

**CITY OF RIVIERA BEACH, FLORIDA
REGULAR CITY COUNCIL MEETING
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, NOVEMBER 7, 2001, 7:00 P.M.**

I. CALL TO ORDER:

Roll Call

Chairperson Edward Rodgers was present and presided. Upon a roll call by the City Clerk the following were present: Mayor Michael D. Brown, Chairperson Edward Rodgers, Chair Pro-Tem David G. Schnyer, Councilperson Donald R. Wilson, Councilperson Sylvia Lee Blue, and Councilperson Elizabeth "Liz" Wade. Also present were City Manager William E. Wilkins, City Clerk Carrie E. Ward, CMC/AAE, 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

Chair Pro Tem Schnyer stated that he would like to move Public Comments just before the Consent Agenda. He then stated that under Comments from the Mayor and Council he had two Police Department related subjects to discuss.

Councilperson Wilson stated that he had comments to make under Awards and Presentations and Comments from Mayor and Council.

Adoption of Agenda

A motion was made by **Chair Pro-Tem Schnyer** and seconded by **Councilperson Wade** to approve the agenda as amended. **MOTION**

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

III. AWARDS AND PRESENTATION

ITEM NO 1

PRESENTATION BY COMMISSIONER JI-ANG SONG OF THE FLORIDA INLAND NAVIGATION DISTRICT REGARDING RIVIERA BEACH MUNICIPAL MARINA DREDGE PROJECT PB-RB-98-68.

Commissioner Ji-Ang Song presented the City of Riviera Beach with a check in the amount of \$136,000.00 on the behalf of the Palm Beach County Commissioner's Office.

George Carter Marina Director commented on receipt of the check and thanked Commissioner Song.

ITEM NO 2

PRESENTATION BY MAYOR MICHAEL D. BROWN TO DEANIE GERSCH, ACCOUNTING CLERK IN THE MARINA DEPARTMENT FOR SEPTEMBER'S EMPLOYEE OF THE MONTH.

Doretha Perry, Director of Human Resources presented the employee of the month for the month of September to recipient Deanie Gersch in place of Mayor Brown.

ITEM NO 3

PROCLAMATION PROCLAIMING OCTOBER AS "UNITED WE STAND" MONTH.

Mayor Brown stated that the proclamation claiming October of 2001 as United We Stand Month on the behalf of the City Council of Riviera Beach in the wake of the September 11, 2001 New York City, and Washington D.C. tragedy.

A motion was made by **Councilperson Wade** and seconded by **Councilperson Wilson** to accept the proclamation claiming the month of October United We Stand Month. **MOTION**

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

Councilperson Wilson stated that the local chapter of the American Cancer Association chose Riviera Beach as its site in Palm Beach County for its Olympic fund raiser and invited everyone to attend starting with the kick off event on November 13, 2001 at City Hall at 6pm. He then presented the City Council with complimentary tickets to attend the play "The Crucible" to be held at Suncoast Community High School.

Mayor Brown stated that the State of The City Dinner would be held on November 10, 2001 at 6:30pm at Sysco Food Facility and that the admission was \$20.00 per person.

IV. STATEMENTS FROM THE PUBLIC (TWO MINUTES):

Tom Scott 7330 Buchanan, Street, Hollywood Fl., representative of the American Indian Movement of Florida, addressed the Council with a request that the City of Riviera Beach proceed with the previous request to conduct an Archaeology Survey. He then stated that failure to conduct the survey could result in a costly fine by the state.

Victor Williams, 201 E Tiffany Dr.#1, West Palm Beach, addressed the Council with a thank you for their concerns regarding the threat on his life by the city's police officers. He then stated that he has attempted to contact the proper officials and no one has been able to give him a legitimate response.

Earnest Fulton, 1041 West 10th, addressed the Council with his concerns about the level of employee care that is showed to the Public Works Department.

Rachel Ibarra, 1150 Island Rd, President of Crime Prevention recited a letter that was previously sent to the city manager and the council dated February 14,2001 in reference to putting a sub Police Station in the Ocean Mall. She then stated that she has not gotten a response, and that this will be her third and final attempt to resolve the problem.

Timothy Sandy Thomas, 1124 35th Street, addressed the Council with his concerns about employee care toward the mechanics.

