

**CITY OF RIVIERA BEACH, FLORIDA
REGULAR CITY COUNCIL MEETING
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, 01 NOVEMBER 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 7:38 p.m. The following were present: Mayor Michael D. Brown, Chairperson Edward Rodgers, Chair Pro-Tem Elizabeth Wade, Councilperson Sylvia Blue, Councilperson Donald R. Wilson, and Councilperson David Schnyer. Also present were City Manager William E. Wilkins, City Clerk Carrie E. Ward, CMC/AEE, and City Attorney Pamala H. Ryan.

II. 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

Additions to the agenda were stated respectively.

Adoption of Agenda

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

Upon a roll call, the vote was unanimous. APPROVED

IV. AWARDS AND PRESENTATIONS:

REPRESENTATIVES OF THE COMMUNITY ATTEND THE 4TH ANNUAL CONFERENCE, FORT LAUDERDALE, FL, "WAYS TO IMPROVE OUR NEIGHBORHOOD". DAVID WRIGHT

Following a brief report on requirements to apply for grant funds for neighborhood improvement, Mr. Wright yielded for comments by members of the community that attended the conference.

PRESENTATION OF CERTIFICATES OF APPRECIATION TO 1) ACTING LIEUTENANT JAMES PATTERSON; 2) ACTING LIEUTENANT ANDREW SASHINGTON; 3) SERGEANT TOMMY PETTWAY; AND, 4) MS. STEPHANIE BURCH, FOR VOLUNTEER SERVICES.

Councilperson Blue read into the record a letter of commendation and made presentations (City Manager Wilkins assisted) to participants of the Keep Palm Beach County Beautiful--Riviera Beach Paint Your Heart Out Campaign.

PRESENTATIONS FOR THE ESSAY CONTEST 'MY CITY, I'M PART OF IT, I'M PROUD OF IT!' MAYOR BROWN

Mayor Brown read into the record a proclamation relating to City Government Week,

which commenced October 23-28, and extended through November to coincide with the General Election, November 7. Assisted by City Clerk Ward, Mayor Brown proceeded to present awards and certificates to the participants of the essay contest.

PRESENTATION BY UNITED WAY/TWOGETHER FOR LIFE REPRESENTATIVES.

Karen Hoskins (CRB Campaign Coordinator/United Way 2001) commented regarding goals and efforts to raise funds for the United Way. Other persons associated with the campaign commented.

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 SO 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 REGULAR CITY COUNCIL MEETING HELD ON OCTOBER 18, 2000.

RESOLUTIONS:

RESOLUTION NO. 187-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY OF RIVIERA BEACH'S PURCHASING DEPARTMENT TO PARTICIPATE IN PALM BEACH COUNTY'S COOPERATIVE PURCHASING COUNCIL JOINT BIDDING PROGRAM FOR THE PURCHASE OF GASOLINE AND DIESEL FUEL; OFFICE SUPPLIES/EQUIPMENT PRODUCTS; CHEMICALS AND FERTILIZERS; ANHYDROUS AMMONIA; UNIFORM RENTAL SERVICE; OFFICE EQUIPMENT REPAIR/MAINTENANCE; CONCRETE AND READY MIX; ROAD CONSTRUCTION MATERIALS; CHEMICALS AND OTHER TERM CONTRACTS BIDDED THROUGH THE COOPERATIVE PURCHASING COUNCIL FOR FISCAL YEAR 2000-2001.

RESOLUTION NO. 188-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING STAFF RECOMMENDATION AND APPROVING THE CONTRACT AGREEMENT TO JIM GRAHAM INC., NORTH PALM BEACH, FLORIDA, TO ACT AS AUCTIONEER FOR DISPOSAL OF CERTAIN SURPLUS CITY PROPERTY FOR A FEE OF 10% BUYER'S PREMIUM AS PER THEIR AGREEMENT WHICH IS A PART OF THIS RESOLUTION AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID AGREEMENT.

