

**CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
REGULAR CITY COUNCIL MEETING MINUTES  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
APRIL 16, 2003 at 7:30 P.M.**

**I. CITY CLERK CALLS TO ORDER:**

**1) Roll Call**

Chairperson David Schnyer was present and presided. Upon a roll call by Sr. Staff Assistant Burgess the following were present: Chair Pro Tem Sylvia Lee Blue, Councilperson Donald R. Wilson, and Councilperson Ann Iles. Also present were City Manager William E. Wilkins, Sr. Staff Assistant Jacqueline Burgess, and City Attorney Pamala H. Ryan.

Councilperson Elizabeth Wade was absent.

**2) Invocation**

Everyone stood for a moment of silence.

**3) Pledge of Allegiance**

Everyone stood for the Pledge of Allegiance.

**II. AGENDA APPROVAL:**

**Additions, Deletions, Substitutions**

**City Manager Wilkins** made the following revisions to the agenda; addition on page 3 under Awards & Presentations – presentation to Rev. Lessye Charlow. He stated that the following items were being deleted: Item No. 5 – ordinance creating a section in the code of ordinances under Chapter 20, Utilities, entitled, “Stormwater Management Utility; Item No. 6 –Resolution regarding funding of the Healthy Earth and Ocean Fair; Item No.14— Resolution establishing a management, supervisory, professional and exempt benefit package; Item No. 15 —Resolution regarding special meritorious increase; and Item No. 16— Resolution establishing equivalent unit rate.

**Adoption of Agenda**

A motion was made by **Councilperson Wilson** and seconded by **Councilperson Iles** to accept the Agenda as amended.

**MOTION**

Upon a roll call by Sr. Staff Assistant Burgess the vote was unanimous.

**MOTION APPROVED**

**III. AWARDS AND PRESENTATION**

**ITEM NO. 1**

**PRESENTATION OF NEW EMPLOYEES FOR THE MONTH OF MARCH 2003**

**Doretha Perry Director of Human Resources**, presented the following new employees for the month of March 2003 -- Keith Hampshire Marina and Dennis Knowles Community Development

**ITEM NO. 2**

**PRESENTATION ON THE CITY'S PARTICIPATION IN THE GREAT AMERICAN CLEAN-UP ON SATURDAY, APRIL 26, 2003.**

**City Manager Wilkins** made comments regarding the Great American Clean Up to be held Saturday April 26, 2003.

**ITEM NO. 3**

**PRESENTATION OF PROCLAMATION RECOGNIZING APRIL AS FAIR HOUSING MONTH.**

**Chairperson Schyner** read into the record a proclamation recognizing April as Fair Housing month.

**ITEM NO. 3 (1)**

**PRESENTATION OF A RESOLUTION COMMENDING REV. LESSYE CHARLOW AND FAITH HOLY TEMPLE EVANGELIST CHURCH.**

**Chairperson Schyner** read into the record a resolution commending Rev. Lessye Charlow and her congregation on their 50<sup>th</sup> Anniversary and their ongoing community service.

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

**Mike Mahoney, 2120 Broadway**, made comments regarding the flood problem he experiences at his businesses.

**Gerald Ward, 31 West 20<sup>th</sup>**, made comments regarding the 2003 Budget.

**Martha Babson, East 21<sup>st</sup>**, made comments regarding the upcoming gas line that will be adjacent to Harbor Village.

**Lou Gaeta, 3555 Northlake Blvd**, made comments regarding the Utility Fees for the drainage.

**IV. 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.**

**1) MINUTES:**

**ITEM NO.4**

MINUTES OF THE REGULAR COUNCIL MEETING HELD ON APRIL 2, 2003.

**RESOLUTIONS:**

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

**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 Sr. Staff Assistant Burgess the vote was unanimous.

**MOTION APPROVED**

**1) ORDINANCES ON SECOND READING:**

**ITEM NO. 5**

**ORDINANCE NO. 2942 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, CREATING A SECTION IN THE CODE OF ORDINANCES UNDER CHAPTER 20, UTILITIES, ENTITLED, "STORMWATER MANAGEMENT UTILITY"; PROVIDING FOR SEVERABILITY, CONFLICTS, AND CODIFICATION; AND PROVIDING AN EFFECTIVE DATE. **ITEM DELETED****

**VII. REGULAR:**

**ITEM NO. 6**

**RESOLUTION NO. \_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PALM BEACH COUNTY RECREATION ASSISTANCE AGREEMENT FOR THE FUNDING OF THE "HEALTHY EARTH AND OCEAN FAIR" AND "GETTING TO KNOW LAKE WORTH LAGOON" ENVIRONMENTAL AWARENESS PROGRAMS; AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN THE FUNDING AGREEMENT ON BEHALF OF THE CITY WITH PALM BEACH COUNTY; AUTHORIZING THE FINANCE DIRECTOR TO APPLY FUNDS TO ACCOUNT NO. 130-00-366916; AND PROVIDING AN EFFECTIVE DATE. **ITEM DELETED****

**ITEM NO. 12**

**RESOLUTION NO. 83-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE AUDIT FOR FISCAL YEAR ENDING SEPTEMBER 30, 2002.**

Sr. Staff Asst. Burgess read the aforementioned resolution into the record.

