

RESOLUTION NO. 171-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A SIX (6) MONTH EXTENSION FROM DECEMBER 20, 2007 TO JUNE 20, 2008 TO INCUR REIMBURSABLE EXPENSES FROM THE PALM BEACH COUNTY DEVELOPMENT REGIONS GRANT WHICH WAS APPROVED BY THE CITY COUNCIL AND PALM BEACH COUNTY ON JUNE 20, 2006; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach was awarded a Development Regions Grant from Palm Beach County in the amount of \$108,544 and entered into a Grant Agreement with Palm Beach County on June 20, 2006; and

WHEREAS, the City of Riviera Beach allocated required matching funds in the amount of \$78,466 for the Westside Barbershop, Venture Marine, and Stinson Industries projects; and

WHEREAS, Section IV. Payment Procedures, Conditions, of the Development Regions Grant Agreement required all reimbursable expenses be incurred by December 20, 2007; and

WHEREAS, due to unanticipated delays in the construction and renovation process for two of the projects covered under the Development Regions Grant, the City has requested a six (6) month extension to incur reimbursable expenses from December 20, 2007 to June 20, 2008 from the Palm Beach County Department of Economic Development; and

WHEREAS, the City of Riviera Beach must first approve the resolution authorizing the extension before Palm Beach County will consider the approval of the six (6) month extension request and prepare the extension document.

RESOLUTION NO. 171-07
PAGE 2

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. That the City Council approves a six (6) month extension from December 20, 2007 to June 20, 2008 of the Development Regions Grant to incur reimbursable expenses to complete the Westside Barbershop and Stinson Industries, Inc. projects.

SECTION 2. This Resolution shall take effect immediately upon its approval.

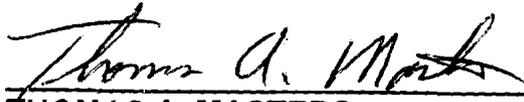
PASSED ~~AND~~ APPROVED ~~DECEMBER~~ **5**, 2007.

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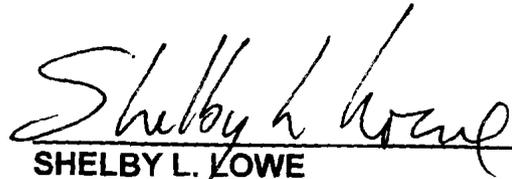
RESOLUTION NO. 111-07

PAGE 3

APPROVED:



THOMAS A. MASTERS
MAYOR

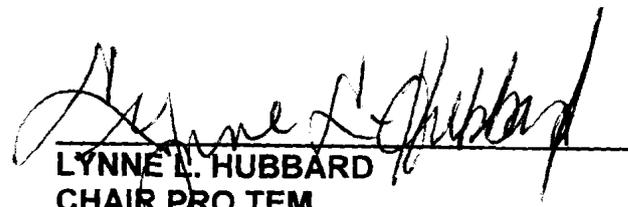


SHELBY L. LOWE
CHAIRPERSON

ATTEST:

 12/05/07

CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



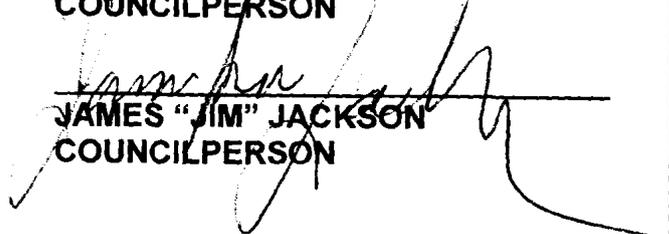
LYNNE L. HUBBARD
CHAIR PRO TEM



NORMA DUNCOMBE
COUNCILPERSON



CEDRICK THOMAS
COUNCILPERSON



JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: J. JACKSON

SECONDED BY: L. HUBBARD

S. LOWE AYE

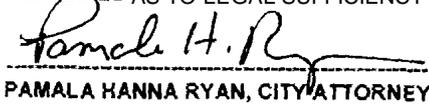
L. HUBBARD AYE

C. THOMAS AYE

N. DUNCOMBE AYE

J. JACKSON AYE

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/27/07

RESOLUTION NO. 172-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE RENEWAL OF THE OFF-SITE PARKING AGREEMENT FROM THE SAILFISH MARINA TO USE FIFTY (50) PARKING SPACES LOCATED AT 2655 NORTH OCEAN DRIVE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 31-580, of the City of Riviera Beach Code of Ordinances establishes that off-site valet parking may be allowed by petition to the City of Riviera Beach City Council from a business that is located within the Town of Palm Beach Shores; and

WHEREAS, on December 18, 2002, the City Council approved the Sailfish Marina's application to use 50 parking spaces located at 2655 North Ocean Drive. and on December 18, 2004 the City Council renewed the approval until December 18, 2005; and

WHEREAS, the new management group for the Sailfish Marina was unaware of the requirements of the off-site parking ordinance and therefore did not request the renewal of the off-site parking for 2006-2007 but since being informed has paid the fee and is requesting renewal for 2007-2008; and

WHEREAS, Staff did not receive any objections from Police or the surrounding neighbors concerning the renewal of the off-site parking agreement; and

WHEREAS, Staff has reviewed the proposed renewal request and recommends that the Sailfish Marina off-site parking agreement be approved until December 31, 2008.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. The Off-Site Parking Renewal application is approved until December 31, 2008.

