

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, JUNE 19, 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. He also added a presentation by Clarence Williams, Chief of Police under the City Manager's Discussion and requested that Item No. 13 – Site Plan Amendment for improvements to Phil Foster Park be moved up on the agenda.

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 Chair Pro Tem Blue and seconded by Councilperson Wade 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

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

Aaron Fields, Human Resources Administrator, welcomed the following new employees – Jacqueline Frazier, Community Development; Sharon McIntosh, Police Department; Walter Freeman, Code Enforcement; and Dave Morris, Utilities Department.

ITEM NO. 1(1)

PRESENTATION BY MAYOR MICHAEL D. BROWN TO RIVIERA BEACH POLICE OFFICER GREGORY WILLIAMSON FOR HIS HEROIC ON-DUTY EFFORTS ON FEBRUARY 28, 2002, WHICH SAVED THE LIFE OF AN ELDERLY MAN.

Chief Williams presented Ofc. Gregory Williamson with Life Saving Commendation.

ITEM NO. 1(2)

PRESENTATION BY THE SINGER ISLAND CIVIC ASSOCIATION OF ITS FIRST

“OFFICER OF THE QUARTER AWARD” TO RIVIERA BEACH POLICE OFFICER GREGORY WILLIAMSON FOR HIS HEROIC ON-DUTY EFFORTS ON FEBRUARY 28, 2002 WHICH SAVED THE LIFE OF AN ELDERLY MAN.

Tony Gigliotti, Singer Island Civic Association President, presented Ofc. Gregory Williamson with the first “Officer of the Quarter Award” and a \$500 Savings Bond.

IV. STATEMENTS FROM THE PUBLIC (TWO MINUTES):

Viv Havener, 245 E 25th Street, thanked the City for boarding up John’s Towing located at Blue Heron Blvd. and Lake Shore Drive.

City Clerk Ward read into the record correspondence received from Martha Babson regarding a flyer that was circulated throughout the neighborhood.

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. 2

MINUTES OF THE REGULAR COUNCIL MEETING HELD ON JUNE 5, 2002

2) RESOLUTIONS:

ITEM NO. 3

RESOLUTION NO. 104-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE SURVEYING FIRM OF NICK MILLER, INC., OF PALM BEACH GARDENS, FLORIDA TO PREPARE A BOUNDARY AND TOPOGRAPHIC SURVEY AT THE DAN CALLOWAY (TATE) RECREATIONAL COMPLEX IN THE AMOUNT OF \$20,000; AND AUTHORIZING THE INTERIM FINANCE DIRECTOR TO MAKE PAYMENT IN THE AMOUNT OF \$20,000 AND PAY SAID AMOUNT FROM ACCOUNT NO. 141-1232-572-0-3406 AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.4

RESOLUTION NO. 105-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE AWARD OF CONTRACT FROM ODOM SOD, INC. TO RE-SOD THE FOOTBALL FIELD AT WELLS RECREATION COMPLEX BY PIGGYBACKING OFF OF PALM BEACH COUNTY CONTRACT NO. 99186B, AT THE COST OF \$19,800.00; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID CONTRACT; AND AUTHORIZING THE INTERIM FINANCE DIRECTOR TO MAKE PAYMENT FROM ACCOUNT NUMBER 30-1232-572-0-4603; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO. 5

RESOLUTION NO. 106-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE

NAMING OF THE RIVIERA BEACH FAMILY AQUATIC COMPLEX AS "BARRACUDA BAY"; AND PROVIDING AN EFFECTIVE DATE. ITEM PULLED BY CITY CLERK WARD

A motion was made by **Chair Pro-Tem Blue** and seconded by **Councilperson Wade** to approve the naming of the Family Aquatic Complex as "Barracuda Bay". **MOTION**

City Clerk Ward announced the item was pulled at the request of Gerald Ward.

Gerald Ward, 31 W 20th Street, made comments regarding commented on the naming of the aquatic complex.

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. 6

RESOLUTION NO. 107-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE CLOSING DOUCMENTS FOR THE PROPERTIES BEING ACQUIRED FOR WIDENING OF 13TH STREET PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

ITEM NO. 6(1)

RESOLUTION NO. 108-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT WITH CREATIVE FIREWORKS COMPANY INCORPORATED, P. O. BOX 468, JENSEN BEACH, FLORIDA 34958, IN THE AMOUNT OF \$15,000.00 TO PROVIDE FIREWORKS SHOW FROM INTRACOASTAL WATERWAY ON THE EVENING OF JULY 4, 2002.

