

RESOLUTION NO. 1-04

**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 AMENDMENT TO THE USE OF FACILITIES AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY TO PROVIDE HOT PREPARED MEAL SERVICES TO THE CITY'S SENIOR PROGRAM; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Riviera Beach Recreation Department provides a Seniors Program; and

**WHEREAS**, the Board of County Commissioners of Palm Beach County Division of Senior Services program provides meals for the program and elderly throughout Palm Beach County; and

**WHEREAS**, the City previously executed an Agreement with Palm Beach County Commissioners to provide free nutritious meals to all participants of the Seniors Program; and

**WHEREAS**, there will be no cost incurred to the City of Riviera Beach as a result of the services provided by Division of Senior Services of Palm Beach County.

**WHEREAS**, there is a need to amend the Agreement to relocate the meal site from the Tate Recreation Center, 1420 West 10<sup>th</sup> Street, Riviera Beach, Florida, effective December 1, 2003, to the new community center located at 1550 West 28<sup>th</sup> Street, Riviera Beach, Florida 33404.

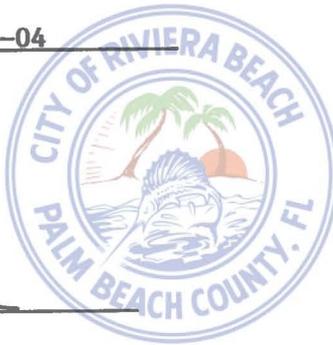
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:**

**SECTION 1.** That the City Council hereby authorizes the Mayor and City Clerk to execute the Amendment to the Use of Facilities Agreement.

**SECTION 2.** That the new site for the Senior's Program will be located in the Northwest Community Center at 1550 West 28<sup>th</sup> Street, Riviera Beach, Florida.

**SECTION 3.** That this Resolution shall take effect upon its passage and approval by City Council.

**PASSED AND APPROVED this 7th day of January 2004.**



APPROVED:

Michael D. Brown  
MICHAEL D. BROWN  
MAYOR

David G. Schnyer  
DAVID G. SCHNYER,  
CHAIR PERSON

ATTEST:

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

ABSENT  
SYLVIA LEE BLUE,  
CHAIR PRO-TEM

Donald R. Wilson  
DONALD R. WILSON  
COUNCIL PERSON

Elizabeth "Liz" Wade  
ELIZABETH "LIZ" WADE  
COUNCIL PERSON

Ann Iles  
ANN ILES  
COUNCIL PERSON

MOTIONED BY: D. Wilson

SECONDED BY: A. Iles

D. SCHNYER aye

S. BLUE absent

D. WILSON aye

E. WADE aye

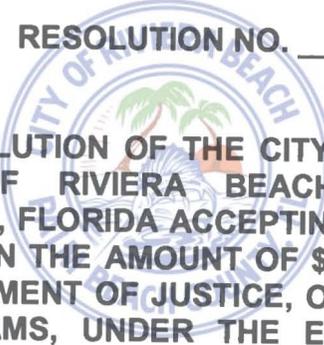
A. ILES aye

REVIEWED AS TO LEGAL SUFFICIENCY

Pamala H. Ryan For  
PAMALA H. RYAN, CITY ATTORNEY  
CITY OF RIVIERA BEACH

DATE: 12/24/03

RESOLUTION NO. 2-04



A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA ACCEPTING SUPPLEMENTAL FUNDS IN THE AMOUNT OF \$225,000 FROM THE DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, UNDER THE EXECUTIVE OFFICE FOR WEED AND SEED FOR THE FOUR COMPONENTS OF WEED AND SEED; AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT AGREEMENT AND THE FINANCE DIRECTOR TO SET UP A BUDGET FOR THE SAME.

**WHEREAS**, the Department of Justice, Office of Justice Programs, under the Executive Office for Weed and Seed has a grant program; and

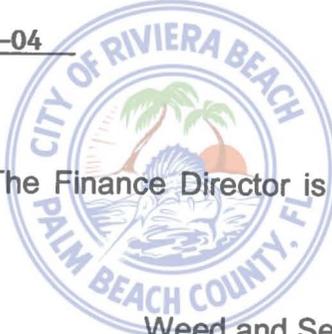
**WHEREAS**, the City of Riviera Beach applied to the Department of Justice, Executive Office for Weed and Seed to fund activities under the four components of the Weed and Seed Program, which are law enforcement, community policing, prevention, intervention and treatment and neighborhood restoration; and

**WHEREAS**, the City has been awarded supplemental grant funds in the amount of \$225,000 for the period October 1, 2001 to April 30, 2005.

**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 accepts the supplemental grant funds from the Weed and Seed Grant Program.

**SECTION 2.** The City Manager is authorized to execute the supplemental grant agreement.



**SECTION 3.** The Finance Director is authorized to set up a budget as follows:

**REVENUE:**

123-00-331214 Weed and Seed (2003) \$225,000

**EXPENDITURES:**

**WEED**

123-0819-521-1-1203	Overtime (Weed)	\$ 43,136
123-0819-521-1-3101	Contractual Services	\$ 50,000
123-0819-521-1-4001	Travel (Weed)	\$ 1,290
123-0819-521-1-4903	Confidential Funds	\$ 20,420
123-0819-521-1-5201	Operational Supplies	\$ 600
123-0819-521-1-5250	Operational Small Equip.	\$ 22,518
<b>SUBTOTAL</b>		<b>\$137,964</b>

**SEED**

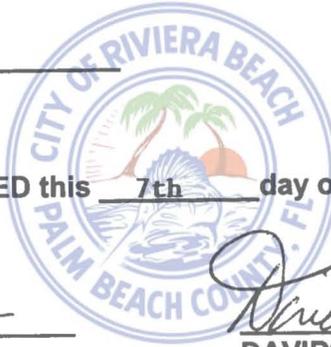
123-0822-521-2-1201	Regular Salaries (Seed)	\$ 56,202
123-0822-521-2-1401	FICA	\$ 4,299
123-0822-521-2-1403	Health	\$ 12,561
123-0822-521-2-4001	Travel	\$ 5,060
123-0822-521-2-5201	Operational Supplies	\$ 8,914
<b>SUBTOTAL</b>		<b>\$ 87,036</b>

**TOTAL** **\$225,000**

**SECTION 4.** This Resolution shall take effect immediately upon its passage.

Resolution No. 2-04

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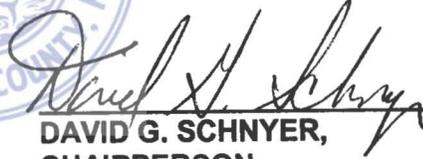


PASSED AND APPROVED this 7th day of January, 2004.

