

**RESOLUTION NO. 229-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, APPROVING THE RENEWAL OF THE CONTRACT FOR WILLIAM E. WILKINS AS CITY MANAGER FOR THE CITY OF RIVIERA BEACH; EFFECTIVE NOVEMBER 1, 2005 THROUGH OCTOBER 31, 2008 FOR A PERIOD OF THREE YEARS; PROVIDING AN EFFECTIVE DATE.**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA as follows:**

**Section 1.** That William E. Wilkins' contract be renewed as City Manager of the City of Riviera Beach, Florida, pursuant to the Charter of the City of Riviera Beach, and the laws of the State of Florida.

**Section 2.** That the terms and conditions of the employment of William E. Wilkins as City Manager of the City of Riviera Beach have been detailed in the Employment Contract which is made a part of this Resolution.

**Section 3.** That this Resolution shall take effect November 1, 2005.

**PASSED and APPROVED this 28th day of December, 2005.**



## EMPLOYMENT CONTRACT – CITY MANAGER

THIS AGREEMENT made this 21st day of December, 2005, by and between the City of RIVIERA BEACH, State of Florida, duly organized and validly existing municipal corporation, (hereinafter referred to as “City”), and WILLIAM E. WILKINS, (hereinafter referred to as “Second Party”).

### WITNESSETH:

IN CONSIDERATION of the mutual promises hereinafter set forth, and such other good and valuable consideration, the sufficiency of which is hereby acknowledged, the City and Second Party do mutually agree as follows:

**1) Employment and Salary** – The City shall employ Second Party as City Manager of the City of Riviera Beach, Florida pursuant to the Charter of the City of Riviera Beach for a period commencing on November 1, 2005 through October 31, 2008. This contract may be renewed or renegotiated upon the mutual consent of both parties. The City shall notify the second party of its intent to renew, renegotiate or allow the contract term to expire by June 1, 2008. Notice shall be in writing from the Chair of the City Council or its designee upon direction of the City Council. Second Party shall remain in the exclusive employment of the City until termination of this agreement, and shall not become employed by any other employer until said termination. The term “employed”, however, shall not be construed to include occasional teaching, writing, speaking or consulting performed on personal time off, even if outside compensation is provided for such services. Said activities are expressly allowed, provided that in no case is any activity allowed which would present a conflict of interest with the City of Riviera Beach. In the first year of this contract, beginning on November 1, 2005 the City shall pay Second Party an annual base salary of \$141,490.43 payable in installments at the same time other management employees of the City are paid and a bonus of \$5,000 for 2005 only. For each year thereafter, the Second Party shall be given the same cost of living increase granted to Department Directors. In addition, the City may grant the Second Party a merit

increase and/or a bonus. Said merit increase or bonus, if given, shall be based upon an annual evaluation of Second Party. This contract shall continue on the same terms and conditions as to either party in accordance with Section 5 herein.

**2) Serve at Pleasure** – Second Party shall serve at the pleasure of the City Council of the City of Riviera Beach and, nothing in this agreement shall prevent, limit or otherwise interfere with the right of the City to terminate the services and employment of Second Party. Furthermore, nothing in this agreement shall prevent, limit or otherwise interfere with the right of Second Party to resign at any time from his position.

**3) Responsibilities** – Second Party shall be responsible only to the City Council and shall perform the duties of the City Manager set forth in the Riviera Beach City Charter, Florida Statutes, City Ordinances, and other applicable laws. Second Party shall have the authority and responsibility to direct and supervise the operation of the City and to appoint, employ and terminate the employment of such individuals as may be necessary for the proper and efficient operation of the City subject only to the requirements of the City Charter, Ordinances, State and Federal laws. In addition, neither the City Council, nor any of its members shall direct or request the appointment of any person to or removal from office by the City Manager or any of his subordinates, or in any manner take part in the appointment or removal of officers and employees in the service of the City of Riviera Beach. The City Council and its members shall communicate regarding Policy Issues with employees of the City solely through the City Manager, and neither the Council nor any member thereof shall give orders to any subordinate of the City Manager, either publicly or privately, unless otherwise authorized by law.

**4) Benefits** – The City shall provide Second Party with all of the benefits accruing to City employees in administrative positions, except to the extent modified by this agreement.

**5) Termination** – This agreement may only be terminated by the City, in accordance with the procedure set forth in this section. The City may at any

time, terminate this agreement at its pleasure and without cause. If termination of employment occurs during the contract, Second Party shall be entitled to one year severance pay and all other accumulated employment benefits per City policy.

In the event the Second Party voluntarily resigns his position with the City before the expiration of the term of this agreement, Second Party shall provide the City with sixty (60) days written notice of said resignation. Upon receipt of such notice, the City at its option, may require Second Party to terminate his employment at an earlier date than set forth in the notice of resignation, provided that the City may not require Second Party to terminate his employment less than ten (10) days after receipt of said notice. In such event, the City's obligation shall be to pay Second Party for all time actually worked, as well as all remaining accrued employment benefits pursuant to City policy, plus accrued vacation and sick leave as provided in this agreement. All sums to be paid upon receipt of a final status report from Second Party which reasonably advises the City Council of the status of the City's departments and all major projects affecting the City.

**6) Retirement** – Second Party will participate as a member of the City Managed Retirement System.

**7) Deferred Compensation** – The City will pay Second Party annual deferred compensation in an amount equal to the maximum permitted by Law Said deferred compensation shall be paid to the Public Employees Benefit Services Corporation (PEBSCO) or other qualified 457 designated retirement fund designated by Second Party. Such payments shall be made on a bi-weekly basis or at such other pay periods as may be established by the City until the maximum annual contribution has been made. The City agrees to transfer ownership of said plan to succeeding employers upon Second Party resignation or discharge.

**8) Insurance** – The City will provide Second Party with individual and dependent medical and dental insurance coverage, paid in full, equivalent to such insurance generally provided to the City's Department Heads. Further, the City shall pay for a Long Term Disability policy which will pay Second Party sixty

percent (60%) of his compensation. The City will provide Second Party with Term Life Insurance, fully paid by the City, with a face value of \$160,000.00. Second Party acknowledges that the Long Term Disability and the Term Life Insurance policies referenced above were identified and obtained solely by the Second Party and the City is not responsible for the quality, quantity or adequacy of said policies.

**9) Vacation** – Second Party shall be entitled to twenty-five (25) days paid vacation annually, accrued and available on the first day of this contract. Any unused vacation days shall accrue to Second Party in accordance with City policy. Upon termination of this agreement, Second Party shall be paid for each vacation day accrued at his then current salary. Payment for said vacation days shall be made to Second Party regardless of the manner of termination of this agreement upon completion of the final status report referenced in section five (5) above.

**10) Sick Days** – Second Party shall be entitled to twelve (12) sick days per year accrued and available on the first day of this contract. Any unused sick days shall accrue to Second Party in accordance with City policy.

**11) Transportation Allowance** – The City shall pay Second Party the sum of five hundred dollars (\$500.00) per month for a transportation allowance. Second Party shall not seek, and is not entitled to reimbursement for vehicular travel within 150 miles of the City.

**12) Cellular Telephone** – The City shall provide Second Party with cellular telephone capacity in accordance with City policy.

**13) Dues and Subscriptions** – The City agrees to budget for and to pay for professional dues and subscriptions of Second Party necessary for his continuation and full participation in national, regional, state, and local associations and organizations necessary and desirable for his continued professional participation, growth, and advancement, and for the good of the City.

**14) Professional Development** – The City agrees to budget for and to pay for travel and subsistence expenses of Second Party for professional and

official travel, meetings, and occasions adequate to continue the professional development of Second Party and to adequately pursue necessary official functions for the City, including but not limited to the ICMA Annual Conference, the Florida League of Cities, and such other national, regional, state, and local governmental groups and committees thereof which Second Party serves as a member.

**15) Evaluation** – The City Council shall initiate an evaluation of the City Manager's performance on an annual basis during the term of the contract. The evaluation will be conducted and completed in August of each contract year and may set forth findings of fact and future goals requested of the City Manager. The procedure shall be established by the City Council. The results of the evaluation shall be given to Second Party and he shall be provided adequate opportunity to discuss the evaluation with the City Council.

**16) Indemnification of Employee** – The City agrees, pursuant to Section 111.07, Florida Statutes, and Section 2-3, City of Riviera Beach Code, to provide reasonable attorney's fees and other expenses of litigation to defend any civil action arising from a complaint for damages or injuries suffered as a result of any act or omission of Second Party while serving as the City Manager arising out and in the scope of this employment or function as well as costs, disbursements claims, payments, judgements, or settlements, or settlements resulting from any lawsuit or claim, unless the case of a tort action he has been determined in final judgement to have caused the harm intentionally, in bad faith, with malicious purpose, or in a manner exhibiting wanton and willful disregard to human rights, safety, or property. In addition, the City agrees to provide reasonable attorney's fees and costs to defend criminal investigation or prosecution of Second Party while serving as the City Manager arising out of or in the scope of his employment. A reasonable fee should not exceed the amount the City pays for its attorneys, but in any case should not exceed \$300 per hour without prior approval of the City Council. Said indemnification provision to continue in effect after termination of employment.

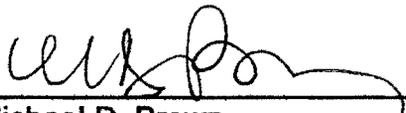
**17) Residency** – During the period of this contract, Employee shall establish residency within the City, and shall remain a resident for the duration of this contract.

**18) General Provision** – The text of this document constitutes the entire agreement between the parties and may only be modified in writing by the parties.

**IN WITNESS WHEREOF**, the parties hereto have set their hand and seals on the date set for above.

**[THE REST OF THIS PAGE HAS BEEN LEFT BLANK INTENTIONALLY]**

THE CITY OF RIVIERA BEACH

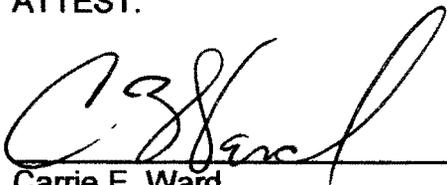
BY:   
Michael D. Brown  
Mayor

  
William E. Wilkins  
City Manager

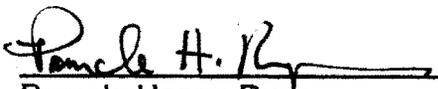
(MUNICIPAL SEAL)

  
Elizabeth "Liz" Wade  
Chairperson

ATTEST:

  
Carrie E. Ward  
Master Municipal Clerk  
City Clerk

Reviewed As To Legal Sufficiency

  
Pamala Hanna Ryan  
City Attorney

1/5/06  
Date

mem  
01/04/06

**RESOLUTION NO. 228-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO ACCEPT DONATION OF A BOYERTOWN STREET TROLLEY FROM SAM DOSDOURIAN, VALUED AT \$77,000; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS, Mr. Sam Dосdourian, Project coordinator for Dосdourian Enterprises, Inc., has offered to the City a donation of a Boyertown Street Trolley to be used for the benefit of City residents; and**

**WHEREAS, the staff of the Public Works Department has inspected the trolley and found it to be in excellent mechanical condition.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:**

**SECTION 1. The City Manager is hereby authorized to accept the Boyertown Street Trolley, with spare maintenance parts and issue a donation receipt for \$77,000 to Dосdourian Enterprises, Inc., c/o Patricia Dосdourian, President, prior to December 31, 2005.**

**SECTION 2. This Resolution shall take effect upon its passage and approval by the City Council.**

**PASSED AND ADOPTED this 21st day of December, 2005.**

RESOLUTION NO. 228-05

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APPROVED:

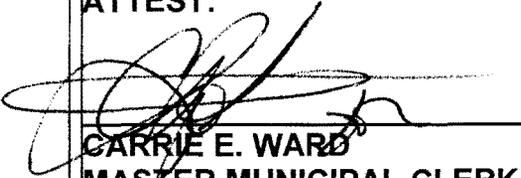


MICHAEL D. BROWN  
MAYOR

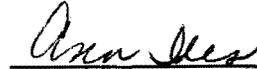


ELIZABETH "LIZ" WADE  
CHAIRPERSON

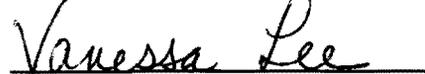
ATTEST:



CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK



ANN ILES  
CHAIRPERSON PRO TEM



VANESSA LEE  
COUNCILPERSON



JUDY L. DAVIS  
COUNCILPERSON



EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: A. Iles

SECONDED BY: J. Davis

E. WADE aye

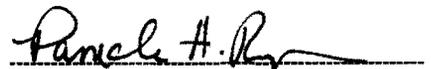
A. ILES aye

V. LEE aye

J. DAVIS aye

E. RODGERS aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/30/05

CS  
12/21/05

RESOLUTION NO. 227-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA ESTABLISHING A BUDGET IN THE AMOUNT OF \$47,000 FOR THE ANNUAL DR. MARTIN LUTHER KING, JR. BIRTHDAY OBSERVANCE ACTIVITIES; AUTHORIZING THE TRANSFER OF \$5,000 FROM THE GENERAL FUND CONTINGENCY ACCOUNT #001-0203-519-0-5999 TO THE APPROPRIATE ACCOUNT FOR TRANSFER TO THE DONATIONS FUND (130); AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, staff has prepared and submitted to the Mayor and City Council, with the City Manager's approval, the schedule of activities for the 2006 Dr. Martin Luther King, Jr. Birthday Celebration, commencing January 12, 2006, and ending January 15, 2006; that includes a Gospel Celebration and a world-class Economic Summit; and

**WHEREAS**, staff has met and determined that the amount of \$47,000 is necessary to operate the event and a total of \$37,000 needs to be raised to offset the seed funds of \$5,000 and the additional \$5,000 from contingency; and

**WHEREAS**, the City included in its adopted budget for FY 2006 \$5,000 of seed funds for this event in the General Fund; and

**WHEREAS**, additional funding will be raised through sponsorship, activities, fees for the parade, and ads for the souvenir journal.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:**

**SECTION 1.** The Finance Director is hereby authorized to transfer \$5,000 from the General Fund Contingency Account #001-0203-519-0-5999 as follows:

**Transfer From:**

General Fund Contingency	001-0203-519-0-5999	\$5,000
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**Transfer To:**

General Fund Transfer Account	001-0203-581-0-0130	\$5,000
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**SECTION 2.** The Finance Director is hereby authorized to set up a budget in the Donations Fund (130) as follows:

RESOLUTION NO. 227-05

-2-

**REVENUES:**

130-00-347216	MLK Activity Fees	\$23,000.00
130-00-366907	MLK Donations	\$14,000.00
130-00-381001	Transfer from General Fund	\$ 5,000.00
130-00-381001	Transfer from General Fund (seed money)	<u>\$ 5,000.00</u>
	<b>TOTAL</b>	<b>\$47,000.00</b>

**EXPENDITURES:**

130-1235-572-1-3106	Prof. Serv.-Other: MLK Parade	\$ 7,000.00
130-1235-572-1-4701	Printing & Binding-MLK-Parade	\$ 500.00
130-1235-572-1-5201	Oper. Supplies-General-MLK Parade	\$ 5,000.00
130-1235-572-1-1203	Overtime-MLK Parade	\$11,000.00
130-1235-572-304701	Oper. Supplies-General Sr. Luncheon	\$ 4,500.00
130-1235-572-3-4701	Oper. Supplies-General-Sov Journal	\$ 1,000.00
130-1235-572-4-3106	Prof. Serv.-Other-Eco. Dev. Sum	\$10,000.00
130-1235-572-4-5201	Oper. Supplies-General-Eco. Dev. Sum	\$ 1,000.00
130-1235-572-5-3106	Prof. Serv.-Other-Book Fair	\$ 2,500.00
130-1235-572-5-3107	Prof. Serv.-Other-Book Fair	\$ 2,500.00
130-1235-572-6-3107	Prof. Serv.-Other-Gospel Ex.	\$ 2,000.00
	<b>TOTAL</b>	<b>\$47,000.00</b>

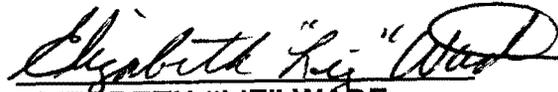
**SECTION 3.** The Finance Director is authorized to amend the budget contingent upon agreement with Suncoast High School for the Battle of the Bands event as shown in Exhibit "A" and authorized to transfer a total of \$22,800 from General Fund Contingency to the Donations Fund (130) for same.

**SECTION 4.** This Resolution shall take effect upon its passage and approval by the City Council.

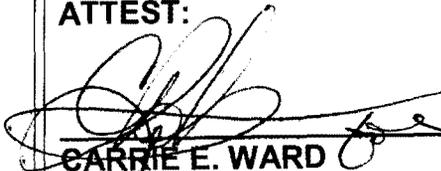
**PASSED** and **APPROVED** this 21st day of December, 2005.

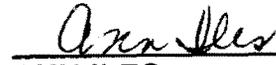
APPROVED:

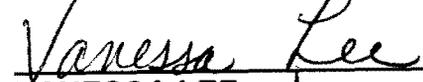
  
MICHAEL D. BROWN  
MAYOR

  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

ATTEST:

  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
ANN ILES  
CHAIRPERSON PRO TEM

  
VANESSA LEE  
COUNCILPERSON

  
JUDY L. DAVIS  
COUNCILPERSON

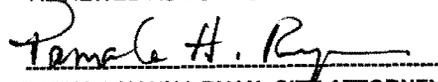
  
EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: A. Iles

SECONDED BY: J. Davis

E. WADE aye  
A. ILES aye  
V. LEE aye  
J. DAVIS aye  
E. RODGERS aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/19/05

[Htt:dpm:121605]

**RESOLUTION NO. 226-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN APPLICATION FOR NORTRAX EQUIPMENT COMPANY LOCATED AT 3933 DR. MARTIN LUTHER KING BOULEVARD (SR 710); 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 November 10, 2005, to review the site plan application and recommended approval with conditions to the City Council; 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.** That the Nortrax Equipment Company site plan is hereby approved with the following conditions:

1. All future advertising must state that the development is in the City of Riviera Beach. A fine of \$250 per day will be levied against the property owner for violation of this condition.
2. Construction must be initiated within 18 months of receiving City Council Approval.
3. A landscaping bond for 110% of the value of landscaping and irrigation shall be required before certificate of occupancy is issued.
4. The applicant must comply with the Annexation Agreement (Resolution 197-98) dated November 17, 1998, by constructing an eight (8) foot wall between Palm Lakes Estate Mobile Home Community and the proposed development prior to Certificate of Occupancy.
5. A decorative gate shall be provided to the entrance of the development.

**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 21st day of December, 2005.**

**\*\*\*\*\*THE REMAINING OF THIS RESOLUTION INTENTIONALLY LEFT BLANK\*\*\*\*\***

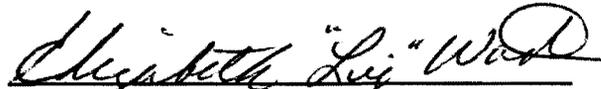
RESOLUTION NO. 226-05

PAGE 3

APPROVED:

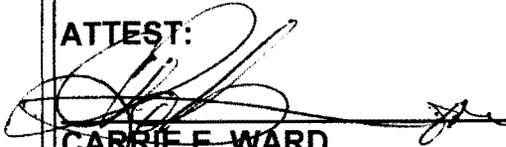


MICHAEL D. BROWN  
MAYOR

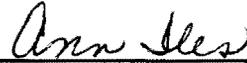


ELIZABETH "LIZ" WADE  
CHAIRPERSON

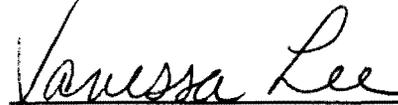
ATTEST:



CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK



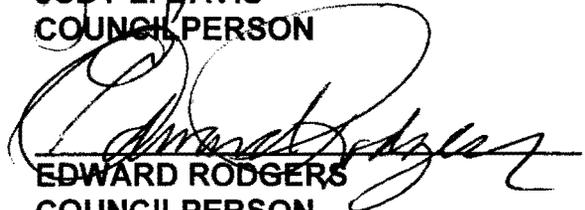
ANN ILES  
CHAIR PRO TEM



VANESSA LEE  
COUNCILPERSON



JUDY L. DAVIS  
COUNCILPERSON



EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: A. Iles

SECONDED BY: J. Davis

E. WADE: aye

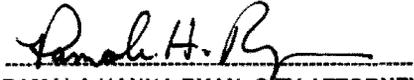
A. ILES: aye

V. LEE: aye

J. DAVIS: aye

E. RODGERS: aye

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/13/05

RESOLUTION NO. 224-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, INCREASING THE SALARIES OF DEPARTMENT HEADS, ADMINISTRATIVE, SUPERVISORY AND CONFIDENTIAL EMPLOYEES BY FIVE PERCENT (5%) FOR FISCAL YEAR 2005-2006 AND PROVIDING FOR UP TO A TWO PERCENT (2%) MERIT INCREASE FOR THESE EMPLOYEES ON THEIR ANNIVERSARY DATE; REGRADING DEPARTMENT HEADS AND CREATING A DEPARTMENT HEAD JOB CLASSIFICATION LIST AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE GENERAL FUND - FUND BALANCE IN THE AMOUNT OF \$42,536 FOR SAME; AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER \$409,185 FROM VARIOUS RELATED CONTINGENCY ACCOUNT NUMBERS TO ALL RELATED SALARY ACCOUNTS; AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE MARINA FUND FUND BALANCE IN THE AMOUNT OF \$12,626 FOR SAME; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, staff recommends that a five percent (5%) salary adjustment be granted to Department Heads, Administrative, Supervisory and Confidential Employees; and

**WHEREAS**, the minimum and maximum of the salary schedule for Department Heads, Administrative, Supervisory and Confidential employees shall be increased by five percent (5%); and

**WHEREAS**, funds have been provided in the 2005-2006 Budget for salary increases; and

**WHEREAS**, staff is also recommending up to a two percent (2%) merit increase on an employee's anniversary date commencing October 1, 2005; and

**WHEREAS**, the merit increase will be received according to the following scale on the employee's anniversary date.

2%	Outstanding
1.5%	Excellent
0%	Satisfactory
0%	Unsatisfactory

**WHEREAS**, a salary study was completed for department heads; and

**WHEREAS**, the study demonstrated an increase to the existing pay grades; and

**WHEREAS**, the pay grades are adjusted according to Appendix "A" attached hereto and made apart of this Resolution; and

**WHEREAS**, department heads will receive an adjustment to their current base salary to decrease salary compression according to Appendix "A" attached hereto and made apart of this Resolution.

**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's Job Classification List for Department Heads, Administrative, Supervisory and Confidential employees be amended as outlined in Appendix "A" attached hereto and made a part of this resolution, increasing the minimum and maximum salary for the pay grades by five percent (5%).

**SECTION 2.** That a cost of living salary adjustment be granted and the salaries of the Administrative, Supervisory and Confidential employees be increased by five percent (5%) effective October 1, 2005 for the 2005-2006 Fiscal Year. However, employees who are at the maximum of their pay grade will be eligible for the salary adjustment in the form of a lump sum payment that will not be added to their base salary.

**SECTION 3.** That Department Heads, Administrative, Supervisory and Confidential employees will receive up to a two percent (2%) merit increase on their anniversary date based on the aforementioned scale. Employees, who are at the maximum when the merit increase is applied, will receive a lump sum on their anniversary date.

**SECTION 4.** That the Finance Director is authorized to transfer \$409,185 from various related Contingency account numbers for the 5% salary adjustment and up to 2% merit increase for department heads, administrative, supervisory and confidential employees.

**RESOLUTION NO.** 224-05

**PAGE-3-**

**SECTION 5.** The Finance Director is authorized to appropriate Marina Fund Balance in the amount of \$12,626 and increase the Marina Salary account for the salary adjustment and up to two percent (2%) merit increase for the department head, and supervisory employees in the Marina Department.

**SECTION 6.** The Finance Director is authorized to appropriate General Fund - Fund Balance in the amount of \$42,536 and increase various Department Salary and related benefit accounts for department head salary adjustments.

**SECTION 7.** That the Department Head salaries be adjusted according to Appendix "B" attached hereto and made a part of this resolution.

**SECTION 8.** Only those employees on the City's payroll at the time of payment will be eligible for retroactivity

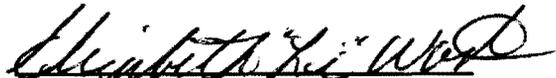
**SECTION 9.** This Resolution shall take effect retroactive to October 1, 2005, upon its passage and approval by the City Council.

