

**CITY OF RIVIERA BEACH, FLORIDA
REGULAR CITY COUNCIL MEETING
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, 05 APRIL 2000, 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. The following were present: Mayor Michael D. Brown, Chairperson Edward Rodgers, Chair Pro-Tem Elizabeth Wade, and Councilperson Donald R. Wilson, Councilperson Sylvia Blue, and Councilperson David Schnyer. Also present were City Manager William E. Wilkins, City Clerk Carrie E. Ward, CMC/AEE, and Interim City Attorney Matthew Russell.

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

Page Roman
Numeral

ADDITIONS

3 IV Item 3 - Announcement of Library Week celebration.
Item 4 - Presentation by Judith Deal, President, Delta Sigma Theta, West Palm Beach Alumnae Chapter.

5 VII Items 9, 10, & 11 - Revised Ordinances.

6 VII Item 12 - Additional backup for Keller Trust Land Use.

7 VIII City Manager

- 1. Additional backup for Newcomb Hall;
 - 8. Discussion on city attorney selection process;
 - 9. Discussion on Northlake Reliever;
 - 10. Announcement of Beautification Project Ribbon Cutting Ceremony;
 - 11. Request for Closed Executive Session:
- In the matter of arbitration between the City of Riviera Beach, Florida and Palm Beach County Police Benevolent Association, Inc. FMCS Case No. 98-05491; and,
In the matter of Pfefferkorn, Case No. 97-8987, Brochu, Case No. 98-8031 and Donatto, Case No. 98-8301.

ADDITIONS

9 XI MAYOR AND CITY COUNCIL

Mayor Brown

1. Discussion on fire service responsibility for situations like the incident that occurred in the inlet on Sunday;
2. Public Relations for the city.

Chairperson Rodgers

1. Request to place provisions of medical services out for competitive process.

Councilperson Blue

1. Signage on Congress Avenue for Riviera Beach.

Councilperson Wilson

1. Sidewalk west of Walgreens @ Congress and Blue Heron Blvd;
2. Traffic light @ Military Trail and Woodbine entranceway; and,
3. Traffic concerns on Silver Beach Road.

Adoption of Agenda

Motion was made by Chair Pro-Tem Wade and seconded by Councilperson Wilson to approve the consent agenda. MOTION

The vote was unanimous. APPROVED

IV. AWARDS AND PRESENTATIONS:

PRESENTATION BY THE MAYOR TO PARTICIPANTS IN THE "OPEN AIRWAYS FOR SCHOOLS" PROGRAM.

PRESENTATION OF PLAQUE TO VALERIE ROLLE, DEPARTMENT OF CORRECTIONS AND THE DEPARTMENT OF CORRECTIONS BY MAYOR MICHAEL D. BROWN.

PRESENTATION BY JUDITH DEAL, PRESIDENT, DELTA SIGMA THETA, WEST PALM BEACH ALUMNAE CHAPTER.

ANNOUNCEMENT OF LIBRARY WEEK CELEBRATION - PATTI DUNBAR.

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.

MINUTES:

MINUTES FROM REGULAR CITY COUNCIL MEETING AND MINUTES FROM SPECIAL MEETING HELD ON MARCH 15, 2000.

RESOLUTIONS:

RESOLUTION NO. 45-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF

RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE FIRE DEPARTMENT TO PURCHASE ONE ADVANCED LIFE SUPPORT RESCUE VEHICLE FROM MEDIC MASTER IN THE AMOUNT OF \$112,000.00 FROM THE PALM BEACH COUNTY BID NO. 99-141/TE AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENTS FOR SAME FROM ACCOUNT NO. 305-0920-5220-6403.

RESOLUTION NO. 46-00 - 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 AGREEMENT WITH THE SCHOOL DISTRICT OF PALM BEACH COUNTY FOR DRAINAGE IMPROVEMENT ON AVENUE "U" AT AN ESTIMATED COST OF \$25,561.63 FROM ACCOUNT NO. 301-1116-5190-4607.

RESOLUTION NO. 47-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED THE BID FOR RECONSTRUCTION OF WEST 33RD STREET TO E & N CONSTRUCTION, INC. IN THE AMOUNT OF \$264,300.50, AND AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NO. 108-1116-5190-6501.