RECEIVE AND FILE FINANCE'S SEMI-ANNUAL REPORT.

CITY COUNCIL TO APPROVE CORPORATE RESOLUTION AND SIGNATURE CARDS FOR THE CITY TO OPEN NEW BANK ACCOUNT.

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

Upon a roll call, the vote was unanimous. APPROVED

END OF CONSENT AGENDA

VI. PUBLIC HEARING:

None.

ORDINANCES ON SECOND READING:

ORDINANCE NO. 2858 - AN ORDINANCE OF THE CITY COUNCIL FO THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE CITY OF RIVIERA BEACH COMPREHENSIVE PLAN BY ASSIGNING THE FUTURE LAND USE DESIGNATION OF MULTI-FAMILY RESIDENTIAL (UP TO 15-DWELLING UNITS PER ACRE) TO 51.49 ACRES OF LAND LOCATED ON THE WEST SIDE OF MILITARY TRAIL AND NORTH OF THE LONE PINE ESTATES; 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 and stated publication as October 26, 2000, Palm Beach Post..

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

Upon a roll call, the vote was unanimous. APPROVED

ORDINANCE NO. 2859 - 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 "RPUD (1)" PLANNED UNIT DEVELOPMENT FOR 99.5 ACRES OF LAND LOCATED ON THE WEST SIDE OF MILITARY TRAIL ADJACENT TO AND NORTH OF LONE PINE ESTATES; 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 and stated publication as October 26, 2000, Palm Beach Post.

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

Upon a roll call, the vote was unanimous. APPROVED

ORDINANCE NO. 2873 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE TEXT IN THE FUTURE LAND USE AND INTERGOVERNMENTAL COORDINATION ELEMENTS OF THE CITY OF RIVIERA BEACH COMPREHENSIVE PLAN BY ESTABLISHING SCHOOL SITING CRITERIA FOR THE LOCATION OF SCHOOLS, AND DIRECTING THE DIRECTOR OF COMMUNITY DEVELOPMENT TO UPDATE THE CITY'S COMPREHENSIVE PLAN; AND PROVIDING AN EFFECTIVE DATE

City Clerk Ward read into the record the referenced ordinance and stated publication as October 22, 2000, Palm Beach Post.

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

ORDINANCE NO. 2880 - AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE PAY AND CLASSIFICATION PLAN BY CREATING THE CLASSIFIED POSITION OF PLANNER AND DELETING THE CLASSIFIED POSITION OF ASSOCIATE PLANNER FROM THE PAY AND CLASSIFICATION PLAN UNDER CLASS TITLE PLANNING AND PROVIDING AN

EFFECTIVE DATE.

City Clerk Ward read into the record the referenced ordinance and stated publication as October 22, 2000, Palm Beach Post.

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

Upon a roll call, the vote was unanimous. APPROVED

VII. ORDINANCES ON FIRST READING:

None.

VIII. CITY MANAGER'S DISCUSSION:

1. RESOLUTION NO. 189-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO SUBMIT A REQUEST TO THE FLORIDA DEPARTMENT OF TRANSPORTATION REQUESTING THAT THE SKYPASS BRIDGE, NUMBER 930470 BE DESIGNATED AS THE "L.E. BUIE BRIDGE;" ALSO REQUESTING THAT THE DEPARTMENT OF TRANSPORTATION ERECT SUITABLE MARKERS; PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read into the record the referenced resolution.

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

Upon a roll call, the vote was unanimous. APPROVED

2. RESOLUTION NO. 190-00 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO REALLOCATE \$200,000.00 IN THE CAPITAL IMPROVEMENT PLAN BUDGET FROM THE RC-4 CANAL PROJECT TO THE LAKE WORTH LAGOON PROJECT; ALSO AUTHORIZING THE FINANCE DIRECTOR TO MAKE CHANGES FOR THE SAME.

City Clerk Ward read into the record the referenced resolution.