APPROVED:



MICHAEL D. BROWN,  
MAYOR



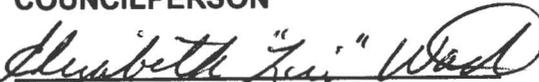
DAVID G. SCHNYER,  
CHAIRPERSON

[MUNICIPAL SEAL]

ABSENT  
SYLVIA LEE BLUE,  
CHAIRPERSON PRO-TEM

ATTEST:

  
DONALD R. WILSON  
COUNCILPERSON

  
ELIZABETH "LIZ" WADE  
COUNCILPERSON

  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

Ann Iles  
ANN ILES  
COUNCILPERSON

MOTIONED BY: D. Wilson

SECONDED BY: A. Iles

D. SCHNYER aye

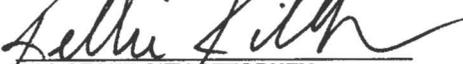
S. BLUE absent

D. WILSON aye

E. WADE aye

A. ILES aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
ASSISTANT CITY ATTORNEY

DATE: 12/31/03

RESOLUTION NO. 3-04

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE GRANT FUNDS FROM THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT – OFFICE OF CRIMINAL JUSTICE (BYRNE) VICTIM ADVOCATE PROGRAM IN THE AMOUNT OF \$33,594.00; AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT AND THE FINANCE DIRECTOR TO TRANSFER A CASH MATCH OF \$11,198.00 FROM THE FUND BALANCE ACCOUNT – 150-00-399999; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Florida Department of Law Enforcement has established a Local Law Enforcement Formula Grant (LLEFG) Program; and

**WHEREAS**, the City of Riviera Beach has been awarded funds in the amount of \$33,594.00 which requires matching funds of \$11,198, totaling \$44,792.00; and

**WHEREAS**, these funds will be used for expanding the department's crisis response services, crisis intervention and assisting investigators.

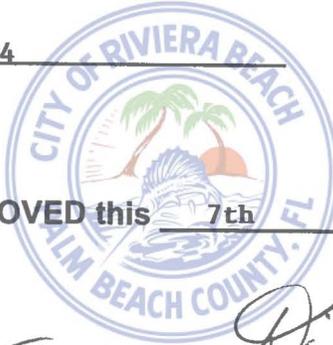
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:**

**SECTION 1:** That the City Council accepts the Grant Funds on behalf of the City, and approves the Mayor's execution of the Certificate of Acceptance of Sub-grant Award.

**SECTION 2:** The Finance Director is authorized to appropriate funds from the Fund Balance Account, 150-00-399999, for the purpose of complying with the cash match. This amount will be transferred to account number 125-00-381150, Victim Advocate Reimbursement Account.

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

Resolution No. 3-04  
Page 2



PASSED AND APPROVED this 7th day of January, 2004.

APPROVED:

[Signature]  
MICHAEL D. BROWN  
MAYOR

[Signature]  
DAVID G. SCHNYER  
CHAIRPERSON

[MUNICIPAL SEAL]

ATTEST:

ABSENT  
SYLVIA LEE BLUE  
CHAIRPERSON PRO-TEM

[Signature]  
DONALD R. WILSON  
COUNCILPERSON

[Signature]  
ELIZABETH "LIZ" WADE  
COUNCILPERSON

[Signature]  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

[Signature]  
ANN ILES  
COUNCILPERSON

MOTIONED BY: D. Wilson

SECONDED BY: A. Iles

D. SCHNYER aye

S. BLUE absent

D. WILSON aye

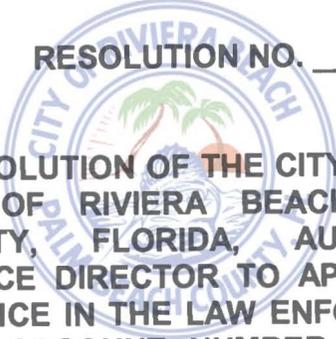
E. WADE aye

A. ILES aye

REVIEWED AS TO LEGAL SUFFICIENCY  
[Signature]  
CITY ATTORNEY

DATE: 12/31/03

RESOLUTION NO. 4-04



A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE FUND BALANCE IN THE LAW ENFORCEMENT TRUST FUND ACCOUNT NUMBER 150-00-399999 TO COVER THE SPONSORSHIP OF A GROUP OF YOUTHS, A CITY BUS DRIVER, CHAPERONES, AND COUNCIL MEMBERS TO ATTEND THE 19<sup>TH</sup> ANNUAL NATIONAL CONFERENCE ON PREVENTING CRIME IN THE BLACK COMMUNITY; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the Weed and Seed Program made a request for funding youths and chaperones to attend the 19<sup>th</sup> National Conference on Preventing Crime in the Black Community; and

**WHEREAS**, the Chief of Police and the City Manager recommend that sponsorship of this program be paid from the Law Enforcement Trust Fund Account which is in accordance with federal and state laws.

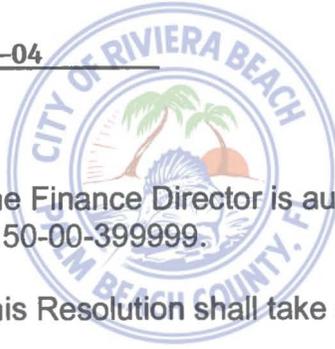
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, THAT:**

**SECTION 1:** The City Council approves sponsorship of (30) thirty youths, (6) six Chaperones, (1) one City bus driver, and (2) two Council members to attend the 19<sup>th</sup> National Conference on Preventing Crime in the Black Community.

**SECTION 2:** The Finance Director is authorized to appropriate fund balance from the Law Enforcement Trust Fund for this expenditure as follows:

<b>Revenue: From</b>		
150-00-399999	LAW ENFORCEMENT TRUST FUND	\$5,000.00

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PAGE 2

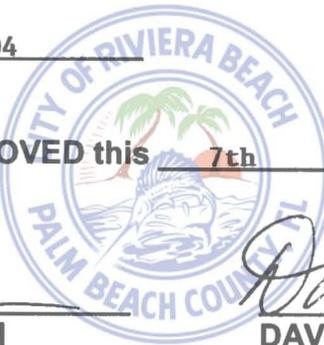


**SECTION 3:** The Finance Director is authorized to make payment for same, from account number 150-00-399999.

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

**[The remainder of this page intentionally left blank.]**

Resolution No. 4-04  
Page 3



PASSED AND APPROVED this 7th day of January, 2004.