SECTION 2. This Resolution shall take effect immediately upon approval.

PASSED AND APPROVED _____

5

DAY OF December 2007

RESOLUTION NO. 172-07
PAGE 2

APPROVED:


THOMAS A. MASTERS
MAYOR


SHELBY L. LOWE
CHAIRPERSON

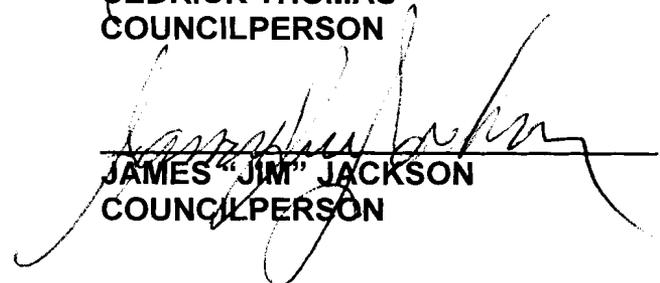
ATTEST:


CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK


LYNNE L. HUBBARD
CHAIR PRO TEM


NORMA DUNCOMBE
COUNCILPERSON


CEDRICK THOMAS
COUNCILPERSON


JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: J. JACKSON

SECONDED BY: L. HUBBARD

S. LOWE AYE

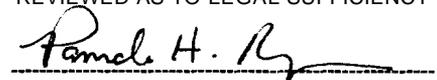
L. HUBBARD AYE

C. THOMAS AYE

N. DUNCOMBE AYE

J. JACKSON AYE

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/27/07

ITEM DELETED
DECEMBER 5, 2007

RESOLUTION NO. 173-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A SPECIAL EXCEPTION AND SITE PLAN APPLICATION FROM TRADEMARK METALS RECYCLING, LLC FOR A SCRAP METAL RECYCLING FACILITY CONSISTING OF 10.99 ACRES LOCATED SOUTH OF DR. MARTIN LUTHER KING JR. BOULEVARD EAST OF AVENUE "S" AND WEST OF THE RAILROAD TRACKS IS IN THE GENERAL INDUSTRIAL DISTRICT (IG); PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 31-57 of the City of Riviera Beach Code of Ordinances establishes the requirements for Site Plan review by the City Council; and

WHEREAS, Section 31-62 of the City of Riviera Beach Land Development Code establishes the requirements for granting Special Exception applications; and

WHEREAS, the Planning and Zoning Board met August 9, 2007 to review the Special Exception and Site Plan application and made a recommendation to the City Council for approval of the application; and

WHEREAS, Staff has reviewed the proposed application and recommends approval with conditions; and

WHEREAS, the City Council finds that the proposed site plan is consistent with the adopted City of Riviera Beach Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. The Special Exception and Site Plan Application for the construction of a 10.99 acre Recycling Facility located south of Dr. Martin Luther King Jr. Blvd, east of Avenue "S", and west of the railroad tracks is approved with the following conditions:

1. Prior to the issuance of a Certificate of Occupancy, the applicant shall pay to the city \$25,000 as its fair share of the cost to improve the physical condition of Avenue "S".
2. Dust inhibiting devices are used to keep dust from the site.

ESOLUTION NO. 173-07
AGE2

3. No recycled material can be stacked over 25' feet in height.
4. Hours of operation (which includes truck deliveries and material processing) are from 7:30 am to 6:00pm Monday through Friday. On Saturdays, truck deliveries may take place from 8:00am to 1:00pm and material processing from 8:00am to 3:00pm, with no operation allowed on Sunday.
5. No pick-up trucks, cars or other passenger-type vehicles shall be allowed to bring scrap metal to the property.
6. An access easement is granted to the property owner Vans Sprinkler Systems INC. of the parcel with the parcel control number 56-43-42-32-06-000-0082.
7. Construction must be initiated within 18 months of the effective date of this resolution in accordance with Section 31-60(a), of the City Code of Ordinances.
8. All future advertising must state that the development is in the City of Riviera Beach. A fine of \$500 per day will be levied against the property owner for violation of this condition.
9. The applicant will contribute \$50,000 to the District 3 Neighborhood Improvement District within 90 days of Council approval of the site plan (March 19, 2008).

SECTION 2. This Resolution shall act as the final order which is not required to be recorded in the public records of Palm Beach County.

SECTION 3. This Resolution shall take effect immediately upon approval.

PASSED and APPROVED this 5TH day of DECEMBER, 2007.

