

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
JANUARY 21, 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. Also present were City Manager William E. Wilkins, and Assistant City Attorney Kellie Kellibrew.

Councilperson Edward Rodgers was absent.

II. DISCUSSION:

RESOLUTION NO. 11-03 A RESOLUTION OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, PROVIDING ASSURANCES TO THE PALM BEACH COUNTY SCHOOL DISTRICT THAT THE 37-ACRE SITE PROPOSED BY THE CITY AND ITS CRA FOR THE CONSTRUCTION OF PROPOSED HIGH SCHOOL (02-MMM), IS COMPLIANT WITH ALL APPLICABLE STATE AND LOCAL REQUIREMENTS; AND PROVIDING FOR EITHER THE RELOCATION OF THE PALM BEACH COLD AIR FACILITY "RECOGNIZED ENVIRONMENTAL CONDITIONS" OR THE IMPLEMENTATION OF CERTAIN MITIGATING ACTIONS TO ENSURE THE SAFETY OF THE PROPOSED SCHOOL'S STUDENTS, STAFF AND VISITORS .

City Clerk Ward read the resolution into the record.

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Wade** to approve Resolution No. 11-03.

MOTION

City Manager Wilkins, explained the conditions outlined in the proposed resolution. He cited concerns that **Dr. Robinson, Palm Beach County School Board** alluded to during discussion of the proposed site regarding contaminations.

Mr. Robbie Littles, Risk Manager, addressed the issue surrounding Section 4 of the proposed discussed

Resolution indicating for any claims arising from the release of any hazardous materials the City of Riviera Beach shall indemnify and hold harmless the School Board of Palm Beach County.

Public comments in opposition to Resolution No. 11-03.

Jackie Loriol, 127 East 21st St.

Gerald Ward, 31 West 20th St.

Herman McCray, 2315 Avenue "S".

Mark Brown, 657 West 9th St.

Mayor & Council deliberations ensued.

City Manager Wilkins stated that the following modifications would be made to the proposed resolution in the following sections – Sect. 3 *shall pass subject to the appropriate due diligence being taken*; and Sect. 4 will include the citation for the statute that establishes the indemnification for school bodies.

An amended motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Wade** to approve Resolution No. 11-03 with stated modifications.

AMENDED MOTION

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

MOTION APPROVED

III. ADJOURNMENT:

There being no further business the meeting was adjourned.