**PASSED AND APPROVED** this 21st day of December,  
2005.

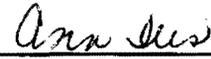
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APPROVED:

  
\_\_\_\_\_  
MICHAEL D. BROWN  
MAYOR

  
\_\_\_\_\_  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

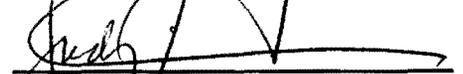
(MUNICIPAL SEAL)

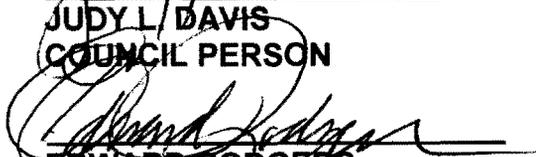
  
\_\_\_\_\_  
ANN ILES  
CHAIRPERSON PRO TEM

ATTEST:

  
\_\_\_\_\_  
VANESSA LEE  
COUNCIL PERSON

  
\_\_\_\_\_  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
\_\_\_\_\_  
JUDY L. DAVIS  
COUNCIL PERSON

  
\_\_\_\_\_  
EDWARD RODGERS  
COUNCIL PERSON

MOTIONED BY: V. Lee

SECONDED BY: J. Davis

E. WADE aye

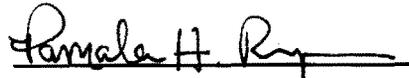
A. ILES aye

V. LEE aye

J. DAVIS aye

E. RODGERS aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
\_\_\_\_\_  
PAMALA H. RYAN, CITY ATTORNEY

DATE: 12/19/05

**RESOLUTION NO. 223-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE JOB CLASSIFICATION LIST BY INCREASING THE SALARY OF GENERAL EMPLOYEES REPRESENTED BY THE NATIONAL CONFERENCE OF FIREMEN & OILERS AND LIST BY CREATING JOB CLASSIFICATION FOR FISCAL YEAR 2005 - 2006; AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER \$504,114 FROM RELATED CONTINGENCY ACCOUNTS TO SALARY ACCOUNTS AND AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE MARINA FUND FUND BALANCE IN THE AMOUNT OF \$27,002 FOR SAME AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, labor negotiations between the National Conference of Firemen & Oilers and City staff have concluded; and

**WHEREAS**, the salary of the general employees represented by the National Conference of Firemen & Oilers shall be increased effective October 1, 2005; and

**WHEREAS**, a job classification lists for general employees shall be created for Fiscal Year 2005 – 2006 as attached hereto; and

**WHEREAS**, the cost of the increases for Fiscal Year 2005 was included in the adopted budget for Fiscal Year 2005 – '06.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA:**

**SECTION 1.** That the attached job classification list be amended as reflected in Article 21. Wages of the Union Contract.

**SECTION 2.** That the job classification list for 2005 – '06 be increased to allow employees to receive a five percent (5%) salary adjustment and up to two percent (2%) merit increase on their anniversary and 2006 – '07 a five percent (5%) salary adjustment with up to a three percent (3%) merit increase on their anniversary date.

Merit Increase rating for 2005 – '06

2% - Outstanding  
1.5% - Excellent  
0% - Satisfactory

Merit Increase rating for 2006 – '07

3% - Outstanding  
2% - Excellent  
0% - Satisfactory

**SECTION 3.** This resolution shall take effect retroactive to October 1, 2005 upon its passage and approval by the City Council.

**SECTION 4.** Only those employees currently on the City's payroll at the time of payment, shall be eligible for retroactivity to October 1, 2005.

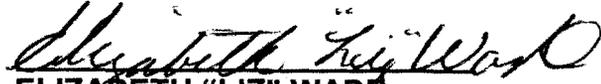
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RESOLUTION NO. 223-05  
PAGE-3-

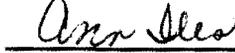
PASSED AND APPROVED this 21st day of December, 2005.

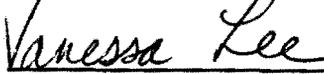
APPROVED:

  
MICHAEL D. BROWN  
MAYOR

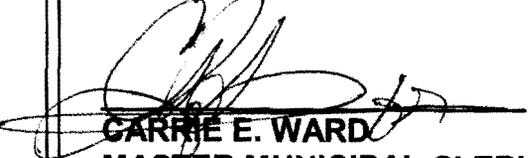
  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

(MUNICIPAL SEAL)

  
ANN ILES  
CHAIRPERSON PRO TEM

  
VANESSA LEE  
COUNCILPERSON

ATTEST:

  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
JUDY L. DAVIS  
COUNCIL PERSON

  
EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: V. Lee

E. WADE aye

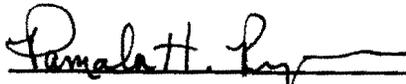
A. ILES aye

V. LEE aye

J. DAVIS aye

E. RODGERS aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA H. RYAN, CITY ATTORNEY

DATE: 12/15/05

RESOLUTION NO. 222-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE COLLECTIVE BARGAINING AGREEMENT COMMENCING OCTOBER 1, 2005 TO SEPTEMBER 30, 2008 BETWEEN THE NATIONAL CONFERENCE OF FIREMEN AND OILERS, LOCAL 1227 REPRESENTING GENERAL EMPLOYEES OF THE CITY OF RIVIERA BEACH AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, The City of Riviera Beach has a Collective Bargaining Agreement with the National Conference of Firemen and Oilers, Local #1227, an organization representing General Employees of the City of Riviera Beach; and

**WHEREAS**, both parties have agreed to make changes to the existing labor agreement articles; and

**WHEREAS**, the language in the attached articles are deleted by strike through and the newly proposed language is underscored; and

**WHEREAS**, all of the other contract articles will remain the same; and

**WHEREAS**, the Collective Bargaining Agreement shall be for a period of three (3) years.

**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 collective bargaining agreement between the City of Riviera Beach and the National Conference of Firemen & Oilers representing general employees.

**SECTION 2.** That this resolution shall take effect retroactive to October 1, 2005 upon its passage and adoption by City Council.

RESOLUTION NO. 222-05

PAGE-2-

PASSED AND APPROVED this 21st day of December, 2005.

APPROVED:

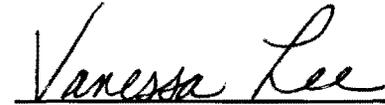
  
MICHAEL D. BROWN  
MAYOR

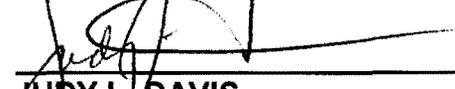
  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

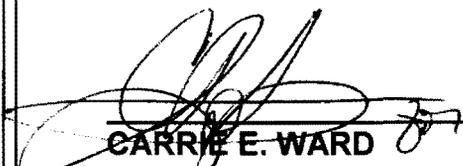
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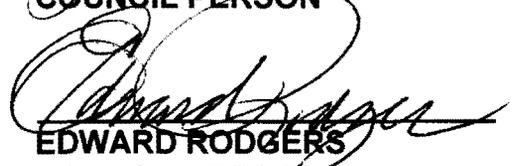
  
ANN ILES  
CHAIRPERSON PRO TEM

ATTEST:

  
VANESSA LEE  
COUNCIL PERSON

  
JUDY L. DAVIS  
COUNCIL PERSON

  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
EDWARD RODGERS  
COUNCIL PERSON

MOTIONED BY: J. Davis

SECONDED BY: V. Lee

E. WADE out

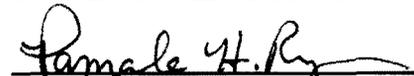
A. ILES aye

V. LEE aye

J. DAVIS aye

E. RODGERS aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA H. RYAN, CITY ATTORNEY

DATE: 12/14/05

RESOLUTION NO. 221-05

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ADOPTING A NEW AMBULANCE TRANSPORT FEE SCHEDULE FOR RIVIERA BEACH FIRE RESCUE EMERGENCY MEDICAL SERVICES; AND PROVIDE AN EFFECTIVE DATE.**

**WHEREAS**, Riviera Beach Fire Rescue Provides Emergency Medical Service and Ambulance transport within the City of Riviera Beach; and

**WHEREAS**, the City Council adopts the Ambulance Transport fee schedule for Emergency Medical Services; and

**WHEREAS**, the City Council adopted an amended fee schedule in 2000 and wishes to adopt a new fee schedule.

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:**

**Section 1:** The City Council of Riviera Beach, Palm Beach County, Florida does hereby adopt a new fee schedule for Ambulance Transport and Emergency Medical Services:

<u>BLS and ALS Emergency</u>	<u>ALS2 Emergency</u>	<u>Mileage</u>	<u>Immobilization</u>
\$450.00	\$575.00	\$8.00	\$20.00

**Section 2:** This fee schedule may be amended by adoption of a subsequent Resolution by the City Council

**Section 3:** This Resolution shall take effect upon its passage.

**PASSED and APPROVED this 21st day of December, 2005**

RESOLUTION NO. 221-05

PAGE 2

APPROVED:



MICHAEL D. BROWN  
MAYOR

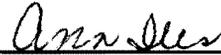


ELIZABETH "LIZ" WADE  
CHAIRPERSON

ATTEST:



CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK



ANN ILES  
CHAIR PRO TEM



VANESSA LEE  
COUNCILPERSON



JUDY L. DAVIS  
COUNCILPERSON



EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: V. Lee

E. WADE: out

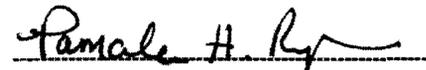
A. ILES: aye

V. LEE: aye

J. DAVIS: aye

E. RODGERS: aye

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/8/05

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND THE CRIMINAL JUSTICE COMMISSION OF PALM BEACH COUNTY IN THE AMOUNT OF \$100,000 FOR THE CONTINUATION OF WEED AND SEED AND, AUTHORIZING THE CITY MANAGER TO EXECUTE THE INTERLOCAL AGREEMENT, AUTHORIZING THE FINANCE DIRECTOR TO SET UP THE BUDGET AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Riviera Beach has been involved in Weed and Seed since 1994 receiving funding the Executive Office of Weed and Seed; and

**WHEREAS**, current funding for Weed and Seed terminates in April of 2006; and

**WHEREAS**, the City is desirous of continuing its Weed and Seed Strategy with special emphasis on the Seeding component; and

**WHEREAS**, the Criminal Justice Commission of Palm Beach County, has approved funding in the amount of \$100,000 to continue the Weed and Seed activities in the City; and

**WHEREAS**, in order for the City to receive the \$100,000 the City is required to execute and approve the Interlocal Agreement with the Palm Beach County Criminal Commission.

**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 Interlocal Agreement between the City of Riviera Beach and the Palm Beach County Criminal Justice Commission, and the City accepts the grant in the amount of \$100,000 from the Palm Beach County Criminal Justice Commission.

**SECTION 2:** That the City Manager is authorized to execute the Interlocal agreement.

**SECTION 3:** That the Finance Director is authorized to set up the budget as follows:

**Revenue:**

123-00-337902	\$100,000.00	County Weed & Seed Grant
---------------	--------------	--------------------------

**Expense:**

123-0822-521-4-1201	\$33,710.00	Salaries and Wages
123-0822-521-4-1401	1,910.00	FICA/Medicare
123-0822-521-4-1403	5,910.00	Health/Dental Insurance
123-0822-521-4-1404	290.00	Life Insurance
123-0822-521-4-3101	39,365.00	Contracted Services
123-0822-521-4-4101	1,855.00	Communications
123-0822-521-4-5201	16,960.00	General Supplies

**SECTION 4:** This resolution shall take effect upon its passage and approval.

Passed and approved this 21st day of December, 2005.

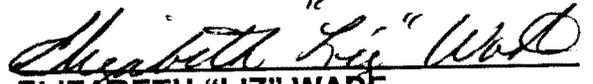
RESOLUTION NO. 220-05

PAGE 3

APPROVED:

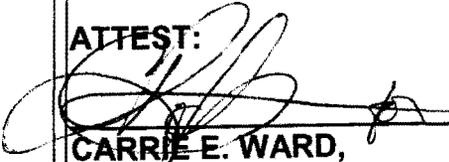


MICHAEL D. BROWN  
MAYOR

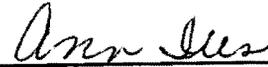


ELIZABETH "LIZ" WADE  
CHAIRPERSON

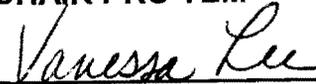
ATTEST:



CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK



ANN ILES  
CHAIR PRO TEM



VANESSA LEE  
COUNCILPERSON



JUDY L. DAVIS  
COUNCILPERSON



EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: V. Lee

SECONDED BY: J. Davis

E. WADE: out

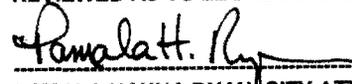
A. ILES: aye

V. LEE: aye

J. DAVIS: aye

E. RODGERS: aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA HANNA RYAN CITY ATTORNEY

DATE: 12/15/05

**RESOLUTION NO. 219-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SPECIAL EXCEPTION APPLICATION FROM CWM MINISTRIES FOR AN ADULT COMMUNITY HOUSING FACILITY FOR ELDERLY, DISABLED AND DISADVANTAGED MEN TO BE LOCATED AT 1141, 1145, 1149, 1157, 1165 WEST 31<sup>ST</sup> STREET WITH SPECIFIC CONDITIONS AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the subject property has a Multi-family Residential Future Land Use; and

**WHEREAS**, the subject property is zoned RM-15 which allows adult congregate living facilities, convalescent homes, and group homes by special exception; and

**WHEREAS**, the Planning & Zoning Board met on November 10, 2005, to review the special exception application and voted to recommend approval.