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RESOLUTION NO. _____
PAGE 3

APPROVED:

THOMAS A. MASTERS
MAYOR

SHELBY L. LOWE
CHAIRPERSON

ATTEST:

CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK

LYNNE L. HUBBARD
CHAIR PRO TEM

NORMA DUNCOMBE
COUNCILPERSON

CEDRICK THOMAS
COUNCILPERSON

JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

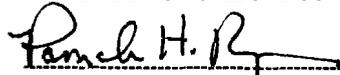
S. LOWE _____

L. HUBBARD _____

C. THOMAS _____

N. DUNCOMBE _____

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/27/07

RESOLUTION NO. 174-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN FOR THE OCEAN MALL PROPERTY LOCATED AT RIVIERA BEACH MUNICIPAL BEACH WITH CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 31-57, of the City of Riviera Beach Code of Ordinances establishes the requirements for Site Plan review by the City Council; and

WHEREAS, the Planning & Zoning Board met on September 13, 2007 and September 27th, 2007 to review the site plan application and recommended approval; and

WHEREAS, the CRA met on November 7, 2007 to review the site plan application and recommended approval; and

WHEREAS, the City Council finds that the proposed site plan is consistent with the adopted Redevelopment Plan and City of Riviera Beach Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. The site plan for the construction of 60,000 square feet of retail at the Ocean Mall Property is approved with the following conditions:

1. Development of the phase two parcel "future hotel site" shall require review by the Community Redevelopment Agency, Planning and Zoning Board, and City Council.
2. The final plans for the public sand area shall be developed and approved by the City Council following review by staff, P&Z Board, and the CRA Board
3. Prior to receiving a building permit the applicant shall provide a water and sewer capacity study including projected future development of the site to the Riviera Beach Utility District including a plan for the implementation of any required infrastructure improvements.
4. The applicant shall maintain all rights-of-ways and infrastructure within the development.

SECTION 2. The development of any plans for a hotel will require a new submittal and review for approval by the CRA, Planning and Zoning Board, and City Council for the Ocean Mall Property

SECTION 3. This Resolution shall take effect immediately upon final approval of the accompanying Redevelopment Plan Amendments.

PASSED and APPROVED this 5 day of November, 2007.

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RESOLUTION NO. 174-07

PAGE 3

APPROVED:

Thomas A. Masters
THOMAS A. MASTERS
MAYOR

Shelby L. Lowe
SHELBY L. LOWE
CHAIRPERSON

ATTEST:

Carrie E. Ward
CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK

Lynne L. Hubbard
LYNNE L. HUBBARD
CHAIR PROTEM

Norma Duncombe
NORMA DUNCOMBE
COUNCILPERSON

Cedrick Thomas
CEDRICK THOMAS
COUNCILPERSON

James "Jim" Jackson
JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: J. JACKSON

SECONDED BY: C. THOMAS

S. LOWE Aye

L. HUBBARD Nay

C. THOMAS Aye

N. DUNCOMBE Aye

J. JACKSON Aye

REVIEWED AS TO LEGAL SUFFICIENCY

Pamala Hanna Ryan
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/27/07

RESOLUTION NO. 175-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN APPLICATION FORM FLORIDA POWER & LIGHT FOR THE CONSTRUCTION OF AN UNMANNED SUBSTATION LOCATED ON THE WESTSIDE OF AVENUE E, BETWEEN 19TH STREET AND 20TH STREET; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 31-57, of the City of Riviera Beach Code of Ordinances establishes the requirements for Site Plan review by the City Council; and

WHEREAS, the CRA met on September 12th, 2007 to review the site plan application and recommended approval; and

WHEREAS, the Planning & Zoning Board met on October 11th, 2007 to review the site plan application and recommended approval; and

WHEREAS, the City Council finds that the proposed site plan is consistent with the adopted City of Riviera Beach Comprehensive Plan under Florida Statute §163.3208.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. The site plan for the construction of an unmanned electrical substation located on the Westside of Avenue E between 19th and 20th Street is hereby approved.

SECTION 2. This Resolution shall take effect immediately upon approval.

PASSED and APPROVED this 5 day of December, 2007.

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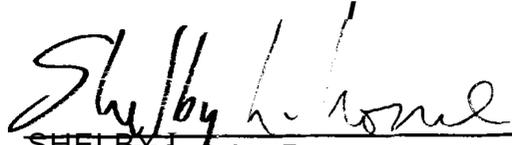
RESOLUTION NO. 175-07

PAGE 2

APPROVED:



THOMAS A. MASTERS
MAYOR



SHELBY L. LOWE
CHAIRPERSON

ATTEST:



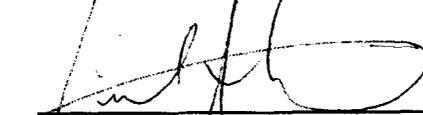
CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITYCLERK



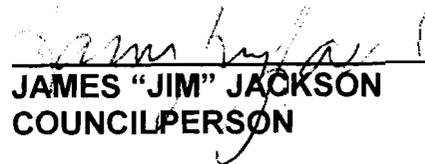
LYNNE L. HUBBARD
CHAIR PRO TEM



NORMA DUNCOMBE
COUNCILPERSON



CEDRICK THOMAS
COUNCILPERSON



JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: C. THOMAS

SECONDED BY: J. JACKSON

S. LOWE AYE

L. HUBBARD AYE

C. THOMAS AYE

N. DUNCOMBE AYE

J. JACKSON AYE

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/27/07

Wang
Resulme
Deny

**RESOLUTION NO. 176-07 STAFF'S RECOMMENDATION
DENIED DECEMBER**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH DENYING AN APPLICATION FROM ROBIN CZAJKOWSKI, OWNER OF THE DOWN LOW PUB FOR AN EXTENDED HOURS LICENSE TO REMAIN OPEN UNTIL 5:00 A.M. ON ANY DAY OF THE WEEK FOR PROPERTY LOCATED AT 237 EAST BLUE HERON BOULEVARD AND PROVIDING AN EFFECTIVE DATE.

5. 2007

WHEREAS, Sec. 3-6(b), of the City of Riviera Beach Code of Ordinances establishes that any person, vendor or any place of business operating as a restaurant bar, hotel or motel bar, nightclub or show club in the City and duly and regularly licensed by the State to sell and dispense alcoholic beverages, wine or beer therein may apply for an extended hours license; and

WHEREAS, Sec. 3-6(b)(1) of the City of Riviera Beach Code of Ordinances lists specific criteria for City Council consideration in making the decision to grant or deny a license; and

WHEREAS, Sec. 3-6(b)(1) requires that the City Council consider the following criteria:

- (a) The amount of off-street parking in relation to demands created by the extra hours of operation.
- (b) The amount and degree of law enforcement activities generated by the operation of any bar, hotel or motel bar, nightclub or show club, both outside and inside the particular location, with particular emphasis on the vandalism, noise, vehicular use of patrons and illegal activity of any kind by employees, patrons or others associated with the establishment;
- (c) The adverse effects, if any, that the extended hours of operation will have on neighboring properties and;
- (d) The establishment does not disturb the peace and quiet of the surrounding neighborhood.

WHEREAS, the City Council may grant or deny such extended hours license;
and

WHEREAS, such licenses shall expire on October 1st of each and every year;
and

WHEREAS, the applicant must apply for an extended hours license by September 1st of each year; and

WHEREAS, Robin Czajkowski, owner of The Down Low Pub is requesting approval for an Extended Hours License for her establishment located at 237 East Blue Heron Boulevard; and

WHEREAS, Staff conducted an analysis of a Police Log Report of complaint calls generated from this business within a twelve-month period, as well as a review of the criteria listed in Section 3-6(b)(1) of the City's Code of Ordinances, and finds evidence to deny the application for the extended hours license.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. That the City Council has considered the following criteria listed in Sec. 3-6(b)(1) of the City of Riviera Beach Code of Ordinances in granting the limited extended hours license, and finds that the applicant has not satisfied the criteria:

(1) The amount of off-street parking in relation to demands created by the extra hours of operation is inadequate;

(2) The amount and degree of law enforcement activities generated by the operation of any bar, hotel or motel bar, nightclub or show club, both outside and inside the particular location, with particular emphasis on the vandalism, noise, vehicular use of patrons and illegal activity of any kind by employees, patrons or others associated with the establishment is excessive;

(3) The current hours of operation has had adverse effects on neighboring properties and extending the hours will only exacerbate the adverse effects.

(4) The establishment has disturbed the peace and quiet of the surrounding neighborhood.

SECTION 2. That the City Council denies the request from Robin Czajkowski owner of The Down Low Pub, for an Extended Hours License.

SECTION 3. This Resolution shall take effect upon its passage and approval by the City Council.

PASSED AND APPROVED this 5 day of December, 2007

PASSED AND APPROVED this _____ day of _____, 2007

APPROVED:

THOMAS A. MASTERS
MAYOR

SHELBY L. LOWE
CHAIRPERSON

LYNNE L. HUBBARD
CHAIR PRO-TEM

(MUNICIPAL SEAL)

NORMA DUNCOME
COUNCILPERSON

CEDRICK THOMAS
COUNCILPERSON

ATTEST:

JAMES "JIM" JACKSON
COUNCILPERSON

CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

MOTIONED BY: _____

SECONDED BY: _____

S. LOWE: _____

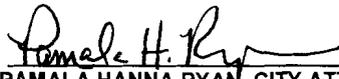
L. HUBBARD: _____

N. DUNCOMBE: _____

C. THOMAS: _____

J. JACKSON: _____

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/27/07

STAFF'S **RECOMMENDATION**
DENIED DECEMBER 5, 2007

RESOLUTION NO. 177-07

*W. King
&
Re-submitted*

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, DENYING AN APPLICATION FROM JOUDEH "JAY" GHAWALI, OWNER OF THE BEACH CLUB FOR AN EXTENDED HOURS LICENSE TO REMAIN OPEN UNTIL 5:00 A.M. ON ANY DAY OF THE WEEK FOR PROPERTY LOCATED AT 2401 - 2413 BEACH COURT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 3-6 (b) of the City of Riviera Beach Code of Ordinances establishes that any person, vendor or any place of business operating as a restaurant bar, hotel or motel bar, nightclub or show club in the City and duly and regularly licensed by the State to sell and dispense alcoholic beverages, wine or beer therein may apply for an extended hours license; and

