

RESOLUTION NO. 18-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE FINAL PAYMENT TO R.C.T. ENGINEERING, INC., FOR GENERAL PROFESSIONAL ENGINEERING SERVICES TO CONDUCT A STUDY AND ENGINEERING EVALUATION OF THE UTILITIES DEPARTMENT'S LIFT STATIONS IN THE AMOUNT OF \$2,854.60; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 407-1437-5330-3103; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Via Resolution No. 47-03, R.C.T. Engineering, Inc., was approved to conduct a study and engineering evaluation of the Utilities Department's lift stations. This study has been satisfactorily completed; and

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 final payment to R.C.T. Engineering, Inc., for the completion of the study and engineering evaluation of the Utilities Department's lift stations, in the amount of \$2,854.60.

Section 2: That the City Council authorizes the Mayor and Finance Director to make payment for same under Account Number 407-1437-5330-3103.

Section 3: That this Resolution shall take effect upon its passage and approval by the City Council.

RESOLUTION NO. 18-04
PAGE 2

PASSED AND APPROVED this 18th day of FEBRUARY, 2004.

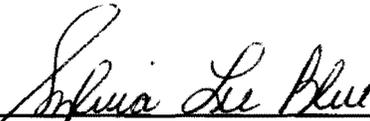
APPROVED:



MICHAEL D. BROWN,
MAYOR



DAVID G. SCHNYER
CHAIRPERSON



SYLVIA LEE BLUE
CHAIR PRO-TEM

(MUNICIPAL SEAL)

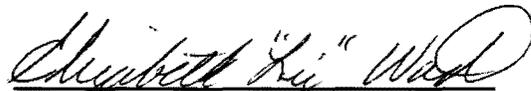


DONALD R. WILSON
COUNCILPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



ELIZABETH "LIZ" WADE
COUNCILPERSON

absent

ANN ILES
COUNCILPERSON

MOTIONED BY: S. Blue

SECONDED BY: E. Wade

D. SCHNYER aye

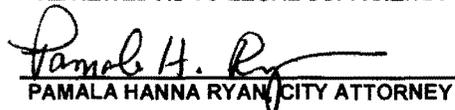
S. BLUE aye

D. WILSON aye

E. WADE aye

A. ILES absent

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN
CITY ATTORNEY

DATE: 2/11/04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXTEND AN EXISTING CONTRACT FOR A PERIOD OF ONE (1) YEAR, COMMENCING MARCH 22, 2004 THROUGH MARCH 21, 2005, BETWEEN THE CITY OF RIVIERA BEACH AND R.C.T. ENGINEERING, INC., CONSULTING ENGINEERING FIRM OF WEST PALM BEACH, FLORIDA, TO PROVIDE GENERAL PROFESSIONAL ENGINEERING SERVICES TO THE UTILITIES DEPARTMENT FOR WATER TREATMENT, DISTRIBUTION, SEWER COLLECTION PLANNING AND DESIGN SERVICES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on March 5, 2003, via Resolution #48-03, Council approved a one (1) year extension of the contract between the City of Riviera Beach and R.C.T. Engineering, Inc., to provide general professional engineering services to the Utilities Department for Water Treatment, Distribution, Sewer Collection Planning and Design Services; and

WHEREAS, this existing extension will expire on March 21, 2004; and

WHEREAS, to provide continuity with the on-going projects conducted by R.C.T. Engineering, Inc., staff recommends a second one (1) year extension, commencing March 22, 2004 through March 21, 2005, of this existing contract in accordance with Section 4 – Periods of Service.

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 hereby authorized to execute and extend the existing contract for a period of one (1) year, commencing March 22, 2004 through March 21, 2005, between the City of Riviera Beach and R.C.T. Engineering, Inc. to provide general professional engineering services on behalf of the City of Riviera Beach.

SECTION 2: That a copy of the existing contract between R.C.T. Engineering, Inc. and the City of Riviera Beach shall be attached hereto and made a part of this Resolution.

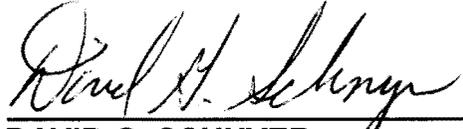
SECTION 3: This Resolution shall take effect immediately upon passage and approval by the City Council.

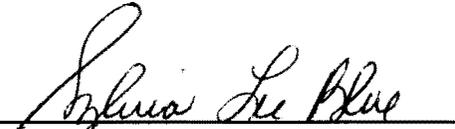
RESOLUTION NO. 19-04
PAGE 2

PASSED AND APPROVED this 18th day of FEBRUARY, 2004.

