN INVESTMENT PLAT"j AUTHORIZING THE MAYOR, CITY CLERK AND THE CITY ENGINEER TO SIGN THE PLATj AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.8

RESOLUTION NO. 193-04 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 EXTENDING THE COMPLETION DATE FOR THE WEST 25<sup>TH</sup> STREET PROJECTj AND PROVIDING FORAN EFFECTIVE DATE.

1) PETITIONS AND COMMUNICATIONS FOR FILING:

NONE

END OF CONSENT AGENDA

A motion was made by Councilperson Wilson 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

VI. PUBLIC HEARING:

1) ORDINANCES ON SECOND READING:

NONE

VII. REGULAR:

ITEM NO.9

ORDINANCE NO. 2981 A ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING A PETITION

FOR VOLUNTARY ANNEXATION FROM SUNCREST SUPPLY, INC., WITH LAND IN THE UNINCORPORATED AREA OF PALM BEACH COUNTY, FLORIDA CONTAINING 5.90 ACRES, LYING ON THE EAST SIDE OF BYRON DRIVE EAST OF AND ADJACENT TO 1-95, 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.

A motion was made by Councilperson Wilson and seconded by Councilperson Wade to approve Ordinance No. 2981 on first reading.

Mary McKinney, Community Development Director, made a presentation.

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

MOTION APPROVED

ITEM NO. 1Q

RESOLUTION NO. 194-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, INCREASING THE SALARIES OF ADMINISTRATIVE, SUPERVISORY AND CONFIDENTIAL EMPLOYEES BY THREE PERCENT (3%) FOR FISCAL YEAR 2004-2005 AND PROVIDING FOR UP TO A TWO AND ONE-HALF PERCENT (2.5%) MERIT INCREASE FOR THESE EMPLOYEES ON THEIR ANNIVERSARY DATE AND AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER \$205,943 FROM GENERAL FUND CONTINGENCY ACCOUNT NUMBER 001-0203-519-0-5999 TO ALL GENERAL FUND SALARY ACCOUNTS 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 Davis to approve Resolution No. 194-04.

MOTION

Councilperson Wade suggested that all evaluations be done in a timely manner, no delays, to afford each employee due process.

She further stated she wanted to review correspondence regarding ways in which administrative employees would be considered or compensated in cases of disaster.

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

MOTION APPROVED

RESOLUTION NO. **195-04** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENTS FROM THE INSURANCE LIABILITY FUND ACCOUNT NO. 602-0539-5130-3101 UP TO THE AMOUNT OF \$1,836,409 TO ARTHUR J. GALLAGHER & COMPANY - MIAMI FOR RISK PACKAGE FIXED COSTS AND UP TO \$80,059 TO GALLAGHER BASSETT SERVICES FOR CLAIMS ADMINISTRATION.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Wade and seconded by Councilperson Davis to approve Resolution 195-04.

MOTION

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

MOTION APPROVED

BOABD APPOINTMENT:

NONE

VJIJ. CITY ATTORNEY'S REPOBT:

NONE

IX. RECOMMENDATIONS AND DISCUSSIONS FRQM MAYQR & CQUNCI,b:

Council Pro-tem lies read into the record with her comments a letter she received.

Chairperson Schnyer commented on the progress and the community relationship between the residents throughout the city and indicated his satisfaction.

Councilperson Davis made comments regarding the revised agenda format.

A motion was made by Councilperson Wade and seconded by Councilperson Wilson directing staff to commence with a trial run of the revised agenda format as presented by Councilperson Davis.

MOTION

Chair Pro Tem lies requested to include on the chart that accompanied the agenda a section to include general description of concerns of the public.

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

MOTION APPROVED



CITY OF RIVIERA BEACH, FL  
REGULAR CITY COUNCIL MEETING  
OCTOBER 6, 2004

**REVISED**  
ADDITIONS, DELETIONS, SUBSTITUTIONS, & REVISIONS

<u>Page</u>	<u>Roman Numeral</u>		<u>ADDITIONS</u>
			Regular
7	VII	Item No.10	Revised Resolution
			Discussion
		Item No, 12	Staff is requesting Authorization by the City Council to issue <b>building</b> Permit for Lot 5, west 30 <sup>th</sup> Street approximately 200 feet East of Sugarhill Cemetery
			<u>DELETIONS</u>
			Regular
6	V	Item No, 6	This item has been deleted: Resolution No, A Resolution of the City Council Of the City of Riviera Beach, Palm Beach County, Florida, Resolution appropriating \$210,000 from general fund, Fund balance account 001- 0203-519-0-8301 in the Amount of \$210,000 to Provide funds for the 13 <sup>th</sup> Street roadway improvements Project.

mmd  
10/6/04 revised  
1014/04  
mmd