

**CITY OF RIVIERA BEACH, FLORIDA
REGULAR CITY COUNCIL MEETING
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, 07 FEBRUARY 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: Chairperson Edward Rodgers, Chair Pro-Tem Elizabeth "Liz" Wade, Councilperson Sylvia Lee Blue, Councilperson Donald R. Wilson, and Councilperson David G. Schnyer. Also present were City Manager William E. Wilkins, City Clerk Carrie E. Ward, CMC/AE, and City Attorney Pamala H. Ryan.

Mayor Michael D. Brown was tardy.

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

Respectively, additions, deletions and substitutions to the agenda were stated by Council and City Manager Wilkins. (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 OF CERTIFICATES OF RECOGNITION BY KENNETH BOWERS, EXECUTIVE DIRECTOR, OPERATION HOPE FOR OUTSTANDING SUPPORT AT OPERATION HOPES' 2000 ANNUAL TOY DRIVE.

Mr. Bowers commented regarding efforts by individuals who participated in the eventful legacy of former-Mayor Clara K. Williams, to promote Christmas amongst the children in the community of Riviera Beach.

City Manager Wilkins gave brief comments.

PRESENTATION OF ONE AUTOMATED EXTERNAL DEFIBRILLATOR TO THE CITY MARINA BY THE *SINGER ISLAND CIVIC ASSOCIATION*. (MAYOR BROWN)

Chairperson Rodgers read into the record a descriptive presentation and indicated that Fire/Rescue would provide training to the marina staff on the use and maintenance of the new-emergency equipment donated to the City by the Singer Island Civic Association.

On behalf of the City, Fire Chief Troy Perry presented a plaque and gave thanks to the Singer Island Civic Association.

A spokesman from SICA commented.

PRESENTATION BY THE NATIONAL VILLAGE HOMEOWNERS' ASSOCIATION.

Warrie D. Leonard (1901 W. 23rd Street/President NVHA) stated concerns in opposition to an ordinance related to the property located at the northwest corner of Congress Avenue and Blue Heron Boulevard. She asked that the scheduled ordinance be tabled.

City Attorney Ryan commented regarding discussions with the attorney for the homeowners' association and petitioner's attorney. She recommended that the item be handled at staff level and placed on the agenda of March 07, if deemed appropriate. Discussion ensued.

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. 12-01 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REQUESTING PAYMENT TO MR. CHARLES HALL OF WEST PALM BEACH, FLORIDA, THE SUM OF \$1,749 IN ACCORDANCE WITH THE ATTACHED COURT ORDER, DATED DECEMBER 15, 2000; AND AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO MAKE THIS PAYMENT FROM ACCOUNT NUMBER 150-0000-5210-3106.

RESOLUTION NO. 13-01 - 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 REVISED STATEWIDE MUTUAL AID AGREEMENT WITH THE DEPARTMENT OF COMMUNITY AFFAIRS, STATE OF FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

RESOLUTION NO. 14-01 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR RECEIVING FUNDS IN THE AMOUNT OF \$353,000 FOR "PIPING CANAL RC-4" PROJECT, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AND APPROPRIATING AN ADDITIONAL \$200,000 FROM THE CITY GENERAL FUND BALANCE FOR A TOTAL OF \$353,000.

RESOLUTION NO. 15-01 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE PURCHASE OF AN ALLEN BRADLEY VARIABLE FREQUENCY DRIVER (VFD) FROM

McDONALD DISTRIBUTORS OF FLORIDA; RIVIERA BEACH, FLORIDA, THE LOWEST BIDDER, FOR REGULATING THE WATER PRESSURE THROUGHOUT THE CITY OF RIVIERA BEACH LOCATED AT THE WATER TREATMENT PLANT AT A TOTAL COST OF \$23,177.60; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NUMBER 402-1437-5330-4606.

RESOLUTION NO. 16-01 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE MAINTENANCE/UPGRADE OF THE DIGITAL LAND BASE FOR THE CITYWIDE GEOGRAPHIC INFORMATION SYSTEM TO EXPOSE NEW AERIAL PHOTOGRAPHY AND RELATED SERVICES FOR THE ENTIRE CITY AND SERVICE AREA; TO EXPOSE A NEW AERIAL PHOTOGRAPHY FOR THE SERVICE AREA WITH A SCALE OF 1" = 300' WITH HORIZONTAL ACCURACY OF SIX INCHES AT A COST OF \$79,697; AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NUMBER 401-1417-5360-3406.

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

Upon roll call, the vote was unanimous. APPROVED

END OF CONSENT AGENDA

VI. PUBLIC HEARING:

None.

ORDINANCE ON SECOND READING:

None.

VII. ORDINANCES OF FIRST READING:

None.