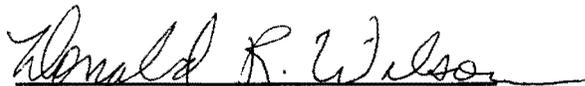
APPROVED:


MICHAEL D. BROWN,
MAYOR


DAVID G. SCHNYER
CHAIRPERSON

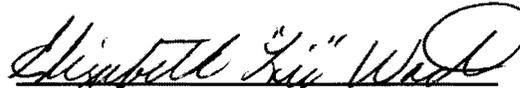

SYLVIA LEE BLUE
CHAIR PRO-TEM

(MUNICIPAL SEAL)


DONALD R. WILSON
COUNCILPERSON

ATTEST:


CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK


ELIZABETH "LIZ" WADE
COUNCILPERSON

absent
ANN ILES
COUNCILPERSON

MOTIONED BY: S. Blue

SECONDED BY: E. Wade

D. SCHNYER aye

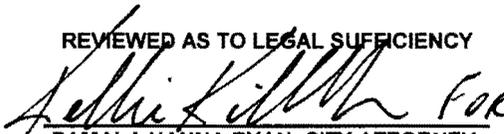
S. BLUE aye

D. WILSON aye

E. WADE aye

A. ILES aye

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 1/27/04

RESOLUTION NO. 20-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A SITE PLAN AMENDMENT WITH CONDITIONS FOR THE INLET HARBOR MARINA PLANNED UNIT DEVELOPMENT LOCATED NORTH OF THE INTERSECTION OF BLUE HERON BOULEVARD AND AVENUE "A", ALSO KNOWN AS LAKE SHORE DRIVE PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the master plan for the Inlet Harbor Marina project was originally approved by the City Council in 1987; and

WHEREAS, an amendment to the Master Plan was approved in 1991; and

WHEREAS, between 1991 and 1999 a series of extensions were approved by the City Council; and

WHEREAS, in 1999 an amendment to the Master Plan was approved by the City Council by Resolution No. 183-99; and

WHEREAS, on March 6, 2002 the City Council approved an amendment to the 1999 Inlet Harbor Marina Master Plan; and

WHEREAS, on June 19, 2002, the City Council adopted Resolution 114-02 that established a final order approving the Inlet Harbor Marina Site Plan application; and

WHEREAS, the City has held duly noticed public hearings on Inlet Marina of Palm Beach Ltd.'s applications and has otherwise complied with the procedural requirements for the adoption of this resolution; and

WHEREAS, the Planned Unit Development Site Plan Amendment Application is consistent with the adopted City of Riviera Beach Comprehensive Plan; and

WHEREAS, the Planned Unit Development Site Plan Amendment Application is consistent with the adopted City of Riviera Beach Zoning Map and with the uses permitted in the IHC-PUD zoning district; and

WHEREAS, the PUD Site Plan Amendment Application is consistent with the amended City of Riviera Beach Community Redevelopment Plan adopted on February 17, 2004; and

WHEREAS, the Planning & Zoning Board met on January 22, 2004, to review the application and made a recommendation that the City Council approve the PUD Site Plan Amendment; and

WHEREAS, the Community Redevelopment Board met on February 4, 2004 to review the application and voted to approve the PUD Site Plan Amendment.

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 Amendment for the Inlet Harbor Marina Planned Unit Development which includes a 300 unit boat storage marina facility with 1,400 square feet of ancillary office/ship store space, 8000 square feet of retail office space, and a 3,500 square foot restaurant is attached as Exhibit "A". The building elevations are attached as Exhibit "B". Exhibit "A" & "B" are hereby incorporated into this resolution. The Site Plan Amendment for the Inlet Harbor Marina Planned Unit Development prepared by Gentile, Holloway, O'Mahoney & Associates Incorporated dated 01/14/04, which includes modification of the PUD Boundary, is approved with the following conditions:

- A. The buildings shall be constructed in substantial compliance with the elevations attached to the Resolution as Exhibit B.
- B. 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.
- C. Construction of Phase I must be completed within three years of the effective date of this Resolution. Phase II (a) must be completed in four years of the effective date of this Resolution.
- 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. Phase II (b) will not be permitted to commence construction until the City of Riviera Beach has completed the construction of the realigned Avenue "A" in accordance with the City of Riviera Beach Community Redevelopment Plan.
- F. The Applicant shall construct a temporary vehicular and pedestrian public access for Avenue "A" prior to closing the existing Avenue "A" for Phase II (a), in accordance with the site plan which is attached to the Resolution as Exhibit "A".
- G. The Applicant shall contribute \$75,000 dollars to the City of Riviera Beach Blue Heron Boulevard Beautification fund prior to the issuance of the first building permit.
- H. The Applicant shall contribute \$200,000 dollars to the City of Riviera Beach to assist in the construction of the realigned Avenue "A" within 45 days of the effective date of this resolution.

- I. The Applicant shall contribute an additional \$150,000 dollars to the City of Riviera Beach for the Construction of the realigned Avenue "A" if, and only to the extent the City of Riviera Beach, in it's sole and absolute discretion, either waives Condition "F" above, or completes the construction of Permanent Avenue "A" before the owner of the property begins construction of temporary Avenue "A". The construction of temporary Avenue "A" shall be noticed to the City of Riviera Beach City Manager, in writing, 30 days prior to the commencement of such construction.
- J. The Applicant shall construct a new lift station adjacent to the existing lift station in accordance with the standards required by the City of Riviera Beach Utility Department.
- K. The Applicant shall receive credits for any portion of the costs of the new lift station that are not associated with their proposed development.

