

**CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
REGULAR CITY COUNCIL MEETING MINUTES  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 6, 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, City Clerk Carrie E. Ward, Master Municipal Clerk, and City Attorney Pamala Hanna. 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** stated that he wanted to add a birthday presentation to City Clerk Ward under Awards and Presentations. He stated that he wanted to discuss Item No. 12 – Resolution 201-02 Authorizing The Negotiated Sale Of The \$4,1356,000 City Of Riviera Beach, Florida Sales Tax Revenue Refunding Bonds, Series 2002; Awarding The Sale Thereof To Jackson Securities, LLC., Subject To The Terms And Conditions Of A Bond Purchase Agreement... after approval of the Consent Agenda. He also stated that he was deleting Item No. 10 from the agenda -- 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 Interlocal Agreement With Palm Beach County Regarding Sand Transfer From The Municipal Beach For Purposes Of Dune Restoration; And Providing An Effective Date.

City Manager Wilkins further stated that after discussion on Item No. 14 – Resolution Authorizing The Mayor And City Clerk To Execute The Second Amendment To An Agreement Entered Into On July 15, 1997 Between Palm Beach County And The City Of Riviera Beach For The Design And Construction Of The Riviera Beach Aquatic Complex To Provide For A Twelve (12) Month Extension To The Project Completion Date; All Other Terms Of The Agreement, As Previously Amended, Will Remain The Same; And Providing An Effective

Date. He then stated that staff would be making recommendations in effort to get the Avenue U project, aquatic center project, and the community center project re-started and completed. He also stated that a decision needed to be made on whether or not to reschedule or cancel the first City Council meeting in December.

**Chair Pro Tem Blue** stated that she would be making comments under Recommendations and Discussion From The Mayor and City Council.

**Councilperson Wilson** stated that he would be making comments under Recommendations and Discussion From The Mayor and City Council.

### **Adoption of Agenda**

A motion was made by **Councilperson Wade** and seconded by **Chair Pro Tem Blue** to approve the agenda with the additions and deletions.

### **MOTION**

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

### **MOTION APPROVED**

## **III. AWARDS AND PRESENTATIONS:**

### **ITEM NO. 1**

### **PRESENTATION ON THE CITY'S PARTICIPATION IN THE AMERICAN HEART ASSOCIATION'S 2002 AMERICAN HEART WALK CAMPAIGN.**

**Don Jacobovitz** made a report on the City's participation in the American Heart Association's 2002 American Heart Walk Campaign.

### **ITEM NO. 1(A)**

### **BIRTHDAY PRESENTATION TO CITY CLERK CARRIE E. WARD**

City Clerk Ward was serenaded with a rendition of the birthday song by all and presented bouquet of flowers in honor of her birthday.

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

**Harriett Rolle, 514 W 2<sup>nd</sup> Street**, made comments regarding parking citation issued in her neighborhood and the drainage problem she's experiencing in front of her residence.

**Police Chief Williams** addressed the issue dealing with parking citations issued by the Citizens on Patrol.

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

**Annie Payne, 625 W 2<sup>nd</sup> Street,** made comments regarding the drainage and traffic problems being experienced in her neighborhood.

**Herman McCray, 2315 Avenue S,** made comments regarding the issuance of parking citations and the ordinance which the citations were issued.

**Charles Sampson, 1020 W 4<sup>th</sup> Street,** made comments regarding the drainage problem he is experiencing at his residence.

**Viola Taylor, 1244 W 23<sup>rd</sup> Street,** made comments regarding parking of her business truck at her residence.

**Susan Powell, 1010 W 2<sup>nd</sup> Street,** made comments regarding the issuance of parking citations in her neighborhood.

**Shawnee Lawrence, 1010 W 4<sup>th</sup> Street,** made comments regarding the issuance of parking citations in her neighborhood.

**Warrie Leonard, 1901 W 23<sup>rd</sup> Street,** made comments regarding the Crime Watch Board of Directors meeting and the contents of the public copy of the agenda book.