**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 requested by CWM Ministries allowing an adult community housing project for elderly, disabled and disadvantaged men to be located at 1141, 1145, 1149, 1157, 1165 West 31<sup>st</sup> Street is approved with the following conditions:

1. The Special Exception shall expire if and/or CWM Ministries transfers ownership or stops operating the facility.
2. The Landscaping shall be improved in accordance with the projects landscape plan, and a bond in the amount of 110% shall be provided to guarantee the maintenance of the landscaping for 1 year.
3. The parking area shall be re-striped in accordance with City regulations.
4. No on-street parking will be permitted.
5. The property shall provide full time on-site staff management for the project.

6. All units shall be renovated to meet A.D.A. Requirements for accessibility.
7. All applicable State of Florida licensing requirements must be obtained.
8. No convicted sex offenders will be permitted to stay at this facility
9. Violations or failure to comply with the above conditions will result in an immediate termination of the Special Exception Approval.
10. If the facility generates excessive police reports/calls the special exception may be reconsidered by the City Council at the Police Departments request.
11. The facility will install a perimeter fence and gate to control access to the facility.

**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.

**PASSED and APPROVED this 21st day of December, 2005.**

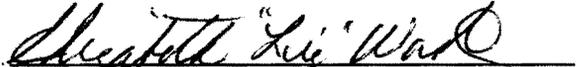
RESOLUTION NO. 219-05

PAGE -3-

APPROVED:

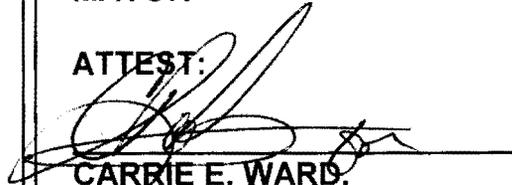


MICHAEL D. BROWN  
MAYOR

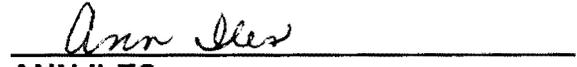


ELIZABETH "LIZ" WADE  
CHAIRPERSON

ATTEST:



CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK



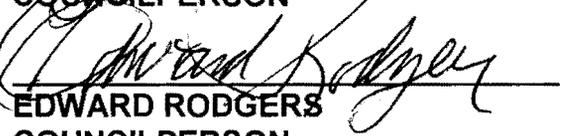
ANN ILES  
CHAIR PRO TEM



VANESSA LEE  
COUNCILPERSON



JUDY L. DAVIS  
COUNCILPERSON



EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: A. Iles

SECONDED BY: E. Rodgers

E. WADE: aye

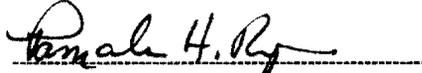
A. ILES: aye

V. LEE: aye

J. DAVIS: nay

E. RODGERS: aye

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/13/05

**RESOLUTION NO. 218-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE TRANSFER OF \$50,000 FROM ACCOUNT NO.: 001-0203-5190-5999, GENERAL FUND CONTINGENCY TO ACCOUNT NO.: 001-0613-514-0-3101, CONTRACT SERVICES TO FUND THE FORECLOSURE OF CERTAIN PROPERTIES IN THE CITY OF RIVIERA BEACH; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the City Council authorized the City Attorney's Office to foreclose on the following properties:

101 W. Blue Heron Blvd.	1500 MLK Blvd.
3501 Broadway	1521 W. 12 <sup>th</sup> Street
625 Avenue I	1020 W. 30 <sup>th</sup> Street

**WHEREAS**, the City Attorney's Office has been working to perfect the cases for foreclosure; and

**WHEREAS**, the cost to foreclose on the properties is estimated at approximately \$8,000 per case.

**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 Finance Director is authorized to transfer \$50,000.00 from general fund contingency account no.: 001-0203-5190-5999 to the City Attorney budget account no. 001-0613-514-0-3101, contract services to fund the foreclosure of the above referenced properties.

**SECTION 2.** That this resolution shall become final upon passage by the City Council.

**PASSED AND APPROVED THIS 21<sup>st</sup> DAY OF DECEMBER, 2005.**

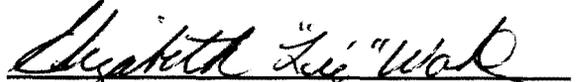
RESOLUTION NO. 218-05

PAGE -2-

APPROVED:



MICHAEL D. BROWN  
MAYOR

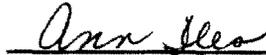


ELIZABETH "LIZ" WADE  
CHAIRPERSON

ATTEST:



CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK



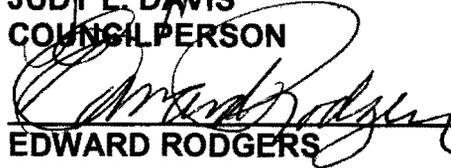
ANN ILES  
CHAIR PRO TEM



VANESSA LEE  
COUNCILPERSON



JUDY L. DAVIS  
COUNCILPERSON



EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: V. Lee

E. WADE: aye

A. ILES: aye

V. LEE: aye

J. DAVIS: aye

E. RODGERS: aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/9/05

RESOLUTION NO. 217-05

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO SUBMIT, ON BEHALF OF THE CITY OF RIVIERA BEACH, AN APPLICATION TO PALM BEACH COUNTY FOR RECEIVING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR RECONSTRUCTION OF WEST 32<sup>ND</sup> STREET BETWEEN AVENUE O AND AVENUE R IN THE AMOUNT OF \$240,000 FOR FISCAL YEAR 2006-07 AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Palm Beach County receives Community Development Block Grant Funds from the U.S. Department of Housing and Urban Development for the implementation and execution of certain activities and projects; and

**WHEREAS**, Palm Beach County is soliciting proposals for its community Development Block Grant Program for fiscal year 2006-07; and

**WHEREAS**, The City of Riviera Beach has entered into an interlocal agreement with Palm Beach County for implementation of community development projects; and

**WHEREAS**, The City of Riviera Beach has conducted a public meeting, obtained citizens input on community development projects and ranked those projects.

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

**SECTION 1.** That the City Council hereby approves the submission of an application to Palm Beach County for receiving Community Development Block Grant Funds for fiscal year 2006-07.

**SECTION 2.** That these funds be used for improving streets in the Northwest Neighborhood Strategy Area.

**SECTION 3.** That this project shall be priority number one for funding consideration.

Resolution No. 217-05  
Page 2

**SECTION 4.** That the City Manager is authorized to execute the application.

**SECTION 5.** That this resolution shall become effective upon its passage.

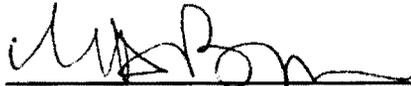
PASSED AND APPROVED THIS 21ST DAY OF DECEMBER, 2005.

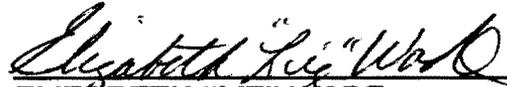
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RESOLUTION NO. 217-05

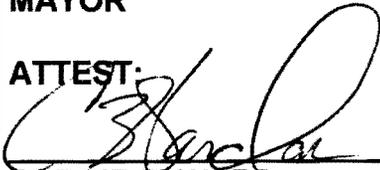
PAGE -3-

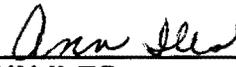
APPROVED:

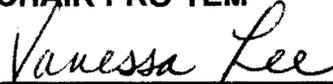
  
MICHAEL D. BROWN  
MAYOR

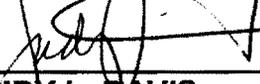
  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

ATTEST:

  
CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
ANN ILES  
CHAIR PRO TEM

  
VANESSA LEE  
COUNCILPERSON

  
JUDY L. DAVIS  
COUNCILPERSON

  
EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: V. Lee

E. WADE: aye

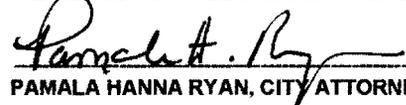
A. ILES: aye

V. LEE: aye

J. DAVIS: aye

E. RODGERS: aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/13/05

RESOLUTION NO. 216-05

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING FIRE RESCUE TO PURCHASE TWO (2) TAYLOR MADE AMBULANCES IN THE AMOUNT OF \$246,000.00 FROM TAYLOR MADE AMBULANCES OF NEWPORT, ARKANSAS; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT FROM ACCOUNT NUMBER 310-0920-5220-6451 FOR SAME; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Fire Rescue provides emergency medical and ambulance transport services.

**WHEREAS**, the City Council approved funding for the purchase of two (2) new rescue ambulances in the 2005/2006 fiscal budget to assist with providing emergency medical and transport services ; and

**WHEREAS**, the City can purchase two (2) ambulances from Taylor Made Ambulances of Newport, AR; and

**WHEREAS**, the City Council authorizes the Mayor and Finance Director to pay \$246,000.00 from account number 310-0920-5220-6451 for the purchase of two ambulances.

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:**

**Section 1:** The purchase of two (2) Taylor Made Ambulances from Taylor Made Ambulances is hereby approved.

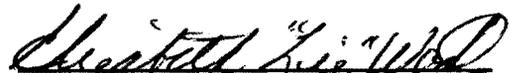
**Section 2:** The City Council of the City of Riviera Beach authorizes the Mayor and Finance Director to make payment to Taylor Made Ambulances in the amount of \$246,000.00 from account number 303-0920-5220 for same.

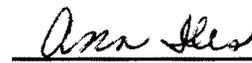
**Section 3:** This resolution shall take effect upon its passage and adoption by the City Council.

**PASSED and APPROVED this 21st day of December, 2005**

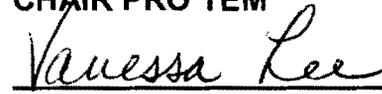
APPROVED:

  
MICHAEL D. BROWN  
MAYOR

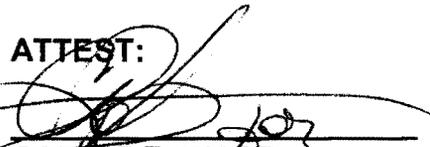
  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

  
ANN ILES  
CHAIR PRO TEM

(MUNICIPAL SEAL)

  
VANESSA LEE  
COUNCIL PERSON

  
JUDY L. DAVIS  
COUNCILPERSON

ATTEST:  
  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: V. Lee

E. WADE: aye

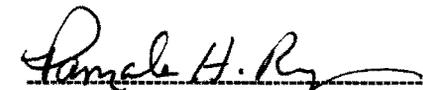
A. ILES: aye

V. LEE: aye

J. DAVIS: aye

E. RODGERS: aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/8/05

RESOLUTION NO. 215-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING FIRE RESCUE TO PURCHASE SEVENTY (70) SETS OF FIREFIGHTER PROTECTIVE CLOTHING UNDER THE SOUTHEAST FLORIDA PURCHASING COOPERATIVE CONTRACT FROM FISHER SCIENTIFIC COMPANY OF TAMPA, FLORIDA, IN THE AMOUNT OF \$99,525.00 AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 305-0920-5220-5205 AND 001-0920-5220-5205.

**WHEREAS**, the City Council approved the funding for the purchase of seventy (70) sets of Firefighter Protective Clothing in the 2005/06 Fiscal budget; and

**WHEREAS**, staff is requesting that it be allowed to purchase seventy (70) sets of firefighting protective clothing from Fisher Scientific Company, Tampa, Florida, under the Southeast Florida Purchasing Cooperative Contract.