Motion was made by Chair Pro-Tem Wade and seconded by Councilperson Wilson to approve the consent agenda. MOTION

Upon a roll call, the vote was unanimous. APPROVED

END OF CONSENT AGENDA

VI. PUBLIC HEARINGS:

RESOLUTION NO. 48-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING SETTLEMENT IN THE MATTER OF CLAIMANT, ALBERTA DeFRITAS AND AUTHORIZING GALLAGHER BASSETT SERVICES, INC. TO MAKE PAYMENT IN THE AMOUNT OF \$95,000.00, FROM THE CITY'S LOSS FUND ACCOUNT UNDER CLAIM NO. 000160-004452-AB-01; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

City Clerk Ward read into the record the referenced resolution.

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

Upon a roll call, the vote was unanimous. APPROVED

RESOLUTION NO. 49-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING SETTLEMENT IN THE MATTER OF CLAIMANT LORRAINE LYLES AND AUTHORIZING GALLAGHER BASSETT SERVICES, INC. TO MAKE PAYMENT IN THE AMOUNT OF \$12,500.00, FROM THE CITY'S LOSS FUND ACCOUNT UNDER CLAIM NO. 000160-004280-AB-01, PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

City Clerk Ward read into the record the referenced resolution.

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

Upon a roll call, the vote was unanimous. APPROVED

ORDINANCES ON SECOND READING:

None.

VII. ORDINANCES ON FIRST READING:

ORDINANCE NO. 2851 - AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 14, ARTICLE 1V, SECTION 14-77 BY ADDING SUBSECTION (f) OF THE CODE OF ORDINANCES OF THE CITY OF RIVIERA BEACH RELATING TO THE POLICE OFFICERS' PENSION PLAN; PROVIDING FOR A DEFERRED RETIREMENT OPTION PROGRAM (DROP); PROVIDING FOR A REPEALER; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

City Clerk Ward read into the record the referenced ordinance.

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

Discussion ensued.

Upon a roll call, the vote was 4 with Chair Pro-Tem Wade stating unreadiness. A lengthy discussion ensued.

Chair Pro-Tem Wade asked that Attorney Russell ascertain efficient legal sufficiency of the related document, in an effort to avert liability/litigation of the city. Discussion ensued.

Motion was made by Chair Pro-Tem Wade and seconded by Councilperson Wilson to table for two (2) weeks. MOTION TO TABLE

Upon a roll call, the vote was 4-1. APPROVED

Councilperson Blue dissented.

ORDINANCE NO. 2852 - AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 14-85, CHAPTER 14, ARTICLE IV OF THE CODE OF ORDINANCES OF THE CITY OF RIVIERA BEACH RELATING TO THE POLICE OFFICERS' PENSION PLAN TO PROVIDE A ONE-THIRD LUMP PAYMENT BY EMPLOYEES DESIRING TO PURCHASE PRIOR SERVICE; PROVIDING FOR A REPEALER; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

City Clerk Ward read into the record the referenced ordinance.

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

Discussion ensued.

Upon a roll call, the vote was unanimous. APPROVED

ORDINANCE NO. 2853 - AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 14, ARTICLE IV OF THE CODE OF ORDINANCES OF THE CITY OF RIVIERA BEACH RELATING TO THE POLICE OFFICERS' PENSION PLAN BY AMENDING SECTION 14-72(3) PROVIDING COMPLIANCE WITH STATE STATUTE DEFINITIONS OF ENROLLED ACTUARY, POLICE OFFICER AND SALARY; SECTIONS 14-73(b) AND 14-74(2) PROVIDING FOR THIRTY YEAR AMORTIZATION OF NEW BENEFITS IN COMPLIANCE WITH STATE STATUTES; SECTION 14-74(3) PROVIDING DEPOSIT OF EMPLOYEE CONTRIBUTIONS TO THE PENSION FUND EACH PAY PERIOD IN COMPLIANCE WITH STATE STATUTES; SECTION 14-75(j) AND (l) PROVIDING MEETING NOTICE AND SECRETARIAL DUTIES IN COMPLIANCE WITH STATE STATUTES; SECTION 14-77(a) PROVIDING FOR THE DELETION OF THE SUBMISSION OF EVIDENCE OF GOOD HEALTH; SECTION 14-77(a)(2) PROVIDING FOR AN ADDITIONAL JOINT