APPROVED:

[Signature]

MICHAEL D. BROWN  
MAYOR

[Signature]

DAVID G. SCHNYER  
CHAIRPERSON

[MUNICIPAL SEAL]

ABSENT  
SYLVIA LEE BLUE  
CHAIRPERSON PRO-TEM

ATTEST:

[Signature]  
DONALD R. WILSON  
COUNCILPERSON

[Signature]  
ELIZABETH "LIZ" WADE  
COUNCILPERSON

[Signature]

CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

[Signature]  
ANN ILES  
COUNCILPERSON

MOTIONED BY: D. Wilson

SECONDED BY: E. Wade

D. SCHNYER aye

S. BLUE absent

D. WILSON aye

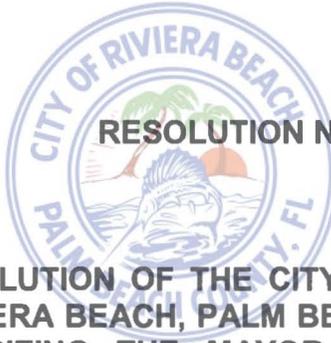
E. WADE aye

A. ILES aye

REVIEWED AS TO LEGAL SUFFICIENCY

[Signature]  
ASSISTANT CITY ATTORNEY

DATE: 12/31/03



RESOLUTION NO. 5-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO RENEW AN AGREEMENT WITH ADVANCED TECHNICAL AND EDUCATIONAL CONSULTANTS, INC., 5033 OKEECHOBEE BOULEVARD, WEST PALM BEACH, FLORIDA 33417, TO PROVIDE FOR THE EDUCATION AND TRAINING OF STUDENTS IN THE PARAMEDIC AND EMT PROGRAMS; AND PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**WHEREAS**, Advanced Technical and Educational Consultants, Inc. has undertaken, educating and training students in the Paramedic and EMT Programs; and

**WHEREAS**, Advanced Technical and Educational Consultants, Inc. programs shall be as defined in Florida State Statute Chapter 401 and Administrative Code 64E-2.036 Training Program; and

**WHEREAS**, the City of Riviera Beach, and Advanced Technical and Educational Consultants, Inc. desire to enter into an agreement for the education and training of students in the Paramedic and EMT Programs.

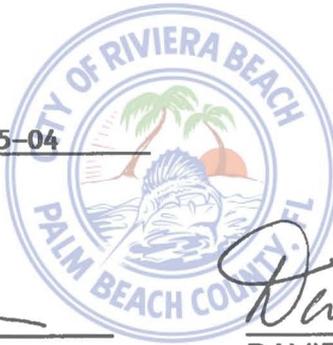
**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:**

**Section 1:** The Mayor and City Clerk are authorized to execute an agreement with Advanced Technical and Educational Consultants, Inc. to provide for the education and training of students in the Paramedic and EMT Programs.

**Section 2:** A copy of agreement is attached hereto and made part thereof.

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

**PASSED and APPROVED** this 7th day of January, 2004.



RESOLUTION NO. 5-04

PAGE 2

Michael D. Brown  
MICHAEL D. BROWN.  
MAYOR

David G. Schnyer  
DAVID G. SCHNYER  
CHAIR PERSON

(MUNICIPAL SEAL)

ABSENT  
SYLVIA LEE BLUE  
CHAIR PRO-TEM

ATTEST:

Donald R. Wilson  
DONALD R. WILSON  
COUNCIL PERSON

Elizabeth "Liz" Wade  
ELIZABETH "LIZ" WADE  
COUNCIL PERSON

Carrie E. Ward  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK

Ann Iles  
ANN ILES  
COUNCIL PERSON

MOTIONED BY: D. Wilson

SECONDED BY: E. Wade

D. SCHNYER: aye

S. BLUE: absent

D. WILSON: aye

E. WADE: aye

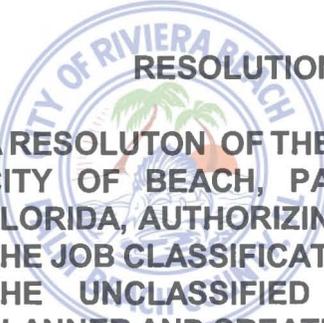
A. ILES: aye

REVIEWED AS TO LEGAL SUFFICIENCY

Pamala Hanna Ryan FOR

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/24/03



RESOLUTION NO. 6-04

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING AN AMENDMENT TO THE JOB CLASSIFICATION LIST BY DELETING THE UNCLASSIFIED POSITION OF SENIOR PLANNER AND CREATING THE UNCLASSIFIED POSITION OF PRINCIPAL PLANNER AND THAT THE CLASSIFIED POSITION OF PLANNER BE RECLASSIFIED TO AN UNCLASSIFIED POSITION AND THAT THE POSITION BE REGRADED AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, within the past two years the City has been experiencing an increased demand for planning and zoning services beyond the current capacity of the existing staff positions of the Planning and Zoning Division of the Community Development Department. This increased demand on staff services is the result of the high demand for developable property in Riviera Beach, and the activity associated with the City's aggressive redevelopment plan, and

**WHEREAS**, the Planning and Zoning Division of the Community Development Department currently has four positions; a Planning and Zoning Administrator, a Senior Planner (land development and redevelopment), a Senior Planner/GIS Specialist, and a Planner, and

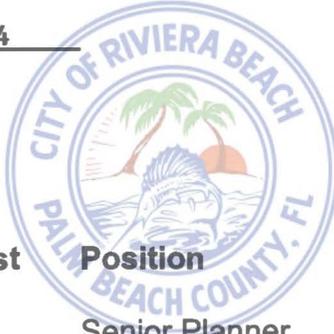
**WHEREAS**, the workload of the entire department has increased to a level that requires the need for reclassifying two of the Planner positions in the Department, and

**WHEREAS**, in order to provide more efficient service both internally and externally due to the increased development and redevelopment in the City; it is imperative that these changes be implemented, and

**WHEREAS**, the recommended creation, reclassification and regrade of the planner positions are comparable to planner positions in other municipalities.

**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 unclassified position of Senior Planner be deleted and the unclassified position of Principal Planner be created on the Job Classification List:



**DELETED**

<b>Job Class. List</b>	<b>Position</b>	<b>Range</b>	<b>Salary</b>
Administrative	Senior Planner	18	\$39,310 \$60,931

**CREATED**

Administrative	Principal Planner	21	\$49,009 \$73,514
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**SECTION 2.** That the following classified position be reclassified to an unclassified position and regraded as follows on the Job Classification List:

**DELETED**

<b>Job Class. List</b>	<b>Position</b>	<b>Range</b>	<b>Salary</b>
Supervisory/Confidential	Planner	14	\$33,682 \$52,208

**CREATED**

Administrative	Planner	16	\$36,496 \$56,569
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**SECTION 3.** That this Resolution shall take effect immediately upon its approval.

Resolution No. 6-04  
Page -3-



PASSED and APPROVED this 7th day of January, 2004.

