

**CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
REGULAR CITY COUNCIL MEETING  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, JANUARY 6, 2003 AT 7:30 P.M.**

**I. CALL TO ORDER:**

**Roll Call**

Chairperson David G. Schnyer was present and presided. Upon a roll call by City Clerk Carrie E. Ward, the following were present: Mayor Michael D. Brown, Chair Pro Tem Sylvia Lee Blue, Councilperson Donald R. Wilson, Councilperson Elizabeth "Liz" Wade, and Councilperson Edward Rodgers. 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 to the flag.

**II. AGENDA APPROVAL:**

**Additions, Deletions, Substitutions**

**City Manager Wilkins** stated that on page 5 additional backup was provided for Item No. 3 and that – Item No. 4 – a resolution authorizing the City Manager to conduct the Third Annual Jazz and Blues Festival – was being deleted.

**Adoption of Agenda**

A motion was made by Chair Pro Tem Blue and seconded by Councilperson Wilson to approve the agenda with the additions and deletions.

**MOTION**

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

**MOTION APPROVED**

**III. AWARDS AND PRESENTATIONS:**

**ITEM NO. 1**

PRESENTATION OF APPRECIATION CERTIFICATES BY  
KEN BOWERS, OPERATION HOPE FOR THE FIRE/POLICE

AND COMMUNITY VOLUNTEERS WHO ASSISTED IN OPERATION HOPE'S TOY DRIVE.

Ken Bowers presented Certificates of Appreciation to the volunteers in Operation Hope's Toy Drive.

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

Howard Gorman, 708 Lighthouse Drive, made comments regarding the moving of a dwelling that was discussed at the December 18<sup>th</sup> City Council Meeting.

Gerald Ward, 3930 N Ocean Dr, announced the return of the Casetta Project and that copies of the agenda were available.

Herman McCray, 2315 Avenue S, announced that a Town Meeting would be held on January 17<sup>th</sup> at 7:00 p.m. to discuss the proposed new high school.

Bucky McGann, 1200 Singer Dr, made comments regarding the anchoring of boats and litter and debris on city streets

**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 PINK PUBLIC COMMENT CARD LOCATED IN THE BACK OF THE COUNCIL CHAMBERS AND GIVE TO THE COUNCIL CHAIR OR THE LEGISLATIVE AIDE. CARDS MUST BE SUBMITTED BEFORE ITEM IS DISCUSSED.***

**MINUTES:**

**ITEM NO. 2**

MINUTES OF THE REGULAR COUNCIL MEETING HELD ON DECEMBER 18, 2002.

**1) RESOLUTIONS:**

**NONE**

**2) PETITIONS AND COMMUNICATIONS FOR FILING:**

**NONE**

**END OF CONSENT AGENDA**

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

**MOTION**

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

**MOTION APPROVED**

**VI. PUBLIC HEARING:**

**1) ORDINANCES ON SECOND READING:**

**VII. REGULAR:**

**1) ORDINANCES ON FIRST READING:**

NONE

**2) RESOLUTIONS:**

**ITEM NO. 3**

**RESOLUTION NO. 1-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN AMENDMENT APPLICATION FROM SINGER ISLAND OCEANFRONT HOTELS LLC, FOR A 6.6 ACRE PARCEL LOCATED AT 3800 NORTH OCEAN DRIVE; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.**

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

A motion was made **Chair Pro Tem Blue** and seconded by **Councilperson Wade** to approve Resolution No. 1-03 for discussion.

**MOTION**

Quasi-Judicial proceeding ensued with discussions of staff members, representatives for the applicant, and representatives for the plaintiff.

Proceedings followed with comments from public.

Meeting recessed at 10:30 p.m. and reconvened at 10:50 p.m.

Several exhibits were provided as evidence to be entered

as part of the record, included was a document submitted by Gerald Ward.

Meeting recessed for continuation at 12:32 a.m.

**City Clerk Ward** announced the continuation of the meeting for discussion of Resolution No. 1-03, at 6:00 p.m., Tuesday, January 7, 2003.