Section 2. That this resolution shall act as the final order approving the site plan amendment application of Inlet Harbor Marina of Palm Beach Limited and Investment Capital Acquisition Incorporated for an IHC-PUD entitled "Inlet Harbor Marina".

Section 3. This Resolution shall take effect immediately upon approval by the City Council.

PASSED and APPROVED this 18th day of February, 2004.

APPROVED:

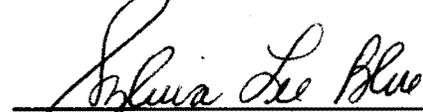


MICHAEL D. BROWN,
MAYOR



DAVID G. SCHNYER,
CHAIRPERSON

{MUNICIPAL SEAL}

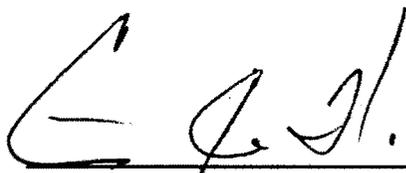


SYLVIA LEE BLUE,
CHAIR PRO-TEM

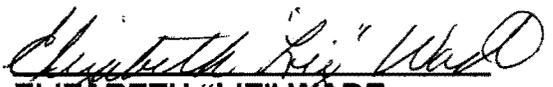


DONALD R. WILSON,
COUNCILPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



ELIZABETH "LIZ" WADE,
COUNCILPERSON

absent

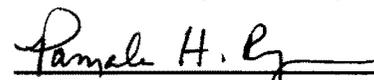
ANN ILES,
COUNCILPERSON

Motioned By: E. Wade

Seconded By: S. Blue

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

Reviewed as to Legal Sufficiency



PAMALA HANNA RYAN, CITY ATTORNEY

Date: 2/11/04

RESOLUTION NO. 21-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE MARINA GRANDE PLANNED UNIT DEVELOPMENT LOCATED NORTH OF THE INTERSECTION OF BLUE HERON BOULEVARD AND AVENUE "A", ALSO KNOWN AS LAKE SHORE DRIVE, WEST OF THE INTRA-COASTAL WATERWAY; 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, the Planned Unit Development Site Plan Application is consistent with the adopted City of Riviera Beach Comprehensive Plan; and

WHEREAS, the Planned Unit Development Site Plan Application is consistent with the adopted City of Riviera Beach Zoning Map and with the uses permitted in the IHC-PUD zoning district; and

WHEREAS, the PUD Site Plan Application is consistent with the amended City of Riviera Beach Community Redevelopment Plan adopted on February 17, 2004; and

WHEREAS, the Planning & Zoning Board met on January 22, 2004, to review the application and made a recommendation that the City Council approve the PUD Site Plan; and

WHEREAS, the Community Redevelopment Board met on February 4, 2004 to review the application and voted to approve the PUD 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 for the Marina Grande Planned Unit Development which includes 351 multi-family residential units, a recreation center, and a club house with retail space is attached as Exhibit "A". The building elevations are attached as Exhibit "B". Exhibit "A" & "B" are hereby incorporated into this resolution. The Site Plan for the Marina Grande Planned Unit Development is approved with the following conditions:

- A. The project will be built in two phases. Phase I will include the North building, parking garage, and the Recreation Center and Club house. Phase II will include the East Building.

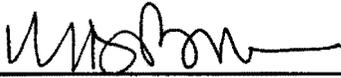
- B. The buildings shall be constructed in substantial compliance with the elevations attached to the Resolution as Exhibit B.
- C. Construction must be initiated within 18 months of the effective date of this Resolution in accordance with Section 31-60(a), of the City Code of Ordinances.
- D. Construction of Phase I must be completed within 3 years of the effective date of this Resolution. Construction of Phase II must be completed within 5 years of the effective date of this Resolution.
- E. 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.
- F. The Applicant shall contribute \$75,000 dollars to the City of Riviera Beach Blue Heron Boulevard Beautification fund prior to the issuance of the first building permit.
- G. The Applicant shall construct a new lift station adjacent to the existing lift station in accordance with the standards required by the City of Riviera Beach Utility Department.
- H. The Applicant shall receive credits for any portion of the costs of the new lift station that are not associated with their proposed development.

Section 2. That this resolution shall act as the final order approving the site plan application from Boca Swerdlow Riviera Beach Development Limited for an IHC-PUD entitled "Marina Grande".

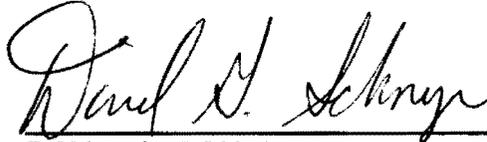
Section 3. This Resolution shall take effect immediately upon approval by the City Council.

PASSED and APPROVED this 18th day of February, 2004.

