

**CITY OF RIVIERA BEACH
REGULAR CITY COUNCIL MEETING
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, 05 JULY 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 at 7:35 p.m. The following were present: Mayor Michael D. Brown, Chairperson Edward Rodgers, Councilperson Donald R. Wilson, Councilperson Sylvia Blue, and Councilperson David Schnyer. Also present were City Manager William E. Wilkins, Deputy City Clerk Claudene Robinson, and City Attorney Pamala Ryan.

City Manager Wilkins indicated that Chair Pro-Tem Elizabeth Wade was absent, due to death in her family.

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

Deputy City Clerk Robinson read into the record additions to the agenda.

Adoption of Agenda

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

Upon a roll call, the vote was unanimous. APPROVED

IV. AWARDS AND PRESENTATIONS:

SPECIAL PRESENTATION TO MAYOR AND CITY COUNCIL BY EMPLOYEE PICNIC COMMITTEE. DELETED

PRESENTATION TO THE MAYOR AND CITY COUNCIL FROM CARON BOWMAN.

Caron Bowman (resident/CRB) provided a narrative regarding a display of banners (reproductive art of famous African-Americans), while presenting same to the city. She indicated that the banners were painted by students at Lincoln Elementary School.

Ms. Bowman commented regarding sponsor support of the project and the lack thereof. She listed sponsors as follows: Lake Park MAB Paints (Allen); Office Depot (Delray Beach Headquarters); and Alonzo Morris (Lake Park). She requested that Mayor Brown provide a letter of thanks to the Cultural Council for their participation as well as the sponsors. Discussion ensued

Motion was made by Councilperson Wilson and seconded by Councilperson Schnyer to display the donated artwork in city hall.

MOTION

Discussion ensued.

Upon a roll call, the vote was unanimous. APPROVED

PRESENTATION BY HARBOR CITY CLASSIC 2000 SOFTBALL COMMITTEE.

Robert Coppin (CRBPD) commented regarding a softball tournament sponsored by the Police Athletic League and Holland and Knight, P.A. He indicated that a banquet would follow the tournament on Sunday, July 09, 2000 at the Calloway Complex.

City Manager Wilkins indicated that the Harbor City Classic was an inaugural event to Riviera Beach; that, the purpose of the tournament was to promote the new-harbor city proposed projects in Riviera Beach. He cited that many of the teams were regional qualifiers via the ASA or BSA Softball Associations. He listed private sponsors as Holland and Knight, P.A.; Lewis Longman, P.A.; Adams Coogler; Lobbyist Thomas DeRita (Resource Group of North America); Port of Palm Beach, etc.

Mr. Wilkins suggested that future tournaments and other civic events culminate July 4. He added that the referenced tournament would officially begin Saturday, July 08, 2000 at Wells and Tate Recreation Centers; Suncoast High School; and Gaines Park.

Chairperson Rodgers asked that Mayor Brown provide a letter of thanks to all sponsors of the event.

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 THESE 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 WANTED TO SPEAK ON AN AGENDA ITEM COMPLETED A PINK PUBLIC COMMENT CARD LOCATED AT THE BACK OF THE COUNCIL CHAMBERS AND GAVE IT TO THE COUNCIL CHAIR OR THE LEGISLATIVE AIDE. CARDS WERE SUBMITTED BEFORE THE ITEM DISCUSSED.

MINUTES:

MINUTES FROM REGULAR CITY COUNCIL MEETING HELD ON JUNE 21, 2000.

RESOLUTIONS:

RESOLUTION NO. 105-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REQUESTING PAYMENT TO McGUIRE, WOODS, BATTLE & BOOTHE, 285 PEACHTREE CENTER, N.W., MARQUIS TOWER, SUITE 2200, ATLANTA, GA. 30303-1909 IN THE AMOUNT OF \$7,974.30 FOR PROFESSIONAL LEGAL SERVICES PERFORMED AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME UNDER ACCOUNT NO. 001-0512-5190-3101.

RESOLUTION NO. 106-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REQUESTING PAYMENT TO THE RIVIERA BEACH EXPRESS BASKETBALL CLUB OF RIVIERA BEACH, FLORIDA THE SUM OF \$5,000.00 AND AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER: 150-0000-5210-3106; FUNDS TO BE DISBURSED FROM ACCOUNT NUMBER 001-1232-572-0-5517 RECREATION DEPARTMENT "BASKETBALL CLUB".

