

RESOLUTION NO. 55-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, INITIATING AND DECLARING A ZONING IN PROGRESS FOR ALL "AUTO PARTS RETAIL FACILITIES"; "STORAGE UNIT FACILITIES"; AND "GAS STATIONS WITH AND WITHOUT CONVENIENCE STORES" PROPOSED WITHIN THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 166.021, Florida Statutes, the City of Riviera Beach is authorized and required to protect the public health, safety, and welfare and may exercise any power for a governmental purpose except when expressly prohibited by law, and pursuant to Section 163.3202, Florida Statutes, the City has enacted land development regulations, consistent with its adopted Comprehensive Plan, which protect the quality of life in the City; and

WHEREAS, the City Council is considering amending its Land Development Code as it relates to "auto parts retail facilities"; "storage units facilities"; and "gas stations with and without convenience stores"; and

WHEREAS, the City Council and staff desire to develop and study such changes and need a reasonable time period in which to do so in order to properly plan and implement such changes; and

WHEREAS, the City Council wishes to initiate and declare a zoning in progress for all "auto parts retail facilities"; "storage unit facilities"; and "gas stations with and without convenience stores".

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 hereby declares a zoning in progress for all auto parts retail facilities, storage unit facilities, and gas stations with and without convenience stores. The zoning in progress shall extend for a period not to exceed nine (9) months from the date of this Resolution.

SECTION 2. No development order, site plan approval, permit, or license of any kind shall be issued, and no change of occupancy shall occur if such development order, site plan approval, permit, license, or occupancy would result in a use for a auto parts retail facility, storage unit facility, or gas station with or without a convenience store.

SECTION 3. This Resolution shall take effect upon its passage and approval.

RESOLUTION NO. 55-04

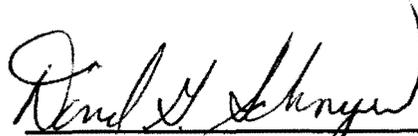
Page 2

PASSED AND APPROVED this 7th day of April, 2004

APPROVED:

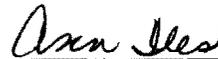


MICHAEL D. BROWN
MAYOR



DAVID G. SCHNYER
CHAIRPERSON

(MUNICIPAL SEAL)



ANN ILES
CHAIR PRO-TEM

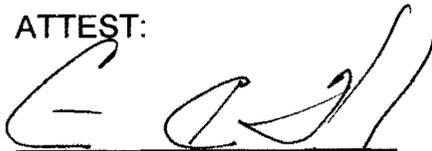
absent

DONALD R. WILSON
COUNCILPERSON

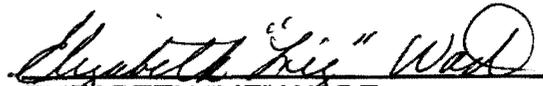


JUDY L. DAVIS
COUNCILPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: E. Wade

SECONDED BY: A. Iles

D. SCHNYER: aye

A. ILES: aye

D. WILSON: absent

J. DAVIS: aye

L. WADE: aye

REVIEWED AS TO LEGAL SUFFICENCY

PAMALA HANNA RYAN, CITY ATTORNEY

Date: _____

RESOLUTION NO. 53-04

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 LICENSE AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR LINING THE PIPES ON THE EXISTING EQUALIZER CROSS-DRAINS AND TO DO WORK ON THE ENDS OF THE DRAINAGE PIPES WITHIN STATE ROAD NO. A-1A, IN RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the State of Florida Department of Transportation (FDOT) proposes to construct or improve State Road No. A-1A, Item/Segment No. 2298161, Section No. 93080, in Riviera Beach, Palm Beach County, Florida; and

WHEREAS, it is necessary that certain lands now owned by the City of Riviera Beach, Florida, be used temporarily by the FDOT; and

WHEREAS, said use is in the best interest of the City; and

WHEREAS, the FDOT has made application to the City to execute a license agreement for the purpose of lining the pipes on the existing equalizer cross-drains and to do work on the ends of the drainage pipes within the area of the City's property.