WHEREAS, Section 3-6 (b) (1) of the City of Riviera Beach Code of Ordinances lists specific criteria for City Council consideration in making the decision to grant or deny a license; and

WHEREAS, Section 3-6 (b) (1) requires that the City Council consider the following criteria:

- a) The amount of off-street parking in relation to demands created by the extra hours of operation; and
- b) The amount and degree of law enforcement activities generated by the operation of any bar, restaurant bar, hotel or motel bar, nightclub or show club, both outside and inside the particular location, with particular emphasis on the vandalism, noise, vehicular use by patrons and illegal activity of any kind by employees, patrons or others associated with the establishment; and
- c) The adverse effects, if any, that the extended hours of operation will have on neighboring properties; and
- d) The establishment does not disturb the peace and quiet of the surrounding neighborhood; and

WHEREAS, the City Council may grant or deny such extended hours license; and

WHEREAS, such licenses shall expire on October 1st of each and every year; and

WHEREAS, the applicant must apply for an extended hours license by September 1st of each year; and

RESOLUTION NO. _____

PAGE 2

WHEREAS, Joudeh Ghawali, owner of The Beach Club is requesting approval for an Extended Hours License for his establishment located at 2401 - 2413 Beach Court; and

WHEREAS, Staff conducted an analysis of the Police Log Report of complaint calls generated from the above stated address over a twelve month period, as well as a review of the criteria listed in Section 3-6(b)(1) of the City's Code of Ordinances; and found evidence that numerous call were generated from this location.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. That the City Council denies the extended hours license for The Beach Club located at 2401-2413 Beach Court.

SECTION 2. That the City Council has considered the criteria listed in Sec. 3-6(b)(1) of the City of Riviera Beach Code of Ordinances in denying the extended hours license, and finds that the applicant has not satisfied the criteria.

SECTION 3. This Resolution shall take effect upon its passage and approval by the City Council.

PASSED AND APPROVED this _____ day of _____, 2007

*****THE REMAINING PAGE IS LEFT BLANK INTENTIONALLY*****

APPROVED:

THOMAS A. MASTERS
MAYOR

SHELBY L. LOWE
CHAIRPERSON

(MUNICIPAL SEAL)

LYNNE L. HUBBARD
CHAIR PRO-TEM

NORMA DUNCOME
COUNCILPERSON

ATTEST:

CEDRICK THOMAS
COUNCILPERSON

CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

S. LOWE: _____

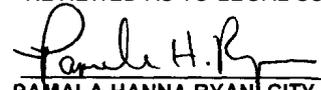
L. HUBBARD: _____

N. DUNCOMBE: _____

C. THOMAS: _____

J. JACKSON: _____

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/27/07

RESOLUTION NO. 177-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH APPROVING AN APPLICATION FROM JOUDEH "JAY" GHAWALI, OWNER OF THE BEACH CLUB FOR AN EXTENDED HOURS LICENSE TO REMAIN OPEN UNTIL 5:00 A.M. ON ANY DAY OF THE WEEK FOR PROPERTY LOCATED AT 2401-2413 BEACH COURT AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Sec. 3-6(b), of the City of Riviera Beach Code of Ordinances establishes that any person, vendor or any place of business operating as a restaurant bar, hotel or motel bar, nightclub or show club in the City and duly and regularly licensed by the State to sell and dispense alcoholic beverages, wine or beer therein may apply for an extended hours license; and

WHEREAS, Sec. 3-6(b)(1) of the City of Riviera Beach Code of Ordinances lists specific criteria for City Council consideration in making the decision to grant or deny a license; and

WHEREAS, Sec. 3-6(b)(1) requires that the City Council consider the following criteria:

- (a) The amount of off-street parking in relation to demands created by the extra hours of operation.
- (b) The amount and degree of law enforcement activities generated by the operation of any bar, hotel or motel bar, nightclub or show club, both outside and inside the particular location, with particular emphasis on the vandalism, noise, vehicular use of patrons and illegal activity of any kind by employees, patrons or others associated with the establishment;
- (c) The adverse effects, if any, that the extended hours of operation will have on neighboring properties and;
- (d) The establishment does not disturb the peace and quiet of the surrounding neighborhood.