Joe Riley Jr., 311 Canterbury Dr. addressed the Council with a request that the Administrative Staff and Council give a little more respect to the Public Works Department, also to the city's mechanics.

Norman G. Williams, 3161 Avenue H East, addressed the Council with his concerns on the level of respect and pay that the city's employees receive.

Bessie Brown, 391 West 35th Street, addressed Council with a request to direct staff

to adhere and listen to the employees during negotiations. She then commented on raises.

Juanita Bell, 3021 Avenue J, addressed the Council about the negotiations. She then commented on the level of respect that the employees receive.

Geary Dennard, 200 West 10th Street requested that the Council give some direct answers on raises and other employee care concerns.

Rev. Lessye Charlon, 1241 West 33rd Street, invited the city's residents and employees to participate in the Drug Crime March on November 17, 2001 at 2pm. The march will leave from Faith Holy Temple Evangelist Church.

Rodger Lee Worthy Jr., 350 West 35th Street addressed the Council with a brief job description on utilities Department he then commented on the level of respect that the employees receive.

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. 4

MINUTES OF THE REGULAR COUNCIL MEETING HELD ON OCTOBER 17, 2001.

Chairperson Rodgers stated that under New Employees for the Month of September should read Felicia Scott and not Malissa Scott.

2) RESOLUTIONS:

ITEM NO 5

RESOLUTION NO. 199-01_____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REQUESTING PAYMENT TO McGUIRE WOODS, LLP, 1170 PEACHTREE STREET N.E., SUITE 2100, ATLANTA, GA 30309 IN THE AMOUNT OF \$25,819.01 FOR PROFESSIONAL LEGAL SERVICES PERFORMED IN THE MATTER OF BROCHU, PFEFFERKORN, PBA AND GENERAL REPRESENTATION; AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME UNDER ACCOUNT NO. 001-0512-5190-3101.

ITEM NO 6

RESOLUTION NO. 200-01_____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REQUESTING AUTHORIZATION TO FUND THE EXCESS BENEFIT PLAN IN THE AMOUNT OF \$50,000 AND AUTHORIZE THE INTERIM FINANCE DIRECTOR TO MAKE PAYMENT TO SUN TRUST BANK FOR SAME FROM THE RETIREMENT CONTRIBUTION ACCOUNT NO. 001-0203-5190-1402 AND PROVIDING AN

EFFECTIVE DATE.

ITEM NO 7

RESOLUTION NO. 201-01 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE FINAL PAYMENT TO BARKER, OSHA & ANDERSON, INC. (BOA) FOR PROFESSIONAL ENGINEERING DESIGN SERVICES RELATED TO IMPROVEMENTS TO EXISTING WASTEWATER LIFT STATIONS 1, 2, 22, 27 AND 43, AND FORCE MAIN 22, AND SEVERAL OTHER ASPECTS OF THE CITY'S WASTEWATER SYSTEM AT A TOTAL COST OF \$12,494.02 AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 407-1417-5360-4606.

ITEM NO 8

RESOLUTION NO. 202-01 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE FINAL PAYMENT TO BARKER, OSHA & ANDERSON, INC. (BOA) FOR ADDITIONAL ENGINEERING SERVICES RELATED TO THE RESURFACING OF GARDEN ROAD AND BLUE HERON BOULEVARD AT A TOTAL COST OF \$194.93; AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 407-1437-5330-4606.

ITEM NO 9

RESOLUTION NO. 203-01 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE FEE PROPOSAL BY BAE SYSTEMS/ADR OF PITTSBURGH, PENNSYLVANIA IN THE AMOUNT OF \$31,805 TO PROVIDE COMPLETE DIGITAL ORTHOPHOTO COVERAGE OF THE COMBINED AREA; AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 401-1417-5360-6404.

City Clerk Ward read the resolution into the records.

A motion was made by **Chair Pro-Tem Schnyer** and seconded by **Councilperson Wade** to approve Resolution No.203-01. MOTION

Gerald Ward, 31 W. 20th Street addressed the council on the above resolution.

Upon a roll call by City Clerk Ward the vote was 4-0 with Councilperson Blue out.