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

A brief discussion ensued.

Upon a roll call, the vote was unanimous. APPROVED

City Manager Wilkins requested that employees be allowed to donate up to two (2)-days of vacation time in consideration of the campaign for United Way. Discussion ensued.

Motion was made by Councilperson Schnyer and seconded by Councilperson Wilson to approve that employees may donate up to two (2)-days of vacation time (contingent that the employee be absent from work receiving no compensation for said time). MOTION

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

Chair Pro Tem Wade dissented.

IX. CITY ATTORNEY'S REPORT:

REQUEST FOR CLOSED EXECUTIVE SESSION TO BE HELD ON TUESDAY, NOVEMBER 07, 2000, 6:00 P.M., REGARDING THE MATTER OF KATHY MALDONADO (JENKINS) V. CITY OF RIVIERA BEACH, ET AL., CASE NO. CL 00-169-AD. CITY'S SPECIAL COUNSEL LONNIELL OLDS, ESQUIRE; DON STEPHENS, ESQUIRE.

There was consensus that the meeting would be Monday, 5:00 p.m.

Attorney Ryan stated for the record the attendance as City of Riviera Beach City Council, City Manager William Wilkins, City Attorney Pamala Ryan, Attorney Lonniell Olds, and Attorney Don Stephens.

X. STATEMENTS FROM THE PUBLIC (TWO MINUTES):

Michael Mahoney (Budget Motel) commented regarding construction and parking concerns for his business. Discussion ensued.

Chair Pro Tem Wade indicated that Mr. Mahoney should direct his concerns to City Manager Wilkins or Assistant City Manager Shuttlesworth; that, if resolution is not accomplished, he should present the matter to council.

Gerald Ward (31 W. 20th Street) commented regarding street light concerns in Riviera Beach; landscape of the median along Old Dixie Highway between Blue Heron Boulevard and Silver Beach Road; and, concerns for westerly expansion of the CRA.

Pam Williams stated concerns regarding the anticipated closure of St. Mary's Hospital. She proceeded to elaborate upon ramifications to the citizens of Riviera Beach if the closure succeeded.

Chairperson Rodgers indicated although the City had joined with other organizations, in an effort to keep the hospital open, Riviera Beach did not have the authority to demand the hospital remained open. A brief discussion ensued.

XI. RECOMMENDATIONS AND DISCUSSION FROM MAYOR & COUNCIL:

1. DISCUSSION ON THE RENEWAL OF THE CITY MANAGER'S CONTRACT. (MAYOR MICHAEL D. BROWN)

Mayor Brown commented regarding provisions for security and salary increase in the contract of City Manager Wilkins. He proceeded to elaborate regarding options.

Chair Pro Tem Wade commented regarding rollover provisions in the city manager's contract. She indicated that since the provision for rollover conflicted with the Charter, City Manager Wilkins and Attorney Ryan should resolve the concern. A brief discussion ensued.

Motion was made be Chair Pro Tem Wade and seconded by Councilperson Blue to increase the salary of City Manager Wilkins by ten per cent (10%), in accordance with Mayor's Brown's request.

MOTION

Upon a roll call, the vote was unanimous. APPROVED

Following discussions, City Manager Wilkins indicated that he had no objection to removal of the rollover provision within his annual contract. Discussion ensued.

RESOLUTION NO. 191-00 - A RESOLUTION OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE APPOINTMENT OF AND RATIFYING THE CONTRACT FOR WILLIAM E. WILKINS AS CITY MANAGER FOR THE CITY OF RIVIERA BEACH; DETAILING THE TERMS AND CONDITIONS OF HIS EMPLOYMENT;

EFFECTIVE NOVEMBER 1, 2000 THROUGH OCTOBER 31, 2001 FOR A PERIOD OF ONE YEAR.

City Clerk Ward read into the record the referenced resolution and stated that it outlined the terms for employment. If accepted by City Council, the appropriate resolutions could follow.

