

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, MAY 21, 2003 AT 7:30 P.M.**

I. CITY CLERK CALLS TO ORDER:

Chairperson Schnyer was present and presided. Upon a roll call by Deputy City Clerk Claudene Robinson, the following were present: Chair Pro Tem Sylvia Lee Blue, Councilperson Donald R. Wilson, and Councilperson Ann Iles. Also present were Asst. City Manager Gloria Shuttlesworth and City Attorney Pamala H. Ryan.

Councilperson Wade was absent.

Invocation/Pledge of Allegiance

Everyone stood for a moment of silence and the Pledge of Allegiance

II. AGENDA APPROVAL:

Additions, Deletions, Substitutions

Asst. City Manager Shuttlesworth made the following revisions to the agenda: the Agenda Item Summary Sheet for Item No. 14 – Resolution authorizing the Mayor and City Clerk to issue a Release Lien on property located at 2936 Avenue S – was modified; added Item No. 14(1) – Presentation by the Homeless Coalition of Palm Beach County; additional back-up provided for Item No. 15 – Resolution appropriating fund balance to cover the sponsorship of a team of youths and chaperones from JFK Middle School.; amendment to Item No. 17 – Resolution amending the job classification list by creating the part-time positions of Concession Manager, Concession Supervisor, and Concession Attendant; additional back-up provided for Item No. 19 –Resolution approving the site plan for the Winn Dixie Grocery Store; provided back-up for Item No. 23 – Resolution amending the 2002-2003 Capital Projects budget; additional back-up provided for Item No. 24 – Discussion regarding appointment of two members to the planning and zoning board; and deleted Item No. 12 – Ratification of the results of the Police Pension Board. She also stated that it was requested that Item No. 5 be moved to the beginning of Awards and Presentations.

2) Adoption of Agenda

A motion was made by **Councilperson Wilson** and seconded by **Chair Pro Tem Blue** to approve the agenda as amended.

MOTION

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

MOTION APPROVED

III. AWARDS AND PRESENTATIONS:

ITEM NO. 5

PRESENT AND WELCOME NEW EMPLOYEES OF THE CITY OF RIVIERA BEACH FOR THE MONTH OF APRIL, 2003

Doretha Perry, Human Resources Director, presented the following new employees: Michale Roy (Police Dept.), Linda Elmaleh (Library), and Robert Belcastro (Library).

ITEM NO. 1

PRESENTATION BY THE RIVIERA BEACH PUBLIC LIBRARY INFORMING THE MAYOR AND CITY COUNCIL OF THE NEW INNOVATIONS IN THE LIBRARY

Anne Sutton, Library Director, and staff made a presentation on the upgrade of the library and the various services that are provided.

ITEM NO. 2

PRESENTATION OF PLAQUES OF APPRECIATION BY MAYOR MICHAEL D. BROWN TO LIBRARY VOLUNTEERS FOR THEIR DEDICATION AND COMMITMENT TO THE CITY OF RIVIERA BEACH LIBRARY

Chair Pro Tem Blue and **Mrs. Sutton, Library Director**, made a presentation to library volunteers.

ITEM NO. 3

PRESENTATION OF PRIDE HOMES AWARD WINNERS AND CONTESTANTS

Natalie Moore, Code Enforcement Administrator, presented the winners of the Pride Home Contest for District 1, District 2, District 3, and District 4.

ITEM NO. 4

PRESENTATION OF PROCLAMATION DESIGNATING MAY 18-24, 2003 AS EMERGENCY SERVICES WEEK

Mayor Brown read the proclamation designating May 18-24, 2003 as Emergency Services Week.

A presentation was made by the Police and Fire Departments.

ITEM NO. 6

PRESENTATION OF A PROCLAMATION DESIGNATING THE MONTH OF MAY AS ELDER LAW MONTH

Mayor Brown presented the proclamation designating the month of May as Elder Law Month.

ITEM NO.7

PRESENTATION OF CERTIFICATES OF AWARD TO THE CITY OF RIVIERA BEACH EDUCATION SCHOLARSHIP WINNERS FOR 2003-2004

Certificates of Award were presented by PBC Commissioner Addie Greene and the Mayor and City Council to the 2003/2004 scholarship winners.

