

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, MARCH 20, 2002 AT 7:30 P.M.**

I. CALL TO ORDER:

Roll Call

City Clerk Ward was present and presided. Upon a roll call by City Clerk Ward the following were present: Mayor Michael D. Brown, Councilperson Edward Rodgers, Councilperson David G. Schnyer, Councilperson Donald R. Wilson, and Councilperson Sylvia Lee Blue, and Councilperson Elizabeth Wade. Also present were City Manager William E. Wilkins, and City Attorney Pamala H. Ryan.

Invocation/Pledge of Allegiance

Everyone stood for a Moment of Silence and the Pledge of Allegiance to the flag.

II. CITY CLERK SWEARS IN NEWLY ELECTED COUNCILMEMBERS & PRESENTS ELECTION CERTIFICATES TO:

COUNCILPERSON DISTRICT 2: SYLVIA LEE BLUE

City Clerk Ward administered the Oath of Office to Sylvia Lee Blue – Councilperson District 2 and presented her with a Certificate of Election.

COUNCILPERSON DISTRICT 4: DAVID G. SCHNYER

City Clerk Ward administered the Oath of Office to David G. Schnyer – Councilperson District 4 and presented him with a Certificate of Election.

III. CITY CLERK REQUESTS NOMINATIONS FOR CITY COUNCIL CHAIR

City Clerk Ward opened the floor for nominations for Council Chairperson for year 2002-2003.

Councilperson Wilson nominated Councilperson Schnyer as the Chairperson.

There being no further nominations, City Clerk Ward closed the floor for nominations and announced that Councilperson Schnyer was affirmed as Council Chairperson for year 2002 - 2003.

City Clerk Ward announced she was relinquishing the gavel to the new Council Chairperson.

IV. CHAIR REQUESTS NOMINATIONS FOR CHAIR PRO-TEM

Chairperson Schnyer opened the floor for nominations for Council Chair Pro-Tem.

Councilperson Wilson nominated Councilperson Blue as Council Chair Pro-Tem.

There being no further nominations, Chairperson Schnyer closed the floor for nominations and announced that Councilperson Blue was affirmed Chair Pro-Tem.

Councilperson Rodgers congratulated Chairperson Schnyer and Chair Pro-Tem Blue on their nominations for their respective position on the City Council and their re-

election as Councilmembers.

Councilperson Wilson congratulated Chair Pro-Tem Blue and Cinthia Becton for a well ran campaign.

Councilperson Wade congratulated Chairperson Schnyer and Chair Pro-Tem Blue on their victory.

Chairperson Schnyer stated that when he initially ran for City Council, two years ago, he did so with the intent to reunite the City and the City Council. He stated that he felt that the goal had been achieved and that he would strive to continue with the unity that has occurred.

Chair Pro-Tem Blue thanked her mom, sister, and others for their support. She repeated the quote that was in the newspaper – “this was not a victory for her but for the community.”

City Clerk Ward announced that the City Council would be properly seated in accordance.

V. AGENDA APPROVAL:

Additions, Deletions, Substitutions

Chair Pro-Tem Blue stated that she had comments to make under the Discussion from the Mayor & Council.

Councilperson Rodgers stated that he had comments to make under Discussion from the Mayor & Council.

Councilperson Wilson stated that he had comments to make under Discussion from the Mayor & Council.

Councilperson Wade stated that she had comments to make under Discussion from the Mayor & Council.

City Manager Wilkins read the Additions, Deletions, Substitutions, & Revisions into the record.

Adoption of Agenda

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

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

VI. AWARDS AND PRESENTATIONS:

ITEM NO. 1

PRESENT AND WELCOME NEW EMPLOYEES OF THE CITY OF RIVIERA BEACH FOR THE MONTH OF FEBRUARY, 2002.

Doretha Perry, Human Resources Director, introduced the new City Employees for the month of February – Asst. City Manager Paul White, Chief of Police Clarence Williams, Ofc. Sean Alex, Ofc. Quenton Jacobs, Jeanette Eagle – Police Department, and Ezekiel Williams – Utilities Department.

ITEM NO. 2

PRESENTATION OF PROCLAMATION FROM MAYOR MICHAEL D. BROWN, PROCLAIMING THE MONTH OF APRIL AS "READ TOGETHER PALM BEACH COUNTY MONTH".