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

Discussion ensued.

Upon roll call, the vote was unanimous. APPROVED

FIRST-ANNUAL STATE OF THE CITY DINNER

Mayor Brown commented regarding efforts to promote a first-annual State of the City Dinner in Riviera Beach. He indicated that Sysco Foods (Riviera Beach, FL) agreed to host the dinner at their warehouse; that, the former mayor of Atlanta, Georgia, Maynard Jackson agreed to be guest speaker on November 18, 2000. He proceeded to elaborate regarding costs and mechanisms to accomplish the event. He requested approval for the following designations: November 18, 2000, 7-10 p.m. (date and time of event); \$15,000 budget; approval of guest speaker former-Mayor Maynard Jackson; and, authorization for City Manager Wilkins to administer the process.

Motion was made by Councilperson Schnyer and seconded by Councilperson Wilson to approve Mayor Brown's request. MOTION

Discussion ensued.

Upon roll call, the vote was unanimous. APPROVED

SUNCOAST HIGH SCHOOL INTERNS (VOLUNTARILY) AT CITY OF RIVIERA BEACH MUNICIPAL COMPLEX

Mayor Brown indicated that he had written a letter to the principal of Suncoast High School, requesting ten (10)-students interested in serving as interns. He requested approval via resolution. Discussion ensued.

Motion was made by Councilperson Schnyer and seconded by Chair Pro Tem Wade to approve the concept and present resolution and subsequent meeting. MOTION

Upon roll call, the vote was unanimous. APPROVED

PEDESTRIAN CROSSWALK AT PARK AVENUE AND EAST BLUE HERON BOULEVARD-SINGER ISLAND

Councilperson Schnyer stated concerns regarding efforts to accomplish safety features at the referenced location, to no avail.

Mary McKinney (Director/CRB Community Development) commented regarding delay of the safety features, due to Palm Beach County's process to redesign an appropriate plan for the location. She indicated that a temporary safety feature should be installed by Christmas. Discussion ensued.

Councilperson Schnyer requested that City Manager Wilkins be instructed to direct monitoring via radar for the traffic in the reference area.

City Manager Wilkins commented regarding sanitation concerns along the fishing area of the bridge.

Councilperson Wilson gave accolades to the Fire Department for the Safety Fair. He gave accolades to the Police Department for the Crime Watch Awards Ceremony for the community. He commented regarding cultural and artistic appreciation in the community.

Chair Pro Tem Wade commented regarding new vehicles and additional staff for the Fire Department.

City Manager Wilkins commented regarding concerns to maintain a clean and safe beachfront. Discussion ensued.

Mayor Brown indicated that the City should consider mandates, as a government, that the beachfront property is properly maintained according to the respective property owner. He proceeded to elaborate. Discussion ensued.

John Williams (Director/Parks & Recreation) indicated that most of the beachfront property owners have contractors responsible for maintenance of the related properties. Discussion ensued.

Councilperson Schnyer indicated that he would like to see Mr. Williams assess the area and prepare an estimated report for presentation by the next council meeting.

Chairperson Rodgers asked that the City work jointly with the business association regarding the concern.

City Clerk Ward again commended her staff members Deputy City Clerk Robinson, Records Manager Guy, Staff Wilson, Staff Burgess, and Telephone Operator McKinnie for their contributions in presenting an innovated celebration of Government Week in conjunction with the General Election to the residents of the City. She then encouraged that all participate in the General Election (November 07).

XII. ADJOURNMENT:

There being no other business, the meeting duly adjourned at 10:15 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**

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ELIZABETH WADE, CHAIR PRO-TEM

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**DONALD R. WILSON
COUNCILPERSON**

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

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

DATE APPROVED: 11/15/2000

sblue.gif (791 bytes)



SYLVIA LEE BLUE
COUNCILPERSON

dschnyer.gif (881 bytes)



DAVID G. SCHNYER
COUNCILPERSON