

**CITY OF RIVIERA BEACH, FLORIDA  
REGULAR CITY COUNCIL MEETING  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, 17 JANUARY 2001, 7:30 P.M.**

I. CALL TO ORDER:

Roll Call

The regular meeting of the City of Riviera Beach City Council was called to order at 7:30 p.m. The following were present: Mayor Michael D. Brown, Chairperson Edward Rodgers, Chair Pro-Tem Elizabeth "Liz" Wade, Councilperson Sylvia Lee Blue, Councilperson Donald R. Wilson, and Councilperson David H. Schnyer. Also present were City Manager William E. Wilkins, City Clerk Carrie E. Ward, CMC/AEE, and City Attorney Pamala H. Ryan.

Invocation/Pledge of Allegiance

Everyone stood for a moment of silent prayer and the pledge of allegiance to the flag.

II. PETITIONS AND COMMUNICATIONS FOR FILING:

None.

III. AGENDA APPROVAL:

Additions, Deletions, Substitutions

(copy attached)

Councilperson Blue asked if the minutes had been corrected to reflect the correct maker of the motion, relative to board appointments in the minutes (01/03/01, Pg. 8). She believed she was the maker of the motion.

City Clerk Ward indicated that she received the message and subsequently reviewed the referenced audio of that meeting and in accordance, the motion was correctly documented in the minutes.

City Manager Wilkins interjected that he would like to postpone the approval of the minutes, in order to allow Councilperson Blue the opportunity to listen to the audio segment of her concern.

Chairperson Rodgers indicated that if Councilperson Blue had concerns, the minutes could be approved, omitting the referenced segment until the next meeting.

Respectively, additions, deletions and substitutions to the agenda were stated by Council, City Manager Wilkins, and City Clerk Ward. (copy attached)

Adoption of Agenda

Motion was made by Councilperson Schnyer and seconded by Councilperson Wilson to approve the agenda as amended. MOTION

Upon roll call, the vote was unanimous. APPROVED

IV. AWARDS AND PRESENTATIONS:

PRESENTATION BY DIANE LEWIS, DIRECTOR OF NEW BEGINNINGS, FAMILY

RESOURCE CENTER REGARDING THEIR SERVICES.

Ms. Lewis gave a synopsis of the intervention program and cited its benefits to the community. She commented regarding their efforts to promote tours for the adolescent community. She requested financial support in the amount of \$1,500 from the City.

PRESENTATION TO SYSCO *FOOD SERVICES* REGARDING "STATE OF THE CITY DINNER" (Mayor Brown).

Mayor Brown gave commendations to *Sysco Food Services of Southeast Florida* officials Dominic D'Angelo, Vice President of Associate Relations; Keith Hammond, Vice President of Sales; and, to the company. He further indicated that additional certificates were being given to others that assisted with the event.

PRESENTATION TO VILLA FRANCISCAN. (Mayor Brown)

Mayor Brown gave commendations to the administrative staff, residents, and, William Kerr (manager) of Villa Franciscan, in appreciation for hosting-at their-residential complex Vice *Presidential Candidate Joseph Lieberman*, while he was on his campaign trail.

V. CONSENT AGENDA:

*ALL MATTERS LISTED UNDER THIS ITEM WERE CONSIDERED ROUTINE AND ACTION WAS TAKEN BY ONE MOTION. THERE WAS NO SEPARATE DISCUSSION OF ITEMS UNLESS A COUNCIL MEMBER OR A PERSON REQUESTED, IN WHICH EVENT THE ITEM WAS REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA. ANY PERSON WHO WISHED TO SPEAK ON AN AGENDA ITEM FILLED OUT A PINK PUBLIC COMMENT CARD LOCATED IN THE BACK OF THE COUNCIL CHAMBERS AND GAVE TO THE COUNCIL CHAIR OR THE LEGISLATIVE AIDE. CARDS WERE SUBMITTED BEFORE ITEM WAS DISCUSSED.*

MINUTES:

MINUTES FROM THE REGULAR CITY COUNCIL MEETING HELD ON JANUARY 17, 2001.

RESOLUTIONS:

RESOLUTION NO. 11-01 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REQUESTING PAYMENT TO ANDERSON & CARR, INC. IN THE AMOUNT OF \$7,300 FOR PROFESSIONAL SERVICES RENDERED IN PREPARING AN APPRAISAL IN THE REDEVELOPMENT OF THE OCEAN MALL PROJECT; AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER FUNDS FROM GENERAL FUND CONTINGENCY TO THE CAPITAL IMPROVEMENT FUND; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 305-0202-5120-3106.

RESOLUTION NO. 8-01 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF A 2001 FORD EXCURSION 4X4 FOR USE AS AN INCIDENT COMMAND VEHICLE FROM DUVAL FORD IN THE AMOUNT OF \$36,823; SAID PURCHASE TO BE MADE UNDER THE FLORIDA SHERIFF'S ASSOCIATION & FLORIDA ASSOCIATION OF COUNTIES CONTRACT NO. 00-08-0905.

