

**CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
REGULAR CITY COUNCIL MEETING  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, MAY 15, 2002 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, 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. AGENDA APPROVAL:**

**Additions, Deletions, Substitutions**

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

**Councilperson Wilson** stated that he wanted to make comments under Recommendations and Discussion from Mayor & Council.

**Chair Pro-Tem Blue** stated that she wanted to make comments under Recommendations and Discussion from Mayor & Council.

**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 City Clerk Ward, the vote was unanimous. **MOTION APPROVED**

**III. AWARDS AND PRESENTATIONS:**

ITEM NO. 1

**PRESENTATION OF PRIDE HOME AWARD WINNERS AND CONTESTANTS.**

**Natalie Moore, Code Enforcement Administrator**, presented the following Pride Home Contest Participants and winner from each district –

**District 1** – Lillian and Johnnie Daniels; Zeilter and Mattie McGill; Evelyn & John Goldwire; Jackie Lee Harris; and Barbara and Randolph Johnson – winner.

**District 2** – Christie and Maurice Charos; Donna Nichols; Lucille and King Daniels – winner; and Bernice and Ronald Nelson.

**District 3** – Shirley T. Joseph; Brenda and Gregory Rodgers – winner; and Mary and M.C. Johnson.

**District 4** – Dr. & Mrs. Ronald C. Dudan; John Flaig; Doris & Bill Hibel; Maryann and Robert Esposito; and Luella Gay – winner.

Each winner was presented with a plaque and a dozen of roses by the Councilperson representing each district.

**ITEM NO. 2**

**PRESENTATION OF PROCLAMATION, DESIGNATING MAY 19-25, 2002 AS EMERGENCY SERVICES WEEK.**

**Mayor Brown** presented Fire Chief Perry with the proclamation acknowledging Emergency Services Week.

**Division Chief Peter LeDuc** thanked the Mayor and City Council for their support of the Fire Department.

The EMS Division of the Riviera Beach Fire Department gave a cardiac arrest demonstration.

**Chief Perry** stated that the Fire Department was on the news last week Thursday as a result of a heart attack victim that was traveling on Blue Heron Boulevard who crossed the median and landed in the parking lot of the Municipal Complex. As a result of the up-to-date equipment and drugs of Fire Rescue, the gentleman is alive and in critical condition.

**ITEM NO. 3**

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

**Doretha Perry, Human Resource Director**, presented the following new employees for the month of April – Tanya Smith, Accountant; Aaron Fields, Human Resources Administrator; Lorenzo Johnson, Firefighter; and Benjamin Chang. The following new employees were unable to attend – Adolfo Raminez, Firefighter; and Lori Johnson, Firefighter.

**ITEM NO. 4**

**PRESENTATION REGARDING PUBLIC WORKS WEEK, MAY 19-25, 2002.**

**Alan Winn** extended an invitation to the Mayor, City Council and the public to visit the Public Works Department during the week of May 19 – 25.

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

**Theodore Hill, 1309 Avenue U**, made comments regarding the road construction currently in progress on Avenue U (referred to staff.)

**Simeion Jimerson, 1311 Avenue U**, made comments regarding the road construction currently in progress on Avenue U (referred to staff.)

**Roosevelt Kingdom, Sr., 1317 W 23rd Street**, made comments regarding the cleaning of the canal bank and the speeding problem on 23rd Street (referred to staff.)