**Michael Mahoney, 2120 Broadway,** made comments regarding the Police Department.

**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) 1) MINUTES:**

**MINUTES OF THE REGULAR COUNCIL MEETING HELD ON OCTOBER 16, 2002.**

**ITEM NO. 2**

2) 2) RESOLUTIONS:

ITEM NO. 3

RESOLUTION NO. 194-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE FINAL PAYMENT IN THE AMOUNT OF \$1,723.00 TO BRITISH AEROSPACE SYSTEMS (BAE SYSTEMS), TO PROVIDE PROFESSIONAL PHOTOGRAMMETRIC ENGINEERING SERVICES TO PROVIDE DIGITAL ORTHOPHOTOGRAPHY COVERAGE OF THE COMBINED CITY AND SERVICE AREAS VIA RESOLUTION NO. 203-01; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 401-1417-5360-6404.

ITEM NO. 4

RESOLUTION NO. 195-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING NORTH COUNTY PUD PLAT #2, LOCATED WEST OF MILITARY TRAIL AND SOUTH OF DYER ROAD IN AN R-PUD ZONING DISTRICT; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

ITEM NO. 5

RESOLUTION NO. 196-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE REPLAT OF LOT #3 PORT COMMERCE CENTER III, LOCATED ON THE NORTH SIDE OF MARTIN LUTHER KING JR. BOULEVARD, EAST OF CONGRESS AVENUE IN AN IL ZONING DISTRICT; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

ITEM NO. 6

FINANCE DIRECTOR'S SEMI-ANNUAL FINANCIAL REPORT.

3) PETITIONS AND COMMUNICATIONS FOR FILING:

NONE

END OF CONSENT AGENDA

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

MOTION

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

MOTION APPROVED

ITEM NO. 12

RESOLUTION NO. 201-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA

**AUTHORIZING THE NEGOTIATED SALE OF THE \$4,135,000 CITY OF RIVIERA BEACH, FLORIDA SALES TAX REVENUE REFUNDING BONDS, SERIES 2002; AWARDING THE SALE THEREOF TO JACKSON SECURITIES, LLC., SUBJECT TO THE TERMS AND CONDITIONS OF A BOND PURCHASE AGREEMENT; AUTHORIZING THE DISTRIBUTION OF PRELIMINARY AND OFFICIAL STATEMENTS IN CONNECTION WITH THE DELIVERY OF THE SERIES 2002 BONDS; AUTHORIZING THE PURCHASE OF BOND INSURANCE; AUTHORIZING THE PURCHASE OF A SURETY BOND FOR THE RESERVE FUND AND THE EXECUTION OF AN ESCROW DEPOSIT AGREEMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF A CONTINUING DISCLOSURE CERTIFICATE; AMENDING RESOLUTION NO. 180-02; PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; PROVIDING A REPEALER; 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. 201-02.

**MOTION**

A presentation was made by Gwen Herbert, Finance Director and the representatives from Jackson Securities.

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

**MOTION APPROVED**

Chairperson Schnyer called for a 10 minute recess.

The meeting reconvened.

**VI. PUBLIC HEARING:**

**ORDINANCES ON SECOND READING:**

**NONE**

**VII. ORDINANCES ON FIRST READING:**

**ITEM NO. 7**

**ORDINANCE NO. 2932 AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING A PETITION FOR VOLUNTARY ANNEXATION FROM RICHARD L. WOLF, TRUST, FOR LAND LOCATED IN THE UNINCORPORATED AREA OF PALM BEACH COUNTY, FLORIDA, CONTAINING 2.07 ACRES, LOCATED AT 3900 BYRON 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 PROVIDING AN EFFECTIVE DATE THEREOF; AND FOR OTHER PURPOSES IN ACCORDANCE WITH SECTION 171.044, FLORIDA STATUTES.**

**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 approve Ordinance No. 2932 on first reading.

**MOTION**

A presentation was made Mary McKinney, Community Development Director.

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. 7(1)**

**ORDINANCE NO. 2933 AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 3, ARTICLE I, SEC. 3-10, ENTITLED "DRINKING INTOXICATING BEVERAGES ON STREETS AND PUBLIC WAYS OR PLACES" OF THE CODE OF ORDINANCES OF THE CITY OF RIVIERA BEACH, FLORIDA; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A CODIFICATION CLAUSE; A SEVERABILITY AND A CONFLICTS CLAUSE; 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. 2933 on first reading.