ITEM NO. 8

PRESENTATION OF CERTIFICATES OF APPRECIATION TO THE STUDENT VOLUNTEERS OF THE IRS-VITA SITE

Mayor Brown presented a Certificate of Appreciation to the student volunteers of the IRS-VITA site.

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 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. 9

MINUTES OF THE REGULAR COUNCIL MEETING HELD ON MAY 7, 2003.

RESOLUTIONS:

ITEM NO. 10

RESOLUTION NO. 114-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE FLORIDA DEPARTMENT OF TRANSPORTATION MEMORANDUM OF AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND THE STATE OF FLORIDA DEPARTMENT OF FINANCIAL SERVICES, DIVISION OF TREASURY AND THE CITY OF RIVIERA BEACH FOR THE REPLACEMENT OF WATER MAINS AND SEWER

FORCE MAINS LOCATED ON BLUE HERON BOULEVARD (SR#708) FROM EAST OF MLK BOULEVARD TO I-95 IN AN AMOUNT OF \$13,874; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID AGREEMENT; AND AUTHORIZING PAYMENT FROM ACCOUNT NO.S 403-1437-533-0-6508 (WATER) AND 403-535-0-6508 (SEWER); AND PROVIDING AN EFFECTIVE DATE.

ITEM NO. 11

RESOLUTION NO. 115-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE USE OF \$1,100 DONATED BY THE CUNNINGHAM FAMILY TO AWARD AN EDUCATION SCHOLARSHIP FOR THE 2003-2004 SCHOOL YEAR TO A STUDENT WHO IS A RIVIERA BEACH RESIDENT ATTENDING A COLLEGE LOCATED WITHIN THE STATE OF FLORIDA; AUTHORIZING THE RIVIERA BEACH EDUCATION ADVISORY BOARD TO SELECT THE RECIPIENT; AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET IN THE AMOUNT OF \$1,100 IN THE DONATIONS FUND AND MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 130-0101-519-0-5521; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO. 12

REQUEST RATIFICATION OF THE CERTIFICATION OF THE POLICE PENSION BOARD ELECTION HELD MAY 7, 2003. ITEM DELETED

2) PETITIONS AND COMMUNICATIONS FOR FILING:

END OF CONSENT AGENDA

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

MOTION

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

MOTION APPROVED

VI. PUBLIC HEARING:

1) ORDINANCES ON SECOND READING:

ITEM NO. 13

ORDINANCE NO. 2943 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING A PETITION FOR VOLUNTARY ANNEXATION FROM CENTRAL INVESTMENT CORPORATION, FOR LAND LOCATED IN THE UNINCORPORATED AREA OF PALM BEACH COUNTY, FLORIDA, CONTAINING 1.44 ACRES, LOCATED AT 7490 CENTRAL

INDUSTRIAL 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; AND FOR OTHER PURPOSES IN ACCORDANCE WITH SECTION 171.044, FLORIDA STATUTES.

Deputy City Clerk Robinson read the aforementioned ordinance into the record and stated that it was published in the May 11, 2003 edition of the Palm Beach Post.

A motion was made by **Councilperson Wilson** and seconded by **Chair Pro Tem Blue** to adopt Ordinance No. 2943.

MOTION

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

MOTION APPROVED

VII. REGULAR:

ITEM NO. 14

RESOLUTION NO. 116-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE RELEASE OF CODE ENFORCEMENT LIEN ON PROPERTY LOCATED AT 2936 AVENUE S, LOTS 5 & 6, BLK 35 ACREHOME PARK FIRST ADDITION, RIVIERA BEACH FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$7,795; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned resolution into the record.

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Wilson** to approve Resolution No. 116-03

MOTION

George Pettis, Sr., 2936 Avenue S, made comments against the proposed resolution.

A discussion ensued.

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

MOTION APPROVED

ITEM NO. 14 (1)

PRESENTATION BY THE HOMELESS COALITION OF PALM BEACH COUNTY REGARDING THE EMERGENCY ASSESSMENTCENTER PROPOSAL.

A presentation was made by a representative from the Homeless Coalition of Palm Beach County.