MOTION APPROVED

ITEM NO 10

RESOLUTION NO. 204-01 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE PURCHASE OF TWO (2) ALLEN BRADLEY VARIABLE FREQUENCY DRIVERS (VFD) FROM McDONALD DISTRIBUTORS OF FLORIDA; RIVIERA, BEACH, FLORIDA, TO REGULATE THE WATER PRESSURE THROUGHOUT THE CITY OF RIVIERA BEACH AT A TOTAL COST OF \$41,170; AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 407-1437-5330-4616.

ITEM NO 11

FINANCE DIRECTOR'S SEMI-ANNUAL FINANCIAL REPORT.

3) PETITIONS AND COMMUNICATIONS FOR FILING:

City Clerk Ward announced that the City Of Riviera Beach will hold its annual Holiday Toy Drive and toys will be distributed to less fortunate children on December 15,2001. She then commented on the Health Fair held at the John F Kennedy Middle School on December 8, 2001 11:00am-3:00pm.

END OF CONSENT AGENDA

A motion was made by **Chair Pro-Tem Schnyer** and seconded by **Chairperson Wade** to approve the Consent Agenda with Item No. 9 being removed for discussion.

MOTION

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

VI. PUBLIC HEARING:

ITEM NO. 12

RESOLUTION NO. _205-01_____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY COUNCIL TO SETTLE THE MATTER OF VICTOR KHOURY V. CITY OF RIVIERA BEACH, CASE NO. CL 99-11794 AO, IN THE CIRCUIT COURT OF THE 15TH JUDICIAL CIRCUIT, IN AND FOR PALM BEACH COUNTY, FLORIDA, AND APPROVING THE TOTAL SETTLEMENT AMOUNT OF \$18,595 AS COMPLETE AND FINAL SETTLEMENT; SAID AMOUNT SHALL BE PAID FROM THE CITY'S LOSS FUND ACCOUNT THROUGH GALLAGHER BASSETT SERVICES, INC., CLAIM NO. 000160-4747-EO-01.

City Clerk Ward read the resolution into the records.

A motion was made by Councilperson Wilson and seconded by Councilperson Wade.

MOTION

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

MOTION APPROVED

ITEM NO.12 (1)

RESOLUTION NO. 216-01 A RESOLUTION OF THE CITY OF RIVIERA BEACH PALM BEACH COUNTY, FLORIDA ("CITY"), AGREEING TO SETTLE THE PENDING LITIGATION WITH PALM BEACH CASINOS, INC. F/K/A RIVIERA INTERNATIONAL CASINOS, INC. ("RICI") BY AUTHORIZING CITY STAFF TO ENTER INTO CONTRACT NEGOTIATIONS WITH RICI TO DRAFT A FORMAL AGREEMENT FOR LEASING PART OF THE CITY OF RIVIERA BEACH MUNICIPAL MARINA ("CITY MARINA") TO RICI FOR THE PURPOSE OF OPERATING A DAY CRUISE GAMING OPERATION AND TO SETTLE THE PENDING LITIGATION; AND PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

City Clerk Ward read the resolution into the records.

A motion was made by **Councilperson Wade** to approve Resoluitiom No. 216-01.

MOTION DIED FOR LACK OF A SECOND

ORDINANCES ON SECOND READING:

ITEM NO.13

ORDINANCE NO. 2898 AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, BASED ON ITS EVALUATION AND APPRAISAL REPORT INCLUDING AMENDMENTS TO THE FUTURE LAND USE MAP, THE TEXT OF THE FUTURE LAND USE, HOUSING, TRANSPORTATION,

INFRASTRUCTURE, RECREATION AND OPEN SPACE, CONSERVATION, COASTAL MANAGEMENT, INTERGOVERNMENTAL COORDINATION, AND CAPITAL IMPROVEMENT ELEMENTS AND ADDING DEFINITIONS, IN ACCORDANCE WITH CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR TRANSMITTAL TO THE STATE LAND PLANNING AGENCY; PROVIDING A CONFLICTS CLAUSE AND SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

A motion was made by **Councilperson Wade** and seconded by **Chair Pro-Tem Schnyer** to accept Ordinance No. 2898. **MOTION**

Mary McKinney Director of Community Development addressed the Council with an update on the City of Riviera Beach's Comprehensive Plan. She then recommended approval of the ordinance on second reading so that it can be sent back to the Department of Community Affairs, for compliance. She stated that during this time the city may proceed with reviewing the Redevelopment Plans.