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

SECTION 1. That the application by FDOT for a license agreement is hereby approved.

SECTION 2. That the Mayor and City Clerk are authorized to execute the agreement with the Florida Department of Transportation.

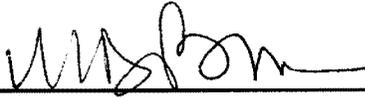
SECTION 3. This Resolution shall take effect immediately upon its approval.

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

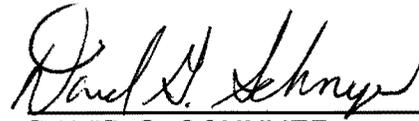
RESOLUTION NO. 53-04

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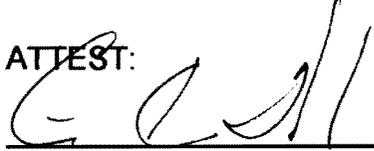


MICHAEL D. BROWN
MAYOR

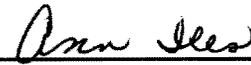


DAVID G. SCHNYER
CHAIRPERSON

ATTEST:



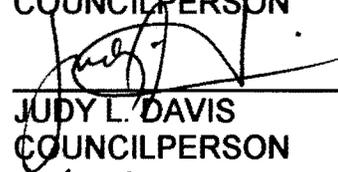
CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



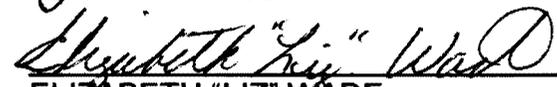
ANN ILES
CHAIR PRO TEM

ABSENT

DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: E. WADE

SECONDED BY: A. ILES

D. SCHNYER: AYE

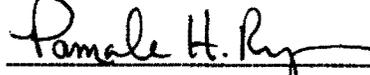
A. ILES: AYE

D. WILSON: ABSENT

J. DAVIS: AYE

E. WADE: AYE

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3/30/04

09-L.13-12/97

This instrument prepared under the direction of: Laurice C. Mayes, Esq. Legal description prepared by: Diana Helmer (02-13-04) Department of Transportation 3400 W. Commercial Boulevard Ft. Lauderdale, Florida 33309

Parcel No. 902.1 Item/Segment No. 2298161 Section No. 93080 Managing District: 04 S.R. No. A-1-A County: Palm Beach

LICENSE

This Agreement made the 8 day of April, 2004, between CITY OF RIVIERA BEACH, a municipality of the State of Florida, whose address is: P.O. Box 10682, West Palm Beach, Florida 33419-0682, herein called licensor and the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, herein called licensee.

In consideration of the benefits accruing unto the licensor, the parties agree as follows:

Licensor hereby grants to licensee a license to occupy and use, subject to all of the terms and conditions hereof, the following described premises:

Parcel No. 902

Item/Segment No. 2298161 (Section No. 93080)

A portion of Lot 1, HARBOR POINT SUBDIVISON, according to the plat thereof, as recorded in Plat Book 26, Page 71 of the of the of the Public Records of Palm Beach County, Florida, lying in Section 22, Township 42 South, Range 43 East, Palm Beach County, Florida; said portion extending no more than 24.00 feet Easterly beyond the Easterly Existing Right of Way Line for State Road A-1-A (North Ocean Drive), between Baseline of Survey Station 162+14.93 and 162+37.89, as shown on Sheet 34 of the Florida Department of Transportation Plan for Financial Project ID No. 229816-1-51-01.

The premises may be occupied and used by licensee solely for lining the pipes on the existing equalizer cross-drains and to do work on the ends of the drainage pipes within the area of the licensor's property together with incidental purposes related thereto during the period beginning with the date first above written and continuing until completion of the transportation project, but not later than the last day of August 2009.

The making, execution and delivery of this agreement by licensor has been induced by no representations, statements, warranties, or agreements other than those contained herein. This agreement embodies the entire understanding of the parties and there are no further or other agreements or understandings, written or oral, in effect between the parties relating to the subject matter hereof.

IN WITNESS WHEREOF, the said licensor has signed and sealed these presents the day and year first above written.