Mayor Brown stated that the Read Together Palm Beach County, One Book, One Community was being sponsored by the Palm Beach County Public Libraries, the Palm Beach County Literacy Coalition, the Quantaum Foundation, and the Palm Beach Post. He stated that the book entitled "Fahrenheit 451" was the book of choice and that copies were available in the library. He then stated that the proclamation would be forwarded to the appropriate agency.

VII. STATEMENTS FROM THE PUBLIC (TWO MINUTES):

Cynthia Becton, 500 W 24th Street, congratulated Chair Pro-Tem Blue and stated that she looked forward to working with the City Council in helping to move the city forward.

Nora Mahoney, 2120 Broadway, commented on the Spanish Courts' issue.

Ann Widell, 19154 Basin Street, commented on historic preservation within the City.

VIII. 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. 3

MINUTES OF THE REGULAR COUNCIL MEETING HELD ON MARCH 6, 2002.

2) RESOLUTIONS:

ITEM NO. 4

RESOLUTION NO. 44-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE POLICE DEPARTMENT'S RECOMMENDATIONS TO APPROVE THE ATTACHED MAINTENANCE SERVICE AGREEMENT FOR THIS FISCAL YEAR 2001/2002, FROM MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC., AT A TOTAL COST OF \$84,152.16; APPROVING SUCH AGREEMENTS; AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN SAID AGREEMENT ON BEHALF OF THE CITY; AUTHORIZING PAYMENT FOR THIS AGREEMENT FROM ACCOUNT NUMBERS 001-0817-5210-4601 AND 124-0819-5210-4601; AND PROVIDING FOR AN EFFECTIVE DATE.

ITEM NO. 5

RESOLUTION NO. 45-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR, AND CHIEF OF POLICE, AND CITY CLERK TO SIGN THE ATTACHED CRIMINAL JUSTICE USER AGREEMENT BETWEEN THE CITY OF RIVIERA

BEACH AND THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT, IN ORDER TO FACILITATE USE OF FULL FCIC/NCIC INFORMATION CENTER SERVICES; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO. 6

RESOLUTION NO. 46-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING CHANGE ORDERS IN THE AMOUNT OF \$54,239.60 INCREASING AND AMENDING THE CONTRACT AMOUNT FROM \$447,073.00 TO \$501,312.60 FOR WINGATE CORPORATION DUE TO AN INCREASE IN THE COSTS ASSOCIATED WITH THE REPAIR/REPLACEMENT OF THE UTILITIES DEPARTMENT ROOF. ADDITIONALLY, THAT COUNCIL AUTHORIZES THE INTERIM FINANCE DIRECTOR TO TRANSFER FUNDS IN THE AMOUNT OF \$54,239.60 FROM ACCOUNT NUMBER 402-1438-5350-4606 (REPAIR & MAINTENANCE-LINES) TO ACCOUNT NUMBER 402-1437-5330-4602 (REPAIR & MAINTENANCE-BUILDING); AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NUMBER 402-1437-5330-4602.

ITEM NO. 7

RESOLUTION NO. 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 PALM BEACH COUNTY AND THE CITY OF RIVIERA BEACH, FLORIDA IN THE AMOUNT OF \$12,550 TO RELOCATE SANITARY FORCE MAINS AND POTABLE WATER MAINS DUE TO A RIGHT TURN LANE AT CONGRESS AVENUE AND BLUE HERON BOULEVARD EASTBOUND LANE; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 402-1437-5330-4606. ITEM DELETED

ITEM NO. 8

RESOLUTION NO. 47-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO TRANSFER FUNDS IN THE AMOUNT OF \$50,000 FROM THE UTILITIES CONTINGENCY ACCOUNT NO. 401-1437-5330-5999 INTO THE UTILITIES OPERATING SUPPLIES – OTHER ACCOUNT NO. 401-1437-5330-5206 FOR THE PURPOSE OF PURCHASING THE RADIO-READ METERS APPROVED BY COUNCIL VIA RESOLUTION NO. 24-02, DATED FEBRUARY 20, 2002.

3) PETITIONS AND COMMUNICATIONS FOR FILING:

City Clerk Ward stated that the Office of the City Clerk received a Verified Complaint dated March 12, 2002 from Patty Horner, 330 Wilma Circle, regarding the site plan for Inlet Harbor.

END OF CONSENT AGENDA

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

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

IX. PUBLIC HEARING:

ITEM NO. 9

RESOLUTION NO. 48-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF

RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE STIPULATED SETTLEMENT AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH, THE DEPARTMENT OF COMMUNITY AFFAIRS, AND MARTHA BABSON, FOR THE CHALLENGES TO THE COMPREHENSIVE PLAN AMENDMENTS; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned resolution.