Gerald Ward, 31 W 20th Street, made comments against the proposed site for the Emergency Assessment Center.

ITEM NO. 15

RESOLUTION NO. 117-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE FUND BALANCE IN THE LAW ENFORCEMENT TRUST FUND ACCOUNT NO. 150-00-399999 TO COVER THE SPONSORSHIP OF A TEAM OF YOUTHS AND CHAPERONES FROM JFK MIDDLE SCHOOL AND A CITY COUNCILPERSON TO ATTEND THE 18TH ANNUAL NATIONAL CONFERENCE ON PREVENTING CRIME IN THE BLACK COMMUNITY; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned resolution into the record.

A motion was made by **Councilperson Wilson** and seconded by **Chair Pro Tem Blue** to approve Resolution No. 117-03.

MOTION

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

MOTION APPROVED

ITEM NO. 16

RESOLUTION NO. 118-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE STAFF TO SUBMIT A U.S. DEPARTMENT OF JUSTICE COPS UNIVERSAL HIRING GRANT FOR 10 NEWLY HIRED ADDITIONAL OFFICER POSITIONS IN THE AMOUNT OF \$750,000 OVER A THREE-YEAR PERIOD; THE GRANT PAYS FOR THE SALARY AND BENEFITS OF EACH NEWLY HIRED ADDITIONAL OFFICER. THE GRANT REQUIRES A MINIMUM CASH MATCH OF \$250,000.

Deputy City Clerk Robinson read the aforementioned resolution into the record.

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Wilson** to approve Resolution No. 118-03.

MOTION

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

MOTION APPROVED

ITEM NO.17

RESOLUTION NO. 119-03 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE JOB CLASSIFICATION LIST BY CREATING THE PART-TIME POSITIONS OF CONCESSION MANAGER, CONCESSION SUPERVISOR AND CONCESSION ATTENDANT UNDER PART-TIME POSITIONS; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned resolution into the record.

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Iles** to approve Resolution No. 119-03.

MOTION

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

MOTION APPROVED

ITEM NO. 18

RESOLUTION NO. 120-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER \$28,705 FROM THE GENERAL FUND CONTINGENCY ACCOUNT TO FIRE RESCUE CAPITAL ITEM ACCOUNT TO COVER THE COST OF PURCHASING ONE 8-LINE ADVANCED NOTIFICATION SYSTEM; AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$24,900 TO DIALOGIC COMMUNICATIONS CORPORATION TO PURCHASE THE ADVANCED COMMUNICATIONS SYSTEM AND \$3,805 FOR COST RELATED TO INSTALLATION; AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned resolution into the record.

A motion was made by **Councilperson Wilson** and seconded by **Chair Pro Tem Blue** to approve Resolution No. 120-03.

MOTION

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

MOTION APPROVED

ITEM NO. 19

RESOLUTION NO. 121-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN APPLICATION FOR A 45,973 SQUARE FOOT WINN DIXIE GROCERY STORE LOCATED ON 3.39 ACRES ON THE SOUTH EAST CORNER OF US HIGHWAY 1 AND SILVER BEACH ROAD; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Deputy City Clerk Robinson read the aforementioned resolution into the record.

A motion was made by **Councilperson Wilson** and seconded by **Chair Pro Tem Blue** to approve Resolution No. 121-03.

MOTION

Mary McKinney, Community Development Director, made a presentation.

Chair Pro Tem Blue read a letter into the record sent to Mayor Brown from Winn Dixie.

Gerald Ward, 31 W 20th Street, made comments in favor of the proposed site plan.

Commissioner Addie Greene, 1617 Boardman Avenue, made comments regarding Winn Dixie Grocery store.

A discussion ensued

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

MOTION APPROVED

ITEM NO. 20

RESOLUTION NO. 122-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE CONTRACT AND AWARD THE BID TO T.M. RUSSELL CONTRACTING, INC., THE LOWEST RESPONSIVE BIDDER, FOR THE 16-INCH DIAMETER POTABLE WATER TRANSMISSION LINE CONNECTION IN THE AMOUNT OF \$717,350; AUTHORIZING THE CONTRACT; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT FROM ACCOUNT NO. 407-1437-533-0-6508; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned resolution into the record.