APPROVED:

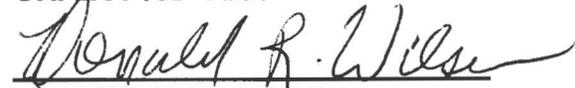
  
MICHAEL D. BROWN,  
MAYOR

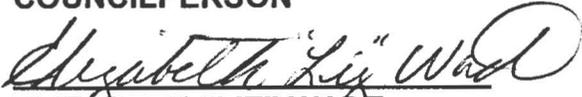
  
DAVID G. SCHNYER,  
CHAIRPERSON

{MUNICIPAL SEAL}

ABSENT  
SYLVIA LEE BLUE,  
CHAIR PRO-TEM

ATTEST:

  
DONALD R. WILSON,  
COUNCILPERSON

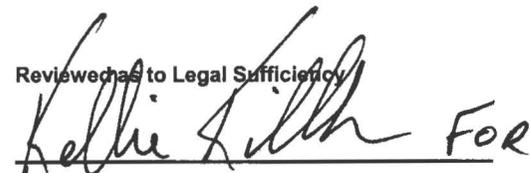
  
ELIZABETH "LIZ" WADE,  
COUNCILPERSON

  
CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
ANN ILES,  
COUNCILPERSON

Motioned By: A. Iles  
Seconded By: D. Wilson

D. Schnyer aye  
S. Blue absent  
D. Wilson aye  
E. Wade aye  
A. Iles aye

Reviewed and as to Legal Sufficiency  
  
PAMALA HANNA RYAN, CITY ATTORNEY

Date: 12/31/03

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF AN A7000 STREET SWEEPER FROM SCHWARZE INDUSTRIES, INC. OF HUNTSVILLE, ALABAMA 35811 BY PIGGYBACKING OFF BREVARD COUNTY PURCHASE ORDER 4500017718 AT A COST OF \$136,678.36, AND TO AUTHORIZE THE FINANCE DIRECTOR TO MAKE PAYMENT FROM EXPENDITURE FUND ACCOUNT NUMBER 460-1127-5410-6405, AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the City Council of the City of Riviera Beach, Palm Beach County, Florida does hereby accept the Stormwater Management Utility recommendations and approve the purchase of an A7000 Street Sweeper from Schwarze Industries, Inc. of 1055 Jordan Road, Huntsville, Alabama 35811; and

**WHEREAS**, the City Council authorizes the Mayor and Finance Director to pay \$136,678.36 from the Expenditure Fund Account Number 460-1127-5410-6405; and

**WHEREAS**, the purchase of a street sweeper was approved in the FY 2003-2004 budget of the Stormwater Management Utility.

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

**SECTION 1.** That the Stormwater Management Utility is authorized to purchase an A7000 Street Sweeper from Schwarze Industries, Inc. in the amount of \$136,678.36 in accordance with the attached letter from Schwarze Industries and purchase order from Brevard County.

**SECTION 2.** That the City Council authorizes the Mayor and City Clerk to enter into a Materials and/or Services Contract with Schwarze Industries, Inc. to purchase this street sweeper.

**SECTION 3.** That payment for this street sweeper be made to Schwarze Industries, Inc. from the Expenditure Fund Account Number 460-1127-5410-6405.

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

**PASSED AND APPROVED this 7th day of January, 2004.**

APPROVED:

*Michael D. Brown*

MICHAEL D. BROWN,  
MAYOR



*David G. Schnyer*

DAVID G. SCHNYER  
CHAIRPERSON

(MUNICIPAL SEAL)

ATTEST

*Carrie E. Ward*

CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

ABSENT

SYLVIA LEE BLUE  
CHAIR PRO-TEM

*Donald R. Wilson*

DONALD R. WILSON  
COUNCILPERSON

*Elizabeth "Liz" Wade*

ELIZABETH "LIZ" WADE  
COUNCILPERSON

*Ann Iles*

ANN ILES  
COUNCILPERSON

MOTIONED BY: E. Wade

SECONDED BY: A. Iles

D. SCHNYER aye

S. BLUE absent

D. WILSON aye

E. WADE aye

A. ILES aye

REVIEWED AS TO LEGAL SUFFICIENCY

*Kellie Killm* for  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 12/31/03

RESOLUTION NO. 8-04

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE STAFF TO SUBMIT A U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FY 2003 EDI-SPECIAL PROJECT GRANT IN THE AMOUNT OF \$201,184 FOR THE CONSTRUCTION AND RENOVATION OF FACILITIES AS PART OF AN URBAN COMMERCIAL RETAIL DEVELOPMENT PROJECT.**

**WHEREAS, The U.S. Department of Housing and Urban Development (HUD) has a grant FY 2003 EDI-Special Project Grant Program; and**

**WHEREAS, The City has been notified by HUD that funding has been earmarked for construction and renovation of facilities as part of an Urban Commercial Retail Development Project; and**

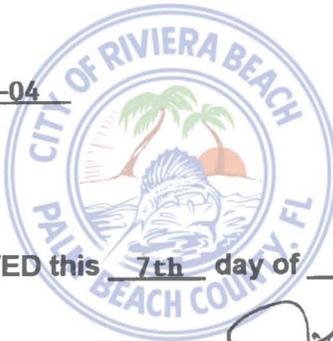
**WHEREAS, The City is desirous of submitting an application for funding in the amount of \$201,184.**

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

**SECTION 1. The staff is authorized to submit HUD FY 2003 EDI-Special Project Grant Program grant application in the amount of \$201, 184.**

**SECTION 2. The grant will be used for construction and renovation of facilities as part of an Urban Commercial Retail Development Project.**

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



RESOLUTION NO. 8-04

PAGE 2

PASSED AND APPROVED this 7th day of Janauary, 2004.

APPROVED:

*Michael D. Brown*  
MICHAEL D. BROWN  
MAYOR

*David G. Schnyer*  
DAVID G. SCHNYER  
CHAIRPERSON

[MUNICIPAL SEAL)

ABSENT  
SYLVIA L. BLUE  
CHAIR PRO-TEM

ATTEST:

*Donald R. Wilson*  
DONALD R. WILSON  
COUNCILPERSON

*Carrie E. Ward*  
CARRIE E. WARD, MMC  
CITY CLERK

*Elizabeth "Liz" Wade*  
ELIZABETH "LIZ" WADE  
COUNCILPERSON

*Ann Iles*  
ANN ILES  
COUNCILPERSON

MOTIONED BY: E. Wade

SECONDED BY: A. Iles

D. SCHNYER aye

S. BLUE absent

D. WILSON aye

E. WADE aye

A. ILES aye

REVIEWED FOR LEGAL SUFFICIENCY  
*Helle Kille* for  
CITY ATTORNEY  
CITY OF RIVIERA BEACH

DATE: 12/31/03

RESOLUTION NO. 9-04

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE REPLAT OF 5050 NORTH OCEAN DRIVE FOR A SIX UNIT TOWN HOUSE DEVELOPMENT LOCATED NORTH OF HARBOR POINT DRIVE, ON THE EAST SIDE OF OCEAN DRIVE; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, On December 12, 2002, the Planning and Zoning Board of Riviera Beach voted to recommend approval of the Site Development application from Singer Island Land Co., LLC. for a six (6) unit Townhome Development; and

**WHEREAS**, On February 5, 2003, the City Council of Riviera Beach approved the Site Plan application from Singer Island Land Co., LLC. for a six (6) unit Townhome Development; and

**WHEREAS**, Singer Island Land Co., LLC. is requesting approval for the replat of 5050 North Ocean Drive.

**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 accepts the Replat for 5050 North Ocean Drive (Exhibit "A").

**SECTION 2.** This resolution shall take effect immediately upon its passage and approved by the City Council.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]



PASSED and APPROVED this 21st day of January, 2004.