APPROVED:

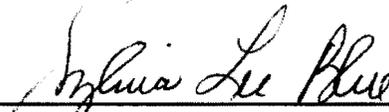


MICHAEL D. BROWN,
MAYOR



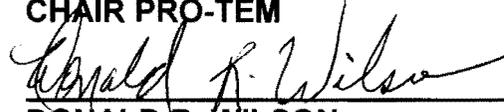
DAVID G. SCHNYER,
CHAIRPERSON

{MUNICIPAL SEAL}



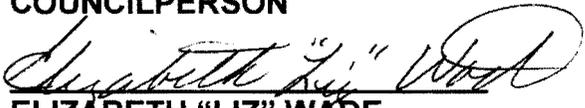
SYLVIA LEE BLUE,
CHAIR PRO-TEM

ATTEST:



DONALD R. WILSON,
COUNCILPERSON





ELIZABETH "LIZ" WADE,
COUNCILPERSON

CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK

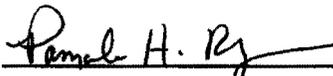
absent

ANN ILES,
COUNCILPERSON

Motioned By: D. Wilson
Seconded By: S. Blue

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

Reviewed as to Legal Sufficiency



PAMALA HANNA RYAN, CITY ATTORNEY

Date: 2/11/04

RESOLUTION NO. 22-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDING THE BID FOR LANDSCAPE MAINTENANCE OF SELECTED RIGHT-OF-WAYS, BID NO. 08203, TO WELLONS ULTIMATE LAWN MAINTENANCE, 809 West 4th STREET, RIVIERA BEACH, FL 33404 IN THE AMOUNT OF \$43,200.00; TO BE PAID FROM REPAIR AND MAINTENANCE, GROUNDS ACCOUNT NO.001-0203-5190-4603; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach requested bids for Landscape Maintenance of Selected Right-of-ways; and

WHEREAS, the bids were received on October 30, 2003 and Wellons Ultimate Lawn Maintenance was the lowest bidder; and

WHEREAS, Wellons Ultimate Lawn Maintenance is qualified to perform the work under this contract.

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

SECTION 1. That the bid for Landscape Maintenance of Selected Right-of-ways be awarded to Wellons Ultimate Lawn Maintenance.

SECTION 2. That the Mayor and City Clerk are authorized to execute the agreement with Wellons Ultimate Lawn Maintenance.

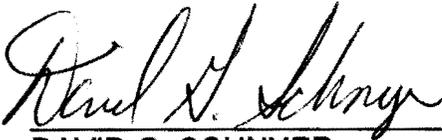
SECTION 3. That the Finance Director is authorized to make payment from Repair and Maintenance, Grounds Account No. 001-0203-5190-4603.

SECTION 4. This Resolution shall take effect immediately upon its approval.

PASSED AND APPROVED this 18th day of February, 2004.

APPROVED:


MICHAEL D. BROWN,
MAYOR

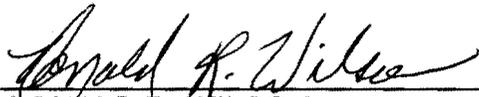

DAVID G. SCHNYER
CHAIRPERSON

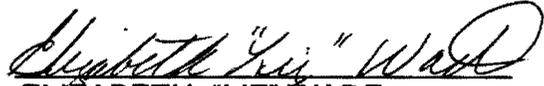
(MUNICIPAL SEAL)

ATTEST

CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

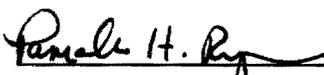

SYLVIA LEE BLUE
CHAIR PRO-TEM


DONALD R. WILSON
COUNCILPERSON


ELIZABETH "LIZ" WADE
COUNCILPERSON

absent
ANN ILES
COUNCILPERSON

- MOTIONED BY: D. Wilson
- SECONDED BY: E. Wade
- D. SCHNYER aye
- S. BLUE aye
- D. WILSON aye
- E. WADE aye
- A. ILES absent

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 2/18/04

RESOLUTION NO. 23-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A STATE HIGHWAY LIGHTING, MAINTENANCE, AND COMPENSATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR STREET LIGHT MAINTENANCE ON STATE ROADS WITHIN THE CITY OF RIVIERA BEACH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Department of Transportation (FDOT) has installed 243 street lights on State roads within the City of Riviera Beach; and

WHEREAS, the City of Riviera Beach Public Works Department has been maintaining these street lights at its own expense; and

WHEREAS, the FDOT is now presenting an agreement to reimburse the City of Riviera Beach in the amount of \$21,202.00 annually for the maintenance of these street lights.

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 a State Highway Lighting, Maintenance, and Compensation Agreement with FDOT for the maintenance of street lights on State roads within the City of Riviera Beach.

SECTION 2. The City of Riviera Beach Public Works Department is maintaining these lights and will receive reimbursement for this maintenance from the FDOT in the annual amount of \$21,202.00.

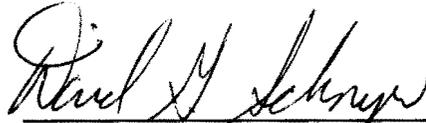
SECTION 3. This Resolution shall take effect immediately upon its passage.