PENSIONER OPTIONAL BENEFIT OF SEVENTY-FIVE PERCENT IN COMPLIANCE WITH STATE STATUTES; SECTION 14-79(c) PROVIDING FOR AN EXPANDED MEDICAL BOARD TO REVIEW APPLICATIONS FOR DISABILITY BENEFITS TO GIVE THE BOARD OF TRUSTEES MORE DISCRETION IN MAKING THEIR DETERMINATIONS; AND SECTION 14-82 PROVIDING FOR AN INCREASE IN THE DOLLAR AMOUNTS REQUIRED TO MAKE A LUMP SUM BENEFIT DISBURSEMENT; PROVIDING FOR A REPEALER; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

City Clerk Ward read into the record the referenced ordinance.

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

A lengthy discussion ensued.

Upon a roll call, the vote was 3-2. APPROVED

Councilperson Schnyer and Councilperson Blue dissented.

ORDINANCE NO. 2854 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE FUTURE LAND USE MAP IN THE CITY OF RIVIERA BEACH COMPREHENSIVE PLAN BY ASSIGNING THE FUTURE LAND USE DESIGNATION OF "COMMERCIAL" ON 1.48 ACRES OF PROPERTY AT 6831 N. MILITARY TRAIL AND "INDUSTRIAL" ON 2.06 ACRES OF PROPERTY LOCATED AT 4574 DYER BOULEVARD; DIRECTING THE DIRECTOR OF COMMUNITY DEVELOPMENT TO UPDATE THE FUTURE LAND USE MAP; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read into the record the referenced ordinance.

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

Discussion ensued.

Upon a roll call, the vote was unanimous. APPROVED

ORDINANCE NO. 2855 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, UPDATING THE ZONING MAP OF THE CITY OF RIVIERA BEACH BY ASSIGNING A ZONING CLASSIFICATION OF CG "GENERAL COMMERCIAL" ON 1.48 ACRES OF PROPERTY LOCATED AT 6831 N. MILITARY TRAIL AND IL "LIMITED INDUSTRIAL" ON 2.06 ACRES LOCATED 4574 DYER BOULEVARD; DIRECTING THE DIRECTOR OF COMMUNITY DEVELOPMENT TO UPDATE THE CITY'S ZONING MAP; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read into the record the referenced ordinance.

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

There was no discussion.

Upon a roll call, the vote was unanimous. APPROVED

VIII. CITY MANAGER'S DISCUSSION:

1. DISCUSSION OF NEWCOMB HALL RATES AND POLICY.

Following initial comments by City Manager Wilkins, he indicated staff's recommendation

to hold the rates as indicated.

Herman McCray (2815 Avenue 'S') opposed the existing rates at Newcomb Hall and recommended relief for the residents of Riviera Beach and increased rates for non-residents.

Shirley Beckford (Stony Brook Apartments) requested the reduction of rates for residents with non-profit events.

Doris Cooley (1161 W. 27th Street) commented regarding rates and deplorable conditions at Newcomb Hall.

Councilperson Blue commented regarding grim conditions at Newcomb Hall and suggested that the rental rates were excessive and should be reduced to commensurate with Tate and Wells Gym.

Councilperson Schnyer commented and encouraged discussion/exploration of reduced rates for Newcomb, relating to family events held Sunday thru Thursday.

Chair Pro-Tem Wade commented in support of exploration for alternatives.

Mayor Brown encouraged reduction of fees for resident non-profit events held at Newcomb Hall. He proceeded to elaborate regarding amenities/conditions at Newcomb Hall.

Councilperson Wilson echoed sentiments as previously mentioned.

Motion was made by Councilperson Blue and seconded by Councilperson Wilson that the fee structure for Newcomb Hall be limited/lowered during the budget sessions for the next fiscal year. MOTION

Discussion ensued.

Upon a roll call, the vote was unanimous. APPROVED

2. RESOLUTION NO. 50-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE FIRE DEPARTMENT TO PURCHASE TEN HEADSET COMMUNICATIONS SYSTEMS IN THE AMOUNT OF \$20,857.00 FROM TEN-8 FIRE EQUIPMENT OFF OF WEST PALM BEACH BID LOT NO. 10-5 AND INSTALLATION IN THE AMOUNT OF \$1,500.00 FROM RADIO PLUS; AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER \$22,357.00 FROM GENERAL FUND CONTINGENCY TO ACCOUNT NO. 001-0920-5220-6405; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENTS FOR SAME.