**MOTION**

**Gerald Ward, 31 W 20<sup>th</sup> Street**, made comments regarding the contents of the ordinance.

A discussion ensued amongst the City Council and staff.

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

**MOTION APPROVED**

VIII. CITY MANAGER'S DISCUSSION:

ITEM NO. 8

RESOLUTION NO. 197-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE PROPOSAL SUBMITTED BY CHARLES S. WHITESIDE, INC. FOR INSTALLING CONCRETE SIDEWALK, PAVEMENT RESURFACING AND LANDSCAPING ON WEST 25<sup>TH</sup> STREET BETWEEN AVENUE H EAST AND AVENUE F AT A COST OF \$105,868; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AND FURTHER AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 147-0716-5410-5302.

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. 197-02.

MOTION

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

MOTION APPROVED

ITEM NO. 9

RESOLUTION NO. 198-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED THE BID FOR TRAFFIC CALMING IMPROVEMENTS TO ABACO CONTRACTING, INC. IN THE AMOUNT OF \$91,585.00; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AUTHORIZING KEITH AND SCHNARS, P.A. TO INSPECT THE WORK AT A COST OF \$9,900; INCREASING THE CAPITAL BUDGET FOR TRAFFIC CALMING; AND AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER FUNDS FROM GENERAL FUND CONTINGENCY ACCOUNT.

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. 198-02.

MOTION

A presentation was made by Mary McKinney, Community Development Director and the representative from Keith & Schnars.

A discussion ensued amongst the City Council, staff, and the representative from Keith & Schnars.

Bettye Hodges, 817 Avenue S, stated that the residents of Harmony Heights

did not want traffic calmer or speed humps in their neighborhood.

**Warrie Leonard, 1901 W 23<sup>rd</sup> Street**, made comments regarding the selection process for the traffic calmers.

**Gerald Ward, 31 W 20<sup>th</sup> Street**, made comments regarding the selection process for traffic calming.

**Lynne Hubbard, 1405 W 23<sup>rd</sup> Street**, made comments regarding the traffic problems in her neighborhood.

A lengthy discussion ensued amongst the City Council, staff, and the representative from Keith & Schnars.

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

**MOTION APPROVED**

**ITEM NO. 10**

**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 INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY REGARDING SAND TRANSFER FROM THE MUNICIPAL BEACH FOR PURPOSES OF DUNE RESTORATION; AND PROVIDING AN EFFECTIVE DATE. ITEM WAS DELETED**

**ITEM NO. 11**

**RESOLUTION NO. 200-02 AN RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A QUOTE BY MURRAY LOGAN CONSTRUCTION, INC. IN THE AMOUNT OF \$151,500.00 TO COMPLETE, ON AN EMERGENCY BASIS, THE RECONSTRUCTION OF LIFT STATION #2 IN THE VICINITY OF AVENUE "O" AND WEST BLUE HERON BOULEVARD; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 407-1437-5350-4616.**

**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. 200-02.

**MOTION**

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

**MOTION APPROVED**

**ITEM NO. 13**

RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ESTABLISHING A FEE TO RECOVER THE COST OF STREET MAINTENANCE ATTRIBUTABLE TO SOLID WASTE COLLECTION IN THE CITY OF RIVIERA BEACH. **ITEM WAS DELETED**

**ITEM NO. 14**

RESOLUTION NO. **202-02** 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 SECOND AMENDMENT TO AGREEMENT ENTERED INTO ON JULY 15, 1997 BETWEEN PALM BEACH COUNTY AND THE CITY OF RIVIERA BEACH FOR THE DESIGN AND CONSTRUCTION OF THE RIVIERA BEACH AQUATIC COMPLEX TO PROVIDE FOR A TWELVE (12) MONTH EXTENSION TO THE PROJECT COMPLETION DATE; ALL OTHER TERMS OF THE AGREEMENT, AS PREVIOUSLY AMENDED, WILL REMAIN THE SAME; 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. 202-02.

**MOTION**

Upon a roll call by City Clerk Ward, the vote was 4 with Councilperson Rodgers out.

**MOTION APPROVED**

**ITEM NO. 20**

RESOLUTION NO. **208-02** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA ACCEPTING A PROPOSAL FROM GREAT AMERICAN INSURANCE COMPANY TO SETTLE SURETY ISSUES REGARDING SELECT CONTRACTING, INC. AND PROVIDING AN EFFECTIVE DATE.