PASSED AND APPROVED this 18th day of February, 2004 .

APPROVED:



MICHAEL D. BROWN,
MAYOR



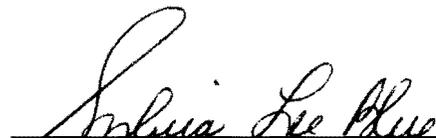
DAVID G. SCHNYER
CHAIRPERSON

(MUNICIPAL SEAL)

ATTEST



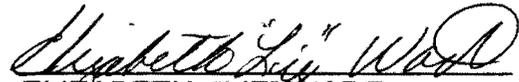
CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



SYLVIA LEE BLUE
CHAIR PRO-TEM



DONALD R. WILSON
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

absent

ANN ILES
COUNCILPERSON

MOTIONED BY: S. Blue

SECONDED BY: E. Wade

D. SCHNYER aye

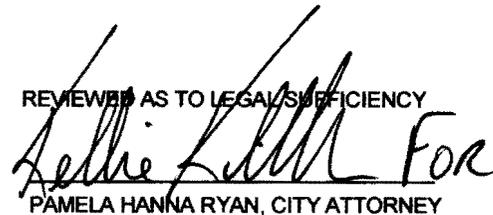
S. BLUE aye

D. WILSON aye

E. WADE aye

A. ILES absent

REVIEWED AS TO LEGAL SUFFICIENCY


PAMELA HANNA RYAN, CITY ATTORNEY

DATE: 2/11/04

RESOLUTION NO. 24-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE KIMLEY-HORN & ASSOCIATES WORK ORDER NO. 6 TO PREPARE 60% DESIGN PLANS FOR RELOCATED US HIGHWAY ONE IN THE AMOUNT OF 1 MILLION DOLLARS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, On November 19, 2003, the City of Riviera Beach entered into a Joint Participation Agreement with the Florida Department of Transportation for reimbursement to the City for 1 Million Dollars for 60% Design Plans for relocated US Highway One; and

WHEREAS, The City has an agreement with Kimley-Horn and Associates for engineering services; and

WHEREAS, The City desires to execute Kimley-Horn and Associates (KHA) Work Order #6 for 60% Design Plans for US Highway One;

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 Manager is authorized to execute KHA Work Order #6 in the amount of 1 Million Dollars for 60% Design Plans for US Highway One.

SECTION 2. That the Finance Director is authorized to set up a budget in the amount of 1 Million Dollars.

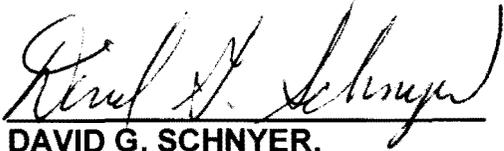
SECTION 3. That this resolution shall take effect immediately after its passage and approval by the City Council.

PASSED and APPROVED this 18th day of February, 2004.

APPROVED:

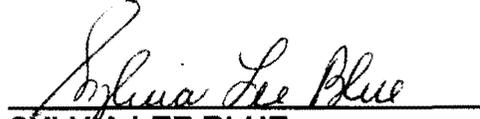


MICHAEL D. BROWN,
MAYOR



DAVID G. SCHNYER,
CHAIRPERSON

{MUNICIPAL SEAL}



SYLVIA LEE BLUE,
CHAIR PRO-TEM

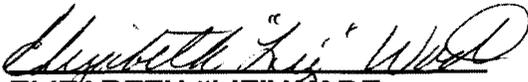
ATTEST:



DONALD R. WILSON,
COUNCILPERSON



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



ELIZABETH "LIZ" WADE,
COUNCILPERSON

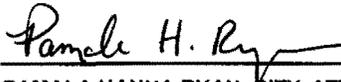
absent

ANN ILES,
COUNCILPERSON

Motioned By: D. Wilson
Seconded By: S. Blue

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

Reviewed as to Legal Sufficiency



PAMALA HANNA RYAN, CITY ATTORNEY

Date: 2/11/04

RESOLUTION NO. 25-04

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF RIVIERA BEACH, PALM
BEACH COUNTY, FLORIDA, AUTHORIZING
THE MAYOR TO EXECUTE AN INTERLOCAL
AGREEMENT BETWEEN PALM BEACH
COUNTY AND THE CITY OF RIVIERA BEACH
FOR THE CONSTRUCTION, INSTALLATION,
MAINTENANCE AND USE OF PALM TRAN
BUS SHELTERS; PROVIDING FOR AN
EFFECTIVE DATE; AND FOR OTHER
PURPOSES**

WHEREAS, Section 163.01 of Florida Statutes, authorizes local governments to make the most efficient use of their powers by enabling them to cooperate with other localities through mutual aid agreements aka interlocal agreements; and thereby to provide services and facilities that will harmonize geographic, economic, population and other factors influencing the needs and development of local communities; and

WHEREAS, the City of Riviera Beach desires to enter into an Interlocal Agreement with Palm Beach County for the construction, installation, maintenance, cleaning and placement of Palm Tran bus shelters; and