City Clerk Ward read into the record the referenced resolution.

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

A brief discussion ensued.

Upon a roll call, the vote was unanimous. APPROVED

RESOLUTION NO. 51-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A MATCHING GRANT CONTRACT WITH THE FLORIDA INLAND NAVIGATION DISTRICT (FIND) FOR FUNDS IN THE AMOUNT OF \$83,890 OF WHICH \$41,945.00 WILL BE REIMBURSED. PAYMENT TO BE MADE FROM ACCOUNT REVENUE NO. 111-334-704 AND EXPENDITURE ACCOUNT NO. 111-

0117-5150-3130.

City Clerk Ward read into the record the referenced resolution.

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

Jackie Loriol (Riviera Beach Main Street Committee) commented in support of the referenced item.

Gerald Ward (31 W. 20th Street) commented. Discussion ensued.

Mary McKinney (Director/Community Development) indicated that the referenced grant funds would not automatically be used for the referenced exhibit; that, the exhibit was a concept that had to be part of the application process. Discussion ensued.

City Manager Wilkins recommended that the city accept the grant to be utilized within the prescribed time.

Upon a roll call, the vote was unanimous. APPROVED

3. DISCUSSION REGARDING THE APPOINTMENT OF TWO PLANNING AND ZONING BOARD MEMBERS.

Motion was made by Chair Pro-Tem Wade and seconded by Councilperson Blue to move the two (2)-alternates to the regular member status.

MOTION

Upon a roll call, the vote was unanimous. APPROVED

Motion was made by Chair Pro-Tem Wade and seconded by Councilperson Wilson to appoint Ms. Deneal Cunningham and Ms. Melissa Booth to the alternate member positions. MOTION

Discussion ensued.

Motion was amended by Chair Pro-Tem Wade and seconded by Councilperson Wilson to appoint Ms. Deneal Cunningham and Mr. James Beattie to the Planning and Zoning Board as alternate members.

AMENDED MOTION

Upon a roll call, the vote was unanimous. APPROVED

4. RESOLUTION NO. 52-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN AMENDMENT TO ASSIGN THE EXISTING AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND BARKER, OSHA & ANDERSON, INC. TO THE NEW PROFESSIONAL ENGINEERING FIRM, WCG, INC. AS PROVIDED FOR IN THE CURRENT CONTRACT IN SECTION 5.5 SUCCESSORS & ASSIGNS AND PROVIDING FOR EFFECTIVE DATE.

Motion was made by Chair Pro-Tem Wade and seconded by Councilperson Wilson to approve for discussion. MOTION

A lengthy discussion ensued.

Upon a roll call, the motion failed. MOTION FAILED

Chairperson Rodgers, Councilperson Wilson, and Councilperson Blue dissented.

Chairperson Rodgers indicated that he would like to see the engineering contract put out for RFP. Discussion ensued.

City Manager Wilkins suggested that council direct him to return with a recommended plan of action; that, council not issue a letter termination for several reasons. He indicated that upon his presentation at the next council meeting, he would provide a time frame for the development of RFP; and, provide an analysts of work performed by Barker, Osha & Anderson, in order to coordinate the issuance of the letter for termination and engagement of a new firm.

At this point, Chairperson Rodgers passed the gavel to Chair Pro-Tem Wade.

Motion was made by Chairperson Rodgers and seconded by Councilperson Schnyer that staff be instructed to forward a letter of termination to Barker, Osha & Anderson, Inc.; determine the process to create an orderly RFP; and, set time lines for appropriate transitions. MOTION

Discussion ensued.

Motion was amended by Chairperson Rodgers and seconded by Councilperson Schnyer that City Manager Wilkins submit, by the next council meeting, a plan of action for the letter of termination to Barker, Osha and Anderson, Inc. and a time line for RFP. AMENDED MOTION

Upon a roll call, the vote was unanimous. APPROVED

5. DISCUSSION REGARDING CLASS ACTION LAWSUIT CONCERNING ALLOCATION OF PREMIUM TAX REVENUES.

City Manager Wilkins recommended that the city join with Greenacres in the referenced lawsuit.

Following a lengthy discussion, there was consensus that the city would join with Greenacres in the class action lawsuit concerning allocation of premium tax revenues.