**Delores Bennett, 842 W 7th Street**, made comments regarding the middle school summer program.

**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. 5**

**MINUTES OF THE REGULAR COUNCIL MEETING HELD ON MAY 1, 2002**

**2) RESOLUTIONS:**

**ITEM NO. 6**

**THIS ITEM HAS BEEN DELETED**

**ITEM NO. 7**

**RESOLUTION NO. 83-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE FINAL PAYMENT TO WINGATE CORPORATION FOR WORK COMPLETED TO REBUILD/REPLACE THE ROOF, TRUSSES, AND ROOF SUBSTRUCTURE TO THE UTILITIES ADMINISTRATION BUILDING IN THE AMOUNT OF \$58,771.26; AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 402-1437-5330-4602.**

**ITEM NO. 8**

**ITEM NO. 84-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, TERMINATING THE AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR RECEIVING FUNDS FOR "PIPING CANAL RC-4" PROJECT, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AMENDMENT NO. 2, AND PROVIDING AN EFFECTIVE DATE.**

**ITEM NO. 9**

**RESOLUTION NO. 85-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CONVEYANCE OF LOT 109, ACREHOME PARK OWNED BY THE CITY OF RIVIERA BEACH TO J.A.Y. OUTREACH MINISTRIES; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A DEED OF CONVEYANCE; AND PROVIDING AN EFFECTIVE DATE. ITEM WAS DELETED**

**ITEM NO. 10**

**RESOLUTION NO. 86-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO SUBMIT A GRANT APPLICATION TO THE DEPARTMENT OF TRANSPORTATION FOR A TRANSPORTATION ENHANCEMENT GRANT UNDER THE TRANSPORTATION ENHANCEMENT GRANT UNDER THE TRANSPORTATION ENHANCEMENT ACT (TEA-21) TO BEAUTIFY BLUE HERON BOULEVARD FROM AVENUE S TO OLD DIXIE HIGHWAY.**

**ITEM NO. 11**

**RESOLUTION NO. 87-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AND AUTHORIZING THE MAYOR AND CITY CLERK TO APPROVE PAYMENT D. S. EAKINS CONSTRUCTION CORPORATION, IN THE AMOUNT OF \$44,358.56 FOR**

THE EMERGENCY REPAIR ON A BROKEN MANHOLE #1278 (CONSTRUCTED IN 1960) IN THE VICINITY OF 6025 OLD DIXIE HIGHWAY UNDER A "PIGGY-BACK" BID TO PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS, CONTRACT NO. 99-120CB; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 402-1437-5330-4606.

3) PETITIONS AND COMMUNICATIONS FOR FILING:

NONE

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

VI. PUBLIC HEARING:

ORDINANCES ON SECOND READING:

ITEM NO. 12

ORDINANCE NO. 2917 OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE PAY AND CLASSIFICATION SCHEDULES BY INCREASING THE SALARY OF UNIFORM FIRE PERSONNEL REPRESENTED BY THE RIVIERA BEACH ASSOCIATION OF FIREFIGHTERS BARGAINING AGREEMENT AND PROVIDING AN EFFECTIVE DATE.

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

A motion was made by **Councilperson Wade** and seconded by **Chair Pro-Tem Blue** to adopt Ordinance No. 2917. MOTION

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

VII. ORDINANCES ON FIRST READING:

ITEM NO. 13

ORDINANCE NO. 2918 AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 12, SECTION 12-8 ENTITLED "SALE OF FIREWORKS AND EXPLOSIVES", AND ADDING SECTION 31-553 ENTITLED "FIREWORKS AND SPARKLERS", TO THE CITY OF RIVIERA BEACH CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY, CONFLICTS, AND CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

**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. 2918 on First Reading. MOTION

**Mary McKinney, Community Development Director**, reviewed the contents and purpose of Ordinance No. 2918.

**Sam Pearlstein, Happy Holiday Fireworks**, advised of the affect of the ordinance to his business.

**Conrad Steinhart, Happy Holiday Fireworks**, advised of the affect of the ordinance to his business.

A discussion ensued amongst the Mayor, City Council, staff, and the representatives of

Happy Holiday Fireworks.

Staff requested that the City Council approve the ordinance on First Reading and the necessary revisions would be made and provided to the City Council prior to the Final Adoption of the ordinance.

**Gerald Ward, 31 W 20th Street**, submitted correspondence to the Mayor and City Council in reference to making revisions to Section 7 of the aforementioned ordinance.