ITEM NO. 7

RESOLUTION NO. 109-02 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A QUIT CLAIM DEED OF LOT 109 ACREHOME PARK TO J.A.Y. OUTREACH MINISTRIES; APPROVING AN AGREEMENT FOR SERVICES; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE QUIT CLAIM DEED AND THE AGREEMENT FOR SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

ITEM NO. 8

RESOLUTION NO. 110-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE PROPOSAL FROM R.C.T. ENGINEERING, INC. IN THE AMOUNT OF \$47,749.50 TO PERFORM POST DESIGN SERVICE DURING THE CONSTRUCTION PHASE OF THE 20" Ø TRANSMISSION LINE CONNECTION FROM THE WATER TREATMENT PLANT TO WEST 27TH STREET AND CONTRACT ADMINISTRATION FOR THE PROJECT; AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 407-1437-5330-3103.

ITEM NO. 9

RESOLUTION NO. 111-02 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 EXECUTE THE PROPOSAL FROM CALVIN, GIORDANO & ASSOCIATES IN THE AMOUNT OF \$32,970.00 TO PERFORM POST DESIGN AND ON-SITE OBSERVATION SERVICES FOR THE REPLACEMENT OF POTABLE WATER, SEWER GRAVITY AND FORCE MAINS FOR THE MILITARY PROJECT FROM 45TH STREET TO BLUE HERON

BOULEVARD; AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 407-1438-5350-6508.

ITEM NO. 10

RESOLUTION NO. 112-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE BID AWARD WITH SULLIVAN ELECTRIC AND PUMP, INC., THE LOWEST RESPONSIVE BIDDER, FOR THE INSTALLATION OF TWO (2) VARIABLE FREQUENCY DRIVE (VFD) UNITS AND THE ASSOCIATED SCADA PROGRAMMING AT THE WATER TREATMENT PLANT IN THE AMOUNT OF \$87,665.00.

ITEM NO. 11

RESOLUTION NO. 113-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, TRANSFERRING \$25,000 FROM GENERAL FUND CONTINGENCY TO THE JULY FOURTH CELEBRATION FUND (138).

ITEM NO. 12

RESOLUTION NO. 114-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ENTERING A FINAL ORDER APPROVING THE SITE PLAN APPLICATION OF SEVEN KINGS HOLDINGS, INC., FOR A MIXED USE PLANNED UNIT DEVELOPMENT A/K/A INLET HARBOR MARINA PUD; AUTHORIZING THE CHAIRPERSON OF THE CITY COUNCIL TO EXECUTE THE SAME; AND PROVIDING AN EFFECTIVE DATE.

3) PETITIONS AND COMMUNICATIONS FOR FILING:

END OF CONSENT AGENDA

A motion was made by **Councilperson Wade** and seconded by **Councilperson Wilson** to approve the Consent Agenda with Item No. 5 pulled for discussion.

MOTION

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

VI. PUBLIC HEARING:

ORDINANCES ON SECOND READING:

VII. ORDINANCES ON FIRST READING:

ITEM NO. 13

ORDINANCE NO. 2919 AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, IMPLEMENTING THE COMPREHENSIVE PAY AND CLASSIFICATION SCHEDULE AS PREPARED BY DMG FOR GENERAL EMPLOYEES REPRESENTED BY THE NATIONAL CONFERENCE OF FIREMEN AND OILERS, LOCAL #1227 AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned ordinance into the record.

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Wade** to approve Ordinance No. 2919 on First Reading. **MOTION**

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

ITEM NO. 14

ORDINANCE NO. 2920 AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM

BEACH COUNTY, FLORIDA, AMENDING ARTICLE II, SECTION 27 OF THE CITY CHARTER ENTITLED "CITY MANAGER APPOINTMENT" BY DELETING THE REQUIREMENT THAT THE CITY MANAGER MAY HAVE ONLY A ONE YEAR CONTRACT; 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 **Chair Pro Tem Blue** and seconded by **Councilperson Wilson** to approve Ordinance No. 2920 on First Reading. **MOTION**

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

VIII. CITY MANAGER'S DISCUSSION:

ITEM NO.15

RESOLUTION NO. 115-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REACTIVATING THE RIVIERA BEACH WATERFRONT ADVISORY BOARD FOR THE PURPOSE OF REVIEWING, MONITORING, AND ADVISING THE CITY COUNCIL ON ALL ISSUES RELATING TO THE CITY'S WATERWAYS; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

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. 115-02. **MOTION**

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

ITEM NO. 16

RESOLUTION NO. 116-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE CHANGES TO THE CURRENT COLLECTIVE BARGAINING AGREEMENT COMMENCING OCTOBER 1, 2001 TO SEPTEMBER 30, 2002 BETWEEN THE NATIONAL CONFERENCE OF FIREMEN AND OILERS, LOCAL # 1227 REPRESENTING GENERAL EMPLOYEES OF THE CITY OF RIVIERA BEACH AND APPROPRIATING FUND BALANCE IN THE GENERAL FUND IN THE AMOUNT OF \$338,952; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