RESOLUTION NO. 107-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING STAFF RECOMMENDATION AND APPROVING THE EMERGENCY RE-ROOFING OF CITY HALL MUNICIPAL COMPLEX BUILDINGS TO T.L. WINGATE, INC. OF WEST PALM BEACH, FLORIDA AT A TOTAL COST OF \$253,814.68. STAFF ALSO REQUEST COUNCIL TO APPROVE \$3,807.22 PAYABLE TO PALM BEACH COUNTY COUNSULTANT, THE GORDIAN GROUP, FOR USE OF SAID LICENSING FEE. ALL TERMS, CONDITIONS, AND PRICES SUBMITTED IN ACCORDANCE WITH PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS, JOB ORDER CONTRACT (JOC) NO. 4-98-1208-D AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT FROM ACCOUNT NUMBER 305-0203-5190-4602.

RESOLUTION NO. 108-00 - 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 MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR THE CITY TO MAINTAIN LANDSCAPING AND IRRIGATION IMPROVEMENTS TO STATE ROAD 708 (S.R. 708), BLUE HERON BOULEVARD FROM THE I-95 INTERCHANGE TO GARDEN ROAD.

RESOLUTION NO. 109-00 - 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 INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY FOR THE SHARING OF GEOGRAPHIC INFORMATION DATA TO FURTHER IMPROVE THE EFFICIENCY OF DATA EXCHANGE BETWEEN THE CITY AND THE COUNTY.

A PLAT APPLICATION FROM PALM BEACH GOLF TO APPROVE A BOUNDARY PLAT IN A CG "GENERAL COMMERCIAL" ZONING DISTRICT FOR PROPERTY LOCATED AT 7760 NORTH MILITARY TRAIL.

A SITE PLAN APPLICATION FROM THE ASSOCIATION OF RETARDED CITIZENS (ARC) OF PALM BEACH COUNTY TO CONSTRUCT A 10,178 SQUARE FOOT BUILDING AND PROVIDE 32 ADDITIONAL PARKING SPACES AT THE EXISTING FACILITY LOCATED AT 1201 AUSTRALIAN AVENUE.

A SITE PLAN APPLICATION FROM REG ARCHITECTS, INC. FOR A 7,742 SQUARE FOOT COMMUNITY CENTER BETWEEN WEST 28TH AND 29TH STREETS AT AVENUE "R".

Motion was made by Councilperson Schnyer and seconded by Councilperson Blue to approve the consent agenda as presented.

MOTION

Upon a roll call, the vote was unanimous. APPROVED

END OF CONSENT AGENDA

VI. PUBLIC HEARINGS:

None.

ORDINANCES ON SECOND READING:

None.

VII. ORDINANCES ON FIRST READING:

ORDINANCE NO. 2864 - A SMALL SCALE COMPREHENSIVE PLAN LAND USE MAP

AMENDMENT FOR 3.45 ACRES LOCATED AT THE SOUTHEAST CORNER OF BROADWAY AND SILVER BEACH ROAD, MORE SPECIFICALLY, 3700 BROADWAY, TO AMEND THE FUTURE LAND USE DESIGNATION FROM COMMERCIAL TO COMMUNITY FACILITY FOR A PROPOSED CHARTER SCHOOL BY THE PALM BEACH MARITIME MUSEUM.

Deputy City Clerk Robinson read into the record the referenced ordinance.

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

Discussion ensued.

Mary McKinney (CRBCD) indicated that the previous (\$5,200) assessment would be removed from the tax roll by approving the referenced ordinance.

Sara Lockhart (Design Tech International) commented. Discussion ensued.

Chairperson Rodgers stated concern for the eroding tax base within Riviera Beach, relating to non-profit community concerns. He suggested that other communities participate in the non-profit community ventures. Discussion ensued.

John Sansbury (Trustee, Palm Beach Maritime Museum) commented in support of the referenced project within Riviera Beach. Discussion ensued.

City Manager Wilkins cited necessity of maritime training for the industry within Riviera Beach. He suggested businesses such as Viking Yachts, et al would provide jobs for the maritime trainees.

Chairperson Rodgers re-stated concerns regarding the eroding tax base in Riviera Beach. Discussion ensued.