A motion was made by **Councilperson Wilson** and seconded by **Councilperson Iles** to approve Resolution No. 122-03.

MOTION

Upon a roll call by Deputy City Clerk Robinson, the vote was 3-0 with Chair Pro Tem Blue out.

MOTION APPROVED

ITEM NO. 21

RESOLUTION NO. 123-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING ACADEMIC SUMMER CAMP 2003 TO BE HELD JUNE 16-JULY 25, 2003 ON THE CAMPUS OF JOHN F. KENNEDY MIDDLE MAGNET SCHOOL. THE CAMP WILL BE FUNDED BY A GRANT FROM THE KNIGHT FOUNDATION'S COMMUNITY PARTNERS PROGRAM; AUTHORIZING THE FINANCE

**DIRECTOR TO SET UP A BUDGET IN THE AMOUNT OF \$159,232;
AND PROVIDING AN EFFECTIVE DATE.**

Deputy City Clerk Robinson read the aforementioned resolution into the record.

A motion was made by **Councilperson Wilson** and seconded by **Councilperson Iles** to approve Resolution No. 123-03.

MOTION

Upon a roll call by Deputy City Clerk Robinson, the vote was 3-0 with Chair Pro Tem Blue out.

MOTION APPROVED

ITEM NO. 22

**REQUEST FOR A WORKSHOP ON THE MILLAGE AND BUDGET FOR
JUNE 9, 2003 AND JUNE 10, 2003.**

There was a consensus by the City Council to set the time for the Budget Workshop from 4 p.m. until 7 p.m.

ITEM NO. 23

**RESOLUTION NO. 124-03 A RESOLUTION OF THE CITY
COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH
COUNTY, FLORIDA, AMENDING THE 2002-2003 CAPITAL PROJECTS
BUDGET TO INCLUDE ADDITIONAL PROJECTS; AUTHORIZING
THE FINANCE DIRECTOR TO PROCEED WITH SECURING
FUNDING IN AN AMOUNT NOT TO EXCEED \$1,700,000 IN
ACCORDANCE WITH THE RECOMMENDATIONS OF THE CITY'S
FISCAL ADVISORS, PUBLIC FINANCIAL MANAGEMENT, INC.; AND
PROVIDING AN EFFECTIVE DATE.**

Deputy City Clerk Robinson read the aforementioned resolution into the record.

A motion was made by **Councilperson Wilson** and seconded by **Councilperson Iles** to approve Resolution No. 124-03.

MOTION

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

MOTION APPROVED

BOARD APPOINTMENT:

ITEM NO. 24

**DISCUSSION REGARDING APPOINTMENT OF TWO MEMBERS TO
THE PLANNING AND ZONING BOARD.**

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Wilson** to table the discussion.

MOTION

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

MOTION APPROVED

Asst. City Manager Shuttlesworth reminded the City Council of the joint workshop with the port to be held May 27th at 4:00 p.m.

VIII. CITY ATTORNEY'S REPORT:

City Atty. Ryan requested that a Closed Executive Session would be held on June 2nd at 4:00 p.m. regarding the Coach's Manatee Club.

There was a consensus of the City Council to approve staff's request.

IX. RECOMMENDATIONS AND DISCUSSIONS FROM MAYOR & COUNCIL:

Chair Pro Tem Blue thanked everyone that participated in the Relay For Life.

Councilperson Wilson announced the Father/Son Celebration to be held June 14th.

Mayor Brown made comments regarding the recognition of volunteers within the city.

Councilperson Iles made comments regarding the Relay for Life and put everyone on notice for the AIDS Walk in December.

X. ADJOURNMENT

There being no further business, the meeting was duly adjourned at 9:55 p.m.

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:
SECONDED BY:

S. Blue
D. Wilson



D. SCHNYER:
S. BLUE:
D. WILSON:
E. WADE:
A. ILES:

aye
aye
aye
aye
aye

ELIZABETH "LIZ"
WADE
COUNCILPERSON



ANN ILES
COUNCILPERSON

DATE APPROVED:

06/04/2003