Chairperson Rodgers read into the records a letter from The Murphy Construction Company. Stating that: the purpose of the letter is to formally advise you of the Murphy's Company continuing objection to the proposed modification of its land use designation and most of the proposed text changes in the Comprehensive Plan update. One of the proposals is to change the Murphy Company from the existing category of working water front to mix use.

Sally Wishovich, 40 E 15th Street. addressed the Council with her disapproval of the New Comprehensive Plans she prefers a small town look.

Rachel Ibarra 1150 Island Rd. addressed the council with her approval of the New Comprehensive Plans.

Steve Stogiannis, 2432 Park Avenue addressed the council with his approval of the New Comprehensive Plans.

Gerald Ward, 31 West 20th Street addressed the council on the New Comprehensive Plans. He then addressed the council with other related subjects.

Thomas J. Baird, 1891 U.S. Highway One South North Palm Beach, Fl. 33408 addressed the council on behalf of P-4 Partners, Atlas Signs, and Ahrens Company with their objections to the New Comprehensive Plans.

Jacque Loriol, 127 East 21st Street addressed the council with a letter on behalf of her and Martha Babson expressing there disagreement with the New Comprehensive Plans.

Bayard Moffitt, 350 Wilma Circle, addressed the council with his disapproval of the New Comprehensive Plans.

Marilyn Moffitt, 350 Wilma Circle addressed the council with her concerns with the canal being disturbed with the New Comprehensive Plans. She then read into the records a letter reflecting the opinion of a professional.

Harry Smith, 340 Wilma Circle, addressed the council with his disapproval on the New Comprehensive Plans.

Patty Homer, 330 Wilma Circle, addressed the council with her disapproval of the New comprehensive Plans.

Mary McKinney Director of Community Development, made comments in reference to the public comments on Ordinance No.2898.

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

VII. ORDINANCES ON FIRST READING:

ITEM NO.14

ORDINANCE NO. _____ AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NO. 1004, BY PROVIDING FOR A FORTY (40) HOUR WORK WEEK FOR ALL FULL-TIME EMPLOYEES, WITH THE EXCEPTION OF FIRE PERSONNEL; PROVIDING FOR A SEVERABILITY CLAUSE, CONFLICTS, CODIFICATION; AND PROVIDING AN EFFECTIVE DATE. (ITEM DELETED)

VIII. CITY MANAGER'S DISCUSSION:

ITEM NO.15

RESOLUTION NO. 206-01 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THAT THE 2001-2002 LIBRARY BUDGET BE AMENDED BY RECLASSIFYING THE CLASSIFIED POSITION OF STAFF ASSISTANT II TO THE CLASSIFIED POSITION OF SENIOR STAFF ASSISTANT UNDER CLASS TITLE CLERICAL & RELATED; AND PROVIDING AN EFFECTIVE DATE

City Clerk Ward read the resolution into the records.

A motion was made by Councilperson Wade and seconded by Councilperson Wilson to approve Resolution No.206-01. **MOTION**

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

ITEM NO.16

RESOLUTION NO. 207-01 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AWARDDING THE CONTRACT FOR PROFESSIONAL SERVICES FOR INTERIOR RENOVATIONS TO THE POLICE DEPARTMENT TO SONG & ASSOCIATES, INC., WEST PALM BEACH, FLORIDA, IN THE AMOUNT OF \$62,700 AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT AGREEMENT, WHICH FORMS APART OF THIS RESOLUTION AND PROVIDING AN EFFECTIVE DATE; AND FURTHER AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 305-0817-5210-4602.

City Clerk Ward read the resolution into the records.

A motion was made by Councilperson Blue and seconded by Councilperson Wilson to approve Resolution No. 207-01. **MOTION**

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

ITEM NO.17

RESOLUTION NO. 208-01 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 AGREEMENT OF THE EAST CENTRAL REGIONAL WASTEWATER TREATMENT FACILITY (ECRWTF) AND CITY OF RIVIERA BEACH FOR THE IMPLEMENTATION AND ENFORCEMENT OF THE CITY OF RIVIERA PRETREATMENT ORDINANCE NO. 2892.