ATTEST: [Signature] Print Name: CARRIE E. WARD Its City Clerk

CITY OF RIVIERA BEACH By: [Signature] Print Name: Michael D. BROWN Its Mayor

RESOLUTION NO. 52-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE INCREASED ACTIVITY FEES FOR THE RECREATION DEPARTMENT AND THE INTRODUCTION OF A USER FEE FOR THE LINDSEY DAVIS SR. COMMUNITY CENTER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach Recreation Department has completed a survey of surrounding municipalities on fee structure for activities offered to residents in their community and found that Riviera Beach's fees are lower than those of other municipalities; and

WHEREAS, the City of Riviera Beach operates the Lindsey Davis Sr. Community Center; and

WHEREAS, the City of Riviera Beach must establish a rental fee for the use of facilities for the Lindsey Davis Sr. Community Center; 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 following rates are approved for activities within the City of Riviera Beach.

<u>Activity</u>	<u>Current Rate</u>	<u>New Rate</u>	<u>Non-Residential</u>
Youth Basketball	\$30.00/child	\$40.00/child	\$50.00/child
Tackle Football	\$55.00 "	\$65.00 "	\$75.00 "
Flag Football	\$35.00 "	\$45.00 "	\$55.00 "
Baseball	\$35.00 "	\$45.00 "	\$55.00 "
T-Ball (5-8)	\$35.00 "	\$45.00 "	\$55.00 "
Cheerleading	\$35.00 "	\$45.00 "	\$55.00 "
Swim Team	\$60.00 "	\$80.00 "	\$80.00 "
Birthday Package at Barracuda Bay			
\$45.00 per Hr. per 10 Children or less/\$3.99 each additional Child/\$50.00 Non-refundable Deposit			
Community Center			
(Large Room)		85.00/Hr + \$200.00 Deposit	
(Small Room)		40.00/Hr + \$200.00 Deposit	

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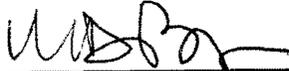
SECTION 2. That non-profit organizations which conduct activities, events or fundraisers at the Lindsey Davis Sr. Community Center be charged a rate of \$35.00 per hour without use of the kitchenette and \$45.00 per hour with use of the kitchenette. There will be no charge for routine meetings.

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

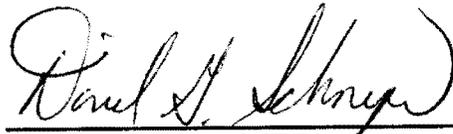
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PASSED AND APPROVED this 7TH day of APRIL, 2004.

APPROVED:



MICHAEL D. BROWN
MAYOR

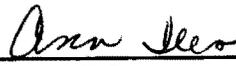


DAVID G. SCHNYER
CHAIRPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



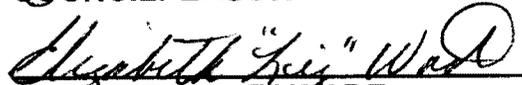
ANN ILES
CHAIR PRO TEM

ABSENT

DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: E. WADE

SECONDED BY: A. ILES

D. SCHNYER: AYE

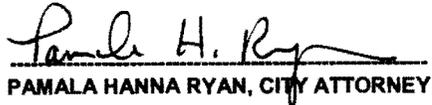
A. ILES: AYE

D. WILSON: ABSENT

J. DAVIS: AYE

E. WADE: AYE

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3/31/04

RESOLUTION NO. 51-04

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 TITLE SEARCH AND PROPERTY INFORMATION OF THE UTILITIES DEPARTMENT LIFT STATIONS IN THE AMOUNT OF \$2,623.24; AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 407-1437-5330-3103; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Resolution No. 211-02 authorized R.C.T. Engineering, Inc., to perform a title search and property survey of the City's fifty (50) sanitary lift stations and the study has been satisfactorily completed.

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 title search and property information of the City's Lift Stations, in the amount of \$2,623.24.