APPROVED:

[Signature]  
MICHAEL D. BROWN,  
MAYOR

[Signature]  
DAVID G. SCHNYER,  
CHAIRPERSON

{MUNICIPAL SEAL}

[Signature]  
SYLVIA LEE BLUE,  
CHAIR PRO-TEM

ATTEST:

absent  
DONALD R. WILSON,  
COUNCILPERSON

[Signature]  
CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

[Signature]  
ELIZABETH "LIZ" WADE,  
COUNCILPERSON

[Signature]  
ANN ILES,  
COUNCILPERSON

Motioned By: S. Blue  
Seconded By: E. Wade

D. Schnyer     aye  
S. Blue        aye  
D. Wilson     absent  
E. Wade     aye  
A. Iles         aye

Reviewed as to Legal Sufficiency  
[Signature] For  
PAMALA HANNA RYAN, CITY ATTORNEY

Date: 1/14/04



RESOLUTION NO. 10-04

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SPECIAL EXCEPTION FOR WETLAND MODIFICATION AND THE SITE PLAN APPLICATION FOR A 15 UNIT MULTI-FAMILY RESIDENTIAL BUILDING LOCATED AT 5310 NORTH OCEAN DRIVE; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.**

**WHEREAS**, Section 31-58, of the City of Riviera Beach Code of Ordinances establishes the requirements for site plan review by the City Council; and

**WHEREAS**, Section 31-60 (b), of the City of Riviera Beach Land Development Code requires that all approved Site Plans shall automatically expire within 18 months of its development order unless a valid building permit has been issued; and

**WHEREAS**, Section 23-86, of the City of Riviera Beach Code of Ordinances establishes that in cases of practical difficulty in the utilization of land as permitted by zoning, special exceptions may be granted to allow modification of the wetlands; and

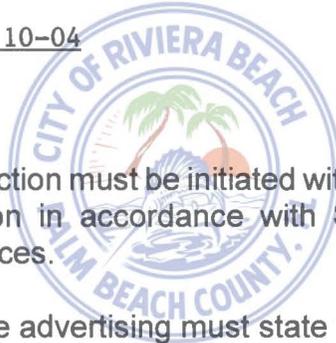
**WHEREAS**, the applicant for a special exception has demonstrated that all of the criteria for granting the special exception has been met; and

**WHEREAS**, the Planning & Zoning Board met on January 8, 2004, to review the special exception and site plan application and voted unanimously 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 for wetland modification and the Site Plan application for 15 multi-family units located on the east side of North Ocean Drive is approved with the following conditions:

- A. The development is approved for 15 multi-family units.
- B. The applicant shall provide on-site mitigation of .22 acres of wetland enhancement and .05 acres of new wetland creation, as a result of removing .02 acres of wetland for access and the utilization of the property as permitted by zoning.



- C. Construction must be initiated within 18 months of the effective date of this resolution in accordance with Section 31-60(a), of the City Code of Ordinances.
- D. 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.
- E. The developer shall provide the City with a \$100,000 dollar contribution for Parks and City Beautification prior to issuance of a construction permit.

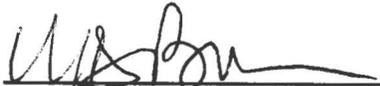
**SECTION 2.** This resolution shall act as the final order which is not required to be recorded in the public records of Palm Beach County.

**SECTION 3.** This resolution shall take effect immediately.



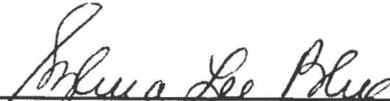
PASSED and APPROVED this 21st day of January, 2004.

APPROVED:

  
MICHAEL D. BROWN,  
MAYOR

  
DAVID G. SCHNYER,  
CHAIRPERSON

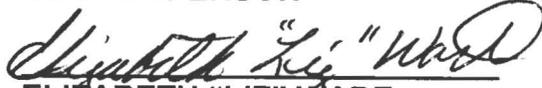
{MUNICIPAL SEAL}

  
SYLVIA LEE BLUE,  
CHAIR PRO-TEM

ATTEST:

absent  
DONALD R. WILSON,  
COUNCILPERSON

  
CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
ELIZABETH "LIZ" WADE,  
COUNCILPERSON

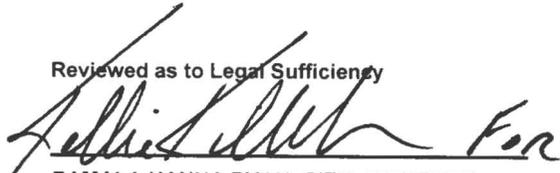
  
ANN ILES,  
COUNCILPERSON

Motioned By: S. Blue

Seconded By: E. Wade

D. Schnyer aye  
S. Blue aye  
D. Wilson absent  
E. Wade aye  
A. Iles aye

Reviewed as to Legal Sufficiency

  
PAMALA HANNA RYAN, CITY ATTORNEY

Date: 1/14/04



RESOLUTION NO. 11-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN APPLICATION FOR A 19,600 SQUARE FOOT BUILDING LOCATED ON 1.89 ACRES ON SOUTH WEST CORNER OF 13<sup>TH</sup> STREET AND AVENUE O FROM GENTILE, HOLLOWAY, O'MAHONEY & ASSOCIATES, INC ; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, Section 31-58, of the City of Riviera Beach Code of Ordinances establishes the requirements for site plan review by the City Council; and

**WHEREAS**, Section 31-60 (b), of the City of Riviera Beach Land Development Code requires that all approved Site Plans shall automatically expire within 18 months of its development order unless a valid building permit has been issued; and

**WHEREAS**, The Planning & Zoning Board met on December 11, 2003 to review the site plan application and recommended approval of the Site Plan.

