



**REGULAR CITY COUNCIL MEETING
AGENDA
MUNICIPAL COMPLEX COUNCIL CHAMBERS
600 WEST BLUE HERON BOULEVARD
RIVIERA BEACH, FL 33404
JUNE 17, 2009
6:30 PM**

NOTICE

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, PERSONS IN NEED OF A SPECIAL ACCOMMODATION TO PARTICIPATE IN THE PROCEEDINGS SHALL CONTACT THE LEGISLATIVE ASSISTANT AT 561-845-4095 NO LATER THAN 96 HOURS PRIOR TO THE PROCEEDINGS. IF HEARING IMPAIRED, TELEPHONE THE FLORIDA RELAY SERVICES 1-800-955-8771 (TDD) OR 1-800-8770 (VOICE) FOR ASSISTANCE.

**MAYOR:
THOMAS A. MASTERS**

**CHAIRPERSON:
DAWN S. PARDO**

**CHAIR PRO-TEM:
JUDY L. DAVIS**

**COUNCILPERSONS:
BILLIE E. BROOKS - DISTRICT 1
CEDRICK A. THOMAS – DISTRICT 3
SHELBY L. LOWE – DISTRICT 5**

**ADMINISTRATION:
GLORIA SHUTTLESWORTH, INTERIM CITY MANAGER
CARRIE E. WARD, MMC, CITY CLERK
PAMALA H. RYAN, CITY ATTORNEY**

PLEASE TAKE NOTICE AND BE ADVISED, that if any interested person desires to appeal any decision made by the City Council with respect to any matter considered at this meeting, such interested person, at own expense, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based, pursuant to F.S. 286.0105.

ANY PERSON WHO WOULD LIKE TO SPEAK ON AN AGENDA ITEM (NON-CONSENT ITEMS ONLY), PLEASE FILL OUT A PINK PUBLIC COMMENT CARD LOCATED IN THE BACK OF THE COUNCIL CHAMBERS AND GIVE IT TO THE LEGISLATIVE ASSISTANT PRIOR TO THE BEGINNING OF THE MEETING. IN NO EVENT WILL ANYONE BE ALLOWED TO SPEAK ON AN AGENDA ITEM AFTER THE RESOLUTION IS READ OR ITEM CONSIDERED. PLEASE SILENCE ALL AUDIO DEVICES TO AVOID INTERFERENCE WITH RECORDING EQUIPMENT.

CITY CLERK CALLS TO ORDER

Roll Call

Invocation

Pledge of Allegiance

AGENDA Approval:

Additions, Deletions, Substitutions

Adoption of Agenda

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 COUNCILPERSON 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.

MINUTES:

- 1. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD ON JUNE 3, 2009.**

RESOLUTIONS:

2. RESOLUTION NO. ____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, RATIFYING THE PURCHASE OF EQUIPMENT FOR THE MOBILE COMMAND VEHICLE FOR THE CITY'S POLICE DEPARTMENT FROM FARBER OF COLUMBUS, OH, THROUGH A PIGGYBACK PURCHASE MADE BY THE NEW YORK STATE NASPO COOPERATIVE CONTRACT GROUP 38232 AWARD 19745; AUTHORIZING THE FINANCE DIRECTOR TO PAY \$41,661 TO FARBER FROM THE CAPITAL ACCOUNT NO. 310-0817-521-0-6351; AND PROVIDING AN EFFECTIVE DATE.

3. RESOLUTION NO. ____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN AMENDMENT TO THE BROOKS SUBDIVISION FUNDING AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND NORTHWEST RIVIERA BEACH COMMUNITY REDEVELOPMENT CORPORATION FOR THE FUNDING OF INFRASTRUCTURE IMPROVEMENTS OF THE BROOKS SUBDIVISION; AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

PETITIONS AND COMMUNICATIONS FOR FILING:

NONE

END OF CONSENT AGENDA

PUBLIC HEARINGS:

4. ORDINANCE NO. 3061 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 10, "LICENSES AND BUSINESS REGULATIONS", ARTICLE V, "OCCUPATIONAL LICENSE TAX", BY REVISING AND UPDATING SECTION 10-150 ENTITLED, "CLASSIFICATIONS AND RATE STRUCTURE" OF THE CITY OF RIVIERA BEACH CODE OF ORDINANCES; PROVIDING FOR CODIFICATION, SEVERABILITY AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

5. ORDINANCE NO. 3062 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 31, "ZONING", ARTICLE IX, "LAND DEVELOPMENT APPLICATION FEES", BY REVISING AND UPDATING SECTION 31-692 ENTITLED, "LAND DEVELOPMENT APPLICATION FEE SCHEDULE" OF THE CITY OF RIVIERA BEACH CODE OF ORDINANCES; PROVIDING FOR CODIFICATION, SEVERABILITY AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