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

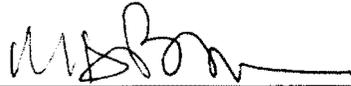
SECTION 3: That this Resolution shall take effect upon its passage and approval by the City Council.

PASSED AND APPROVED THIS 7TH DAY OF APRIL, 2004.

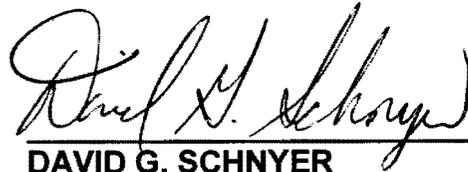
RESOLUTION NO. 51-04

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APPROVED:

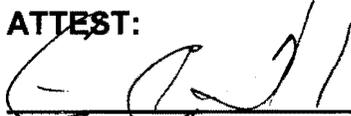


MICHAEL D. BROWN
MAYOR

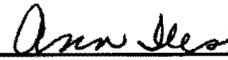


DAVID G. SCHNYER
CHAIRPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



ANN ILES
CHAIR PRO TEM

absent

DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: E. Wade

SECONDED BY: A. Iles

D. SCHNYER: aye

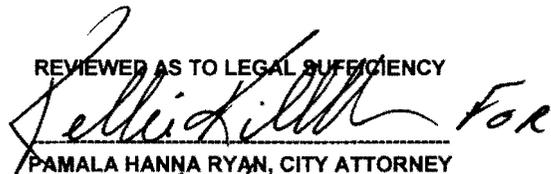
A. ILES: aye

D. WILSON: absent

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY

 For
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3/29/04

RESOLUTION NO. 49-04

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 1251 WEST 3rd STREET, RIVIERA BEACH HEIGHTS, LOT 717, FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$12,500.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, property located 1251 W. 3rd Street, Riviera Beach Heights, lot 717, was found to be in violation of the City's Code of Ordinances on June 25, 2001, pursuant to Case No. CEB 01-184; and

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

WHEREAS, Case No. CEB 01-184 is in compliance; and

WHEREAS, the property located at 1251 W. 3rd Street is owned by Monique Brown; and

WHEREAS, Ms. Brown would like the City to accept a settlement in the amount of \$2,500.00; and

WHEREAS, staff recommends the City Council reject the offer presented by Ms. Brown and settle for no less than \$12,500.00 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 into this Resolution.

Section 2. The City Council hereby accepts the sum of \$12,500.00 as

RESOLUTION NO. 49-04
PAGE 2.

APPROVED:

MICHAEL D. BROWN
MAYOR

DAVID G. SCHNYER
CHAIRPERSON

ATTEST:

CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK

ANN ILES
CHAIR PRO TEM

DONALD R. WILSON
COUNCILPERSON

JUDY L. DAVIS
COUNCILPERSON

ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

D. SCHNYER: _____

A. ILES: _____

D. WILSON: _____

J. DAVIS: _____

E. WADE: _____

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: _____

ENFORCEMENT LIENS ON PROPERTY LOCATED AT 809 WEST 4TH STREET, RIVIERA BEACH HEIGHTS ADD 3, LOT 408, BLK 000 FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$5,000; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

It was a consensus of the City Council to revert to the previous adopted motion to allow the property owner the 30 day window to pay the administrative charges incurred by the City as stipulated in the Resolution presented at that time. However, due to the property owner not complying with the guidelines set forth at the time, there was consensus at the time of the meeting that the property owner will revert to its original lien charge as stipulated on the Assessment Certificate provided by the City Clerk.

ITEM NO. 15

RESOLUTION NO. 49-04 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 1251 WEST 3RD STREET, RIVIERA BEACH HEIGHTS LOT 717, FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$12,500; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

It was a consensus of the City Council to revert to the previous adopted motion to allow the property owner the 30 day window to pay the administrative charges incurred by the City as stipulated in the Resolution presented at that time. However, due to the property owner not complying with the guidelines set forth at the time, there was consensus at the time of the meeting that the property owner will revert to its original lien charge as stipulated on the Assessment Certificate provided by the City Clerk.