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

**SECTION 1.** The Site Plan submitted by Gentile, Holloway, O'Mahoney & Associates on behalf of the property owner Villa Davida, for a 19,600 square foot Office/Warehouse building on 1.89 acres located on the south west corner of 13<sup>th</sup> Street and Avenue O is approved with the following conditions:

1. The Applicant will be required to plat the property before a Certificate of Occupancy is issued.
2. Construction must be initiated within 18 months of the effective date of this Resolution in accordance with Section 31-60(a), of the City Code of Ordinances.
3. 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.

Resolution No. 11-04

Page -2-

4. The applicant will be required to provide a bond in the amount of 110% for landscaping and irrigation cost for a year to ensure the maintenance of the planted material.

**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.

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PASSED and APPROVED this 21st day of January, 2004.

APPROVED:

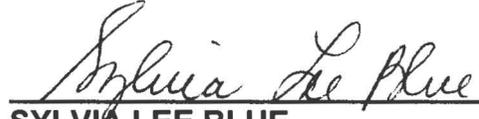


MICHAEL D. BROWN,  
MAYOR



DAVID G. SCHNYER,  
CHAIRPERSON

{MUNICIPAL SEAL}



SYLVIA LEE BLUE,  
CHAIR PRO-TEM

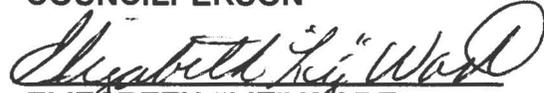
ATTEST:



CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

absent

DONALD R. WILSON,  
COUNCILPERSON



ELIZABETH "LIZ" WADE,  
COUNCILPERSON



ANN ILES,  
COUNCILPERSON

Motioned By: S. Blue

Seconded By: A. Iles

D. Schnyer aye

S. Blue aye

D. Wilson absent

E. Wade aye

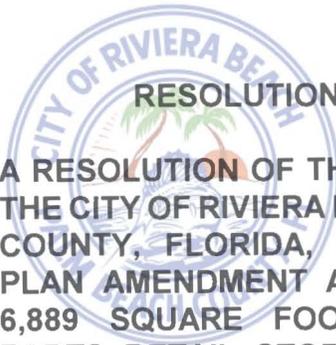
A. Iles aye

Reviewed as to Legal Sufficiency



PAMALA HANNA RYAN, CITY ATTORNEY

Date: 1/14/04



**RESOLUTION NO. 12-04**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, DENYING THE SITE PLAN AMENDMENT APPLICATION FOR A 6,889 SQUARE FOOT ADVANCE AUTO PARTS RETAIL STORE LOCATED WITHIN THE BLUE HERON SHOPPES DEVELOPMENT ON BLUE HERON BOULEVARD EAST OF CONGRESS AVENUE; 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 City finds that the application for site plan approval does not meet the requirements of Section 31-57; and

**WHEREAS**, the Site Plan substantially departs from the previously approved Site Plan. The buildings are dissimilar in style and design, and the proposed building is larger than the previously approved building.

**WHEREAS**, it is a well known fact that oil is changed and vehicles are worked on in the parking lots of Auto Parts stores, and as such the potential for dumping hazardous materials (oil, and other fluids) at this location is detrimental to not only the surrounding properties but also represents a danger to the well being of the City. Unlike gas stations, these types of facilities are not monitored so as to prevent such dumping.

**WHEREAS**, the Planning & Zoning Board met on August 14, 2003 to review the application and recommended approval to the City Council of Riviera Beach with conditions.

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

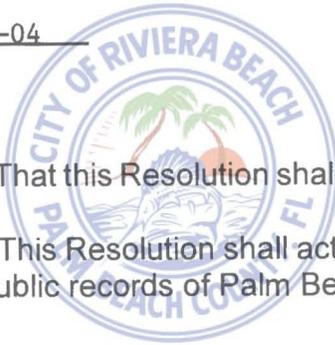
**SECTION 1.** The above recitals are true and correct and incorporated herein.

**SECTION 2.** The Site Plan Amendment for a 6,889 square foot Advance Auto Parts retail store is denied based on the following:

Based on Section 31-57 of the Land Development code Staff finds that removing the approved bank and replacing it with an auto parts store would not be viable addition to the community.

Resolution No. 12-04

Page -2-



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

**SECTION 4.** This Resolution shall act as the final order which is not required to be recorded in the public records of Palm Beach County.

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PASSED and APPROVED this 21st day of January, 2004.

APPROVED:

*Michael D. Brown*  
MICHAEL D. BROWN,  
MAYOR

*David G. Schnyer*  
DAVID G. SCHNYER,  
CHAIRPERSON

{MUNICIPAL SEAL}

*Sylvia Lee Blue*  
SYLVIA LEE BLUE,  
CHAIR PRO-TEM

ATTEST:

Absent  
DONALD R. WILSON,  
COUNCILPERSON

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

*Elizabeth "Liz" Wade*  
ELIZABETH "LIZ" WADE,  
COUNCILPERSON

*Ann Iles*  
ANN ILES,  
COUNCILPERSON

Motioned By: S. Blue  
Seconded By: A. Iles

- D. Schnyer aye
- S. Blue aye
- D. Wilson absent
- E. Wade nay
- A. Iles aye

Reviewed as to Legal Sufficiency  
*Pamala Hanna Ryan* For  
PAMALA HANNA RYAN, CITY ATTORNEY

Date: 1/14/04

RESOLUTION NO. 13-04

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE STAFF TO SUBMIT A PALM BEACH COUNTY DEVELOPMENT REGIONS GRANT IN THE AMOUNT OF \$50,000 WITH A LOCAL CASH MATCH OF \$25,000 ON BEHALF OF BARON SIGN MANUFACTURING FOR THE CONSTRUCTION OF A NEW FACILITY IN THE CITY OF RIVIERA BEACH.**

**WHEREAS, The Palm Beach County Economic Development Office has a Development Regions Grant Program; and**

**WHEREAS, The Development Regions Grant Program requires that a project be located in or adjacent to the Development Regions of Palm Beach County; and**

**WHEREAS, Baron Sign Manufacturing proposes a new construction project in the City of Riviera Beach Development Regions targeted area; and**

**WHEREAS, The Development Regions Grant Program requires 50 percent minimum local cash match to County funds requested; and**

**WHEREAS, The City is desirous of submitting a Development Regions Grant Program application on behalf of Baron Sign Manufacturing for funding in the amount of \$50,000 with a local cash match of \$25,000; and**

**WHEREAS, The General Fund Contingency account has funds available that can be transferred to Development Regions Grant Program.**

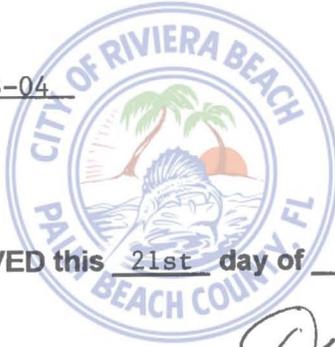
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA as follows:**

**SECTION 1. The staff is authorized to submit a Development Regions Grant Program application on behalf of Baron Sign Manufacturing for funding in the amount of \$50,000 with a local cash match of \$25,000.**

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

RESOLUTION NO. 13-04

PAGE 2



PASSED AND APPROVED this 21st day of January, 2004.