WHEREAS, to encourage the placement of bus shelters at Palm Tran bus stops, and for the purpose of achieving consistency in its bus shelter program, the County is willing to administer the bus shelter program for the benefit of the City of Riviera Beach; overseeing the construction, installation, maintenance, cleaning and placement of the bus shelters; and

WHEREAS, the County has entered into a third party contract with NextMedia Outdoor, Inc. ("NextMedia") for the construction, installation, maintenance, and placement of advertisements in the bus shelters at Palm Tran bus stops within the County; and

WHEREAS, the County would provide the City the net advertising fees paid by NextMedia to the County, provided the City grants the County the right to construct such shelters and place advertising at identified locations.

**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 City of Riviera Beach, Florida ("City") hereby authorizes the Mayor to execute the Interlocal Agreement for the construction, installation, maintenance, and placement of Palm Tran bus shelters between Palm Beach County and the City of Riviera Beach identified as Exhibit "A" and the locations identified as Exhibit "B".

RESOLUTION NO. 25-04

PAGE -2-

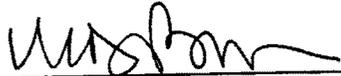
SECTION 2. The City Council hereby grants Palm Beach County the right to construct and place advertising in accordance with the terms and conditions of said Interlocal Agreement.

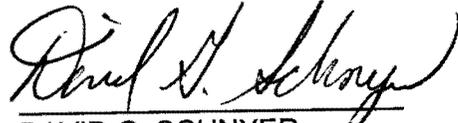
SECTION 3. This Resolution shall take effect immediately upon its passage.

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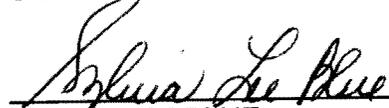
PASSED AND APPROVED this 18th day of February, 2004

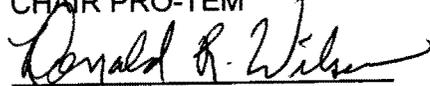
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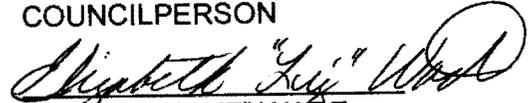

MICHAEL D. BROWN
MAYOR


DAVID G. SCHNYER
CHAIRPERSON

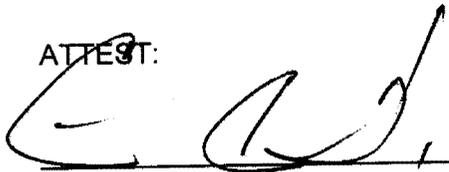
(MUNICIPAL SEAL)


SYLVIA LEE BLUE
CHAIR PRO-TEM

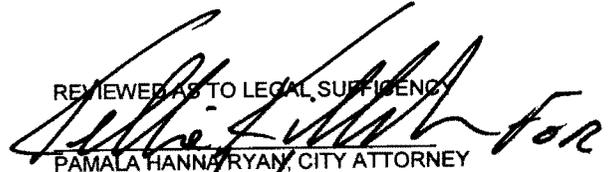

DONALD R. WILSON
COUNCILPERSON


ELIZABETH "LIZ" WADE
COUNCILPERSON

ATTEST:


CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

absent
ANN ILES
COUNCILPERSON

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, CITY ATTORNEY
DATE: 2/11/04

MOTIONED BY: D. Wilson

SECONDED BY: S. Blue

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

RESOLUTION NO. 26-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE USE OF \$10,000 FROM THE LAW ENFORCEMENT TRUST FUND TO PROVIDE TEN \$1,000 SCHOLARSHIPS FOR THE 2004 - 2005 SCHOOL YEAR TO STUDENTS WHO ARE RIVIERA BEACH RESIDENTS; AUTHORIZING THE RIVIERA BEACH EDUCATION ADVISORY BOARD TO ADVERTISE THE AVAILABILITY OF, ACCEPT APPLICATIONS FOR, AND ESTABLISH A REVIEW BOARD TO SELECT THE RECIPIENTS; AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE \$10,000 OF FUND BALANCE IN THE LAW ENFORCEMENT TRUST FUND AND DISBURSE FUNDS FROM THE LAW ENFORCEMENT TRUST FUND SCHOLARSHIP ACCOUNT NUMBER 150-0817-5210-5521; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The City Council supports the ideals of higher education for the youth of Riviera Beach; and

WHEREAS, The City Council has demonstrated its support of higher education through the awarding of education scholarships for the past six (6) years; and

WHEREAS; The promotion of higher education is an authorized expenditure of Law Enforcement Trust funding; and

WHEREAS, Adequate funding for ten \$1,000 scholarships is available through the Law Enforcement Trust; and

WHEREAS, The Riviera Beach Education Advisory Board is willing to and capable of facilitating the selection of worthy recipients.

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 appropriate Fund Balance in the Law Enforcement Trust Fund in the amount of \$10,000 for disbursement of scholarships for the 2004-05 school year.