**ITEM NO. 4**

**RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO CONDUCT THE THIRD ANNUAL CITY OF RIVIERA BEACH JAZZ AND BLUES FESTIVAL ON THE MUNICIPAL BEACH, MARCH 28 AND MARCH 29, 2003 ON SINGER ISLAND; ALSO, AUTHORIZING THE FINANCE DIRECTOR TO ESTABLISH A BUDGET AND APPROPRIATE FUNDS IN THE AMOUNT OF \$273,200. ITEM DELETED**

**3) DISCUSSION AND DELIBERATION:**

**City Clerk Ward** announced a quorum present and the continuation of the meeting for discussion of Resolution No. 1-03, at 6:00 p.m., Tuesday, January 7, 2003

**Councilperson Rodgers** interjected the following changes to be incorporated into the resolution – Section 1 (d) – the dune line established for this site is appropriate **as established by survey to be performed.** Section 2 (3) – **all facilities be opened to the general public.**

**Chairperson Schnyer** interjected the following changes to be incorporated into the resolution – Section 2 (3) – **Dept. of Business and Professional Regulation Division of Hotels and Restaurants.**

Upon a roll call by City Clerk Ward, the vote was 4-1 with Councilperson Schnyer dissenting.

**MOTION APPROVED**

**4) BOARD APPOINTMENT:**

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

**NONE**

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

**XI. ADJOURNMENT**

There being no further business, the meeting was duly adjourned at 10:00 p.m. A complete recording of the meeting is available in the Office of the City Clerk.

**APPROVED:**

mbrown.gif (986 bytes)



**MICHAEL D. BROWN, MAYOR**

dschnyer.gif (881 bytes)



**DAVID G. SCHNYER,  
CHAIRPERSON**

**ATTEST:**



**CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK**

sblue.gif (791 bytes)



**SYLVIA LEE BLUE, CHAIR  
PRO-TEM**

dwilson.gif (865 bytes)



**DONALD R. WILSON  
COUNCILPERSON**

**MOTIONED BY:** S. Blue  
**SECONDED BY:** D. Wilson

ewade.gif (1297 bytes)



**ELIZABETH "LIZ" WADE  
COUNCILPERSON**

**E. RODGERS:** aye  
**E. WADE:** aye  
**D. WILSON:** aye  
**S. BLUE:** aye  
**D. SCHNYER:** aye



**EDWARD RODGERS  
COUNCILPERSON**

**DATE APPROVED: 01/15/2003**

**CITY OF RIVIERA BEACH, FL  
REGULAR CITY COUNCIL MEETING  
JANUARY 6, 2003**

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

**Roman  
Page Numeral  
ADDITIONS**

## **5 V Consent Agenda**

**Item No. 4 Additional Back-Up Provided.**

## **7 VII Regular (Discussion & Deliberation)**

**Item No. 12 Resolution No. \_\_\_\_ A Resolution Of The City Council Of The City Of Riviera Beach, Palm Beach County, Florida, Acknowledging Coach's Manatee, Inc.'s Failure To Exercise Its Right Of First Refusal As Set Forth In That Certain Lease Agreement Dated November 5, 1997 By And Between Coach's Manatee, Inc., And The City For Premises Located At The Municipal Marina; Authorizing The City Attorney's Office To Evict Same For Failure To Vacate The Premises And Investigate All Other Legal Remedies Available; And Providing An Effective Date.**

**Item No. 13 Resolution No. \_\_\_\_ A Resolution Of The City Council Of The City Of Riviera Beach, Palm Beach County, Florida, Accepting The Proposal Of The Ragon-Gregory Group For Lease Of The Building Space At The City Marina For The Purposes Of Operating A Restaurant And Ship's Store; Authorizing Staff To Finalize Any Remaining Terms Of The Agreement; Authorizing The Mayor And City Clerk To Execute The Final Lease Agreement; And Providing An Effective Date.**