A motion was made by **Chair Pro Tem Blue**, and seconded by **Councilperson Iles** to approve Res. 83-03.

**MOTION**

**Finance Director Gwen Herbert** made comments regarding the audit results.

A discussion ensued amongst the Mayor and City Council.

Upon a roll call by Sr. Staff Assistant Burgess the vote was unanimous.

**MOTION APPROVED**

**ITEM NO. 7**

**RESOLUTION NO. 78-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A SPECIAL EXCEPTION AND SITE PLAN APPLICATION FROM THE SOUTHEASTERN CONFERENCE OF SEVENTH DAY ADVENTISTS, INC. TO BUILD A CHURCH ON THE SOUTHWEST CORNER OF SILVER BEACH ROAD AND AVENUE "J" IN AN RM-15 ZONING DISTRICT; PROVIDING FOR AN EFFECTIVE DATE.**

Sr. Staff Asst. Burgess read the aforementioned resolution into the record.

A motion was made by **Councilperson Wilson**, and seconded by **Councilperson Iles** to approve Res. N0.78-03.

**MOTION**

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

**Public Comments:**

The following made comments in favor of the proposed Site Plan Application:

**Matthew C. Russell**, 670 W 37<sup>th</sup> Street; **Beatrice Stubbs** 227 West 18<sup>th</sup> Street; **Elsa Fletcher**, 227 West 18<sup>th</sup> Street; **Ellen Bagley**, 451 34<sup>th</sup> Street; **Walter Phillips**, 111 West 23<sup>rd</sup> Street; **Trecia Ann Bryan**, 1500 N Congress Ave.; **Peter Hackshaw**, 12744 80<sup>th</sup> Lane North; **Jarnet Spence**, 137 Santiago Street, Royal Palm; **Yvonne Bryan**, 921 Evergreen Dr. Lake Park; **Una Phillips**, 111 West 23<sup>rd</sup> Street; **Eve Walker**, 1200 West 28<sup>th</sup> Street; and **Gweneth Ebanks**, 1105 35<sup>th</sup> Street WPB, FL. 33407.

Upon a roll call by Sr. Staff Assistant Burgess the vote was unanimous.

**MOTION APPROVED**

**ITEM NO. 8**

**RESOLUTION NO. 79-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE PROPOSAL SUBMITTED BY C.R. DUNN, INC. FOR PROVIDING LABOR FOR INSTALLATION OF DECORATIVE STREET LIGHTS ON AVENUE "U" BETWEEN DR. MARTIN LUTHER KING, JR. BOULEVARD AND WEST 18<sup>TH</sup> STREET AT A COST OF \$40,203; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AND FURTHER AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 147-0716-5410-6501 AND PROVIDING AN EFFECTIVE DATE.**

Sr. Staff Asst. Burgess read the aforementioned resolution into the record.

A motion was made by **Councilperson Wilson**, and seconded by **Chair Pro Tem Blue** to approve Res. No. 79-03.

**MOTION**

**Rodney Roberts 1581 W 14<sup>th</sup>** spoke in opposition of the proposed resolution.

Upon a roll call by Sr. Staff Assistant Burgess the vote was unanimous.

**MOTION APPROVED**

**ITEM NO. 9**

**RESOLUTION NO. 80-03 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 27 DECORATIVE STREET LIGHT POLES, FIXTURES AND BRACKETS IN THE AMOUNT OF \$64,773; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT AND FURTHER AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 147-0716-519-0-6501.**

Sr. Staff Asst. Burgess read the aforementioned resolution into the record.

A motion was made by **Chair Pro Tem Blue**, and seconded by **Councilperson Iles** to approve Res. No.80-03.

**MOTION**

Upon a roll call by Sr. Staff Assistant Burgess the vote was unanimous.

**MOTION APPROVED**

**ITEM NO. 10**

**RESOLUTION NO. 81-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,**

**APPROVING A CHANGE ORDER IN THE AMOUNT OF \$10,348.55 FOR THE LEO LANE TRAFFIC SIGNAL PROJECT AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE THE FINAL PAYMENT TO DESIGNED TRAFFIC INSTALLATION COMPANY FROM ACCOUNT NO.S 143-0714-541-0-6301 (\$7,979.55) AND 307-0716-541-0-5302 (\$2,369.30) AND PROVIDING AN EFFECTIVE DATE.**

Sr. Staff Asst. Burgess read the aforementioned resolution into the record.

