



**REGULAR CITY COUNCIL MEETING  
AGENDA  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
600 WEST BLUE HERON BOULEVARD  
RIVIERA BEACH, FL 33404  
JULY 1, 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:  
RUTH C. JONES, 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 17, 2009.**

## **RESOLUTIONS:**

2. RESOLUTION NO. \_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING TOTAL SETTLEMENT OF THE MATTER OF AUSTIN BOWE V. CITY OF RIVIERA BEACH AND APPROVING THE TOTAL SETTLEMENT AMOUNT OF \$70,121 AS COMPLETE AND FINAL SETTLEMENT OF INDEMNITY COMPENSATION, FURTHER LIABILITY FOR FUTURE MEDICAL CARE AND REHABILITATION TO THE CLAIMANT, INCLUSIVE OF ATTORNEY'S FEES AND COSTS; FURTHER AUTHORIZING PAYMENT FROM THE CITY'S WORKERS' COMPENSATION SETTLEMENT ACCOUNT NO. 602-0539-513-0-1405 TO BE REIMBURSED BY THE INSURANCE CARRIER; AND PROVIDING AN EFFECTIVE DATE.
  
3. RESOLUTION NO. \_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED BID NO. 225-09 TO A & B DOCK & DECK, OF LAKE WORTH, FLORIDA, THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER FOR THE PURCHASE AND INSTALLATION OF A NEW BOATLIFT AT THE MUNICIPAL MARINA AT A COST OF \$10,900; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE PROPOSED MATERIAL AND INSTALLATION AGREEMENT; AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED 10% OF THE CONTRACT AWARD; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENTS FROM THE APPROPRIATE ACCOUNT; AND PROVIDING AN EFFECTIVE DATE.
  
4. RESOLUTION NO. \_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED BID NO. 228-09 TO RIDDELL/ALL AMERICAN, OF ELYRIA, OHIO, THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER FOR THE PURCHASE OF NEW YOUTH FOOTBALL UNIFORMS FOR PARKS AND RECREATION YOUTH FOOTBALL PROGRAM AT A COST OF \$22,575; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE PROPOSED PURCHASE AGREEMENT; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENTS FROM THE APPROPRIATE ACCOUNT; AND PROVIDING AN EFFECTIVE DATE.

5. RESOLUTION NO. \_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, OPPOSING THE UNDERPASS AND OVERPASS DESIGN OPTIONS CURRENTLY BEING EVALUATED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE STATE ROAD 710/PORT OF PALM BEACH CONNECTOR BETWEEN OLD DIXIE HIGHWAY AND BROADWAY AVENUE (U.S. 1); REQUESTING THE TERMINATION OF THIS PROJECT; AND PROVIDING AN EFFECTIVE DATE.

**PETITIONS AND COMMUNICATIONS FOR FILING:**

NONE

**END OF CONSENT AGENDA**

**PUBLIC HEARINGS:**

**ORDINANCES ON SECOND READING:**

6. ORDINANCE NO. 3064 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.

**ORDINANCES ON FIRST READING:**

NONE

**AWARDS AND PRESENTATIONS:**

NONE

**COMMENTS FROM THE PUBLIC – 8:00 PM\*<sup>1</sup> – 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.*

<sup>1</sup>Public 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:**

7. RESOLUTION NO. \_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED SCHEDULES 1 AND 2 OF BID NO. 214-09 TO OCEAN GATE GENERAL CONTRACTORS, INC. OF STUART, FLORIDA, THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, FOR CONSTRUCTION OF PHASE 2 IMPROVEMENTS TO DAN CALLOWAY RECREATIONAL COMPLEX IN THE AMOUNT OF \$2,241,586; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE PROPOSED CONSTRUCTION SERVICES CONTRACT; AND PROVIDING AN EFFECTIVE DATE
  
8. RESOLUTION NO. \_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE REDUCTION IN DEPARTMENTAL BUDGETS BASED ON THE SAVINGS FROM THE FREEZING OF VACANT POSITIONS, AND TRANSFERRING THESE AMOUNTS TO AN ACCOUNT FOR FUTURE BUDGET SHORTFALLS; AND PROVIDING AN EFFECTIVE DATE.

**BOARD APPOINTMENT(S):**

NONE

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**DISCUSSION BY THE CITY MANAGER:**

NONE

**LEGAL DISCUSSION/REQUEST:**

NONE

**DISCUSSION AND RECOMMENDATIONS:**

NONE

**ADJOURNMENT**