VIII. CITY MANAGER'S DISCUSSION:

1. RESOLUTION NO. 17-01 - 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 A LEASE PURCHASE AGREEMENT WITH BAYSTONE FINANCIAL GROUP FOR THE PURCHASE OF THIRTY SCOTT AIRPAK 50S WITH 45 MINUTE CARBON BOTTLES, THIRTY SCOTT INTEGRATED PAK-ALERTS, THIRTY RADIO COMS FROM SAFETY EQUIPMENT COMPANY IN THE TOTAL AMOUNT OF \$134,712.70; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENTS FOR SAME IN THE AMOUNT OF \$46,568.94, \$44,071.63, AND \$44,071.63; AND PROVIDING AN EFFECTIVE DATE. (ADDITIONAL BACK-UP PROVIDED)

City Clerk Ward read into the record the referenced-amended resolution.

Motion was made by Chair Pro Tem Wade and seconded by Councilperson Blue to approve. MOTION

Discussion ensued.

Upon roll call, the vote was unanimous. APPROVED

At this point, staff of the Riviera Beach Fire Department presented a brief narrated demonstration of the related safety equipment.

2. RESOLUTION NO. 18-01 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE TERMS AND CONDITIONS OF THE FLORIDA EMERGENCY MEDICAL SERVICES COUNTY GRANT PROGRAM WITH THE PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS TO EXPAND AND/OR IMPROVE THE CITY'S EMERGENCY MEDICAL SERVICES DELIVERY; SETTING UP A BUDGET IN THE AMOUNT OF \$51,444.40, AUTHORIZING THE FIRE DEPARTMENT TO PURCHASE A COMPREHENSIVE EMERGENCY MEDICAL DISPATCH SYSTEM AND TRAINING IN THE AMOUNT OF \$35,155; ONE ALS SKILLS TRAINER IN THE AMOUNT OF \$3,700; ONE ALS SKILLS TRAINER BABY IN THE AMOUNT OF \$995; FIVE CAPNOMETERS AND ACCESSORIES IN THE AMOUNT OF \$8,500; ONE AUTOMATIC EXTERNAL DEFIBRILLATOR AND ACCESSORIES IN THE AMOUNT OF \$3,094.50; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read into the record the referenced resolution.

Motion was made by Chair Pro Tem Wade and seconded by Councilperson Schnyer to approve. MOTION

Upon roll call, the vote was unanimous. APPROVED

3. RESOLUTION NO. 19-01 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING 120 ADDITIONAL HOURS OF ACCOUNTING SERVICES BY MILLWARD & COMPANY AND TRANSFERRING \$15,000 FOR COSTS OF SUCH SERVICES.

City Clerk Ward read into the record the referenced resolution.

Motion was made by Councilperson Blue and seconded by Chair Pro Tem Wade to approve. MOTION

Upon roll call, the vote was unanimous. APPROVED

4. SITE PLAN APPLICATION FROM SPERANZA TO CONSTRUCT AN OFFICE AND MANUFACTURING FACILITY ON 1.47 ACRES LOCATED ON THE SOUTH SIDE OF 13TH COURT IN A LIMITED INDUSTRIAL "IL" ZONING DISTRICT.

City Clerk Ward read into the record the referenced request for approval.

Motion was made by Councilperson Blue and seconded by Chair Pro Tem Wade to approve. MOTION

Mary McKinney (Director/CRB Community Development) read into the record background information for the referenced request for approval.

Upon roll call, the vote was unanimous. APPROVED

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND THE CITY CLERK TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND THE WASHINGTON ECONOMICS GROUP, INC. (WEG) TO PROVIDE CERTAIN ECONOMIC DEVELOPMENT SERVICES IN AN AMOUNT NOT TO EXCEED \$60,000; AND AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE GENERAL FUND BALANCE IN THIS AMOUNT. DELETED

POINT OF ORDER: City Clerk Ward announced the presence of Mayor Michael D. Brown.

IX. CITY ATTORNEY'S REPORT:

REQUEST TO SCHEDULE A CLOSED EXECUTIVE SESSION FOR FEBRUARY 7,

2001, AT 6:00 P.M.

CASE: SANDRA HARDY V. CITY OF RIVIERA BEACH, CASE NO. 00-8238 CIV HURLEY. CITY'S SPECIAL COUNSEL: DON STEPHENS, ESQUIRE AND BERNARD A LEBEDEKER, ESQUIRE (OLDS & STEPHENS, P.A.)

CASE: SANDRA L. KIMBLE V. CITY OF RIVIERA BEACH, CASE NO. 00-8287 CIV DIMITROULEAS. CITY'S SPECIAL COUNSEL: DON STEPHENS, ESQUIRE AND BERNARD A LEBEDEKER, ESQUIRE (OLDS & STEPHENS, P.A.)