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

**VIII. CITY MANAGER'S DISCUSSION:**

**ITEM NO.14**

**RESOLUTION NO. 88-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE ASSIGNMENT OF THE AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND MAXCESS LIBRARY SYSTEMS, INC. TO AUTOGRAPHICS, INC., AND AUTHORIZING THE INTERIM FINANCE DIRECTOR TO PAY THE REMAINING SUM OF \$11,686.58 OF THE INITIAL CONTRACT TO THE ASSIGNEE, AUTOGRAPHICS, INC AS PER PAYMENT SCHEDULE FROM ACCOUNT NO. 001-1336-571-0-6404 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. 88-02. **MOTION**

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

**ITEM NO. 15**

**RESOLUTION NO. 89-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING MAYOR AND CITY CLERK TO EXECUTE AND SUBMIT A GRANT TO THE FLORIDA INLAND NAVIGATION DISTRICT REQUESTING FUNDS IN THE AMOUNT OF \$40,000 FROM THE FLORIDA INLAND NAVIGATION DISTRICT WATERWAYS ASSISTANCE PROGRAM TO RENOVATE THE CITY MARINA'S RESTROOMS AND SHOWERS AND PROVIDING AN EFFECTIVE DATE.**

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

A motion was made by **Councilperson Wade** and seconded by **Councilperson Wilson** to approve Resolution No. 89-02. **MOTION**

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

**ITEM NO. 16**

**RESOLUTION NO. 90-02 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 1653 W 27TH STREET #D, TIMBER PINE WEST UNIT D, BLDG. 5, A/K/A TH PT OF LT 15, ALLISON PARK, RIVIERA BEACH FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$5,000.00; 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 Wade** and seconded by **Councilperson**

**Wilson** to approve Resolution No. 90-02. **MOTION**

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

**ITEM NO. 17**

**RESOLUTION NO. 91-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO RELEASE CODE ENFORCEMENT LIEN ON PROPERTY LOCATED AT 201 W 28TH STREET, LOT 1, BLK 2, BLUE HERON PARK PL 1, RIVIERA BEACH FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$1,150.00; 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. 91-02. **MOTION**

**Mr. & Mrs. Terry Hicks, Sr, 201 W 28th Street**, declined to comment, due to approval of the request.

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

**ITEM NO. 18**

**RESOLUTION NO.92-02 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 LIENS ON PROPERTY LOCATED AT LTS 9-12, BLK 4, KELLY ADDITION, RIVIERA BEACH FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$4,525.00; 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 Wilson** to approve Resolution No. 92-02. **MOTION**

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

**ITEM NO. 19**

**RESOLUTION NO. 93-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY TO RELEASE CODE ENFORCEMENT LIENS ON PROPERTY LOCATED AT INLET CITY, BLK 39, W 15' OF LT 4 AND LTS 5-6 RIVIERA BEACH FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$1,450.00; 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 **Chair Pro-Tem Blue** to approve Resolution No. 93-02. **MOTION**

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

**ITEM NO. 20**

**RESOLUTION NO. 94-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY**

**OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THAT THE PAY & CLASSIFICATION PLAN BE AMENDED BY REGARDING THE CLASSIFIED POSITION OF ELECTRICIAN UNDER CLASS TITLE PUBLIC WORKS SERVICE 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. 94-02. **MOTION**

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

**ITEM NO. 21**

**RESOLUTION NO. 95-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE PURCHASE OF GATES TO BE INSTALLED AT THE PUBLIC WORKS DEPARTMENT COMPLEX FROM ACCESS MANAGEMENT, WEST PALM BEACH, FLORIDA IN THE AMOUNT OF \$12,897.90 AND AUTHORIZING THE INTERIM FINANCE DIRECTOR TO TRANSFER \$12,897.90 FROM THE GENERAL FUND CONTINGENCY ACCOUNT 001-1128-5190-4601 AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME AND PROVIDING AN EFFECTIVE DATE.**