City Clerk Ward read the resolution into the records.

A motion was made by Councilperson Blue and seconded by Chair Pro Tem Schnyer to approve Resolution No. 208-01. **MOTION**

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

ITEM NO.18

RESOLUTION NO. 209-01_____ 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 AGREEMENT BETWEEN THE CITY OF WEST PALM BEACH AND THE CITY OF RIVIERA BEACH FOR THE IMPLEMENTATION AND ENFORCEMENT OF THE CITY OF RIVIERA BEACH PRETREATMENT ORDINANCE NO. 2892.

City Clerk Ward read the resolution into the records.

A motion was made by **Councilperson Blue** and seconded by **Chair Pro Tem Schnyer** to approve Resolution No. 209-01.

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

ITEM NO.19

RESOLUTION NO. 210-01_____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE PROPOSAL FROM AQUIFER MAINTENANCE AND PERFORMANCE SYSTEMS, INC. (AMPS) OF DAVIE, FLORIDA TO PERFORM VIDEO OF THE UTILITIES DEPARTMENT'S RAW WATER PRODUCTION WELLS UNDER A "PIGGY-BACK" BID TO THE CITY OF DELRAY BEACH CONTRACT NO. 98-50 AT A COST OF \$47,250.00 (\$1,750 PER WELL); AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 402-1437-5330-4606.

City Clerk Ward read the resolution into the records.

A motion was made by **Councilperson Wilson** and seconded by **Councilperson Blue** to approve Resolution No. 210-01. **MOTION**

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

ITEM NO.20

RESOLUTION NO. 211-01_____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE PROPOSAL FROM SELECT CONTRACTING, INC. OF RIVIERA BEACH, FLORIDA FOR THE PARTIAL REPLACEMENT OF THE 18" FORCE MAIN AT AVENUE "U" MASTER LIFT STATION AT A COST OF \$55,840.00 AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 402-000-5350-4604.

City Clerk Ward read the resolution into the records.

A motion was made by **Councilperson Wilson** and seconded by **Councilperson Blue** to approve Resolution No. 211-01. **MOTION**

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

ITEM NO.21

RESOLUTION NO. 212-01_____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE COST PROPOSAL BY BAE SYSTEMS/ADR OF PITTSBURGH, PENNSYLVANIA IN THE AMOUNT OF \$16,793 FOR THE NEW ANALYTICAL AERIAL TRIANGULATION SYSTEM TO UPDATE RAGIS AREA #8 IN R43, TWP 42, SECTION 29; AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 401-1417-5360-6404.

City Clerk Ward read the resolution into the records.

A motion was made by **Councilperson Wilson** and seconded by **Councilperson Wade** to approve Resolution No. 212-01. **MOTION**

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

ITEM NO 22

RESOLUTION NO. 213-01_____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING PAYMENT TO SELECT CONTRACTING, INC. OF RIVIERA BEACH, FLORIDA IN THE AMOUNT OF \$16,941.69 FOR WORK COMPLETED ON AN EMERGENCY BASIS TO REPAIR A SEWER LATERAL BREAK AT AVENUE "L". SELECT CONTRACTING, INC. ALSO REPAIRED A SINKHOLE AT THE MASTER LIFT STATION ON AVENUE "U" SIMULTANEOUSLY; AND AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 402-1437-5330-4606.

City Clerk Ward read the resolution into the records.

A motion was made by **Councilperson Wilson** and seconded by **Councilperson Blue** to approve Resolution No. 213-01. **MOTION**

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

ITEM NO.23

RESOLUTION NO. 214-01_____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE INTERIM FINANCE DIRECTOR TO RETROACTIVELY APPROPRIATE FUND BALANCE IN THE AMOUNT OF \$269,000 IN GENERAL FUND ACCOUNT NO. 001-00-399999.

City Clerk Ward read the resolution into the records.