RESOLUTION. NO 26-04
PAGE 2

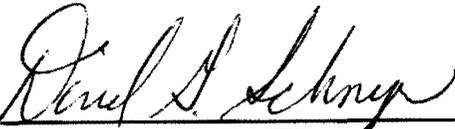
SECTION 2: That the Education Advisory Board is authorized to advertise the availability of ten scholarships of \$1,000 each, establish and convene a Review Board, and select recipients.

SECTION 3. This resolution shall take effect upon its approval and passage by the city council.

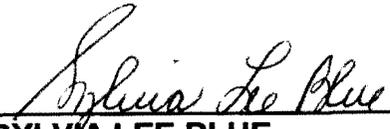
PASSED AND APPROVED THIS 18th day of February, 2004.

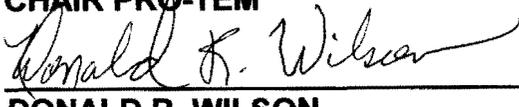
APPROVED:

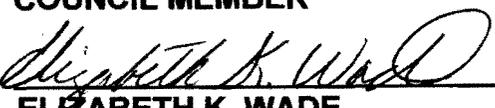

MICHAEL D. BROWN, MAYOR


DAVID G. SCHNYER
CHAIRPERSON

(MUNICIPAL SEAL)


SYLVIA LEE BLUE
CHAIR PRO-TEM


DONALD R. WILSON
COUNCIL MEMBER


ELIZABETH K. WADE
COUNCIL MEMBER

ATTEST:

CARRIE E. WARD, MMC
MASTER MUNICIPAL CLERK

absent
ANN ILES
COUNCIL MEMBER

MOTIONED BY: D. Wilson

SECONDED BY: E. Wade

D. SCHNYER aye

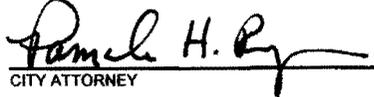
S. BLUE aye

D. WILSON aye

E. WADE aye

A. ILES absent

REVIEWED AS TO LEGAL SUFFICIENCY


CITY ATTORNEY

CITY OF RIVIERA BEACH

DATE: 2/18/04

RESOLUTION NO. 27-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT WITH THE NATIONAL URBAN TECHNOLOGY CENTER, INC., FOR THE PURCHASE AND INSTALLATION OF HARDWARE, SOFTWARE, TECHNICAL SUPPORT AND TRAINING FOR A 13-STATION COMPUTER LEARNING CENTER AT THE RIVIERA BEACH COMMUNITY CENTER IN THE AMOUNT OF \$30,000 IN ACCORDANCE WITH THEIR PROPOSAL; AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT TO THE NATIONAL URBAN TECHNOLOGY CENTER, INC., FROM ACCOUNT NUMBER 123-0819-521-1-3101; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The City of Riviera Beach has received funding in the amount of \$30,000 from the Department of Justice Executive Office for Weed and Seed (EOWS) for a Special Emphasis area SEEDTECH Computer Learning Center; and

WHEREAS, The National Urban Technology Center, Inc provides hardware, software, technical support and training for the EOWS Special Emphasis area SEEDTECH Computer Learning Center; and

WHEREAS, The City of Riviera Beach is desirous of entering into a contract with The National Urban Technology, Inc. for installation of hardware, software, technical support and training for the EOWS Special Emphasis area SEEDTECH Computer Learning Center in the amount of \$30,000.

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

SECTION 1. The Mayor and City Clerk are authorized to execute a contract with The National Urban Technology, Inc.

SECTION 2. The Mayor and Finance Director are authorized to make payment to The National Urban Technology, Inc. in the amount of \$30,000 from account number 123-0819-521-1-3101.

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

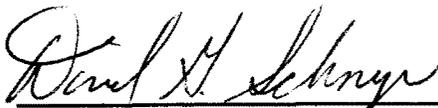
RESOLUTION NO. 27-04

PAGE 2

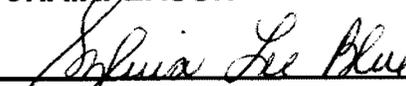
PASSED AND APPROVED this 18th day of February, 2004.

APPROVED:

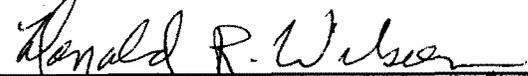

MICHAEL D. BROWN
MAYOR


DAVID G. SCHNYER
CHAIRPERSON

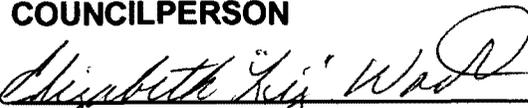
[MUNICIPAL SEAL)


SYLVIA LEE BLUE
CHAIR PRO-TEM

ATTEST:


DONALD R. WILSON
COUNCILPERSON


CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK


ELIZABETH "LIZ" WADE
COUNCILPERSON

absent
ANN ILES
COUNCILPERSON

MOTIONED BY: D. Wilson

SECONDED BY: S. Blue

D. SCHNYER aye

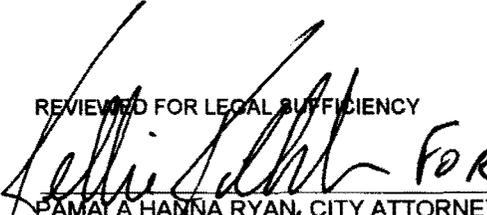
S. BLUE aye

D. WILSON aye

E. WADE aye

A. ILES absent

REVIEWED FOR LEGAL SUFFICIENCY

 FOR
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 2/11/04

RESOLUTION NO. 28-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING A SHORT TERM LOAN FROM WATER AND SEWER FUND BALANCE (EXCESS FUNDS) IN THE AMOUNT OF \$300,000 TO BE APPROPRIATED AND TRANSFERRED AS SEED MONEY RELATING TO THE JOINT PARTICIPATION AGREEMENT (JPA) FOR 60% DESIGN PLANS FOR THE RELOCATION OF US#1 WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FUND 156) AND AUTHORIZING THE FINANCE DIRECTOR TO SET UP BUDGET IN THE AMOUNT OF \$1.3 MILLION FOR THE JPA AND LOAN; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, at its November 19, 2003 City Council meeting the Council approved the execution of a Joint Participation Agreement with the State of Florida Department of Transportation (FDOT) for funds in the amount of \$1 million to pay for the preparation of 60% design plans for the relocation of US Highway One; and

WHEREAS, the City will borrow \$300,000 as "seed" money from Water and Sewer's Fund Balance, which are excess funds remaining after operating maintenance and debt service costs have been met, to be returned to the Water and Sewer Fund upon receipt of all grant funds.

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

SECTION 1. That the City Council approves the short term loan in the amount of \$300,000, from Water and Sewer excess funds.

SECTION 2. That the Finance Director is authorized to appropriate Water and Sewer Fund Balance, which are excess funds remaining after operating maintenance and debt service costs have been met, 401-00-399999 in the amount of \$300,000, and transfer said funds to the 60% Design US#1 Grant Fund (156).

SECTION 3. That the "seed" money will be returned to the Water and Sewer Fund upon receipt of all grant funds.

RESOLUTION NO. 28-04
PAGE 2

SECTION 4. That the Finance Director is authorized at set up a budget in the 60% Design US#1 Grant Fund as follows:

Revenue		
156-00-381401	INTERFD TRANS	\$ 300,000
156-00-	FDOT GRANT	<u>1,000,000</u>
		1,300,000
Expenditures		
156-0717-541-0-3103	PROF. SERV. ENGINEERING	1,000,000
156-0717-581-0-0401	INTER FUND TRANS-REPAY	<u>300,000</u>
		1,300,000

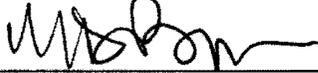
SECTION 5. That this Resolution shall take effect upon its passage and approval by the City Council.

PASSED AND APPROVED this 18th day of February 2004.

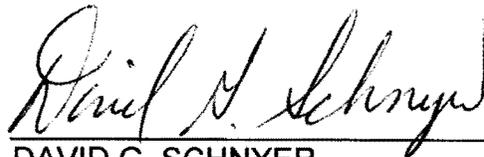
SIGNATURES ON FOLLOWING PAGE

RESOLUTION NO. 28-04
PAGE 3

APPROVED:

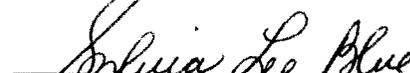


MICHAEL D. BROWN
MAYOR



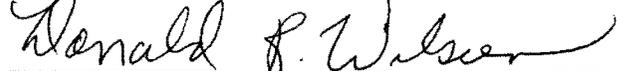
DAVID G. SCHNYER
CHAIRPERSON

(MUNICIPAL SEAL)

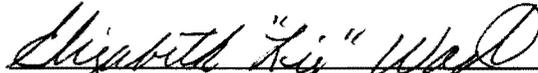
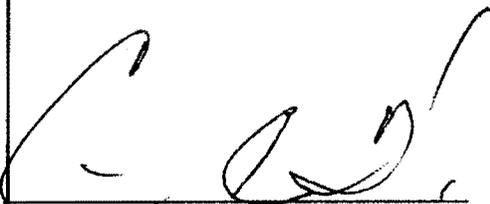


SYLVIA LEE BLUE
CHAIR PRO-TEM

ATTEST:



DONALD R. WILSON
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

absent

ANN ILES
COUNCILPERSON

MOTIONED BY: S. Blue

SECONDED BY: D. Wilson

D. SCHNYER aye

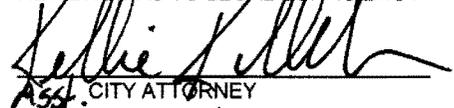
S. BLUE aye

D. WILSON aye

E. WADE aye

A. ILES absent

REVIEWED AS TO LEGAL SUFFICIENCY



Asst. CITY ATTORNEY

DATE: 2/17/04