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

A motion was made by **Councilperson Wade** and seconded by **Chair Pro-Tem Blue** to approve Resolution No. 95-02. **MOTION**

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

**ITEM NO. 22**

**RESOLUTION NO. 96-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CONTRACT FOR PROFESSIONAL SERVICE TO DUNCAN ASSOCIATES FOR THE PREPARATION OF THE REVISIONS TO THE CITY OF RIVIERA BEACH LAND DEVELOPMENT CODE IN THE AMOUNT OF \$120,000.00; AUTHORIZING THE INTERIM FINANCE DIRECTOR TO MAKE PAYMENT FROM THE CAPITAL FUND ACCOUNT NUMBER 305-0717-5150-3106; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE.**

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

A motion was made by **Councilperson Wade** and seconded by **Councilperson Wilson** to approve Resolution No. 96-02. **MOTION**

Upon a roll call by City Clerk Ward, the vote was 4-0 with Chairperson Schnyer out. **MOTION APPROVED**

**ITEM NO. 23**

**A SITE PLAN AMENDMENT APPLICATION FROM SCHICKEDANZ BROS. RIVIERA LTD. FOR A 136 UNIT TOWNHOME DEVELOPMENT ON 10.02 ACRES IN THE WOODBINE PUD, LOCATED ON THE SOUTHWEST CORNER OF MILITARY TRAIL AND WOODBINE TRAIL, IN A R-PUD ZONING DISTRICT.**

A motion was made by **Councilperson Wade** and seconded by **Councilperson Wilson** to approve the site plan amendment application from Schickedanz Brothers Riviera Ltd. **MOTION**

Upon a roll call by City Clerk Ward, the vote was 4-0 with Chairperson Schnyer out.

**MOTION APPROVED**

**ITEM NO. 24**

**REQUEST TO SET A SPECIAL MEETING TO DISCUSS AND APPROVE IMPLEMENTING TRAFFIC CALMING MEASURES IN THE CITY OF RIVIERA BEACH.**

A discussion ensued amongst the Mayor, City Council and staff regarding the contents of the study, location of the meeting, and whether or not the community supports the idea.

**Chairperson Schnyer** read a letter into the record received from a resident regarding the traffic study conducted by Keith and Schnars.

**Warrie Leonard, 1901 W 23rd Street**, commented on the contents of the study.

Staff recommended that the special meeting be held June 20th at 7:00 p.m.

There was a consensus of the City Council that a Special Meeting to discuss traffic calming would be held June 20th at 7:00 p.m.

**ITEM NO. 25**

**RESOLUTION NO. 97-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ADOPTING A POLICY DECLARING THAT THE CITY WILL NOT APPROVE A RELEASE OF LIEN UNTIL ALL WATER/SEWER LIENS HAVE BEEN SATISFIED; 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. 97-02. **MOTION**

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

**City Manager Wilkins** announced that the City Council would be in a Joint Meeting with the City of West Palm Beach on June 4th at 4:00 p.m.

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

**1. REQUEST FOR A CLOSED EXECUTIVE SESSION IN THE MATTERS OF JOAN B. TAYLOR V. CITY OF RIVIERA BEACH, CASE NO. CL 00-2662 AJ, AND JOHN H. PERRY, III, AS GENERAL PARTNER OF P-4 PARTNERS, LTD V. CITY OF RIVIERA BEACH, CASE NO. AP 01-12752 (CIRCUIT APPELLATE PROCEEDINGS) AND CASE NO. 02-0344 GM (ADMINISTRATIVE PROCEEDING)**

**Attorney Ryan** stated that a Closed Executive Session was scheduled for May 30th at 4:00 p.m. regarding the aforementioned cases.

There was a consensus of the City Council that a Closed Executive would be held on May 30th at 4:00 p.m..