Councilperson Wilson encouraged Mr. Sansbury to work co-operatively with John F. Kennedy Middle School to expose the students, who live within Riviera Beach, to the maritime industry.

Upon a roll call, the vote was 3-1. APPROVED

Chairperson Rodgers dissented.

ORDINANCE NO. 2865 - A ZONING APPLICATION TO CHANGE 3.45 ACRES LOCATED AT THE SOUTHEAST CORNER OF BROADWAY AND SILVER BEACH ROAD, MORE SPECIFICALLY, 3700 BROADWAY, FROM GENERAL COMMERCIAL TO COMMUNITY FACILITY FOR A PROPOSED CHARTER SCHOOL BY THE PALM BEACH MARITIME MUSEUM.

Deputy City Clerk Robinson read into the record the referenced ordinance.

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

Upon a roll call, the vote was 3-1. APPROVED

Chairperson Rodgers dissented.

ORDINANCE NO. 2866 - AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE PAY AND SALARY SCHEDULE BY REGRADING THE UNCLASSIFIED POSITION OF PUBLIC WORKS DIRECTOR UNDER CLASS TITLE AND PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

Deputy City Clerk Robinson read into the record the referenced ordinance.

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

Upon a roll call, the vote was unanimous. APPROVED

VIII. CITY MANAGER'S DISCUSSION:

At this point, City Manager Wilkins introduced the new-Riviera Beach Housing Authority director, George Frank Jordan.

Mr. Jordan indicated that he had been on the job for less than 2-weeks accessing and addressing concerns. He indicated anticipated efforts to assure the citizens decent, safe, and sanitary housing.

1. RESOLUTION NO. 110-00 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ESTABLISHING A MAXIMUM MILLAGE RATE OF NINE POINT FIVE ZERO (9.50) MILLS FOR FISCAL YEAR 2000-01.

Deputy City Clerk Robinson read into the record the referenced resolution.

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

City Manager Wilkins commented regarding lawful requirements to notify the public and proceeded to elaborate upon increase and rollback aspects of millage.

Upon a roll call, the vote was unanimous. APPROVED

2. RESOLUTION NO. 111-00 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING FUNDS \$81,174.74 FY 1996 AND 1998 WEED AND SEED ASSET FORFEITURE FUNDS FROM DEA AND AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET (123) FOR SAME.

City Manager Wilkins commented on this item.

Asst. Chief David Harris (CRBPD) commented regarding concerns of asset funds, as raised by Councilperson Blue.

Deputy City Clerk Robinson read into the record the referenced resolution.

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

Upon a roll call, the vote was unanimous. APPROVED

3. CONFIRMATION OF APPOINTMENT OF PUBLIC WORKS DIRECTOR.

City Manager Wilkins requested that council approve his appointee (Donald Jacobovitz) to the position of director of Public Works for Riviera Beach. He proceeded to highlight the work history, qualifications, and impressive interview of Mr. Jacobovitz.

Mr. Wilkins requested approval of the recommended (\$75,000) salary; in addition to moving expenses (\$1,000).

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

Upon a roll call, the vote was unanimous. APPROVED

4. APPROVAL OF REQUEST FOR LOAN OF \$500,000.00 FOR THE RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY (CRA).

City Manager Wilkins commented on the terms of the agreement.

RESOLUTION NO. 112-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA APROVING AN AGREEMENT WITH THE COUMMUNITY REDEVELOPMENT AGENCY FOR A LOAN IN THE AMOUNT OF \$500,000.

Deputy City Clerk Robinson read into the record the referenced resolution.

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

A brief discussion ensued.

Upon a roll call, the vote was unanimous. APPROVED

5. DISCUSSION ON ESTABLISHING A DATE FOR A WORKSHOP ON IMPROVEMENTS OF U.S. 1 (BROADWAY) FROM W. 11TH STREET TO SILVER BEACH ROAD.

There was consensus that the workshop would be held Monday, July 31, 2000, 7:00 p.m.

Additionally, City Manager Wilkins commented on communications with Babs Henderson (Town of Juno) regarding attempts to influence FPL on issues of underground utilities along U.S. 1. He indicated Ms. Henderson's desire for council's support and advised that council would be duly noticed of related meetings.

IX. CITY ATTORNEY'S REPORT:

None.