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Iles** to approve Res. No.81-03.

**MOTION**

Upon a roll call by Sr. Staff Assistant Burgess the vote was unanimous.

**MOTION APPROVED**

**ITEM NO. 11**

**RESOLUTION NO. 82-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A CHANGE ORDER IN THE AMOUNT OF \$10,399.75 FOR THE LEO LANE TRAFFIC SIGNAL PROJECT AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE THE FINAL PAYMENT TO PAVE-TECH, INC. FROM ACCOUNT NO. 143-0714-541-0-6301; AND PROVIDING AN EFFECTIVE DATE.**

Sr. Staff Asst. Burgess read the aforementioned resolution into the record.

A motion was made by **Chair Pro Tem Blue**, and seconded by **Councilperson Iles** to approve Res. No.82-03.

**MOTION**

Upon a roll call by Sr. Staff Assistant Burgess the vote was unanimous.

**MOTION APPROVED**

**ITEM NO. 13**

**RESOLUTION NO. 84-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING SUPPLEMENTAL FUNDS IN THE AMOUNT OF \$225,000 FROM THE DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, UNDER THE EXECUTIVE OFFICE FOR WEED AND SEED FOR THE FOUR COMPONENTS OF WEED AND SEED, WHICH ARE LAW ENFORCEMENT, COMMUNITY POLICING, PREVENTION, INTERVENTION AND TREATMENT AND NEIGHBORHOOD RESTORATION; ALSO AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT AGREEMENT AND THE FINANCE DIRECTOR TO SET UP A BUDGET FOR THE SAME.**

Sr. Staff Asst. Burgess read the aforementioned resolution into the record.

A motion was made by **ChairPro Tem Blue**, and seconded by **Councilperson Iles** to approve Res. No.83-03.

**MOTION**

Upon a roll call by Sr. Staff Assistant Burgess the vote was unanimous.

**MOTION APPROVED**

**ITEM NO. 14**

**RESOLUTION NO. \_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ESTABLISHING A MANAGEMENT, SUPERVISORY, PROFESSIONAL AND EXEMPT BENEFIT PACKAGE AND PROVIDING AN EFFECTIVE DATE. ITEM DELETED**

**ITEM NO. 15**

**RESOLUTION NO. \_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO AWARD A “SPECIAL MERITORIOUS INCREASE” OF UP TO 5% SALARY INCREASE ABOVE THE SALARY INCREASE AUTHORIZED BY CITY COUNCIL TO A NON-CLASSIFIED EMPLOYEE, AND PROVIDING AN EFFECTIVE DATE.ITEM DELETED**

**ITEM NO. 16**

**RESOLUTION NO. \_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ESTABLISHING EQUIVALENT RESIDENTIAL UNIT (ERU) RATE, SINGLE FAMILY UNIT TIERS, AND CONDOMINIUM RATE AND PROVIDING AN EFFECTIVE DATE. ITEM DELETED**

**City Manager Wilkins** invited the public to attend Nealia Cunningham Day on Peanut Island scheduled for Friday April 18, 2003.

**BOARD APPOINTMENT:**

NONE

**VIII. CITY ATTORNEY’S REPORT:**

NONE

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

**Mayor Brown** made comments regarding the Irish Tall Ship docked at Currie Park.

**Chair Pro Tem Blue** made comments regarding the Relay for Life to be held May 17<sup>th</sup> & 18<sup>th</sup>, and complimented Code Enforcement on a job well done.

**Councilperson Iles** complimented the Public Works Department on the Avenue F drainage cleaning project.

**Councilperson Wilson** complimented staff for resolving an issue that occurred on 34<sup>th</sup> Street and made comments on the performance by the Jazz Band of Bethune Cookman College.

**X. ADJOURNMENT**

There being no further business, the meeting was duly adjourned at 9:30 pm.

APPROVED:

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MICHAEL D. BROWN  
MAYOR

DAVID G. SCHNYER  
CHAIRPERSON

ATTEST:

cward.gif (643 bytes)



CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

SYLVIA LEE BLUE  
CHAIR PRO TEM

dwilson.gif (865 bytes)



DONALD R. WILSON  
COUNCILPERSON

MOTIONED BY:

D. Wilson



SECONDED BY:

A. Iles

D. SCHNYER:

aye

ELIZABETH "LIZ"

S. BLUE:

aye

WADE

D. WILSON:

aye

COUNCILPERSON

E. WADE:

absent

A. ILES:

aye



ANN ILES  
COUNCILPERSON

DATE APPROVED:

05/07/2003