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

**ITEM NO. 21**

RESOLUTION NO. **205-02** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH WEST CONSTRUCTION, INC. TO COMPLETE UNDERPERFORMED CONTRACT WORK FOR CONSTRUCTION OF THE RIVIERA BEACH COMMUNITY CENTER IN THE AMOUNT OF \$1,046,550, IN ACCORDANCE WITH THEIR PROPOSAL, WHICH IS MADE A PART OF THIS

**RESOLUTION, AND FURTHER AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT TO WEST CONSTRUCTION, INC., IN THE AMOUNT OF \$1,046,550 UNDER ACCOUNT NUMBER 108-0717-554-0-6501, 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 Blue** to approve Resolution No. 205-02.

**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. 22**

**RESOLUTION NO. 206-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH WEST CONSTRUCTION, INC. TO COMPLETE UNDERPERFORMED CONTRACT WORK FOR CONSTRUCTION OF THE AQUATIC FACILITY IN THE AMOUNT OF \$1,580,002, IN ACCORDANCE WITH THEIR PROPOSAL, WHICH IS MADE A PART OF THIS RESOLUTION, AND FURTHER AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT TO WEST CONSTRUCTION, INC., IN THE AMOUNT OF \$1,580,002 UNDER ACCOUNT NUMBER 308-1233-5720-201, 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. 206-02.

**MOTION**

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

**MOTION APPROVED**

**ITEM NO. 23**

**RESOLUTION NO. 207-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AMENDED AGREEMENT WITH MPA, INC. TO COMPLETE THE CONSTRUCTION, MANAGEMENT AND INSPECTION SERVICES ON THE AQUATIC CENTER, FOR A MONTHLY COST OF \$12,400 THROUGH THE COMPLETION OF THE PROJECT AND AUTHORIZING THE MAYOR AND**

**FINANCE DIRECTOR TO MAKE PAYMENT UNDER ACCOUNT NUMBER 124-1233-572-0-6201, 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. 207-02.

**MOTION**

Upon a roll call by City Clerk Ward, the vote was 3-2 with Councilperson Rodgers and Councilperson Wade dissenting.

**MOTION APPROVED**

**ITEM NO. 15**

**RESOLUTION NO. 203-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, APPROVING THE RENEWAL OF THE CONTRACT FOR WILLIAM E. WILKINS AS CITY MANAGER FOR THE CITY OF RIVIERA BEACH; EFFECTIVE NOVEMBER 1, 2002 THROUGH OCTOBER 31, 2005 FOR A PERIOD OF THREE YEARS; 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. 203-02.

**MOTION**

**Chairperson Schnyer** stated that a 3% increase in salary and a \$10,000 bonus was negotiated with Mr. Wilkins to be effective November 1<sup>st</sup>.

**Gerald Ward, 31 W 20<sup>th</sup> Street**, made comments regarding the city manager's contract.

**Herman McCray, 2315 Avenue S**, made comments regarding the city manager's contract.

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

**MOTION APPROVED**

**Councilperson Rodgers** stated that he provided the City Council with an informational packet on Dr. Baugh's contract. He then stated that he will motion to amend the City Manager's contract at the next Regular City Council Meeting.

**ITEM NO. 16**

**RESOLUTION NO. 204-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING**

**PAYMENT TO THE FLORIDA DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$586,007.52 FOR THE REPLACEMENT OF WATER MAINS AND SEWER FORCE MAINS LOCATED FROM MILITARY TRAIL (SR #809) FROM 45<sup>TH</sup> STREET TO SOUTH OF MARTIN LUTHER KING BOULEVARD (SR #710); AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 403-0000-5350-6508.**

**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. 204-02.

**MOTION**

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

**MOTION APPROVED**

**ITEM NO. 17**

**DISCUSSION OF RECOMMENDATION TO APPOINT BENJAMIN GREGORY GUY TO THE POSITION OF DIRECTOR OF PURCHASING.**

**City Manager Wilkins** introduced his choice for appointment and cited Mr. Guy's qualifications; and indicated that he would be starting at the entry level for Purchasing Director.