APPROVED:

*Michael D. Brown*  
MICHAEL D. BROWN  
MAYOR

*David G. Schnyer*  
DAVID G. SCHNYER  
CHAIRPERSON

[MUNICIPAL SEAL)

*Sylvia L. Blue*  
SYLVIA L. BLUE  
CHAIR PRO-TEM

ATTEST:

Absent  
DONALD R. WILSON  
COUNCILPERSON

*Carrie E. Ward*  
CARRIE E. WARD, MMC  
CITY CLERK

*Elizabeth "Liz" Wade*  
ELIZABETH "LIZ" WADE  
COUNCILPERSON

*Ann Iles*  
ANN ILES  
COUNCILPERSON

MOTIONED BY: S. Blue

SECONDED BY: A. Iles

D. SCHNYER aye

S. BLUE aye

D. WILSON absent

E. WADE aye

A. ILES aye

REVIEWED FOR LEGAL SUFFICIENCY

*Sally L. Liles*  
CITY ATTORNEY  
CITY OF RIVIERA BEACH

DATE: 1/14/04

RESOLUTION NO. 14-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO RELEASE CODE ENFORCEMENT LIENS ON PROPERTY LOCATED AT 1310 AVENUE T, FEDERAL GARDEN PL 4, LOT 1, BLK 7, FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$7,500.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, property located at 1310 Avenue T, Federal Garden PL 4, lot 1, blk 7 was found to be in violation of the City's Code of Ordinances on February 6, 2001, pursuant to Case No. CEB 01-027; and

**WHEREAS**, code enforcement liens were filed against the property for non-compliance with the Special Master's order; and

**WHEREAS**, Case No. CEB 01-027 is in compliance; and

**WHEREAS**, the property located at 1310 Avenue T is owned by Claude Battle; and

**WHEREAS**, Mr. Battle would like the City to waive the fines; and

**WHEREAS**, staff recommends the City Council reject the offer presented by Mr. Battle and settle for no less than \$7,500.00 which covers the administrative costs; and

**WHEREAS**, pursuant to Section 162.09(3), Florida Statutes, the City Council has the authority to execute a release of Code Enforcement liens; and

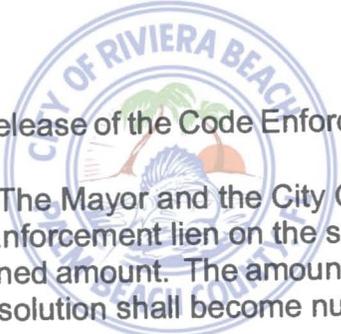
**WHEREAS**, the City Council finds it in the best interest of the City to release the Code Enforcement lien on the subject property.

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

**Section 1.** The above recitals are true and are hereby incorporated herein.

**Section 2.** The City Council hereby accepts the sum of \$7,500.00 as

Resolution: 14-04  
Pg. -2-



consideration for the release of the Code Enforcement lien on the subject property.

**Section 3.** The Mayor and the City Clerk are authorized to execute a release of the Code Enforcement lien on the subject property upon payment in full of the aforementioned amount. The amount shall be paid within thirty (30) days of approval or this Resolution shall become null and void.

**Section 4.** This Resolution shall take effect immediately upon its passage and approval.

**PASSED and APPROVED** this 21st day of January, 2004.

APPROVED:

MICHAEL D. BROWN  
MAYOR

{MUNICIPAL SEAL}

DAVID G. SCHNYER  
CHAIRPERSON

SYLVIA LEE BLUE  
CHAIR PRO-TEM

Absent

DONALD R. WILSON  
COUNCILPERSON

ELIZABETH "LIZ" WADE  
COUNCILPERSON

ANN ILES  
COUNCILPERSON

ATTEST:

CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

Motioned By: S. Blue  
Seconded By: E. Wade

D. Schnyer aye  
S. Blue aye  
D. Wilson absent  
E. Wade aye  
A. Iles aye

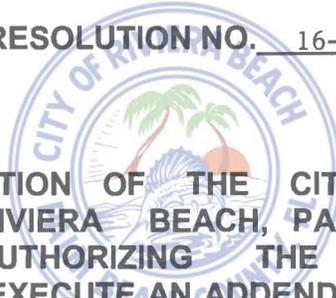
Reviewed as to Legal Sufficiency

PAMALA HANNA RYAN, CITY ATTORNEY

Date: 1/14/04

**RESOLUTION NO. 15-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO RELEASE CODE ENFORCEMENT LIENS ON PROPERTY LOCATED AT 1600 W. 13<sup>th</sup> STREET, FEDERAL GARDENS PL 4, LOT 6, BLK 7, FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$1,350; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.**

**TABLED AT THE JANUARY 21, 2004**



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 ADDENDUM TO THE CURRENT BARGAINING AGREEMENT COMMENCING OCTOBER 1, 2001 TO SEPTEMBER 30, 2004 BETWEEN THE RIVIERA BEACH ASSOCIATION OF FIREFIGHTERS (RBAF), AN ORGANIZATION REPRESENTING UNIFORM FIREFIGHTERS OF THE CITY OF RIVIERA BEACH AND AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FROM THE FIRE DEPARTMENT'S SALARY ACCOUNT NUMBER 001-0920-522-0-1201 TO COVER THE TOTAL COST OF \$153,008, THE COLA AND MEDICAL INCENTIVE PAY; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the City of Riviera Beach has a Collective Bargaining Agreement between the Riviera Beach Association of Firefighters (RBAF), an organization representing uniform firefighters of the City of Riviera Beach; and

**WHEREAS**, both parties have agreed to make changes to the following: Article 10: Wages and Article 32: Medical Incentive Pay; and

**WHEREAS**, the language in the above articles have been changed to reflect the revisions; and

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

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

RESOLUTION NO.: 16-04

PAGE -2-

**SECTION 1.** That the Mayor and City Clerk are authorized to execute the addendum to the collective bargaining agreement between the City of Riviera Beach and the Riviera Beach Association of Firefighters representing uniform fire personnel.

**SECTION 2.** That the Finance Director is authorized to make payment from the Fire Department's Salary account number 001-0920-522-0-1201. Such payment shall be effective as of October 1, 2003.