A motion was made by **Councilperson Wilson** and seconded by **Councilperson Wade** to approve Resolution No. 48-02. **MOTION**

Mary McKinney, Community Development Director, provided background information on the revised settlement agreements.

Martha Babson, stated concerns regarding the revised stipulated settlement agreement.

Gerald Ward, 31 W 20th, commented on concerns he had regarding the revised stipulated settlement agreement.

Heather Mitchell, Exec. Director of Florida Trust for Historic Preservation, thanked the City for working with her organization on developing language for the Comprehensive Plan.

Michael Morrell, representing Karen Murray, thanked the City for efforts put forth in preserving historic site within the city and stated concerns regarding the historic survey.

Chairperson Schnyer read the letter received from Martin Murphy into the record.

A lengthy discussion ensued amongst the Mayor, City Council, staff, and Mr. Malefatto, legal counsel on behalf of the City.

City Manager Wilkins stated for the record that it was stated that the City was not following procedure as identified in the letter signed by Martha Babson. He stated that Mr. Malefatto needed to state his opinion for the record.

Mr. Malefatto stated that the process was recited well by Ms Babson. He stated that however he differed from her in stating that the City wanted her to sign the settlement agreement and dismiss her case before other actions were taken. He stated that she would not have to do that until after the 21 day period, after the DCA had accepted the amendment. He stated that as for as the process, the City was in compliance with section 163.3184(16).

Upon a roll call vote by City Clerk Ward, the was 4 – 0 with Councilperson Wilson out. **MOTION APPROVED**

ITEM NO. 10

RESOLUTION NO. 49-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE STIPULATED SETTLEMENT AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH, THE DEPARTMENT OF COMMUNITY AFFAIRS, AND GERALD WARD, FOR THE CHALLENGES TO THE COMPREHENSIVE PLAN AMENDMENTS; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned resolution into the record.

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Rodgers** to approve Resolution No. 49-02. **MOTION**

Gerald Ward stated his concerns regarding the agreement that was provided to the City Council.

A discussion ensued amongst the City Council and Attorney Malefatto.

Upon a roll call by City Clerk Ward, the vote was 4-1 with Councilperson Wade dissenting. **MOTION APPROVED**

ITEM NO. 11

RESOLUTION NO. 50-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE STIPULATED SETTLEMENT AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH, THE DEPARTMENT OF COMMUNITY AFFAIRS, AND BAYARD AND MARILYN MOFFITT, FOR THE CHALLENGES TO THE COMPREHENSIVE PLAN AMENDMENTS; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward 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. 50-02. **MOTION**

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

ORDINANCES ON SECOND READING:

NONE

X. ORDINANCES ON FIRST READING:

ITEM NO. 12

ORDINANCE NO. 2914 AN ORDINANCE OF THE CITY OF RIIVERA BEACH, PALM BEACH COUNTY, FLORIDA, ADOPTING COMPREHENSIVE PLAN AMENDMENTS TO IMPLEMENT SETTLEMENT AGREEMENTS BETWEEN THE CITY OF RIVIERA BEACH AND THE DEPARTMENT OF COMMUNITY AFFAIRS AND MARTHA BABSON; THE CITY OF RIVIERA BEACH AND THE DEPARTMENT OF COMMUNITY AFFAIRS AND GERALD WARD; AND THE CITY OF RIVIERA BEACH AND THE DEPARTMENT OF COMMUNITY AFFAIRS AND BAYARD AND MARILYN MOFFITT; REVISING ITS COMPREHENSIVE PLAN BASED ON THE SETTLEMENT AGREEMENTS INCLUDING THE POLICIES OF THE FUTURE LAND USE ELEMENT, COASTAL MANAGEMENT ELEMENT, RECREATION AND OPEN SPACE ELEMENT, INFRASTRUCTURE ELEMENT AND ALL MAP SERIES INCLUDING THE FUTURE LAND USE MAP; TO REVISE AND UPDATE THE EXISTING COMPREHENSIVE PLAN ADOPTED ON NOVEMBER 7, 2001, IN ACCORDANCE WITH THEMANDATES SET FORTH IN CHAPTER 163 FLORIDA STATUTES; PROVIDING FOR A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

City Clerk Ward read the aforementioned ordinance into the record.

A motion was made by **Councilperson Wilson** and seconded by **Chair Pro Tem Blue** to approve Ordinance No. 2914 on first reading. **MOTION**

Mayor Brown stated his concerns regarding historic preservation.