RESOLUTION NO. 9-01 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN AMENDMENT TO AN AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND PALM BEACH COUNTY BY EXTENDING THE AGREEMENT DATE FOR THE NORTHWEST NEIGHBORHOOD STRATEGY AREA PHASE II PROJECT AND AUTHORIZING THE

MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT.

Motion was made by Councilperson Blue and seconded by Councilperson Wilson to adopt the Consent Agenda as amended. MOTION

Upon roll call, the vote was unanimous. APPROVED

END OF CONSENT AGENDA

VI. PUBLIC HEARING

None.

ORDINANCES ON SECOND READING:

None.

VII. ORDINANCES ON FIRST READING:

None.

VIII. CITY MANAGER'S DISCUSSION:

1. A RESOLUTION OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE LEASE PURCHASE OF FIFTEEN (15) VEHICLES, FOR THE CITY'S POLICE DEPARTMENT FROM DUVAL FORD, INC., JACKSONVILLE, FLORIDA, UNDER THE FLORIDA SHERIFF'S ASSOCIATION CONTRACT NUMBER 00-08-0905; AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN THE LEASE-PURCHASE AGREEMENT ON BEHALF OF THE CITY; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE THREE (3) EQUAL PAYMENTS OF \$116,884.34 FROM ACCOUNT NUMBER 305-0817-5210-6401, TO FORD MOTOR CREDIT COMPANY, DEARBORN MICHIGAN; AND PROVIDING AN EFFECTIVE DATE.

Deleted.

2. A RESOLUTION 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 3100 BROADWAY, RIVIERA BEACH, FOR VIOLATIONS THAT ARE IN COMPLIANCE, FOR THE AMOUNT OF \$1,000.00; AND AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

Deleted.

3. REPORT ON AQUATIC CENTER.

City Manager Wilkins gave a highlighted presentation regarding efforts to accomplish effective bids for the construction of the aquatic facility at Martin Luther King, Jr. Park. He proceeded to elaborate and indicated staff's recommendation to re-bid the project; meet with *Fisher-Clark Construction, Inc. and Select Contracting, Inc.* to discuss the bidding process for lowering the cost of the project without compromise to its integrity; amend the instructions to bidders' process; and, increase the construction time.

Motion was made by Chair Pro Tem Wade and seconded by Councilperson Wilson to approve the manager's recommendations as stated. MOTION

Upon roll call, the vote was unanimous. APPROVED

4. RESOLUTION NO. 10-01 - A RESOLUTION OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE TRANSFER OF FUNDING FOR THE POSITION OF EMERGENCY COMMUNICATIONS MANAGER TO LIEUTENANT OF POLICE FOR DURATION OF FISCAL YEAR 2001; AND PROVIDING AN EFFECTIVE DATE. (additional back-up provided)

City Manager Wilkins commented regarding the referenced resolution and stated staff recommendations for approval.

Motion was made by Councilperson Wilson and seconded by Councilperson Schnyer to approve. MOTION

Councilperson Blue stated concerns and indicated opposition to the resolution.

Chair Pro Tem Wade commented and indicated support of the resolution.

Upon roll call, the vote was approved (3-2). APPROVED

Chairperson Rodgers and Councilperson Blue dissented.

5. REQUEST TO APPROVE LETTER TO THE METROPOLITAN PLANNING ORGANIZATION REGARDING SR-710.

City Manager Wilkins commented regarding a need to accelerate efforts to prioritize funding for SR-710. He commented regarding a letter to the MPO requesting re-assertion of their policy to fund SR-710. He proceeded to elaborate.

Motion was made by Councilperson Blue and seconded by Councilperson Wilson authorizing **Chairperson Rodgers to sign the referenced letter as requested.** MOTION

Chair Pro Tem Wade stated necessity for presence of the community at the MPO meeting on January 18, 2001.

Upon roll call, the vote was unanimous. APPROVED

6. 13<sup>TH</sup> STREET INTERLOCAL AGREEMENT

City Manager Wilkins provided an overview regarding concerns for amendment to language within the interlocal agreement, as indicated by the office of the deputy county administrator and assistant county attorney. He indicated that the document would be presented to the County Commissioners at their meeting of January 25, 2001. He cited that the anticipated agreement would be different from the original plan and asked for directions from Council. He indicated that staff would monitor the referenced meeting and report findings to Council.

Discussion ensued.

Chairperson Rodgers indicated that Council would accept Mr. Wilkins' report as information and that he should advise them regarding further activity.

**PROPOSED RESOLUTION ESTABLISHING CITY COUNCIL RULES AND PROCEDURE – REQUESTED BY COUNCILPERSON BLUE.**

Chairperson Rodgers ask that Council review and make suggestions on the hand-out information they had be provided in order to formalize a booklet for future proceedings. He indicated that he would like the referenced **item to be placed on the agenda for the meeting of February 7.**

Chair Pro Tem Wade stated a need for workshop.

Following a brief discussion, Chairperson Rodgers indicated that if it was Council's desire, the item could be workshopped.

CODE ENFORCEMENT PROCEDURES – REQUESTED BY CHAIRPERSON RODGERS.

City Manager Wilkins indicated that the handout information was for review by Council.