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:**

**Section 1:** That the bid for the purchase of seventy (70) sets of Firefighter Protective Clothing be awarded to Fisher Scientific Company of Tampa, Florida, under the Southeast Florida Purchasing Cooperative Contract.

**Section 2:** That the Mayor and City Clerk are authorized to execute the contract with Fisher Scientific Company.

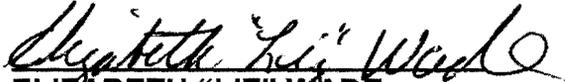
**Section 3:** The City Council of the City of Riviera Beach authorizes the Mayor and Finance Director to make payment to Fisher Scientific Company in the amount of \$98,280 for same from account number: 305-0920-5220-5205 and \$1,245 from account number 001-0920-5220-5205.

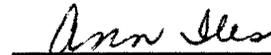
**Section 4:** The resolution shall take effect upon its passage and adoption by the City Council.

PASSED and APPROVED this 21st day of December, 2005

APPROVED:

  
MICHAEL D. BROWN  
MAYOR

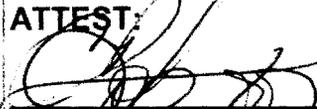
  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

  
ANN ILES  
CHAIR PRO TEM

(MUNICIPAL SEAL)

  
VANESSA LEE  
COUNCIL PERSON

  
JUDY L. DAVIS  
COUNCILPERSON

ATTEST:  
  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: V. Lee

E. WADE aye

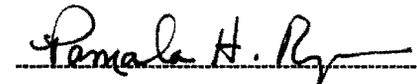
A. ILES aye

V. LEE aye

J. DAVIS aye

E. RODGERS aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/2/05

## PURCHASE AGREEMENT

THIS AGREEMENT made and entered into this 21 day of December 2005 by and between Total Fire Safety Group through Fisher Scientific Company, L.L.C. hereinafter referred to as "Independent Contractor," whose mailing address is 3970 Johns Creek Court, Suite 500, Suwanee, GA 30024, and the CITY OF RIVIERA BEACH, FLORIDA, a municipal corporation, hereinafter referred to as "City," whose address is 600 West Blue Heron Boulevard, Riviera Beach, Florida, 33404.

WHEREAS, Whereas the City of Margate, Florida acting as lead agency for the Southeast Florida Cooperative Purchasing Group posted an RFP for Labor and Materials for turnout gear, by Resolution No. 10-344 to wit, hereinafter referred to as the "RFP", the terms of which are incorporated herein by reference; and

WHEREAS, the Independent Contractor was the successful responsible bidder to sell and implement Labor and Materials for turnout gear to the City of Margate and other governmental agencies; and

WHEREAS, the City desires and is authorized to participate in the purchasing and utilization of Labor and Materials for turnout gear from the Independent Contractor as provided in the RFP.

In consideration of the mutual covenants and promises set forth herein, the parties to this Agreement do hereby agree as follows:

1. Independent Contractor agrees to be bound by all the terms and conditions as set forth in the South Florida Purchasing Cooperative Contract with the host City-Margate by Resolution #10-344.

2. To the extent that there exist a conflict between the quote and this Agreement, the terms, conditions, covenants, and/or provisions of this Agreement shall prevail. Wherever possible, the provisions of such documents shall be construed in such a manner as to avoid conflicts between provisions of the various documents.

3. That the City does hereby retain the services of the Independent Contractor for the purpose of labor and materials as set forth more fully in Exhibit "A" attached hereto and incorporated herein by reference.

4. Work must begin upon the date of receipt of official notice from the City to proceed and shall be carried on at a rate to insure its full completion within ninety (90) days from the date of official notice to proceed, the rate of progress and time of completion being essential conditions of this Agreement. [All materials to be purchased under the terms of this Agreement shall be delivered to the City no later than ninety (90) days after receipt of official notice to supply such materials, the timely deliver of said materials being essential conditions of this Agreement.]

5. If through no fault of the using entity, turnout gear is delivered which is not acceptable, Independent Contractor shall be responsible for correcting and replacing and shall bear all costs associated with above. In addition, if gear is delivered and needs to be altered Independent Contractor shall have two attempts to remedy. Any misfits or alterations which can not be adjusted satisfactorily to the user will be rejected and Independent Contractor shall supply new gear within ten days. The City reserves the right to cancel this contract without cause upon thirty (30) days written notice; or sooner with cause. Nonperformance or unsatisfactory performance shall be considered grounds for immediate termination.

6. The City agrees to compensate the Independent Contractor in accordance with the fee proposal set as forth in Exhibit "A". The total and cumulative amount of this contract shall not exceed the amount of funds annually budgeted for these services. The City shall not reimburse the Independent Contractor for any travel costs incurred as a direct result of the Independent Contractor providing deliverables to the City in pursuance of the scope of work contained in Exhibit "A".

7. Independent Contractor hereby represents that it has complied and shall continue to comply with all applicable Federal and State statutes and local ordinances. Further, Independent Contractor shall be solely responsible for obtaining and complying with all necessary permits, approvals and authorizations, required for the

work to be performed pursuant to the terms of this Agreement from any federal, state, regional, county, or city agency.

8. The Independent Contractor represents that it has, or will secure at its own expense, all necessary personnel, equipment and materials required to perform the services under this Agreement. Such personnel shall not be employees of or have any contractual relationship with the City.

9. All of the services required hereunder shall be performed by the Independent Contractor or under its supervision, and all personnel engaged in performing the services shall be fully qualified and, if required, authorized or permitted under state and local law to perform such services.

10. The Independent Contractor agrees that it is fully responsible to the City for the acts and omissions of subcontractors and of persons either directly or indirectly employed by the Independent Contractor. Nothing contained herein shall create any contractual relationship between any subcontractor and the City.

11. All of the Independent Contractor's personnel (and all Subcontractors) while on City premises will comply with all City requirements governing conduct, safety and security.

12. The City is exempt from payment of Florida State Sales and Use Taxes. The City will sign an exemption certificate submitted by the Independent Contractor. The Independent Contractor shall not be exempted from paying sales tax to its suppliers for materials used to fulfill contractual obligations with the City.

13. Prior to execution of this Agreement by the City, the Independent Contractor shall provide certificates evidencing insurance coverages as required hereunder. All insurance policies shall be issued by companies authorized to do business under the laws of the State of Florida. The Certificates shall clearly indicate that the Independent Contractor has obtained insurance of the type, amount, and classification as required for strict compliance with this ARTICLE and that no material change or cancellation of the insurance shall be effective without thirty (30) days prior written notice to the City's representative. Compliance with the foregoing requirements shall not relieve the Independent Contractor of its liability and obligations under this Agreement.

14. The Independent Contractor shall maintain, during the life of this Agreement, commercial general liability, including contractual liability insurance in the amount of \$500,000 per occurrence to protect the Independent Contractor from claims for damages for bodily and personal injury, including wrongful death, as well as from claims of property damages which may arise from any operations under this Agreement, whether such operations be by the Independent Contractor or by anyone directly employed by or contracting with the Independent Contractor.

15. The Independent Contractor shall maintain, during the life of this Agreement, comprehensive automobile liability insurance in the minimum amount of \$500,000 combined single limit for bodily injury and property damages liability to protect the Independent Contractor from claims for damages for bodily and personal injury, including death, as well as from claims for property damage, which may arise from the ownership, use, or maintenance of owned and non-owned automobiles, including rented automobiles whether such operations be by the Independent Contractor or by anyone directly or indirectly employed by the Independent Contractor.

16. The Independent Contractor shall maintain, during the life of this Agreement, adequate Workers' Compensation Insurance and Employer's Liability Insurance in at least such amounts as are required by law for all of its employees per Florida Statute 440.02.

17. All insurance, other than Professional Liability and Workers' Compensation, to be maintained by the Independent Contractor shall specifically include the City as an "Additional Insured."

18. The Independent Contractor shall indemnify and save harmless and defend the City, its agents, servants, and employees from and against any and all claims, liability, losses, and/or causes of action which may arise from any negligent act or omission of the Independent Contractor, its agents, servants, or employees in the performance of services under this Agreement.

19. The Independent Contractor further agrees to indemnify, save harmless and defend the City, its agents, servants and employees from and against any claim, demand or cause of action of whatsoever kind or nature arising out of any conduct or misconduct of the Independent Contractor not included in the paragraph above and for which its employees are alleged to be liable. Nothing contained in this provision shall be construed or interpreted as consent by the City to be sued, nor as a waiver of sovereign immunity beyond the waiver provided in Section 768.28, Florida Statutes.

20. The Independent Contractor shall not be considered in default by reason of any failure in performance if such failure arises out of causes reasonably beyond the control of the Independent Contractor or its subcontractors and without their fault or negligence. Such causes include, but are not limited to: acts of God; natural or public health emergencies; labor disputes; freight embargoes; and abnormally severe and unusual weather conditions. Upon the Independent Contractor's request, the City shall consider the facts and extent of any failure to perform the work and, if the Independent Contractor's failure to perform was without it or its subcontractors fault or negligence, as determined by the City, the Agreement Schedule and/or any other affected provision of this Agreement shall be revised accordingly; subject to the City's rights to change, terminate, or stop any or all of the work at any time. If the Independent Contractor is delayed at any time in the process of the work by any act or neglect of the City or its employees, or by any other contractor employed by the City, or by changes ordered by the City or in an unusual delay in transportation, unavoidable casualties, or any causes beyond the Independent Contractor's control, or by delay authorized by the Engineer pending negotiation or by any cause which the Engineer shall decide justifies the delay, then the time of completion shall be extended for any reasonable time the City may decide. In the case of continuing cause of delay, only one (1) claim is necessary.

21. The Independent Contractor does not have the power or authority to bind the City in any promise, agreement or representation other than as specifically provided for in this Agreement.

22. The City reserves the right to make changes in the scope of work, including alterations, reductions therein or additions thereto. Upon receipt by the Independent Contractor of the City's notification of a contemplated change, the Independent Contractor shall, in writing: (1) provide a detailed estimate for the increase or decrease in cost due to the contemplated change, (2) notify the City of any estimated change in the completion date, and (3) advise the City if the contemplated change shall effect the Independent Contractor's ability to meet the completion dates or schedules of this Agreement. If the City so instructs in writing, the Independent Contractor shall suspend work on that portion of the work affected by a contemplated change, pending the City's decision to proceed with the change.

23. If the City elects to make the change, the City shall initiate an Agreement Amendment and the Independent Contractor shall not commence work on any such change until such written amendment is signed by the Independent Contractor and approved and executed by the City Manager for the City.

24. All materials and/or work to be furnished and/or installed by the Independent Contractor under this Agreement shall be guaranteed by the Independent Contractor for a period of one year from the date of final acceptance thereof by the City against defects in design, workmanship, or materials. Upon receipt of notice from the City of failure or defect of any part covered under such warranty/guaranty period, the affected part, parts, or materials shall be replaced promptly with new parts or materials by the Independent Contractor at no expense to the City. In the event the Independent Contractor fails to make the necessary repairs or replacements within 30 days after notification by the City, the City may accomplish the work at the expense of the Independent Contractor.

25. The Independent Contractor shall continuously maintain adequate protection of all work from damage, and shall protect such work and the City's property from injury or loss arising during the term of the Agreement. Except for any such damage, injury, or loss which may be directly due to errors caused by the City or employees of the City, the Independent Contractor shall adequately protect adjacent property, as provided by the law, and shall provide guard fences, lights, and any other necessary materials to carry out such protection.

26. Until acceptance of the work by the City, the City's property shall be under the charge and care of the Independent Contractor and the Independent Contractor shall take every necessary precaution against injury or damage to the work by the action of elements or from any other cause whatsoever, and the Independent Contractor shall repair, restore and make good, without additional charge any work occasioned by any of the above causes before its completion and acceptance by the City.

27. This Agreement and any dispute, disagreement, or issue of construction or interpretation arising hereunder whether relating to its execution, its validity, the obligations provided herein, performance or breach shall be governed and interpreted according to laws of the State of Florida. Any and all legal action necessary to enforce the Agreement will be held in Palm Beach County.

28. No remedy herein conferred upon any party is intended to be exclusive of any other remedy, and each and every such remedy shall be cumulative and shall be in addition to every other remedy given hereunder or now or hereafter existing at law or in equity or by statute or otherwise. No single or partial exercise by any party of any right, power, or remedy hereunder shall preclude any other or further exercise thereof.