6. DISCUSSION REGARDING MEMORANDUM OF UNDERSTANDING FOR MATTHEW C. RUSSELL, DENNIS WIDLANSKY AND JERRY P. POREBA.

City Manager Wilkins requested directions from council to bring back, for council's consideration, Memorandums of Understanding to resolve disputes over accumulation of benefits for Mr. Russell, Mr. Poreba, and Mr. Widlansky. He recommended an agreement to provide an excess benefit policy that would recognize their claim to rights and benefits previously granted by prior council. City Manager Wilkins indicated that he would utilize the services of independent counsel as well as independent fiscal analyst.

Motion was made by Chair Pro-Tem Wade and seconded by Councilperson Wilson to approve City Manager Wilkins' recommendation to pursue the memorandum of understanding and excess benefit package as a settlement of the issues of dispute; further, that, council be apprised of referendum concerns which would effectively resolve the matter. MOTION

Discussion ensued.

Upon a roll call, the vote was unanimous. APPROVED

7. DISCUSSION ON CITY ATTORNEY SELECTION PROCESS

Motion was made by Councilperson Wilson and seconded by Councilperson Blue to

interview the four (4)-named persons, under Group A, as expeditiously as possible.
MOTION

City Manager Wilkins indicated that the process called for a special meeting to be held on Monday, April 17, 2000, 10:00 a.m. to 4:00 p.m. According to predetermined list, he listed the qualified names for interview as follows: Jerry Clark, Eric Hightower, Pamala Ryan, and John Turner. Discussion ensued.

Upon a roll call, the vote was unanimous. APPROVED

City Manager Wilkins suggested that council determine who would serve as negotiator to contract with the new city attorney.

Motion was made by Chair Pro-Tem Wade and seconded by Councilperson Wilson to appoint Chairperson Rodgers as negotiator. MOTION

Upon a roll call, the vote was unanimous. APPROVED

8. DISCUSSION ON NORTHLAKE RELIEVER

City Manager Wilkins commented regarding safety and relocation concerns of the Northlake reliever extension from Military Trail to I-95 overpass, south of Grove Park Elementary School. He indicated that discussions with Palm Beach County and Lake Park suggested that the reliever be extended further south of a canal (300-400 yards south of the school). He indicated that a decision would be necessary by June 05, 2000.

Chair Pro-Tem Wade stated concerns regarding considerations by Palm Beach County for the tar sidewalks along Congress Avenue and traffic lights along Military Trail (Lone Pines Estates and Woodbine). Discussion ensued.

There was consensus that staff would workshop with council regarding the matter, prior to meeting with Lake Park and Palm Beach County.

9. ANNOUNCEMENT OF BEAUTIFICATION PROJECT RIBBON CUTTING CEREMONY

City Manager Wilkins announced the ribbon cutting ceremony scheduled for Saturday, 9:00 a.m., April 08, 2000, with officials from Keep Palm Beach County Beautiful, Board of County Commissioners, and surrounding communities. He proceeded to announce a second phase of the beautification program that would extend from the interchange to Garden Road; and, the third phase would extend from Garden Road to Avenue 'S'.

Councilperson Blue indicated concerns for maintenance of the city-installed landscape along 'S' Avenue.

There was discussion relating to irrigation of the landscape along various thoroughfares within the city.

10. REQUEST FOR CLOSED EXECUTIVE SESSION:

IN THE MATTER OF ARBITRATION BETWEEN THE CITY OF RIVIERA BEACH, FLORIDA AND PALM BEACH COUNTY POLICE BENEVOLENT ASSOCIATION, INC. FMCS CASE NO. 98-05491;

City Manager William Wilkins, Interim City Attorney Matthew Russell, Attorney Jack McClain and Attorney Jacob Rose would represent the city.

IN THE MATTER OF PFEFFERKORN, CASE NO. 97-8987, BROCHU, CASE NO. 98-8031 AND DONATTO, CASE NO. 98-8301.

City Manager William Wilkins, Interim City Attorney Matthew Russell, Attorney Jacob

Rose, Attorney Donald Stephens would represent the city.

Attorney for the individual defendants-Attorney Kathy Tignor; attorney for the insurance carrier-AIG.

City Manager Wilkins announced that he and Mayor Brown would meet with Alcalde & Fay and other officials in Washington. D.C. regarding proposed funding bills for the new sessions.

IX. CITY ATTORNEY'S REPORT:

None.