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. 116-02. **MOTION**

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

ITEM NO. 17

RESOLUTION NO. 117-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE THRESHOLD FOR CAPITALIZATION OF DEPRECIABLE ASSETS WITH A USEFUL LIFE OF TWO OR MORE YEARS, FROM \$1,500 T \$10,000; THAT THE CITY COUNCIL APPROVE ADJUSTING THE RECORDS TO REFLECT CAPITAL ASSETS ACQUIRED ON OR AFTER OCTOBER 1, 1982; THEREBY REMOVING FROM THE RECORDS ASSETS ACQUIRED PRIOR TO OCTOBER 1, 1982, WITH THE EXCEPTION FOR CERTAIN ASSETS STILL IN USE.

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. 117-02. **MOTION**

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

ITEM NO. 18

DISCUSSION REGARDING THE PREPARTION OF AN AGREEMENT BETWEEN FLORIDA MARINE AND THE CITY OF RIVIERA BEACH FOR THE EXCLUSIVE TEMPORARY USE OF 21ST STREET FROM AVENUE "B" TO THE WATERFRONT.

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Wilson** directing staff to prepare an agreement with Florida Marine for the exclusive temporary use of 21st Street from Avenue B to the waterfront.

MOTION

Mary McKinney, Community Development Director, explained the purpose for the exclusive temporary use request.

The following individuals commented on the request for exclusive temporary use:

Michael Cary, 2100 Broadway
Jackie Loriol, 127 E 21st Street
James Vance, 400 W 10th Street
Craig Dukes, 1105 Greenwine Blvd.
Al Loriol, 127 E 21st Street
Kenneth Bowman, 1080 Powell Dr

Gerald Ward, 31 W 20th Street, made comments and submitted a memo to the City Clerk of his opinion.

A discussion ensued amongst the City Council, staff, and Michael Carey.

An amended motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Wilson** directing staff to explore the possibility of entering into an agreement with Florida Marine for the exclusive temporary use of 21st Street from Avenue B to the waterfront. **AMENDED MOTION**

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

ITEM NO. 19

REQUEST CITY COUNCIL TO APPOINT A VOTING DELEGATE FOR THE FLORIDA LEAGUE OF CITIES' 76TH ANNUAL CONFERENCE – CELEBRATING OUR CITIES.

A motion was made by **Councilperson Rodgers** and seconded by **Councilperson Wilson** to appoint Chair Pro Tem as the voting delegate and Councilperson Wilson as the alternate for the FLC Annual Conference. **MOTION**

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

City Manager Wilkins announced that the Special Meeting for traffic calming would be held tomorrow evening at 7:00 p.m. He also stated that a request had been received from the City of West Palm Beach requesting that the Mayor and City Council meet with them on either July 29th or 30th.

The City Council directed that the City Manager inform the City of West Palm Beach that they were not available and would contact them with other dates.

City Manager Wilkins announced that the Riviera Beach Voters League would be

hosting the 44th Annual Florida Voter's League State Convention June 21st through June 23rd, and that a reception would be held at Newcomb Hall on Friday evening at 7:00 p.m.

IX. CITY ATTORNEY'S REPORT:

NONE

X. RECOMMENDATIONS AND DISCUSSION FROM MAYOR & COUNCIL:

Chair Pro Tem Blue stated that the American Cancer Society's Award Ceremony for Relay of Life was held on Tuesday evening. The City raised over \$16,000 and that her team won first place, for the amount of money they raised. She also stated that enlight of a memo received from City Attorney Ryan regarding the publication of public officer's telephone numbers, she would appreciate in the future that anyone who wants to use her name and telephone number for distribution would contact her first. She also requested an update on the plan for policing the waterway.

City Manager Wilkins stated that an update would be provided to the City Council prior to their departure.

Chairperson Schnyer announced that the Monroe Heights Crime Prevention Committee would be hosting a cookout on June 29th on Avenue M between 25th and 26th Street.

XI. ADJOURNMENT:

There being no further business the meeting was duly adjourned.

APPROVED:

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MICHAEL D. BROWN, MAYOR

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DAVID G. SCHNYER, CHAIRPERSON

ATTEST:

cward.gif (643 bytes)


**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**

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

ewade.gif (1297 bytes)


E. RODGERS: aye
E. WADE: aye

**ELIZABETH "LIZ" WADE
COUNCILPERSON**

D. WILSON: aye
S. BLUE: aye
D. SCHNYER: aye



**EDWARD RODGERS
COUNCILPERSON**

DATE APPROVED: 07/17/2002