**2. DISCUSSION OF CITY ATTORNEY'S EMPLOYMENT AGREEMENT.**

**RESOLUTION NO. 98-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE AMENDED EMPLOYMENT AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH, AND PAMALA H. RYAN, CITY ATTORNEY; AUTHORIZING THE MAYOR**

**AND CITY CLERK TO EXECUTE SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.**

**Attorney Ryan** stated that a copy of the resolution and a copy of the contract was provided to the City Council. She stated that the following changes were made in the contract – the date of the contract and a 7% increase in salary.

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

A motion was made by **Councilperson Wade** and seconded by **Chair Pro-Tem Blue** to approve Resolution No. 98-02 and the revisions made in the City Attorney's contract. **MOTION**

**Chair Pro-Tem Blue** requested that the amount of Deferred Compensation be increased by \$2000.

An amended motion was made by **Councilperson Wade** and seconded by **Chair Pro-Tem Blue** to increase the Deferred Compensation for the City Attorney by \$2000. **AMENDED MOTION**

**Councilperson Rodgers** stated for the record that he objected to the contract, and stated that the City Charter does not address the City Attorney having a contract.

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

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

**Mayor Brown** requested that the City Council consider having an ordinance drafted regarding eliminating the term of employment for the City Manager. He requested that the City Council direct staff to draft the ordinance and have it available by the next City Council meeting.

**Councilperson Wade** requested that the drafted ordinance be provided to the City Council by the first City Council meeting in July.

A motion was made by **Councilperson Rodgers** and seconded by **Councilperson Wade** directing the City Attorney to draft an ordinance eliminating the time constraints for the City Manager's contract. **MOTION**

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

**Mayor Brown** requested that the City Council consider setting a budget for the 4th of July Celebration with additional funds to be raised from the private sector.

**Robbie Littles, Risk Manager**, gave a presentation regarding the cost of the previous 4th of July Celebration. He requested that a budget of \$50,000 be set with the City's appropriation to be determined by the City Council.

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

A motion was made by **Councilperson Rodgers** and seconded by **Councilperson Wilson** directing staff to set up a budget for the following major events held within the City – MLK Celebration, Jazz/Blues Festival, 4th of July Celebration, and the State of the City Dinner for the next fiscal year and present to the City Council. **MOTION**

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

A motion was made by **Councilperson Wilson** and seconded by **Chairperson Schnyer**, (upon passing the gavel), to appropriate \$20,000 for the 4th of July Celebration. **MOTION**

An amended motion was made by **Councilperson Wilson** and seconded by **Chairperson Schnyer** to appropriate \$25,000 for the 4th of July Celebration.

**AMENDED MOTION**

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

**Councilperson Wilson** stated that the City Council should support the T-ball program. He also stated that on June 1st, Florida Memorial College would be presenting Karma II.

**Chair Pro-Tem Blue** stated that the residents on W 33rd Street between Avenue H & George Hill's Park has decided to participate in the Adopt-A-Block Program. She also commented on the Relay for Life event that would be held on May 17th and May 18th. She also complimented Natalie Moore, Code Enforcement Administrator and staff for the work they are doing to improve the City, and Fire Chief Perry and staff for their safety efforts. She also commented on the efforts of Tri-Rail trying to move into the City.

**XI. ADJOURNMENT:**

There being no further business the meeting was duly adjourned at 10:00 p.m.

**APPROVED:**

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**MICHAEL D. BROWN, MAYOR**

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**DAVID G. SCHNYER, CHAIRPERSON**

**ATTEST:**

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

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

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**DONALD R. WILSON  
COUNCILPERSON**

ewade.gif (1297 bytes)



**ELIZABETH "LIZ" WADE  
COUNCILPERSON**

**MOTIONED BY:** D. Schnyer

**SECONDED BY:** E. Wade

**E. RODGERS:** aye

**E. WADE:** aye

**D. WILSON:** aye

**S. BLUE:** aye

**D. SCHNYER:** aye



**EDWARD RODGERS  
COUNCILPERSON**

**DATE APPROVED:** 06/05/2002