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

Thursday, February 08, 2001, 4:00 p.m.
City of Riviera Beach City Council;
Asst. City Manager Gloria Shuttlesworth;
City Attorney Pamala Ryan; and,
Attorney Bernard Lebedeker

X. STATEMENTS FROM THE PUBLIC (TWO MINUTES):

Ronald Leonard (2501 Avenue 'H' East/WEDR-Radio Station 99-Jams) commented regarding a desire to participate in the sponsorship of the *City of Riviera Beach 2001 Jazz Festival*.

Asst. City Manager Shuttlesworth indicated that efforts to promote the referenced event had been accomplished; that, Mr. Leonard's radio station could be considered for future events.

Glenn A. Hood, Sr. (423 Park Avenue, Lake Park) commented regarding police department promotions.

Martha Babson (156 East 21st Street) commented regarding commercial-parking accommodations in a residential area. She stated concerns regarding Bicentennial Park.

Councilperson Blue questioned if the *Land and Water Conservation Fund Offices* noticed the City for non-compliance of Bicentennial Park.

City Manager Wilkins responded that the City had been noticed and, subsequently, all issues were corrected except the location of the *casino building*. He further commented regarding an approved-temporary variance to address the matter of the casino building.

Steve Stogrannis (24-32 Park Avenue, Singer Island) stated a need for police patrol.

City Manager Wilkins indicated that a community-police officer was forthcoming to the island, in due course. Discussion ensued.

XI. RECOMMENDATIONS AND DISCUSSION FROM MAYOR & COUNCIL:

ANNOUNCEMENTS (Councilperson Wilson)

Councilperson Wilson gave thanks to Mary McKinney (Director/CRBCD) for responding to concerns of 26th Court and Avenue 'P', District I. He commended the police department for their performance, as it relates to the schools. He commented regarding the forthcoming cultural and artistic activities, e.g., the *First Annual Jazz and Blues Festival* (February, 2001); and *Youths on Parade in Riviera Beach* (March, 2001).

Councilperson Wilson announced, for the next Council agenda, that there would be a presentation relating to the academic attachment of the normal summer program. He indicated that teachers of the area were donating their time and efforts to enhance the program.

ANNOUNCEMENTS (Mayor Brown)

FIRST STATE OF THE CITY DINNER

Mayor Brown provided a general overview regarding the percentage of funds raised to promote the accomplished *First State of the City Dinner* in Riviera Beach. He proceeded to elaborate.

Chairperson Rodgers requested that an ordinance be placed on the next agenda, which would address water restrictions and penalties for violations. He commented regarding efforts by the Municipal League of Cities to address annexation concerns and requested comments and concerns for his report.

PROPOSED RESOLUTION TO ESTABLISH RULES OF PROCEDURES FOR CITY COUNCIL MEETINGS.

Chairperson Rodgers commented regarding procedures to regulate the course of council meetings. Discussion ensued.

City Manager Wilkins commented regarding a mediation session, which addressed concerns to restructure *Intracoastal Health Systems*, as it relates to the community. He commented regarding a request, from the office of the State Attorney, for Riviera Beach to join in a lawsuit. He indicated that a presentation was forthcoming regarding the merits of the City's participation. He proceeded to elaborate.

City Manager Wilkins stated that on January 30, he and Chairperson Rodgers met with the Legislative Delegation to present priorities for appropriations in Riviera Beach. He cited optimism.

He further commented regarding *Palm Beach County Day* scheduled for Wednesday, March 6-8, 2001. Mayor Brown, Dr. Baugh (CRA), Chairperson Rodgers, and City Mgr. Wilkins will attend the delegation presentations. He indicated that efforts to promote Harbor Village would take place on Palm Beach County Day and that the City's lobbyist received a commitment from the governor's office for Thursday, March 08. A session with the Cabinet officials would be held, thereby, allowing the City to make a presentation regarding the *Harbor Village and Downtown Master Plan Proposals*. He proceeded to elaborate.

Mr. Wilkins cited that on February 15, the lobbyist from Washington, D.C., would visit the City to talk about federal legislation and other issues. He commented regarding coordinated efforts to promote intermodal corridors and funding for the downtown redevelopment of Riviera Beach.

In conclusion, he stated since they will be in Tallahassee during the week of March 7, the scheduled public hearing for the Comprehensive Plan should be rescheduled.

XII. ADJOURNMENT

There being no other business, the meeting duly adjourned at 8:58 p.m.

APPROVED:

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MICHAEL D. BROWN, MAYOR

EDWARD RODGERS, CHAIRPERSON

ATTEST:

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

ELIZABETH WADE, CHAIR PRO-TEM

dwilson.gif (865 bytes)



**DONALD R. WILSON
COUNCILPERSON**

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

**SYLVIA LEE BLUE
COUNCILPERSON**

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

**DAVID G. SCHNYER
COUNCILPERSON**

DATE APPROVED: 02/21/2001