A discussion ensued amongst the Mayor, City Council, and Mr. Malefatto.

Atty. Malefatto stated the following revisions to the content of the ordinance – the first clause of Objective 1.11 will be a sentence that reads “The City shall consider the

historic value and character of the downtown in the context of redevelopment efforts.” The new language was as follows – “Moreover, to the extent structurally feasible, the City shall preserve and adaptively reuse the restored Spanish Courts Motel Buildings. The City shall also preserve any readily accessible artifacts located in the archeological site.

Mr. Malefatto also stated that the City will provide an estoppel letter to the Florida Trust for Historic Preservation.

Mayor Brown stated that once the City’s consultant reviews the possibilities of moving Spanish Courts, the report will be sent to the Florida Trust for Historic Preservation providing them the opportunity to review the findings.

Gerald Ward commented on the incorrect map provided as backup and that he would provide a copy of the map showing the complete archeological site.

Councilperson Wade inquired about the references used for the map that will be provided.

Gerald Ward stated that the Department of State archeologist Ryan J. Wheeler completed the report.

Councilperson Wade stated that staff should review the report and provide accuracy for the site prior to second reading.

Michael Morrell stated that his client, Karen Murray, respectfully declined her previous support.

Heather Mitchell, Exec. Director of Florida Trust for Historic Preservation, stated that although they prefer that the language remain, there was an understanding of the mayor’s concerns regarding the structural feasibility of the Spanish Courts buildings. She stated that it was understood that the Florida Trust would be consulted when a structural feasibility study has been completed prior to the relocation of the historic buildings.

A motion was made by **Councilperson Wilson** and seconded by **Chair Pro Tem Blue** to approve Ordinance No. 2914 with the amendments. **MOTION AMENDED**

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

XII. CITY MANAGER’S DISCUSSION:

ITEM NO. 13

RESOLUTION NO. 51-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO RELEASE CODE ENFORCEMENT LIEN ON PROPERTY LOCATED AT 825 W 6TH STREET, RIVIERA BEACH FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$4,000.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTIES; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned resolution into the record.

A motion was made by **Councilperson Wilson** and seconded by **Councilperson Wade** to approve Resolution No. 51-02. **MOTION**

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

ITEM NO. 14

RESOLUTION NO. 52-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO RELEASE CODE ENFORCEMENT LIEN ON PROPERTY LOCATED AT 563 W 6TH STREET, RIVIERA BEACH FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$1,700.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTIES; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned resolution into the record.

A motion was made by Chair Pro-Tem Blue and seconded by Councilperson Wade to approve Resolution No. 52-02. **MOTION**

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

ITEM NO. 15

DISCUSSION – INTER-LOCAL AGREEMENT WITH THE SCHOOL BOARD CONCERNING PROPOSED HARBOR HIGH SCHOOL.

City Manager Wilkins provided an update on meetings held with the Palm Beach County School Board regarding the proposed Harbor High School.

A discussion ensued amongst the City Council and staff.

ITEM NO. 16

RESOLUTION NO. 53-02 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN AGREEMENT IN THE AMOUNT OF \$10,000 BETWEEN THE CITY OF RIVIERA BEACH AND THE NORTHWEST RIVIERA BEACH COMMUNITY REDEVELOPMENT CORPORATION A NON-PROFIT ORGANIZATION FOR ACTIVITIES AND PROGRAMS IN THE WEED AND SEED AREA AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE; PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by **Councilperson Wilson** and seconded by **Councilperson Wade** to approve Resolution No. 53-02. **MOTION**

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

ITEM NO. 17

REPORT ON DEMOLITION OF DANGEROUS AND UNSAFE STRUCTURES

Natalie Moore, Code Enforcement Administrator, provided an update on the problem properties within the City and the demolition program.

Councilperson Rodgers inquired about the voluntary process and whether a lien is filed against the property.

City Manager Wilkins stated that liens were not filed against properties where the property owner volunteered to have their building demolished. He also gave a scenario in which the voluntary process is provided.

A motion was made by **Councilperson Rodgers** and seconded by **Councilperson Wade** to file a lien against property whenever the City expend funds for demolition on a property. **MOTION**

A discussion ensued amongst the City Council and staff.

Natalie Moore, Code Enforcement Administrator, stated for the record that the Code Enforcement Division is not involved with the voluntary demolition process. She stated that when funds are expended by her division for the purpose of demolition, liens are placed against the property.