WHEREAS, the City Council may grant or deny such extended hours license;
and

WHEREAS, such licenses shall expire on October 1st of each and every year;
and

WHEREAS, the applicant must apply for an extended hours license by September 1st of each year; and

WHEREAS, Joudeh Ghawali, owner of The Beach Club is requesting approval for an Extended Hours License for his establishment located at 2401 - 2413 Beach Court; and

WHEREAS, based upon the criteria listed in Section 3-6(b)(1) of the City's Code of Ordinances, approval is being granted to this establishment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. That the City Council approves the extended hours license for The Beach Club located at 2401-2413 Beach Court with the following conditions:

1. Security must be provided by the owner at owner's expense.
2. All parking facilities including public parking areas used by the establishment must be free of debris at all times.

SECTION 2. That the City Council has considered the criteria listed in Sec. 3-6(b)(1) of the City of Riviera Beach Code of Ordinances in approving the extended hours license, and finds that the applicant has satisfied the criteria.

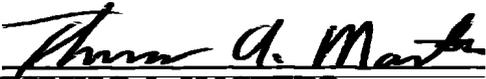
SECTION 3. This Resolution shall take effect upon its passage and approval by the City Council.

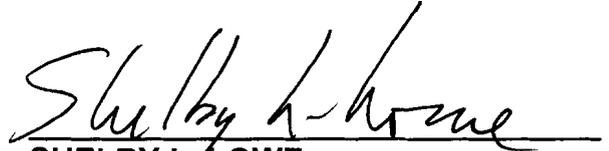
PASSED AND APPROVED this 5th day of December, 2007

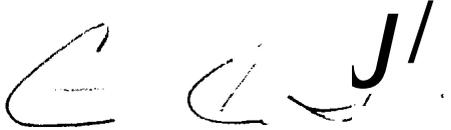
*****THE REMAINING PAGE IS LEFT BLANK INTENTIONALLY*****

ESOLUTION NO. 171-07
AGE -3-

APPROVED:


THOMAS A. MASTERS
MAYOR


SHELBY L. LOWE
CHAIRPERSON


CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK


LYNNE L. HUBBARD
CHAIR PRO-TEM


NORMA DUNCOMBE
COUNCILPERSON


JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: .L. Hubbard

SECONDED BY: C. Thomas

S. LOWE aye

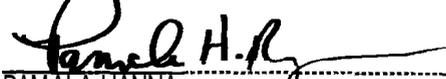
L. HUBBARD aye

N. DUNCOMBE aye

C. THOMAS aye

J. JACKSON aye

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/27/07

RESOLUTION NO. 178-07

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 **BETWEEN** THE CITY OF RIVIERA BEACH AND THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY FOR CONTINUATION OF THE YOUTH' VIOLENCE PREVENTION PROJECT IN THE AMOUNT OF \$456,118 WITH REQUIRED MATCHING FUNDS FROM THE CITY IN THE AMOUNT OF \$175,000 IN CASH; AUTHORIZING THE INTERIM FINANCE DIRECTOR TO SET UP A BUDGET FOR THE SAME AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Criminal Justice Council of Palm Beach County continues the development of the Youth Violence Prevention Project; and

WHEREAS, the City of Riviera Beach has a targeted area that meets the requirements of Youth Violence Prevention Project; and

WHEREAS, the City of Riviera Beach's staff has presented a proposal in accordance with the Youth Violence Prevention Project guidelines; and

WHEREAS, the City has been awarded grant funds in the amount of \$456,118 with required matching funds from the City in the amount of \$175,000 in cash; and

WHEREAS, the Capital Funds Budget has funds available that can be used for the matching funds coming from the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. That the Mayor and City Clerk are authorized to execute the Interlocal Agreement between the City of Riviera Beach and the Board of County Commissioners, Palm Beach County for a Youth Violence Prevention Project.

SECTION 2. The Interim Finance Director is authorized to set up a budget for the same as follows:

REVENUE:

Youth Violence Prevention Project 151-00-337200 \$456,118.00

EXPENDITURES:

YOUTH EMPOWERMENT CENTER

| | | |
|-------------------------|----------------------------|-------------|
| 151-0202-569-1-1201 | Salary | \$96,376.00 |
| 151-0202-569-1-1401 | FICA/Medicare | \$ 7,372.00 |
| 151-0202-569-1-1403 | Health/Dental | \$13,458.00 |
| 151-0202-569-1-1405 | Worker's Comp | \$ 6,666.00 |
| 151-0202-569-1-1406 | FL Unemployment | \$ 94.00 |
| 151-0202-569-1-3101 | Contracted Services | \$84,636.00 |
| 151-0202-569-1-3401 | Contract Svc. - Janitorial | \$ 1,800.00 |
| 151-0202-569-1-4001 | Travel | \$ 7,682.00 |
| 151-0202-569-1-4101 | Telephones | \$ 5,500.00 |
| 151-0202-569-1-4201 | Postage & Freight | \$ 2,750.00 |
| 151-0202-569-1-4301/3/5 | Building Utilities | \$ 2,500.00 |
| 151-0202-569-1-4403 | Rent & Leases - Equipment | \$ 729.00 |
| 151-0202-569-1-5201 | Supplies | \$ 9,000.00 |
| 151-0202-569-1-5403 | Employee Development | \$ 500.00 |