29. If any action, whether in law, equity or otherwise, is brought for any dispute, disagreement, or issue of construction, declaration or interpretation arising hereunder whether relating to the Agreement's execution, validity, the obligations provided therein, or performance of this Agreement, or because of an alleged breach, default or misrepresentation in connection with any provisions of this Agreement, the successful or prevailing party or parties shall be entitled to recover reasonable attorney's fees, court costs and all expenses (including taxes) even if not taxable as court costs (including, without limitation, all such fees, costs and expenses incident to appeals), incurred in that action or proceeding, in addition to any other relief to which such party or parties may be entitled.

30. Time is of the essence in all respects under this Agreement.

31. Failure of the City to enforce or exercise any right(s) under this Agreement shall not be deemed a waiver of City's right to enforce or exercise said right(s) at any time thereafter.

**THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK**

AGREEMENT WITH THE CITY OF RIVIERA BEACH

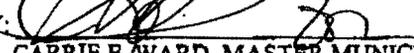
IN WITNESS WHEREOF, the Parties unto this Agreement have set their hands and seals on the day and date first written above.

CITY OF RIVIERA BEACH

INDEPENDENT CONTRACTOR

BY:   
MICHAEL D. BROWN  
MAYOR

BY:   
Name: CARTER HALL  
Title: FISHER SCIENTIFIC COMPANY, LLC

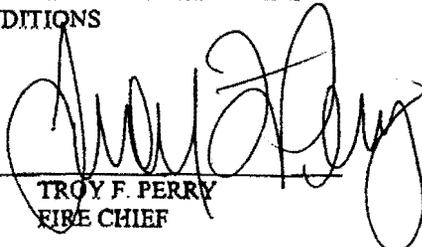
ATTEST:  
  
BY:   
CARRIE E. WARD, MASTER MUNICIPAL CLERK  
CITY CLERK

(SEAL)

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND  
CONDITIONS

BY: \_\_\_\_\_  
PAMALA H. RYAN  
CITY ATTORNEY

BY:   
TROY F. PERRY  
FIRE CHIEF

DATE: \_\_\_\_\_

**RESOLUTION NO. 214-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY FLORIDA AUTHORIZING THE PURCHASE OF TWO VEHICLES TO BE USED BY THE RIVIERA BEACH POLICE DEPARTMENT'S VICE UNION, AND AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE LAW ENFORCEMENT TRUST FUND FUND BALANCE IN THE AMOUNT OF \$36,260, INCREASING THE LAW ENFORCEMENT TRUST FUND CAPITAL MOTOR VEHICLES ACCOUNT NUMBER 150-0822-521-0-6451 IN THE AMOUNT OF \$36,260, APPROVE THE PURCHASE FROM HERTZ SALES WHO SUBMITTED THE LOWEST AND MOST FAVORABLE PROPOSAL TO THE CITY, AND AUTHORIZE THE FINANCE DIRECTOR TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 150-0822-521-0-6451.**

**WHEREAS**, the City has a need to purchase two (2) undercover vehicles for the VICE UNIT; and

**WHEREAS**, favorable terms were negotiated for the purchase of two (2) pre-owned vehicles in order to maximize available funding and provide additional flexibility for the Vice Unit; and

**WHEREAS**, each vehicle has an extended warranty to protect the City's interest and has received a satisfactory inspection by a mechanic from the City's Fleet Maintenance division; and

**WHEREAS**, the City wishes to purchase two (2) vehicles from Hertz Car Sales at a cost of \$36,260.00.

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

**SECTION 1:**The City Council approves the purchase of two (2) undercover vehicles for the police department's VICE UNIT for a total cost of \$36,260.

**SECTION 2:**The City Council authorizes the Finance Director to appropriate Fund Balance in the Law Enforcement Trust Fund in the amount of \$36,260 and increase the Law Enforcement Trust Fund Capital Motor Vehicles account number 150-0822-521-0-6451 in the amount of \$36,260.

**SECTION 3:**That the City Council approve the purchase from Hertz Sales who submitted the lowest and most favorable proposal to the City, and authorize the Finance Director to make payment for same from account number 150-0822-521-0-6451 in the amount of \$36,260.

**SECTION 4:**This Resolution shall take effect upon its passage and approval by the City Council.

**PASSED and APPROVED** this 21st day of December, 2005

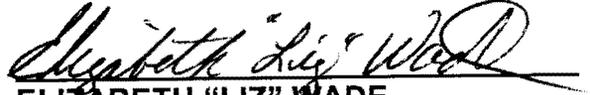
RESOLUTION NO. 214-05

PAGE 2

APPROVED:



MICHAEL D. BROWN  
MAYOR

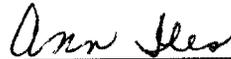


ELIZABETH "LIZ" WADE  
CHAIRPERSON

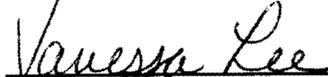
ATTEST:



CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK



ANN ILES  
CHAIR PRO TEM



VANESSA LEE  
COUNCILPERSON



JUDY L. DAVIS  
COUNCILPERSON



EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: V. Lee

V. LEE: aye

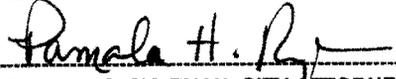
J. DAVIS: aye

E. WADE: aye

E. RODGERS: aye

A. ILES: aye

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/14/05

**RESOLUTION NO. 213-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO CLOSE WEST BLUE HERON BOULEVARD FROM CONGRESS AVENUE TO BROADWAY ON JANUARY 14, 2006; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS, the City of Riviera will be celebrating the birthday of one of the nations most honorable persons, Dr. Martin Luther King, Jr. , commencing January 9, 2006 and ending January 15, 2006; and**

**WHEREAS, the City will be holding a parade on January 14, 2006 on West Blue Heron Boulevard from Congress Avenue to Broadway on January 14, 2006 as one of the components in the series of events ; and**

**WHEREAS, in order to assure the safety of residents and participants during the parade; and**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:**

**SECTION 1: The City Manager is hereby authorized to seek a permit from FDOT and to have the Police Chief direct the closure of West Blue Heron Blvd. from Congress Avenue to Broadway, January 14, 2006.**

**SECTION 2: This Resolution shall take effect upon its passage and approval by the City Council.**

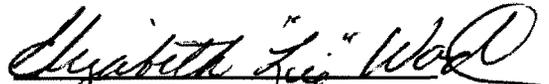
RESOLUTION NO. 213-05  
PAGE TWO

PASSED AND ADOPTED this 14th day of December, 2005.

APPROVED:

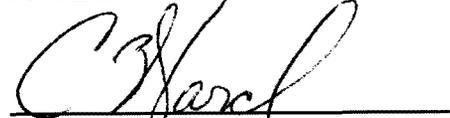


MICHAEL D. BROWN  
MAYOR

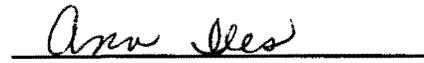


ELIZABETH "LIZ" WADE  
CHAIRPERSON

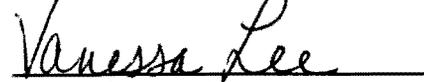
ATTEST:



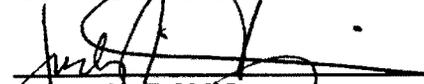
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK



ANN ILES  
CHAIRPERSON PRO TEM



VANESSA LEE  
COUNCILPERSON



JUDY L. DAVIS  
COUNCILPERSON



EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: V. Lee

E. WADE aye

A. ILES aye

V. LEE aye

J. DAVIS aye

E. RODGERS aye

REVIEWED AS TO LEGAL SUFFICIENCY

\_\_\_\_\_  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: \_\_\_\_\_

HH  
12/13/05

RESOLUTION NO. 212-05

**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 DISASTER RELIEF FUNDING AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS FOR REIMBURSEMENT OF EXPENSES ASSOCIATED WITH HURRICANE WILMA; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, in October 2005, the City of Riviera Beach incurred expenses associated with Hurricane Wilma; and

**WHEREAS**, the City is eligible for reimbursement of a portion of the expenses incurred.

**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 Disaster Relief Funding Agreement with the State of Florida Department of Community Affairs.

**SECTION 2.** That a copy of said agreement and any attachments are hereto and made a part thereof.

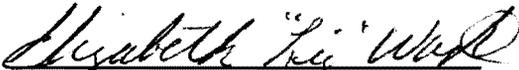
**SECTION 3.** This Resolution shall take effect immediately upon its approval.

PASSED and APPROVED this 1 day of December 2005.

**THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK**

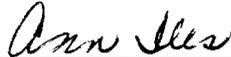
APPROVED:

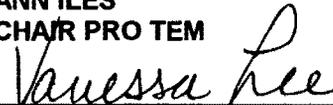
  
\_\_\_\_\_  
MICHAEL D. BROWN  
MAYOR

  
\_\_\_\_\_  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

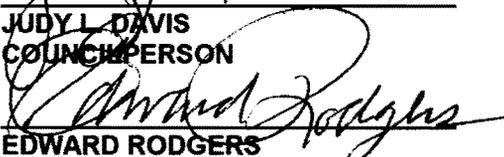
ATTEST:

  
\_\_\_\_\_  
CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
\_\_\_\_\_  
ANN ILES  
CHAIR PRO TEM

  
\_\_\_\_\_  
VANESSA LEE  
COUNCILPERSON

  
\_\_\_\_\_  
JUDY L. DAVIS  
COUNCILPERSON

  
\_\_\_\_\_  
EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: A. Iles

E. WADE: aye

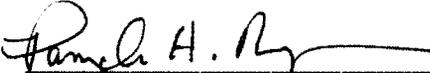
A. ILES: aye

V. LEE: aye

J. DAVIS: aye

E. RODGERS: aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
\_\_\_\_\_  
PAMALA HANNA RYAN, CITY ATTORNEY

Date: 11/23/05

RESOLUTION NO. 211-05

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE JOB CLASSIFICATION LIST BY INCREASING THE SALARY OF UNIFORM FIRE PERSONNEL REPRESENTED BY THE PROFESSIONAL FIREFIGHTERS/PARAMEDICS OF PALM BEACH COUNTY, IAFF, INC. AND BY CREATING JOB CLASSIFICATION LIST FOR FISCAL YEARS 2004 - 2007 AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, labor negotiations between the Professional Firefighters/ Paramedics of Palm Beach County, IAFF, Inc., and City staff have concluded; and

**WHEREAS**, the salary of uniform Fire Personnel represented by the Professional Firefighters/Paramedics of Palm Beach County, IAFF, Inc. shall be increased effective October 1, 2004; and

**WHEREAS**, a job classification lists for uniform fire personnel shall be created for Fiscal Years 2004 – 2007 as attached hereto; and

**WHEREAS**, the cost of the increases for Fiscal Year 2004 – '05 and 2005 – '06 was included in the adopted budget for Fiscal Year 2005 – '06.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA:**

**SECTION 1.** That the attached job classification lists be amended as reflected in Article 10 of the Union Contract .

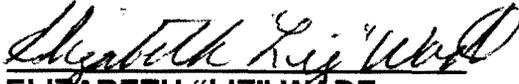
**SECTION 2.** That the job classification list for 2004 – '05 be increased to allow employees to be placed in the rate closest to their current salary and that the merit increase be adjusted from 3% to 5%. For 2005 – '06 and 2006 – '07, the salary schedule shall be increased by 2% with a 5% merit increase.

**SECTION 3.** This resolution shall take effect retroactive to October 1, 2004 upon its passage and adoption by the City Council.

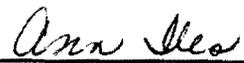
**SECTION 4.** Only those employees currently on the City's payroll shall be eligible for retroactivity to October 1, 2004.