6. ORDINANCE NO. 3063 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 22, "BUILDINGS AND BUILDING REGULATIONS", ARTICLE II, "BUILDING AND TECHNICAL CODES", BY REVISING AND UPDATING SECTION 22-33, ENTITLED, "SCHEDULE OF PERMIT FEES" OF THE CITY OF RIVIERA BEACH CODE OF ORDINANCES; PROVIDING FOR CODIFICATION, SEVERABILITY AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

ORDINANCES ON FIRST READING:

7. ORDINANCE NO. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, DECLARING A ZONING IN PROGRESS FOR A PERIOD OF SIX (6) MONTHS FOR THE CITY TO DEVELOP REGULATIONS FOR RESIDENTIAL DOCKS IN CONFORMANCE WITH THE LAND DEVELOPMENT CODE AND THE COMPREHENSIVE PLAN; AND PROVIDING AN EFFECTIVE DATE.

AWARDS AND PRESENTATIONS:

8. PRESENTATION OF A COMMENDATION AWARD TO DETECTIVE JENNIFER NUBIN FOR DEMONSTRATING EXCEPTIONAL POLICE SERVICES DURING HER CURRENT ASSIGNMENT TO THE PALM BEACH COUNTY SHERIFF'S OFFICE FOR VIOLENT CRIME UNIT.

9. PRESENT AND WELCOME NEW EMPLOYEES OF THE CITY OF RIVIERA BEACH FOR THE MONTH OF MAY, 2009.

COMMENTS FROM THE PUBLIC – 8:00 PM*¹ – Non Agenda or Consent Item Speakers (Three Minute Limitation) *Please be reminded that the City Council has adopted a set of “Rules of Decorum Governing Public Conduct During Official Meetings”, which has been posted at the entrance of the Council Chambers. In an effort to preserve order, if any of the rules are not adhered to, the Council Chair may have any disruptive speaker removed from the podium from the meeting and/or the building, if necessary. Please govern yourselves accordingly.*

¹Public Comments will begin at 8:00 PM or if an item is already in progress at 8:00 PM, Public Comments will begin immediately after the item has concluded.

REGULAR:

10. RESOLUTION NO. ____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AWARDDING SCHEDULE 2 OF BID NO. 223-09 AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE PROPOSED CONSTRUCTION SERVICES CONTRACT WITH A CUT ABOVE LANDSCAPE AND MAINTENANCE INC., OF LOXAHATCHEE, FLORIDA FOR THE INSTALLATION OF A NEW IRRIGATION SYSTEM FOR PHASE I IMPROVEMENTS OF BICENTENNIAL PARK IN THE AMOUNT OF \$14,875.50; AND PROVIDING AN EFFECTIVE DATE.

11. RESOLUTION NO. ____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED SCHEDULE 3 OF BID NO. 223-09 AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE PROPOSED CONSTRUCTION SERVICES CONTRACT WITH THE ARAZOZA BROS., CORP. OF HOMESTEAD, FLORIDA, THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, FOR SITE GRADING AND RELATED SERVICES FOR PHASE I IMPROVEMENTS OF BICENTENNIAL PARK IN THE AMOUNT OF \$44,128; AND PROVIDING AN EFFECTIVE DATE.
12. RESOLUTION NO. ____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED SCHEDULE 1 OF BID NO. 223-09 AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE PROPOSED CONSTRUCTION SERVICES CONTRACT WITH SUNSHINE LAND DESIGN, INC. OF STUART, FLORIDA, THE LOW RESPONSIVE AND RESPONSIBLE BIDDER, FOR THE PURCHASE AND INSTALLATION OF NEW TREES, PALMS, SHRUBS, SOD AND MULCH FOR PHASE I IMPROVEMENTS OF BICENTENNIAL PARK IN THE AMOUNT OF \$101,487.22; AND PROVIDING AN EFFECTIVE DATE.
13. RESOLUTION NO. ____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED RFP NO. 197-08 TO US SECURITY ASSOCIATES OF MIAMI, FLORIDA TO PROVIDE ARMED AND UNARMED SECURITY GUARD SERVICES FOR THE MUNICIPAL COMPLEX AND THE CITY MARINA AT AN ANNUAL BASE COST OF \$149,732; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A ONE YEAR CONTRACT WITH A RENEWAL OPTION FOR THREE (3) ADDITIONAL TWELVE (12) MONTH PERIODS, COMMENCING JUNE 17, 2009; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENTS FROM THE APPROPRIATE OPERATING ACCOUNTS; AND PROVIDING AN EFFECTIVE DATE.

BOARD APPOINTMENT(S):

NONE

DISCUSSION BY THE CITY MANAGER:

NONE

LEGAL DISCUSSION/REQUEST:

1. DISCUSSION: CONSIDERATION OF THE CITY ATTORNEY'S EMPLOYMENT AGREEMENT.

DISCUSSION AND RECOMMENDATIONS:

NONE

ADJOURNMENT