TAKE HOME FRATERNIZATION POLICY – REQUESTED BY COUNCILPERSON BLUE.

City Manager Wilkins stated that a workshop would be held Wednesday, January 31, 2001, 4:00 – 7:00 p.m.

Chairperson Rodgers indicated that there was consensus for the referenced workshop.

IX. CITY ATTORNEY'S REPORT:

REQUEST FOR SCHEDULING OF CLOSED EXECUTIVE SESSION IN THE MATTER OF PALM BEACH COUNTY POLICE BENEVOLENT ASSOCIATION, INC. v CITY OF RIVIERA BEACH, CASE NO. 1D99-2260.

City Attorney Ryan stated for the record, attendance for the meeting, as follows:

Wednesday, January 24, 2001, 3:00 p.m.  
City Manager's Conference Room  
CRB City Council, City Manager William Wilkins,  
City Attorney Pamala Ryan, and  
Attorney Curtis Mack (Mack & McLean) – via telephone

X. STATEMENTS FROM THE PUBLIC (TWO MINUTES):

Wayne 'Scott' Smith (120 E. 23<sup>rd</sup> Street) wanted to speak regarding CRA concerns; however, Chairperson Rodgers advised him that the Council forum was improper and he should attend the regular CRA board meeting to address his concerns.

Kevin O'Brien (2755 Broadway) commented regarding properties in violation of the codes and requested clarification of a Riviera Beach *CAD Operations Report*.

City Manager Wilkins indicated that he would be available (1/18/01) to discuss concerns raised by Mr. O'Brien.

XI. RECOMMENDATIONS AND DISCUSSION FROM MAYOR & COUNCIL:

ANNOUNCEMENTS (Councilperson Wilson)

Councilperson Wilson commented regarding concerns related to development of a property located at the northwest corner of Congress Avenue and Blue Heron Boulevard. He indicated that if the City was part of the negotiations or dialogue with the current owners, the residents of the area wished to be to be part of the process.

Councilperson Wilson commented regarding the forthcoming presentation on the importance of protecting the environmental human and heritage concerns. He commented regarding a forthcoming meeting to address school district concerns. He gave accolades to all that participated in promotion of the MLK, Jr. festivities; and, indicated that the marching band from Bethune-Cookman College may participate in the next festive celebration.

ANNOUNCEMENTS (Councilperson Schnyer)

Councilperson Schnyer reminded Council and staff of the invitation at the Sugar Sands Condo, Thursday, 7:30 p.m. Also, he announced a meeting would be held at City Hall, (1/19/01, 5:30 p.m.) by the residents of District IV, to discuss formation of a neighborhood association.

CONSULTANT FOR OPERATIONS OF THE CITY OF RIVIERA BEACH POLICE DEPARTMENT (Chairperson Rodgers)

Chairperson Rodgers requested authorization that he and Mayor Brown solicit services of a consultant to address concerns related operations, finances, promotional policies, use of equipment, and other things within the department and report back to Council recommendations and suggestions in an effort to improve the morale, efficiency and the liability of the department. He indicated such services could increase reliability and sensibility of the police and code enforcement.

Motion was made by Councilperson Blue and seconded by Councilperson Schnyer to authorize Mayor Brown, Chairperson Rodgers, and City Manager Wilkins to **draft a letter to a consultant, in order to have concerns addressed regarding the police department of Riviera Beach.** MOTION/DIRECTIVE

Discussion ensued.

Chairperson Rodgers asked that Council submit questions and concerns to be addressed.

There was discussion regarding accreditation for the police department and range of cost for the consultant.

Chairperson Rodgers summarized that Chairperson Rodgers, Mayor Brown, and City Wilkins would conjunctively explore the idea to obtain a consultant to review the police department that subsequently would provide Council with information for decision. Discussion ensued.

Upon roll call, the vote was unanimous. APPROVED

Chairperson Rodgers invited all to attend the scheduled meeting (1/18/01) of the MPO at the Governmental Center (12<sup>th</sup> Floor), West Palm Beach.

Mayor Brown stated concerns regarding the anticipated operations to accept liquid asphalt through a facility at the Port of Palm Beach. He stated concerns regarding jurisdiction of the City; and, commented regarding noxious odors effecting the community.

Mayor Brown indicated that City Manager Wilkins and staff should review the referenced proposal to determine jurisdiction of the City.

Discussion ensued.

XII. ADJOURNMENT

There being no other business, the meeting duly adjourned at 9:00 p.m.

**APPROVED:**

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**MICHAEL D. BROWN, MAYOR**

**EDWARD RODGERS, CHAIRPERSON**

**ATTEST:**

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ewade.gif (1297 bytes)



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

**ELIZABETH WADE, CHAIR PRO-TEM**

dwilson.gif (865 bytes)



**DONALD R. WILSON  
COUNCILPERSON**

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**MOTIONED BY:** D. Wilson  
**SECONDED BY:** D. Schnyer

**SYLVIA LEE BLUE  
COUNCILPERSON**

dschnyer.gif (881 bytes)



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

**DAVID G. SCHNYER  
COUNCILPERSON**

**DATE APPROVED:** 02/07/2001