A motion was made by **Councilperson Blue** and seconded by **Chair Pro-Tem Schnyer** to approve Resolution No. 214-01. **MOTION**

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

ITEM NO.24

RESOLUTION NO. 215-01_____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A FINAL ORDER DENYING THE APPLICATION OF AHRENS COMPANIES FOR A ZONING CHANGE FOR PROPERTY LOCATED ALONG THE EAST SIDE OF CONGRESS AVENUE FROM PALM BEACH COUNTY INDUSTRIAL TO CITY OF RIVIERA BEACH LIMITED INDUSTRIAL, AND AUTHORIZING THE CHAIRPERSON OF THE CITY COUNCIL TO EXECUTE THE SAME; PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the resolution into the records.

A motion was made by **Councilperson Wade** and seconded by **Chair Pro-Tem Schnyer** to approve Resolution No. 215-01. **MOTION**

Thomas J. Baird, 1891 U.S. Highway One South North Palm Beach, Fl. 33408 addressed the council on behalf of P-4 Partners, Atlas Signs, and Ahrens Company with a request to reconsider Resolution No. 215-01.

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

City Manager Wilkins requested that the November 21, 2001 Regular City Council Meeting be rescheduled for November 19, 2001 at 7:30pm and the December 5, 2001 to December 3, 2001 at 7:30pm.

A motion was made by **Councilperson Wade** and seconded by **Chair Pro-Tem Schnyer** to reschedule the original City Council meeting scheduled for November 21,2001 to November 19,2001 at 7:30pm and the December 5, 2001 to December 3, 2001 at 7:30pm; the Agenda Review scheduled for November 19th and December 3rd would be canceled for that day. **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 **Councilperson Wade** to reschedule the original City Council meeting scheduled for December 5,2001 to December 3,2001 at 7:30pm.And the Agenda review be canceled for that day. **MOTION**

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

City Manager Wilkins addressed the Council with a requested status report on the issue concerning The Palm Beach County Off Shore Festival, the Off Street Parking Agreement and The Old Dixie Highway Beautification Grant. He lastly responded on the three issues concerning the status of Police Chief Selection, Inlet Harbor P.U.D., and the National Conference of Firemen & Oilers request to picket.

IX. CITY ATTORNEY'S REPORT:

NONE

X. RECOMMENDATIONS AND DISCUSSION FROM THE MAYOR & CITY COUNCIL:

Mayor Brown stated that he was appointing Elizabeth Robinson and Corey Smith to the Riviera Beach Housing Authority and re appointing Gretta Cross. He asked that the City Council ratify his appointments.

A motion was by **Chair Pro-Tem Schnyer** and seconded by **Councilperson Wilson** to re-appoint Greta Cross and appoint Elizabeth Robinson & Corey Smith to the Riviera Beach Housing Authority. **MOTION**

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

Councilperson Wilson addressed Mr. Don Jacobovitz with a thank you for his help with the Monroe Heights Neighborhood Association referencing the Beautification Projects that they are trying to establish. He then thanked Mr. Williams for the part he played in The Harbor City Cultural Event.

Councilperson Wilson further commented on extending the term for council members.

A motion was made by **Councilperson Wilson** and seconded by **Councilperson**

Wade directing staff to review extending the term of the mayor and city council members. **MOTION**

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

Chair Pro-Tem Schnyer commented on the previously discussed subject concerning the Police Sub Station at The Ocean Mall and a prior conversation with City Manager Wilkins advising that the donated office space needed an estimated \$5,000.00 worth of work.

A motion was made by **Chair Pro-Tem Schnyer** and seconded by **Councilperson Blue** to allow the City Manager to allocate \$6,000.00 for the Ocean Mall Sub Station. **MOTION**

A discussion ensued amongst the Council and staff on the Ocean Mall sub Station.

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

XI. ADJOURNMENT

There being no further business before the City of Riviera Beach City Council, the meeting was duly adjourned at 9:50 p.m.

APPROVED:

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MICHAEL D. BROWN, MAYOR

EDWARD RODGERS, CHAIRPERSON

ATTEST:

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dschnyer.gif (881 bytes)



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

DAVID G. SCHNYER, CHAIR PRO-TEM

dwilson.gif (865 bytes)



**DONALD R. WILSON
COUNCILPERSON**

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

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

**SYLVIA LEE BLUE
COUNCILPERSON**
ewade.gif (1297 bytes)



**ELIZABETH "LIZ" WADE
COUNCILPERSON**

DATE APPROVED: 11/19/2001