TOTAL **\$239,063.00**

JUSTICE SERVICE CENTER

| | | |
|-------------------------|----------------------------|-------------|
| 151-0202-569-2-1201 | Salary | \$90,844.00 |
| 151-0202-569-2-1401 | FICA/Medicare | \$ 6,950.00 |
| 151-0202-569-2-1403 | Health/Dental | \$13,458.00 |
| 151-0202-569-2-1405 | Worker's Comp | \$ 6,666.00 |
| 151-0202-569-2-1406 | FL Unemployment | \$ 94.00 |
| 151-0202-569-2-3101 | Contracted Services | \$38,320.00 |
| 151-0202-569-2-4001 | Travel | \$ 1,116.00 |
| 151-0202-569-2-4101 | Telephones | \$ 1,000.00 |
| 151-0202-569-2-4201 | Postage & Freight | \$ 2,750.00 |
| 151-0202-569-2-4301/3/5 | Building Utilities | \$ 2,500.00 |
| 151-0202-569-2-4402 | Building Rental | \$30,000.00 |
| 151-0202-569-2-4403 | Rent & Leases - Equipment | \$ 729.00 |
| 151-0202-569-2-4701 | Printing & Binding | \$ 8,750.00 |
| 151-0202-569-2-4801 | Promotional Activities | \$ 3,000.00 |
| 151-0202-569-2-5201 | Supplies | \$ 3,500.00 |
| 151-0202-569-2-8300 | Grants & Aides -Client Svc | \$ 7,378.00 |

TOTAL **\$217,055.00**

310-0203519-0-6351 CAPITAL ACQUISITION FUNDS \$175,000.00

RESOLUTION NO. 178-07
PAGE 3

SECTION 3. This Resolution shall take effect immediately on its approval

PASSED AND APPROVED this 5 day of December, 2007.

APPROVED:



THOMAS A. MASTERS
MAYOR



SHELBY L. LOWE
CHAIRPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



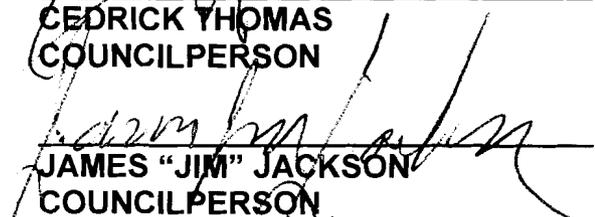
LYNNE L. HUBBARD
CHAIR-PRO TEM



NORMA DUNCOMBE
COUNCILPERSON



CEDRICK THOMAS
COUNCILPERSON



JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: C. THOMAS _____

SECONDED BY: L. HUBBARD _____

S. LOWE _____ AYE _____

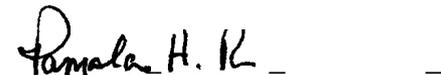
L. HUBBARD _____ AYE _____

C. THOMAS _____ AYE _____

N. DUNCOMBE _____ AYE _____

J. JACKSON _____ AYE _____

REVIEWED AS TO LEGAL
SUFFICIENCY



PAMALA HANNA RYAN, ITV ATTORNEY

RESOLUTION NO. 179-07

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 WITH PALM BEACH COUNTY TO ACCEPT VOUCHERS FROM THE COUNTY'S DROWNING PREVENTION COALITION PROGRAM FOR REDEMPTION FOR PAYMENT OF SWIMMING LESSON PROVIDED BY PARKS AND RECREATION DEPARTMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach offers swimming lessons to individuals for a fee; and

WHEREAS, the Palm Beach County Drowning Prevention Coalition Program offers vouchers for redemption for such swimming lessons; and

WHEREAS, the City of Riviera Beach desires to accept the vouchers redeemed for payment for swimming lessons to individuals.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. That the City Council hereby authorizes the Mayor and City Clerk to execute the Agreement with Palm Beach County, to accept vouchers to be redeemed for payment for swimming lessons to individuals.

SECTION 2. That this Resolution shall take effect upon its passage and approval by City Council.

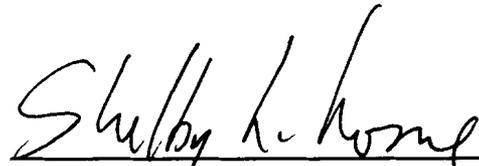
PASSED AND APPROVED this 19 day of December 2007.