APPROVED:

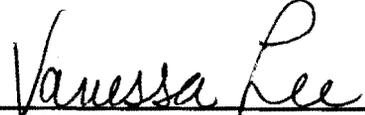
  
\_\_\_\_\_  
MICHAEL D. BROWN  
MAYOR

  
\_\_\_\_\_  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

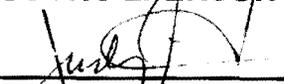
(MUNICIPAL SEAL)

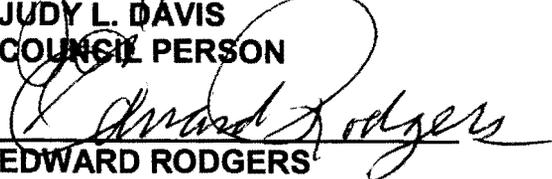
  
\_\_\_\_\_  
ANN ILES  
CHAIRPERSON PRO TEM

ATTEST:

  
\_\_\_\_\_  
VANESSA LEE  
COUNCILPERSON

  
\_\_\_\_\_  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
\_\_\_\_\_  
JUDY L. DAVIS  
COUNCIL PERSON

  
\_\_\_\_\_  
EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: V. Lee

E. WADE aye

A. ILES aye

V. LEE aye

J. DAVIS aye

E. RODGERS aye

REVIEWED AS TO LEGAL SUFFICIENCY

\_\_\_\_\_  
PAMALA H. RYAN, CITY ATTORNEY

DATE: \_\_\_\_\_

**RESOLUTION NO. 210-05**

**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 COMMENCING OCTOBER 1, 2004 TO SEPTEMBER 30, 2007 BETWEEN THE PROFESSIONAL FIREFIGHTERS/ PARAMEDICS OF PALM BEACH COUNTY, IAFF, INC., AN ORGANIZATION REPRESENTING UNIFORM FIREFIGHTERS OF THE CITY OF RIVIERA BEACH; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Riviera Beach has a Collective Bargaining Agreement with the Professional Firefighters/Paramedics of Palm Beach County, IAFF, Inc., an organization representing uniform firefighters of the City of Riviera Beach; and

**WHEREAS**, both parties have agreed to make changes to various articles in the bargaining agreement; and

**WHEREAS**, the language in the attached articles are deleted by strike-through and the newly proposed language is underscored; and

**WHEREAS**, all of the other contract articles will remain the same; and

**WHEREAS**, the Bargaining Agreement shall be in effect for a period of three (3) years – Fiscal Year 2004- 2007; and

**WHEREAS**, the cost of the 2004 – '05 and 2005 – '06 increases are included in the adopted budgets for Fiscal Year 2005 – '06 in the Fire Department Operating and Rescue salary accounts.

**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 executive the collective bargaining agreement between the City of Riviera Beach and the Professional Firefighters/Paramedics of Palm Beach County, IAFF, Inc. representing uniform fire personnel.

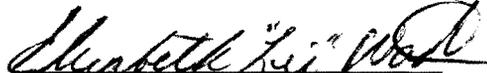
**SECTION 2.** That this resolution shall take effect retroactive to October 1, 2004 upon its passage and adoption by City Council.

RESOLUTION NO. 210-05  
PAGE 3

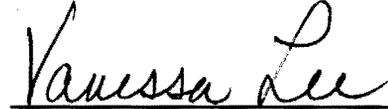
PASSED AND APPROVED this 1 day of December 2005.

APPROVED:

  
MICHAEL D. BROWN  
MAYOR

  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

  
ANN ILES  
CHAIRPERSON PRO TEM

  
VANESSA LEE  
COUNCIL PERSON

ATTEST:

  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK

  
JUDY L. DAVIS  
COUNCIL PERSON

  
EDWARD RODGERS  
COUNCIL PERSON

Motioned by: J. Davis

Seconded by: V. Lee

E. WADE aye

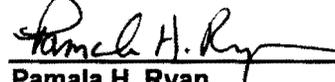
A. ILES aye

V. LEE aye

J. DAVIS aye

E. RODGERS aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
Pamala H. Ryan  
City Attorney

DATE 11/22/05

RESOLUTION NO. 209-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA INCREASING THE SALARIES OF ADMINISTRATIVE, SUPERVISORY AND CONFIDENTIAL EMPLOYEES BY FIVE PERCENT (5%) FOR FISCAL YEAR 2005-2006 AND PROVIDING FOR UP TO A TWO PERCENT (2%) MERIT INCREASE FOR THESE EMPLOYEES ON THEIR ANNIVERSARY DATE AND AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER \$401,093 FROM VARIOUS RELATED CONTINGENCY ACCOUNT NUMBERS TO ALL RELATED SALARY ACCOUNTS AND AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE MARINA FUND FUND BALANCE IN THE AMOUNT OF \$12,626 FOR SAME; PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, staff recommends that a five percent (5%) salary adjustment be granted to the Administrative, Supervisory and Confidential Employees; and

**WHEREAS**, the minimum and maximum of the salary schedule for Administrative, Supervisory and Confidential employees shall be increased by five percent (5%); and

**WHEREAS**, funds have been provided in the 2005-2006 Budget for salary increases; and

**WHEREAS**, staff is also recommending up to a two percent (2%) merit increase on an employee's anniversary date commencing October 1, 2005; and

**WHEREAS**, the merit increase will be received as follows on the employee's anniversary date.

2%	Outstanding
1.5%	Excellent
0%	Satisfactory
0%	Unsatisfactory

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

RESOLUTION NO. \_\_\_\_\_  
PAGE-2-

**SECTION 1.** That a cost of living salary adjustment be granted and the salaries of the Administrative, Supervisory and Confidential employees be increased by five percent (5%) effective October 1, 2005 for the 2005-2006 Fiscal Year.

**SECTION 2.** That at this time, the minimum and maximum salary for the pay grades will be adjusted by five percent (5%). However, employees who are at the maximum of their pay grade will be eligible for the salary adjustment in the form of a lump sum payment that will not be added to their base salary.

**SECTION 3.** That administrative, supervisory and confidential employees will receive up to a two percent (2%) merit increase on their anniversary date based on the above referenced scale. Employees who are at the maximum when the merit increase is applied, will receive a lump sum on their anniversary date.

**SECTION 4.** The Finance Director is authorized to transfer \$401,093 from various related Contingency account numbers for the COLA and up to 2% merit increases for administrative, supervisory and confidential employees.

**SECTION 5.** The Finance Director is authorized to appropriate Marina Fund Fund Balance in the amount of \$12,626 and increase the Marina Salary account for the COLA and up to 2% merit increases for administrative, supervisory and confidential employees.

**SECTION 6.** Only those employees on the City's payroll as of October 1, 2005 will be eligible for retroactivity.

**SECTION 7.** This Resolution shall take effect upon its passage and adoption by the City Council.

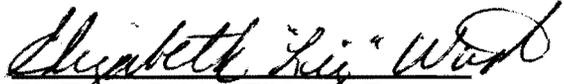
PASSED AND APPROVED this 01 day of Decemb,  
2005.

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RESOLUTION NO. \_\_\_\_\_  
PAGE-3-

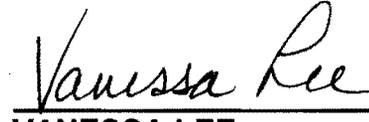
APPROVED:

  
\_\_\_\_\_  
MICHAEL D. BROWN  
MAYOR

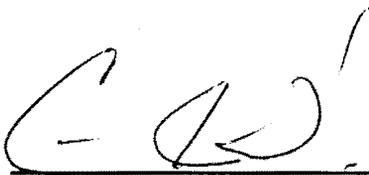
  
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ELIZABETH "LIZ" WADE  
CHAIRPERSON

(MUNICIPAL SEAL)

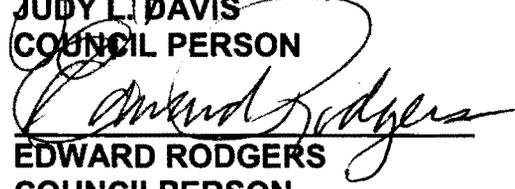
  
\_\_\_\_\_  
ANN ILES  
CHAIRPERSON PRO TEM

  
\_\_\_\_\_  
VANESSA LEE  
COUNCIL PERSON

ATTEST:

  
\_\_\_\_\_  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
\_\_\_\_\_  
JUDY L. DAVIS  
COUNCIL PERSON

  
\_\_\_\_\_  
EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

E. WADE \_\_\_\_\_

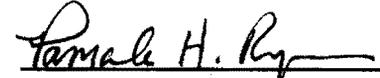
A. ILES \_\_\_\_\_

V. LEE \_\_\_\_\_

J. DAVIS \_\_\_\_\_

E. RODGERS \_\_\_\_\_

REVIEWED AS TO LEGAL SUFFICIENCY

  
\_\_\_\_\_  
PAMALA H. RYAN, CITY ATTORNEY

DATE: 11/22/05

RESOLUTION NO. 208-05

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, RETROACTIVELY AMENDING THE 2004-05 BUDGET FOR VARIOUS TECHNICAL CORRECTIONS THAT NEED TO BE MADE (SEE EXHIBIT "A"); AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, during the course of the fiscal year the Finance Department has come across various approved resolutions that need technical corrections and where as; and

**WHEREAS**, Exhibit "A" contains a listing of the resolution number and the reason for the correction; and

**WHEREAS**, these items are merely technical corrections to items issued during the 2004-05 budget.

**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 Finance Director to make the technical corrections and amendments as shown in Exhibit "A" to the 2004-05 budget for the City of Riviera Beach.

**SECTION 2** That this resolution shall take effect for the 2004-05 fiscal year, upon its passage and approval by the City Council.

**PASSED and APPROVED this 1 DAY OF December, 2005.**

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EXHIBIT "A"

approval date	resolution #	type of change	acct number to increase	amount	purpose of resolution	account # change from	account # change to
12/15/2004	242-04	move from general fund to grant fund	n/a	\$297,292 \$297,292	Grant received from FDOT for transportation study	001-00-399999 001-0717-515-0-3106	<del>143-00-331494</del> <del>143-0717-515-0-3106</del>
1/5/2005	7-05	account number change	n/a	n/a	purchase additional computer equipment/furniture to complete accreditation process	150-0000-521-0-6404 126-00-337412	150-0817-521-0-6404 126-00-337413
8/3/2005	131-05	account number change	n/a	n/a	received funds for installation of decorative street lights on W 31st street	126-0717-541-0-6357	126-0716-541-1-6357
9/7/2005	148-05	appropriate Marina R&R fund balance for purchase of forklift	422-00-399999 422-0000-543-0-6455	\$215,610 \$215,610	purchase forklift		

**RESOLUTION NO. 207-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE GENERAL FUND, FUND BALANCE ACCOUNT NUMBER 001-00-399999 IN THE AMOUNT OF \$70,001 AND TRANSFER TO THE CAPITAL FUND CITY CLERK ACCOUNT NUMBER 305-0409-5812-0-6455 FOR THE PURPOSE OF PURCHASING MEDIA EQUIPMENT FROM THE LOWEST PRICED VENDORS MEETING REQUIRED SPECIFICATIONS TO FACILITATE RIVIERA BEACH CHANNEL 18; AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER \$20,000 FROM GENERAL FUND CONTINGENCY ACCOUNT NUMBER 001-0203-519-0-5999 TO THE CITY CLERK'S CONTRACT SERVICES ACCOUNT IN THE AMOUNT OF \$15,000 AND \$5,000 TO THE CITY CLERK'S REPAIR AND MAINTENANCE ACCOUNT FOR MAINTENANCE AND OPERATION OF CHANNEL 18; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council is desirous of providing professional and live direct broadcasting to the residents of the City; therefore the City Council has recognized the purchase of additional equipment is necessary to provide quality and professional programming to the citizens and business owners of the City; and

**WHEREAS**, the Office of the City Clerk has provided quotes on equipment needed to more effectively operate from various vendors which has been reviewed by the Purchasing Director; and

**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 authorizes the purchase of the equipment necessary to provide quality and professional programming to the citizens and business owners of the City of Riviera Beach from the listed competitive lower bidders authorized to provide adequate production equipment:

B & H Photo, Inc.	\$85,884.29
Apple Computer Inc.	\$33,287.80

Pro Video Sales, Inc. \$9,578.91

Satellite Engineering Group, Inc. \$1,250.00

**SECTION 2.** The City Council authorizes the Finance Director to appropriate General Fund, Fund Balance in the amount of \$70,001 and transfer to the Capital Fund (305) for the purchase of media equipment as follows:

**Revenue:**

001-00-399999 General Fund Fund Balance \$70,001

**Expenditure:**

001-0203-581-0-0305 Transfer to Capital Fund \$70,001

**Revenue:**

305-00-381001 Transfer from General Fund \$70,001

**Expenditure:**

305-0409-512-0-6455 CAP Machinery & Equip \$70,001

**SECTION 3.** That the City Council authorizes the Finance Director to transfer \$20,000 from General Fund Contingency account to the City Clerk's General Fund Operating budget as follows:

**Transfer from:**

General Fund Contingency 001-0203-519-0-5999 \$20,000

**Transfer to:**

City Clerk  
Contract Services 001-0409-512-0-3101 \$15,000  
Repair & Maintenance Equip 001-0409-512-0-4604 5,000  
\$20,000

**SECTION 4.** This resolution shall be effective immediately upon approval.

PASSED AND APPROVED THIS 1<sup>ST</sup> DAY OF DECEMBER,  
2005

APPROVED:



MICHAEL D. BROWN  
MAYOR

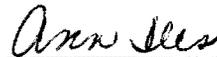


ELIZABETH "LIZ" WADE  
CHAIRPERSON

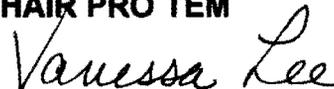
ATTEST:



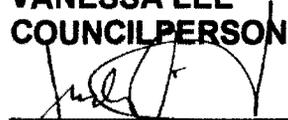
CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK



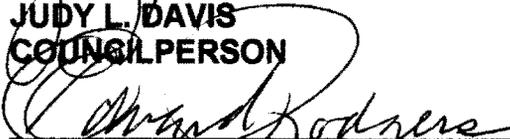
ANN ILES  
CHAIR PRO TEM



VANESSA LEE  
COUNCILPERSON

JUDY L. DAVIS  
COUNCILPERSON

EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: E. Rodgers

V. LEE: absent

J. DAVIS: aye

E. WADE: aye

E. RODGERS: aye

A. ILES: absent

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/18/05

**RESOLUTION NO. 206-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE VOGEL LAGA PLAT LOCATED ON WEST 25<sup>TH</sup> STREET, WEST OF AVENUE "Q" IN THE MONROE HEIGHTS SUBDIVISION; AUTHORIZING THE MAYOR, CITY ENGINEER, AND CITY CLERK TO SIGN THE SAID PLAT; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Riviera Beach Code of Ordinances requires that all property be platted before the issuance of any building permit; and

**WHEREAS**, Richard L. Shepard and Associates, Inc., has prepared a plat named Vogel Laga, which complies with the requirements of the State of Florida and the City; and

**WHEREAS**, the original plat consisted of Lots 3 through 8, Block 23 Monroe Heights containing 19, 440 square feet measuring 135 feet by 144 feet. The proposed plat will subdivide the original plat into two single family residential lots with one lot being approximately 7,056 square feet and the other consisting of 12, 481 square, lying on the north side of West 25<sup>th</sup> Street West of Avenue "Q" in the Monroe Heights Subdivision in the City of Riviera Beach.

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

**SECTION 1.** The Vogel Laga Plat is hereby approved.

**SECTION 2.** The Mayor, City Engineer, and City Clerk are authorized to sign the said plat.

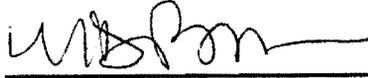
**SECTION 3.** The said plat shall be recorded with the Clerk and Comptroller of Palm Beach County.

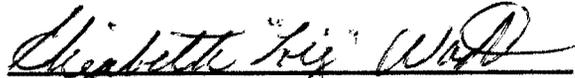
**SECTION 4.** The effective date of this Resolution shall be immediately upon its passage.

**PASSED AND APPROVED** this 1 day of December, 2005

RESOLUTION NO. 206-05  
PAGE -2-

APPROVED:

  
MICHAEL D. BROWN  
MAYOR

  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

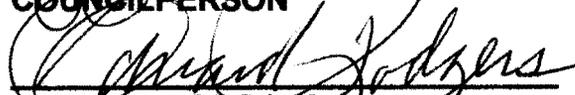
ATTEST:

  
CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
ANN ILES  
CHAIR PRO TEM

  
VANESSA LEE  
COUNCILPERSON

  
JUDY L. DAVIS  
COUNCILPERSON

  
EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: E. Rodgers

E. WADE: aye

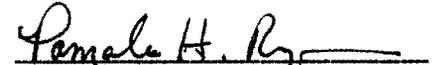
A. ILES: absent

V. LEE: absent

J. DAVIS: aye

E. RODGERS: aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/22/05

RESOLUTION NO. 205-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE JOB CLASSIFICATION LIST BY REGRADING CERTAIN ADMINISTRATIVE POSITIONS, DELETING VARIOUS POSITIONS WITHIN THE PURCHASING DEPARTMENT AND CREATING POSITIONS ACCORDING TO THE 2005-2006 FISCAL YEAR BUDGET AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the City Council has approved personnel changes in the 2005-2006 Fiscal Year Budget; and

**WHEREAS**, certain administrative, supervisory/confidential and general employee positions have been approved in the 2005-2006 Fiscal Year Budget for creation, deletion and regrade on the job classification list; and

**WHEREAS**, this resolution is created to implement the changes.

**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 following administrative positions be regraded on the Job Classification List.

<u>FROM</u> <u>SALARY SCHEDULE</u>	<u>POSITION</u>	<u>RANGE</u>	<u>SALARY</u>
Administrative	Director, Purchasing	22	\$ 53,499 - \$ 80,249
	Building Official	22	\$ 53,499 - \$ 80,249
	Assistant Building Official	19	\$ 44,441 - \$ 66,662
 <u>TO:</u> <u>SALARY SCHEDULE</u>	 <u>POSITION</u>	 <u>RANGE</u>	 <u>SALARY</u>
Administrative	Director, Purchasing	25	\$ 62,555 - \$ 93,832
	Building Official	23	\$ 56,517 - \$ 84,777
	Assistant Building Official	22	\$ 53,499 - \$ 80,249

**SECTION 2:** That the Job Classification List be amended by deleting the following positions, as follows:

<u>SALARY SCHEDULE</u>	<u>POSITION</u>	<u>RANGE</u>	<u>SALARY</u>
General	Purchasing, Technician	7	\$ 25,285 - \$ 39,191
General	Buyer	10	\$ 29,763 - \$ 46,132
Supervisory/Confidential	Buyer, Senior	16	\$ 37,591 - \$ 58,266

**SECTION 3:** That the Job Classification List be amended by creating the below positions:

<u>SALARY SCHEDULE</u>	<u>POSITION</u>	<u>RANGE</u>	<u>SALARY</u>
Administrative	Senior Procurement Specialist	18	\$ 40,489 - \$ 62,759
Administrative	Assistant Public Works Director	22	\$ 53,499 - \$ 80,249
General	Purchasing Assistant	9	\$ 28,270 - \$ 43,818
General	Billing & Collection Technician	8	\$ 26,777 - \$ 41,505

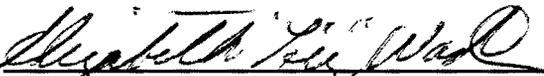
**SECTION 4:** This resolution shall take effect retroactive to October 1, 2005 upon its passage and approval by the City Council.

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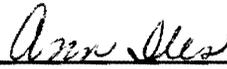
PASSED AND APPROVED this 1st day of December, 2005.

APPROVED:

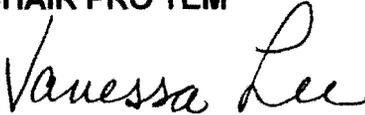
  
MICHAEL D. BROWN, MAYOR

  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

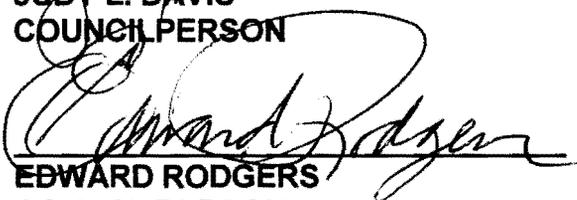
(MUNICIPAL SEAL)

  
ANN ILES  
CHAIR PRO TEM

ATTEST

  
VANESSA LEE  
COUNCILPERSON

  
CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
JUDY L. DAVIS  
COUNCILPERSON  
  
EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: E. Rodgers

E. WADE: aye

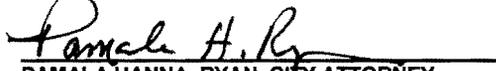
A. ILES: absent

V. LEE: absent

J. DAVIS: aye

E. RODGERS: aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/29/05

RESOLUTION NO. 204-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF TWENTY (20) VEHICLES FOR THE CITY'S POLICE DEPARTMENT FROM DUVAL FORD OF JACKSONVILLE, FLORIDA THROUGH FLORIDA SHERIFF'S BID #04-12-0823RO; AUTHORIZING THE PURCHASE OF VEHICLE EQUIPMENT FROM OTHER VENDORS; AND AUTHORIZING THE FINANCE DIRECTOR TO PAY \$383,710.00 TO DUVAL FORD FROM THE CAPITAL ACQUISITION FUND MOTOR VEHICLE ACCOUNT NUMBER 310-817-521-0-6451 TO DUVAL FORD AND AUTHORIZING PAYMENTS OF \$27,215.10 FOR OTHER STANDARD EQUIPMENT FROM THE CAPITAL ACQUISITION FUND MOTOR VEHICLE ACCOUNT NUMBER 310-0817-521-0-6451; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the City wishes to purchase twenty (20) vehicles, as approved in the 05/06 Capital Budget, from Duval Ford, through Florida Sheriff's Bid No. 04-12-0823RO, to be used by various divisions within the Police Department; and

**WHEREAS**, the City wishes to equip the vehicles with equipment, such as LASER Speed Measuring Devices, traffic ticket writing systems, vehicle graphics, and other operating equipment; and

**WHEREAS**, the City wishes to purchase the vehicles and equipment from the following vendors:

Item	Qty.	Cost	Vendor	Procurement
Vehicles	20	383,710.00	Duval Ford	Sheriff's Bid
Vehicle Graphics	6	2,307.70	Graphic Designs	Uniformity
Ticket Writing Sys.	3	14,707.40	APS	Proprietary
LASER Speed Device	3	7,200.00	Laser Atlanta	FHP Bid-007-04
Other Std. Equipment	1	1,500.00	To Be Determined	Requisition
Storage Boxes/Shelves	1	1,500.00	To Be Determined	Requisition
Total Item/Project Cost:		\$410,925.10		

**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 twenty (20) vehicles, from Duval Ford, through Florida Sheriff's Bid No. 04-12-0823RO, to be used by the City's Police Department.

**SECTION 2:** The City Council authorizes the purchase of twenty (20) vehicles equipped with LASER Speed Measuring Devices, traffic ticket writing systems, vehicle graphics, and other standard equipment; and authorizes the Finance Director to make payments from the Capital Acquisition Fund Motor Vehicle account number 310-0817-521-0-6451 as follows:.

Item	Qty.	Cost	Vendor	Procurement
Vehicles	20	383,710.00	Duval Ford	Sheriff's Bid
Vehicle Graphics	6	2,307.70	Graphic Designs	Uniformity
Ticket Writing Sys.	3	14,707.40	APS	Proprietary
LASER Speed Device	3	7,200.00	Laser Atlanta	FHP Bid-007-04
Other Std. Equipment	1	1,500.00	To Be Determined	Requisition
Storage Boxes/Shelves	1	1,500.00	To Be Determined	Requisition
Total Item/Project Cost:		\$410,925.10		

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

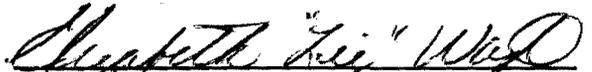
PASSED and APPROVED this 1 day of December 2005.

RESOLUTION NO. 204-05

PAGE 3

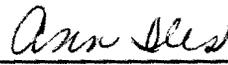
APPROVED:

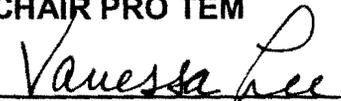
  
\_\_\_\_\_  
MICHAEL D. BROWN  
MAYOR

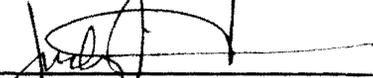
  
\_\_\_\_\_  
ELIZABETH "LIZ" WADE  
CHAIRPERSON

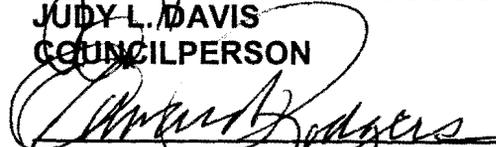
ATTEST:

  
\_\_\_\_\_  
CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
\_\_\_\_\_  
ANN ILES  
CHAIR PRO TEM

  
\_\_\_\_\_  
VANESSA LEE  
COUNCILPERSON

  
\_\_\_\_\_  
JUDY L. DAVIS  
COUNCILPERSON

  
\_\_\_\_\_  
EDWARD RODGERS  
COUNCILPERSON

MOTIONED BY: J. Davis

SECONDED BY: E. Rodgers

V. LEE: absent

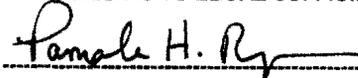
J. DAVIS: aye

E. WADE: aye

E. RODGERS: aye

A. ILES: absent

REVIEWED AS TO LEGAL SUFFICIENCY

  
\_\_\_\_\_  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 11/22/05