X. STATEMENTS FROM THE PUBLIC (TWO MINUTES):

Mike Mahone (Dee's Tees) commented regarding code concerns.

Gracie Knight (1660 W. 14th Street) cited code concerns and illegal activity within Federal Gardens. She pleaded for council's attention to relieve her community of the related matter. She commented regarding conditions of vehicle traffic in her neighborhood.

Chairperson Rodgers requested of Attorney Ryan that Attorney Russell apprise the officers of the Statute relating to abuse of the elderly.

DIRECTIVE

Councilperson Blue indicated that oversized vehicles along community streets in Riviera Beach were not permitted and should be ticketed or towed. She proceeded to elaborate regarding safety issues and assured Ms. Knight that her concerns would be addressed immediately.

City Manager Wilkins commented regarding efforts by the police department to address drug trafficking within Riviera Beach.

Patti Dunbar (471 W. 37th Street) commented regarding the Fair Share Program; Post Office concerns; fees associated with an ordinance for real estate; and, preexisting health conditions of new employees and related disabilities. She encouraged fitness

examinations for the officers. Ms. Dunbar echoed previous comments regarding eroding tax base in Riviera Beach.

City Manager Wilkins cautioned that council not comment on the health concerns addressed by Ms. Dunbar until a thorough research was performed.

Pamela Williams (1572 W. 33rd Street) stated ongoing concerns regarding the fate of St. Mary's Hospital.

Mark Brown (657 W. 9th Street) stated concerns regarding the image of the Post Office at W. Blue Heron Boulevard and Congress Avenue. He commented regarding conditions of the public restrooms at city hall.

XI. RECOMMENDATIONS AND DISCUSSION FROM MAYOR & COUNCIL:

Chairperson Rodgers

AMENDING ORDINANCE PERTAINING TO THE USAGE OF THE CODE ENFORCEMENT BOARD AND SPECIAL MASTER PROCESS DELETED

Mayor Brown

Mayor Brown announced that SCORE (Service Council of Retired Executives) would have a business seminar for residents of Riviera Beach on July 27, 2000.

Councilperson Schnyer

Councilperson Schnyer suggested a special session (Monday, July 31, 2000, 4:30 p.m.) of council to discuss the future of the code enforcement board and/or switching exclusively to the special master process. Discussion ensued.

City Manager Wilkins indicated that materials would be provided to council for a presentation on policies and procedures, methodologies and new approaches for implementation of code enforcement processes in its entirety. He indicated that the meeting would be advertised if a special meeting was desired. Discussion ensued.

There was consensus that the agenda for Monday, July 31, 2000 would be as follows:

4:30 p.m. Agenda Review

5:30 p.m. Code Enforcement Presentation

7:00 p.m. Workshop U.S. 1

Councilperson Wilson

Councilperson Wilson stated escalating concerns regarding railroad crossings in Riviera Beach; Paint-Up Program for Blue Heron Boulevard; and, re-occurring conditions of loitering at W. 27th Street and Old Dixie.

Chairperson Rodgers indicated that an ordinance was drafted to change the city's ordinance to allow specific times for switching by the Port of Palm Beach. He commented on a meeting with Port officials to remedy concerns of the railroad crossings in Riviera Beach.

He asked that Ms. Brown provide copies of the draft to the mayor and council.

Mayor Brown commented regarding a tentative meeting (July 13, 2000) with FEC railroad officials to discuss switching and landscape issues along Old Dixie within Riviera Beach. He suggested that the Port could reconfigure their system to switch tracks within the area

of Port property.

XII. ADJOURNMENT:

There being no other business, the meeting duly adjourned at 9:14 p.m.

APPROVED:

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MICHAEL D. BROWN, MAYOR



EDWARD RODGERS, CHAIRPERSON

ATTEST:

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

ewade.gif (1297 bytes)



ELIZABETH WADE, CHAIR PRO-TEM

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**DONALD R. WILSON
COUNCILPERSON**

MOTIONED BY: E. Wade
SECONDED BY: M. Callahan

sblue.gif (791 bytes)



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

**SYLVIA LEE BLUE
COUNCILPERSON**

dschnyer.gif (881 bytes)



**DAVID G. SCHNYER
COUNCILPERSON**

DATE APPROVED: 07/19/2000