RESOLUTION NO. 179-07
PAGE 2

APPROVED:



THOMAS A. MASTERS
MAYOR



SHELBY L. LOWE
CHAIRPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



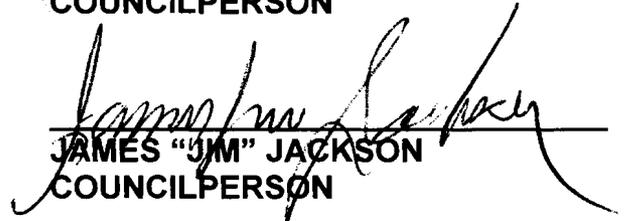
LYNNE L. HUBBARD
CHAIR PRO TEM



NORMA DUNCOMBE
COUNCILPERSON



CEDRICK THOMAS
COUNCILPERSON



JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: C. Thomas

SECONDED BY: L. Hubbard

S. LOWE aye

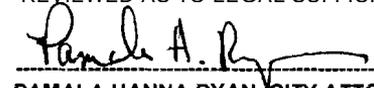
L. HUBBARD aye

C. THOMAS aye

N. DUNCOMBE aye

J. JACKSON nay

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/11/07

RESOLUTION NO. 180-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE PURCHASE OF ONE (1) 2008 ADMINISTRATION CROWN VICTORIA, ONE (1) 2008 FORD EXPLORER 4X2, AND ONE (1) 2008 FORD FOCUS FROM DUVAL FORD OF JACKSONVILLE, FLORIDA; IN THE AMOUNT OF \$50,118.00, FROM PIGGY-BACKING THE SHERIFFS' ASSOCIATION OF COUNTIES PURCHASING CONTRACT NO. 07-15-0827; AUTHORIZING THE INTERIM FINANCE DIRECTOR TO PAY \$50,118.00 TO DUVAL FORD FROM THE FOLLOWING CAPITAL MOTOR VEHICLES ACCOUNT NUMBERS FOR EACH DEPARTMENT; AND PROVIDING AN EFFECTIVE DATE.

| | |
|---------------------|-----------------|
| 001-0101-511-0-6401 | \$19,453 |
| 001-0539-513-0-6401 | \$19,221 |
| 001-0511-513-0-6401 | <u>\$11,444</u> |
| | \$50,118.00 |

WHEREAS, staff wishes to purchase three (3) vehicles, as approved in the 2007/2008 Capital Budget, from Duval Ford, through Florida Sheriffs Association of Counties Purchasing Contract No. 07-15-0827, to be used by the Legislative Department, Risk Management Division and Human Resources Department; and

WHEREAS, the City wishes to purchase the following vehicles:

| <u>Vehicle Description</u> | <u>Qty.</u> | <u>Cost</u> | <u>Dept./Division</u> |
|----------------------------------|-------------|-------------|-----------------------|
| 2008 Ford Crown Victoria (Black) | 1 | \$19,453.00 | Legislative |
| 2008 Ford Explorer 4X2 (Black) | 1 | \$19,221.00 | Risk Management |
| 2008 Ford Focus (Black) | 1 | \$11,444.00 | Human Resources |
| Total Item/Project Cost: | | \$50,118.00 | |

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

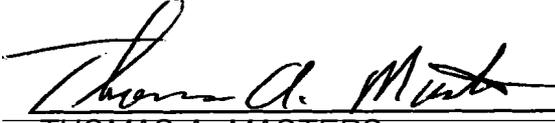
SECTION 1. The City Council approves the purchase of three (3) vehicles from Duval Ford, through the Florida Sheriffs Association of Counties Purchasing Contract No. 07-15-0827.

SECTION 2. The City Council authorizes the Finance Director to make payment in the amount of \$50,118.00 to Duval Ford of Jacksonville, Florida, from the appropriate departments' Capital Motor Vehicles Accounts.

SECTION 3. This Resolution shall take effect upon its passage and approval by the City Council.

PASSED and APPROVED this 19 day of December, 2007.

APPROVED:



THOMAS A. MASTERS
MAYOR

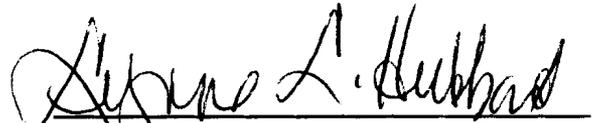


SHELBY L. LOWE
CHAIRPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



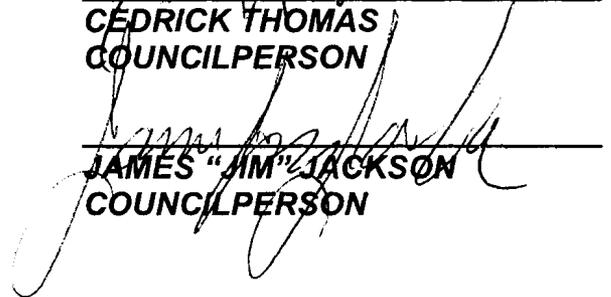
LYNNE L. HUBBARD
CHAIR PRO TEM



NORMA DUNCOMBE
COUNCILPERSON



CEDRICK THOMAS
COUNCILPERSON



JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: C. Thomas

SECONDED BY: L. Hubbard

S. LOWE aye

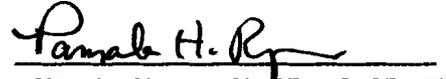
L. HUBBARD aye

C. THOMAS aye

N. DUNCOMBE aye

J. JACKSON nay

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/12/07