X. STATEMENTS FROM THE PUBLIC (TWO MINUTES):

Mike Mahoney (Dee's T-shirts) commented regarding police biking to patrol the community. He stated concerns regarding lighting in the business area; and, homeless people sitting along the roadways.

Mark Brown (657 W. 9th Street) commented regarding restroom housekeeping at city hall.

Michael Cohen, attorney for City Autoworks, commented regarding aggressive police concerns and related third party individuals.

Chairperson Rodgers suggested that Mr. Cohen speak with Attorney Russell regarding his concerns.

Mark Golden (1401 Broadway/City Autoworks) commented regarding aggressive police concerns and the related inability to do business.

Chairperson Rodgers recommended that Mr. Golden speak with Attorney Russell regarding his concerns.

Chair Pro-Tem Wade indicated that she would like to see the city manager, police department, and the legal department conference regarding the referenced matter-posthaste.

Michael Brown (1401 Broadway/City Autoworks) commented regarding tactics of the police department.

Chairperson Rodgers stated that the matter would be investigated.

Gerald Ward (31 W. 20th Street) commented cost to landscape maintain roadways in Riviera Beach.

Herman McCray (2315 Avenue 'S') commented regarding the 2-minute segment for public concerns and sidewalks along Congress Avenue in Riviera Beach.

Chair Pro-Tem Wade indicated that she shared concerns relating to placement of the 2-minute segment for public comments. She asked that staff consider the matter.

XI. RECOMMENDATIONS AND DISCUSSION FROM MAYOR & COUNCIL:

MAYOR AND CITY COUNCIL

DISCUSSION ON FIRE SERVICE RESPONSIBILITY FOR SITUATIONS LIKE THE INCIDENT THAT OCCURRED IN THE INLET ON SUNDAY

Mayor Brown commented on fire rescue issues for Peanut Island and related area. He suggested that the city create an interlocal agreement with the necessary authorities for a

plan.

Chair Pro-Tem Wade requested a status report of the interlocal agreement between the city and the Port.

Mayor Brown asked that council authorize staff, by consensus, to formulate an interlocal agreement for fire safety with the Port of Palm Beach.

PUBLIC RELATIONS FOR THE CITY

Mayor Brown stated concerns relating to lack of public relations in and for Riviera Beach. He asked that council suspend the services of L.B. Ltd., due to willful neglect by the firm.

City Manager Wilkins suggested that the agendas' review be rescheduled to 5:00 p.m. in order to promote workshop issues on first and third Mondays. Discussion ensued.

Motion was made by Councilperson Schnyer and seconded by Chair Pro-Tem Wade that L.B. Ltd. be given 30-day notice for termination of contract.

MOTION

Discussion ensued.

Upon a roll call, the vote was unanimous. APPROVED

REQUEST TO PLACE PROVISIONS OF MEDICAL SERVICES OUT FOR COMPETITIVE PROCESS

Chairperson Rodgers stated concerns regarding the process of competitive bid for medical services. Discussion ensued.

There was consensus by council that staff be directed to create the necessary process for RFP of medical services. Discussion ensued.

Chair Pro-Tem Wade asked that information be available for council by the next council meeting.

SIDEWALK WEST OF WALGREENS @ CONGRESS AVENUE AND BLUE HERON BOULEVARD

Chair Pro-Tem Wade stated concerns regarding sidewalk surfaces along Congress Avenue.

TRAFFIC CONCERNS ON SILVER BEACH ROAD

Councilperson Wilson stated concerns relating to a near traffic occurrence at Hurst Chapel on Silver Beach Road. He also stated concerns relating to the subdivision signage in need of maintenance.

SIGNAGE ON CONGRESS AVENUE FOR RIVIERA BEACH

Councilperson Blue stated concern relating to installation of entry/exit signs on Congress Avenue for Riviera Beach. Discussion ensued.

There was discussion of signage for different points within the city.

XII. ADJOURNMENT:

There being no other business, the meeting duly adjourned at 11:45 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

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**DONALD R. WILSON
COUNCILPERSON**

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**MOTIONED BY:
SECONDED BY:**

**SYLVIA LEE BLUE
COUNCILPERSON**

dschnyer.gif (881 bytes)



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

**DAVID G. SCHNYER
COUNCILPERSON**

DATE APPROVED: 04/19/2000