



**REGULAR CITY COUNCIL MEETING
AGENDA
MUNICIPAL COMPLEX COUNCIL CHAMBERS
600 WEST BLUE HERON BOULEVARD
RIVIERA BEACH, FL 33404
SEPTEMBER 2, 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 AUGUST 19, 2009.**

RESOLUTIONS:

2. RESOLUTION NO. ____ 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 MUTUAL AID INTERLOCAL AGREEMENT FOR FIRE/RESCUE ASSISTANCE BETWEEN THE CITY OF RIVIERA BEACH AND THE CITY OF WEST PALM BEACH FOR THE PROVISIONS OF MUTUAL AID FOR FIRE/RESCUE ASSISTANCE; AND PROVIDING AN EFFECTIVE DATE.

3. RESOLUTION NO. ____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE TERMS AND CONDITIONS OF THE FLORIDA EMERGENCY MEDICAL SERVICES COUNTY GRANT AWARD FOR THE FISCAL YEAR 2008-09, TO EXPAND AND/OR IMPROVE THE CITY'S EMERGENCY MEDICAL SERVICES DELIVERY; AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET IN THE STATE EMS GRANT FUND (107) IN THE AMOUNT OF \$40,786 TO PURCHASE TWO (2) SEGWAYS IN THE AMOUNT OF \$18,271 FROM SEGWAY OF UTAH LOCATED IN SPANISHFORK, UTAH AND 6 RAD-57 PULSE CO-OXIMETERS IN THE AMOUNT OF \$22,515 FROM MASIMO CORP. OF IRVINE, CA FROM ACCOUNT NO. 107-0921-526-0-6455; AND PROVIDING AN EFFECTIVE DATE.

4. RESOLUTION NO. ____ 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 FOR THE PURCHASE AND INSTALLATION OF AN EMERGENCY BACK-UP GENERATOR AT FIRE STATION #4 IN THE AMOUNT OF \$33,733 FROM LANGER ELECTRIC COMPANY OF FT. LAUDERDALE, FLORIDA; AUTHORIZING THE FINANCE DIRECTOR TO SET UP A BUDGET IN THE IMPACT FEE FUND NO. 303-00-271009 IN THE AMOUNT OF \$33,733 FOR CAPITAL EQUIPMENT IMPROVEMENT; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FOR THE SAME FROM ACCOUNT NO. 303-0920-5220-3102; AND PROVIDING AN EFFECTIVE DATE.

END OF CONSENT AGENDA

PETITIONS AND COMMUNICATIONS FOR FILING:

NONE

PUBLIC HEARINGS:

ORDINANCES ON SECOND READING:

5. ORDINANCE NO. 3066 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE ADOPTED COMPREHENSIVE PLAN BASED ON THE RECOMMENDATIONS OF THE 2007 EVALUATION AND APPRAISAL REPORT INCLUDING AMENDMENTS TO THE MAP SERIES, THE TEXT OF THE FUTURE LAND USE, HOUSING, TRANSPORTATION, INFRASTRUCTURE, RECREATION AND OPEN SPACE, CONSERVATION, COASTAL MANAGEMENT, INTERGOVERNMENTAL COORDINATION, AND CAPITAL IMPROVEMENT ELEMENTS AND ADDING DEFINITIONS, IN ACCORDANCE WITH CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR TRANSMITTAL TO THE STATE LAND PLANNING AGENCY; PROVIDING FOR SEVERABILITY AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

6. ORDINANCE NO. 3067 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, GRANTING TO FLORIDA POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE; IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO; PROVIDING FOR MONTHLY PAYMENTS TO THE CITY OF RIVIERA BEACH; PROVIDING FOR LIMITED SEVERABILITY; PROVIDING FOR 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, AMENDING CHAPTER 31 OF THE CODE OF ORDINANCES ENTITLED "ZONING" BY AMENDING ARTICLE I, SECTION 31-1, ENTITLED "DEFINITIONS"; BY AMENDING ARTICLE V., DIVISION 18, ENTITLED "GENERAL INDUSTRIAL DISTRICT" AMENDING SECTION 31-382, ENTITLED "USE REGULATIONS" BY INCLUDING NEW USES AND BY PROHIBITING SCRAP METAL PROCESSING; BY AMENDING ARTICLE VI., ENTITLED "SUPPLEMENTAL DISTRICT REGULATIONS" BY CREATING A NEW SECTION ENTITLED "SUPPLEMENTAL DISTRICT REGULATIONS" BY CREATING A NEW SECTION ENTITLED "RECYCLING FACILITIES AND RECYCLING CENTERS"; PROVIDING FOR SEVERABILITY, CODIFICATION AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

AWARDS AND PRESENTATIONS:

8. PRESENTATION OF A PLAQUE TO DIAMONTE DOVE IN RECOGNITION AS THE WINNER OF THE RIVIERA BEACH PUBLIC LIBRARY'S CYBER MOBILE LOGO CONTEST.
9. PRESENTATION OF RETIREMENT MEMENTO TO BENNIE JONES, SR. FOR FIFTEEN (15) YEARS OF DEDICATED SERVICE TO THE PARKS DIVISION OF THE PARKS & RECREATION DEPARTMENT AND THE CITIZENS OF RIVIERA BEACH.
10. PRESENTATION AND AWARD TO FIREFIGHTER/PARAMEDIC FIELD TRAINING OFFICER KIRKLYN DURHAM AS THE PARAMEDIC OF THE YEAR AS RECOGNIZED BY THE PALM BEACH COUNTY EMS PROVIDERS ASSOCIATION.

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:

11. RESOLUTION NO. ____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE THE 2008-2009 ADDENDUM TO THE BARGAINING AGREEMENT COMMENCING OCTOBER 1, 2007 TO SEPTEMBER 30, 2010 BETWEEN THE CITY OF RIVIERA BEACH AND THE PROFESSIONAL FIREFIGHTER/PARAMEDIC OF PALM BEACH COUNTY, LOCAL 2928, IAFF, INC. AND APPROVING THE TRANSFER OF \$122,604 FROM GENERAL FUND SALARY CONTINGENCY AND REMAINING AMOUNT OF \$183,907 TO BE ABSORBED WITHIN THE FIRE DEPARTMENT BUDGET; PROVIDING AN EFFECTIVE DATE.

12. RESOLUTION NO. ____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE RENEWAL OF LIFE INSURANCE COVERAGE WITH RELIANCE STANDARD LIFE INSURANCE COMPANY TO PROVIDE LIFE INSURANCE FOR CITY EMPLOYEES FOR THE POLICY YEAR 2009-2010; AND AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENTS FROM VARIOUS CITY DEPARTMENTAL ACCOUNTS IN THE ESTIMATED AMOUNT NOT EXCEEDING \$79,000 FOR THE POLICY YEAR.

BOARD APPOINTMENT(S):

13. REQUEST CITY COUNCIL TO APPOINT OR RE-APPOINT A MEMBER TO THE POLICE PENSION BOARD.

DISCUSSION BY THE CITY MANAGER:

LEGAL DISCUSSION/REQUEST:

DISCUSSION AND RECOMMENDATIONS BY CITY COUNCIL:

ADJOURNMENT