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

**PASSED AND APPROVED** this 21st day of January,  
2004.

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RESOLUTION NO. 16-04  
PAGE-3-



APPROVED:

Michael D. Brown  
MICHAEL D. BROWN

David G. Schnyer  
DAVID G. SCHNYER  
CHAIRPERSON

Sylvia Lee Blue  
SYLVIA LEE BLUE  
CHAIRPERSON PRO TEM

(MUNICIPAL SEAL)

absent  
DONALD R. WILSON  
COUNCILPERSON

Elizabeth "Liz" Wade  
ELIZABETH "LIZ" WADE  
COUNCILPERSON

ATTEST:

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

Ann Iles  
ANN ILES  
COUNCILPERSON

Motioned by: S. Blue  
Seconded by: E. Wade

REVIEWED AS TO LEGAL SUFFICIENCY  
Pamala Hanna Ryan  
PAMALA HANNA RYAN, CITY ATTORNEY

D. SCHNYER aye  
S. BLUE aye  
D. WILSON absent  
E. WADE aye  
A. ILES aye

DATE: 1/16/04

DP:qt  
01/15/04

RESOLUTION NO: 17-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN AMENDMENT TO THE INLET HARBOR CITY OF RIVIERA BEACH REDEVELOPMENT PLAN MODIFICATION 2001; DIRECTING THAT THE PLAN BE CARRIED OUT IN ACCORDANCE WITH ITS TERMS; SUBMITTING SAID PLAN TO EACH TAXING AUTHORITY THAT LEVIES AD VALOREM TAXES ON TAXABLE REAL PROPERTY CONTAINED WITHIN THE GEOGRAPHICAL BOUNDARIES OF THE REDEVELOPMENT AREA; PROVIDING FOR SEVERABILITY, CODIFICATION, AND CONFLICTS; PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the Riviera Beach Community Redevelopment Agency (the "Agency"), a duly created community redevelopment agency, created and established pursuant to Part III of Chapter 163, Florida Statutes; ratified and confirmed by City of Riviera Beach by Ordinance No. 2883 and Final summary Judgment in case number CA-01-8461-AN, pursuant to Sections 163.355, 163.360, 163.361 and 163.362, Florida Statutes (2000), has caused to be prepared a modification of the 2001 Inlet Harbor Redevelopment Plan (the "Plan"); and

**WHEREAS**, the Agency submitted the Plan to the City's Planning and Zoning Board which serves as the Local Planning Agency; and

**WHEREAS**, the Local Planning Agency, held a public meeting on January 8, 2004, with respect to said conformity with the Comprehensive Plan; and

**WHEREAS**, the Agency held a public hearing, duly noticed, on January 14, 2004, and, after receiving comments from the public and discussion by the Board of Commissioners, approved the Plan; and

**WHEREAS**, the Community Redevelopment Agency having reviewed the recommendation of the Local Planning Agency, and including the Local Planning Agency's recommendation for approval, submitted the Plan to the City Council of the City of Riviera Beach; and

**WHEREAS**, the Council found that the Plan meets the requirements for approval as contained in Chapter 163 of the Florida Statutes.



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

**SECTION 1.** The foregoing recitals are true and correct and are incorporated herein.

**SECTION 2.** The City Council finds that the amendment to the 2001 Inlet Harbor City of Riviera Beach Redevelopment Plan which is attached and incorporated into this Resolution, meets the requirements of Chapter 163, Florida Statutes. The attached Exhibits include the following:

Exhibit A (Text Amendments in strike-through and underline format)

Exhibit B (Maps CRA 01, 02, 03)

Exhibit C (Tables 5, 6, 8.2, 8.3, 8.4)

**SECTION 3.** The City Council, having held a public hearing as required by law and having received the comments from the public, the Planning and Zoning board acting as the Local Planning Agency, and from the City of Riviera Beach Community Redevelopment Agency, approves the amendment to the 2001 Inlet Harbor City of Riviera Beach Redevelopment Plan.

**SECTION 4.** The amendment to the 2001 Inlet Harbor City of Riviera Beach Redevelopment Plan, having been approved by the City Council is therefore deemed to be in full force and effect and the Community Redevelopment Agency is directed to carry out the Plan in accordance with its terms.

**SECTION 5.** The amended Community Redevelopment Plan shall serve as the Land Development Regulations for the CRA, and any variations granted pursuant to this Plan shall control the development of real property within the Community Redevelopment Area.

**SECTION 6.** Should any one or more of the provisions of this Resolution be held invalid, such provision shall be null and void and shall be deemed separate from the remaining provisions and shall in no way affect the validity of any of the remaining provisions of the Resolution.

**SECTION 7.** All Resolutions or parts of Resolutions in conflict are hereby repealed.

**SECTION 8.** This Resolution shall not be codified.

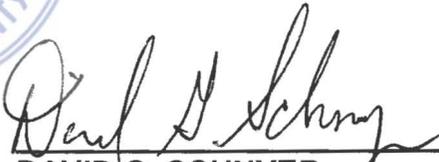
**SECTION 9.** This Resolution shall take effect immediately upon its adoption.



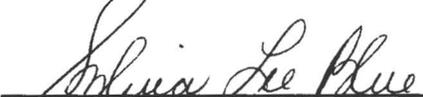
PASSED and APPROVED this 4TH day of FEBRUARY, 2004.

APPROVED:

  
MICHAEL D. BROWN,  
MAYOR

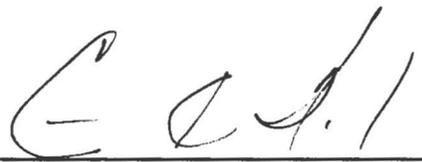
  
DAVID G. SCHNYER,  
CHAIRPERSON

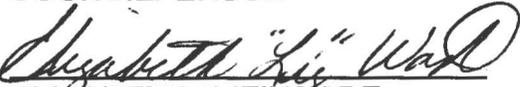
{MUNICIPAL SEAL}

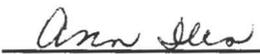
  
SYLVIA LEE BLUE,  
CHAIR PRO-TEM

ATTEST:

  
DONALD R. WILSON,  
COUNCILPERSON

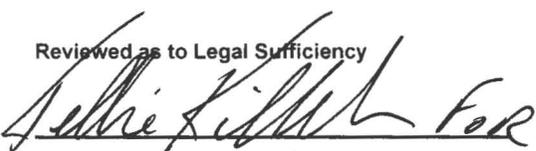
  
CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
ELIZABETH "LIZ" WADE,  
COUNCILPERSON

  
ANN ILES,  
COUNCILPERSON

Motioned By: S. BLUE  
Seconded By: A. ILES

D. Schnyer     AYE  
S. Blue         AYE  
D. Wilson      AYE  
E. Wade      AYE  
A. Iles         AYE

Reviewed as to Legal Sufficiency  
  
PAMALA HANNA RYAN, CITY ATTORNEY

Date: 1/28/04