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Wilson** to confirm the appointment of Mr. Benjamin Guy as Purchasing Director.

**MOTION**

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

**MOTION APPROVED**

**ITEM NO. 18**

**DISCUSSION ON APPOINTMENT OF AWARDS COMMITTEE FOR THE LAW ENFORCEMENT TRUST FUND.**

A presentation was made by City Manager Wilkins.

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Wade** to reappoint new board members to serve one term and to retain Mrs. Roseanne Brown as the City's representative.

**MOTION**

Upon a roll call by City Clerk Ward, the vote was 4-1 with Councilperson Wilson dissenting.

**MOTION APPROVED**

A motion was made by **Chair Pro Tem Blue** and seconded by **Councilperson Rodgers** to nominate Councilperson Wade as the City Councilperson to serve on the board.

**MOTION**

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

**MOTION APPROVED**

**ITEM NO. 19**

**REQUEST OF MAHMOU MADMOUD FOR RECONSIDERATION OF REQUEST FOR SATISFACTION OF LIEN FOR PROPERTY LOCATED AT 1665 MARTIN LUTHER KING, JR. BOULEVARD (W. 8<sup>TH</sup> STREET).**

A presentation was made by City Manager Wilkins.

A motion was made by **Councilperson Wade** and seconded by **Councilperson Rodgers** to accept a payment of \$15,995 from Mr. Madmoud.

**MOTION**

A lengthy discussion ensued amongst the City Council and staff.

**Lynne Hubbard, 1405 W 23<sup>rd</sup> Street**, made comments regarding business owners on the west side.

Upon a roll call by City Clerk Ward, the vote was 3-2 with Councilperson Wilson and Chairperson Schnyer dissenting.

**MOTION APPROVED**

A motion was made by **Councilperson Wade** and seconded by **Councilperson Rodgers** to prepare the same Resolution that has been used in preceding actions.

**MOTION**

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

**MOTION APPROVED**

**City Manager Wilkins** stated that staff was recommending that the first meeting in December be rescheduled to December 2<sup>nd</sup>.

A motion was made by **Councilperson Wade** and seconded by **Chair Pro Tem Blue** to reschedule the regular City Council meeting for December 2<sup>nd</sup>.

**MOTION**

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

**MOTION APPROVED**

City Manager Wilkins stated that the Goal Setting Meeting with the City Council, City Attorney, and himself would be November 21<sup>st</sup>; a Special Meeting would be held on November 12<sup>th</sup> at 6 p.m.; the State of the City Dinner would be Saturday at 6:30; and that a date needed to be set for a Closed Executive Session to discuss labor negotiations.

A motion was made by **Councilperson Wade** and seconded by **Councilperson Wilson** to schedule a Closed Executive Session for November 7<sup>th</sup> at 6:00 p.m.

**MOTION**

Upon a roll call by City Clerk Ward, the vote was 4 with Councilperson Rodgers out.

**MOTION APPROVED**

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

**NONE**

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

**Mayor Brown** stated that he and staff met with Congressman Clay Shaw and the regional representative from the EPA at the airport and that a written report would be provided by the City Manager.

The City Council directed the City Manager to maintain the agenda as presented and discussed at the Agenda Review Meetings in the future.

**XI. ADJOURNMENT**

There being no further business the meeting was duly adjourned at 11:25 p.m.

**APPROVED:**



**MICHAEL D. BROWN,  
MAYOR**



**DAVID G. SCHNYER,  
CHAIRPERSON**

SEAL

ATTEST:

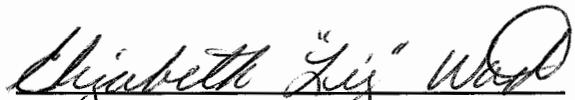


CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

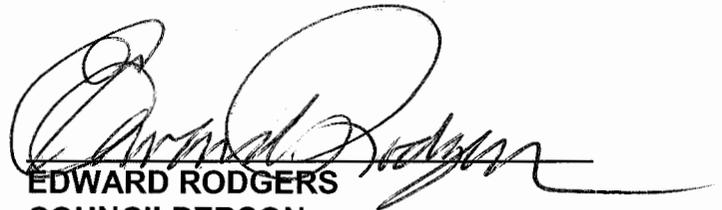
SYLVIA LEE BLUE  
CHAIR PRO TEM



DONALD R. WILSON  
COUNCILPERSON



ELIZABETH "LIZ" WADE  
COUNCILPERSON



EDWARD RODGERS  
COUNCILPERSON

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

D. SCHNYER Aye  
S. BLUE Absent  
D. WILSON Aye  
E. WADE Aye  
E. RODGERS Aye

DATE APPROVED: 11/20/02

CITY OF RIVIERA BEACH, FL  
REGULAR CITY COUNCIL MEETING  
NOVEMBER 6, 2002

REVISED

ADDITIONS, DELETIONS, SUBSTITUTIONS, & REVISIONS

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7	VIII	<b><u>ADDITIONS</u></b> <b>City Manager's Discussion</b> Item No. 10 Provided Final Agreement. Item No. 18 Item Provided. <b><u>DELETIONS</u></b> Item No. 13 This Item Has Been Deleted.

mem  
11/4/02

RIVIERA BEACH, FLORIDA...“The Best Waterfront City In Which To Live, Work, & Play”

CITY OF RIVIERA BEACH, FL  
REGULAR CITY COUNCIL MEETING  
NOVEMBER 6, 2002

REVISED

ADDITIONS, DELETIONS, SUBSTITUTIONS, & REVISIONS

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VIII

ADDITIONS

**City Manager's Discussion**

Item No. 15

Item Provided.

Item No. 20

Resolution No. \_\_\_\_\_ A  
Resolution Of The City Council  
Of The City Of Riviera Beach,  
Palm Beach County, Florida,  
Accepting A Proposal From  
Great American Insurance  
Company To Settle Surety  
Issues Regarding Select  
Contracting, Inc. And Providing  
An Effective Date.

Item No. 21

Resolution No. \_\_\_\_\_ A  
Resolution Of The City Council  
Of The City Of Riviera Beach,  
Palm Beach County, Florida,  
Authorizing Mayor And City  
Clerk To Enter Into An  
Agreement With West  
Construction, Inc. To Complete  
Underperformed Contract Work  
For Construction Of The Riviera  
Beach Community Center In  
The Amount Of \$1,046,550, In  
Accordance With Their Proposal  
Which Is Made A Part Of This  
Resolution, And Further  
Authorizing The Mayor And  
Finance Director To Make  
Payment To West Construction,  
Inc., In The Amount Of  
\$1,046,550 Under Account No.  
108-0717-554-0-6501; And  
Providing An Effective Date.

CITY OF RIVIERA BEACH, FL  
REGULAR CITY COUNCIL MEETING  
NOVEMBER 6, 2002  
PAGE TWO

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                                    Numeral

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ADDITIONS

**City Manager's Discussion  
(Continued)**

Item No. 22                      Resolution No. \_\_\_\_ A  
Resolution Of The City Council  
Of The City Of Riviera Beach,  
Palm Beach County, Florida,  
Authorizing Mayor And City  
Clerk To Enter Into An  
Agreement With West  
Construction, Inc. To Complete  
Underperformed Contract Work  
For Construction Of The Aquatic  
Facility In The Amount Of  
\$1,580,002, In Accordance With  
Their Proposal, Which Is Made  
A Part Of This Resolution, And  
Further Authorizing The Mayor  
And Finance Director To Make  
Payment To West Construction,  
Inc., In The Amount Of  
\$1,580,002 Under Account No.  
308-1233-5720-6201; And  
Providing An Effective Date

Item No. 23                      Resolution No. \_\_\_\_ A  
Resolution Of The City Council  
Of The City Of Riviera Beach,  
Palm Beach County, Florida,  
Authorizing Mayor And City  
Clerk To Enter Into An  
Amended Agreement With  
MPA, Inc. To Complete The  
Construction, Management And  
Inspection Services On The  
Aquatic Center, For A Monthly  
Cost Of \$12,400 Through The  
Completion Of The Project And  
Authorizing The Mayor And  
Finance Director To Make  
Payment Under Account No.  
124-1233-5720-6201; And  
Providing An Effective Date.

mem  
11/4/02

**RIVIERA BEACH, FLORIDA...“The Best Waterfront City In Which To Live, Work, & Play”**