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

ITEM NO. 18

RECOMMENDATION FOR AWARD OF GRANTS UNDER THE CITY'S FORFEITURE FUND.

RESOLUTION NO. 56-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE LAW ENFORCEMENT TRUST FUND COMMITTEE; APPROVING THE AWARD OF \$1,000.00 TO EACH OF THE ELEVEN (11) ORGANIZATIONS AS SPECIFIED HEREIN; APPROPRIATING FUND BALANCE IN THE AMOUNT OF \$11,000.00; AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO MAKE PAYMENTS FOR SAME FROM THE GRANTS AND AIDS ACCOUNT NUMBER 150-0817-5120-8301; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the resolution into the record.

A motion was made by **Councilperson Wilson** and seconded by **Chair Pro-Tem Blue** to approve Resolution No. 56-02. **MOTION**

A discussion ensued amongst the City Council and staff.

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

ITEM NO. 19

REPORT ON THE ATLANTA WEED AND SEED CONFERENCE

Asst. Chief Smith stated that the Weed & Seed Program would be sponsoring a trip for 12 youth from the Weed & Seed Program and 10 youth from the Recreation Department to the National Conference On Preventing Crime In The Black Community to be held in Atlanta. Transportation would be provided by the City's bus.

Councilperson Wilson requested that Asst. Chief Smith should meet with Phi Beta Sigma Fraternity to discuss the possibility of four of their youths and a chaperone traveling on the bus with them. He stated that they would be responsible for their expenses.

City Manager Wilkins stated an agreement with FP&L was executed by the Mayor and City Clerk on behalf of the City to hang a banner across Blue Heron Blvd. and US 1 from the light poles. He also stated that March 29th the City would be hosting Nealia Cunningham Day, 9:00 a.m. – 3:00 p.m. on Peanut Island for area kids.

Mayor Brown stated that he had secured the food for the Nealia Cunningham Day Celebration from Cheney Brothers and that the only cost to the City would be for those who would be preparing the food.

XIII. CITY ATTORNEY'S REPORT:

REQUEST FOR A CLOSED EXECUTIVE SESSION IN THE MATTER OF G.A. ON

BEHALF OF K.W. A MINOR V. CITY OF RIVIERA BEACH, ET AL., CASE NUMBER 99-9472 AL (TENTATIVE DATE: MONDAY, APRIL 1, 2002 AT 4:00 PM).

There was a consensus by the City Council to hold a closed executive session on April 1st at 4:00 p.m.

XIV. RECOMMENDATIONS AND DISCUSSION FROM MAYOR & COUNCIL:

Chair Pro-Tem Blue reminded staff, business owners, and residents of the Relay for Life and challenged everyone to get involved. She also reminded staff of the Education Partnership policy of the City.

Councilperson Rodgers stated that there was a need to review the allegations regarding spousal abuse in the Police Department.

A motion was made by **Councilperson Rodgers** and seconded by **Councilperson Wade** appointing the Mayor to use the oversight powers designated by the Charter to review this matter and to develop a policy along with the union addressing the matter of Domestic Abuse.

Councilperson Wade stated that she agreed that the matter must be addressed and she had no problem with the Mayor being appointed. She requested that there be a workshop to discuss developing a policy.

Mayor Brown stated that he accepted this responsibility and would have a recommendation prepared and provided to the City Council by the next meeting.

A discussion ensued amongst the Mayor, City Council and staff.

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

Councilperson Wilson stated that he was providing some information to the City Manager pertaining becoming more involved with the drug court.

Councilperson Wade stated that she had received a complaint from a coach of one of the basketball teams for the PAL program and because PAL had not paid fees his team would not be able to play in the game that was scheduled for 6:00.

XV. ADJOURNMENT:

There being no further business the meeting was duly adjourned.

APPROVED:

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MICHAEL D. BROWN, MAYOR

DAVID G. SCHNYER, CHAIRPERSON

ATTEST:

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**CARRIE E. WARD, CMC/AE
CITY CLERK**

SYLVIA LEE BLUE, CHAIR PRO-TEM

dwilson.gif (865 bytes)



**DONALD R. WILSON
COUNCILPERSON**

ewade.gif (1297 bytes)



**ELIZABETH "LIZ" WADE
COUNCILPERSON**



**EDWARD RODGERS
COUNCILPERSON**

MOTIONED BY: D. Schnyer
SECONDED BY: E. Wade

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

DATE APPROVED: 04/03/2002