ITEM NO. 16

RESOLUTION NO. 46-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ADDENDUM TO THE AGREEMENT WITH PETER LAMELAS, M.D., M.B.A./INPHYNET FOR THE PROVISION OF MEDICAL DIRECTION SERVICES; AND AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT IN THE AMOUNT OF \$24,000.00 EACH YEAR; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned Resolution into the record.

RESOLUTION NO. 48-04

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 809 WEST 4TH STREET, RIVIERA BEACH HEIGHTS ADD 3, LOT 408, BLK 000 FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$5,000.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, property located at 809 W. 4th Street, Riviera Beach Heights, lot 408, blk 000, was found to be in violation of the City's Code of Ordinances on January 15, 2002, pursuant to Case No. CEB 02 -076; and

WHEREAS, Case No. CEB 02-076 is in compliance; and

WHEREAS, the property located at 809 West 4th Street is owned by Monique Brown; and

WHEREAS, Ms. Brown would like the City to accept a settlement in the amount of \$2,500.00; and

WHEREAS, staff recommends the City Council reject the offer presented by Ms. Brown and settle for no less that \$5,000.00 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 into this Resolution.

Section 2. The City Council hereby accepts the sum of \$5,000.00 as consideration for the release of the Code Enforcement lien hereby granted on the subject property.

Section 3. The Mayor and the City Clerk are authorized to execute a

RESOLUTION NO. 48-04
PAGE 2.

APPROVED:

MICHAEL D. BROWN
MAYOR

DAVID G. SCHNYER
CHAIRPERSON

ATTEST:

CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK

ANN ILES
CHAIR PRO TEM

DONALD R. WILSON
COUNCILPERSON

JUDY L. DAVIS
COUNCILPERSON

ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

D. SCHNYER: _____

A. ILES: _____

D. WILSON: _____

J. DAVIS: _____

E. WADE: _____

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: _____

ENFORCEMENT LIENS ON PROPERTY LOCATED AT 1649 W. 26TH STREET, PAULINE COURT, LOT 1, FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$1,500; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned Resolution into the record.

Natalie Moore, Code Enforcement Administrator, made a presentation on the aforementioned property.

Chad Isaacson, 3868 43rd Dr., made comments regarding the aforementioned property.

A motion was made by Councilperson Wade and seconded by Councilperson Davis to approve Resolution No. 45-04.

Upon a roll call vote by Deputy City Clerk Robinson, the vote was unanimous.

MOTION APPROVED

ITEM NO. 13

RESOLUTION NO. 47-04 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 1129 WEST 26TH STREET, MONROE HEIGHTS, LOT 14-15, BLK 7 FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$6,900; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

Sylvia Lee Blue, 300 W 25th Street, made comments against the proposed properties.

It was a consensus of the City Council to revert to the previous adopted motion to allow the property owner the 30 day window to pay the administrative charges incurred by the City as stipulated in the Resolution presented at that time. However, due to the property owner not complying with the guidelines set forth at the time, there was consensus at the time of the meeting that the property owner will revert to its original lien charge as stipulated on the Assessment Certificate provided by the City Clerk.

ITEM NO. 14

RESOLUTION NO. 48-04 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 809 WEST 4TH STREET, RIVIERA BEACH HEIGHTS ADD 3, LOT 408, BLK 000 FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$5,000; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

It was a consensus of the City Council to revert to the previous adopted motion to allow the property owner the 30 day window to pay the administrative charges incurred by the City as stipulated in the Resolution presented at that time. However, due to the property owner not complying with the guidelines set forth at the time, there was consensus at the time of the meeting that the property owner will revert to its original lien charge as stipulated on the Assessment Certificate provided by the City Clerk.

ITEM NO. 15

RESOLUTION NO. 49-04 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 1251 WEST 3RD STREET, RIVIERA BEACH HEIGHTS LOT 717, FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$12,500; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

It was a consensus of the City Council to revert to the previous adopted motion to allow the property owner the 30 day window to pay the administrative charges incurred by the City as stipulated in the Resolution presented at that time. However, due to the property owner not complying with the guidelines set forth at the time, there was consensus at the time of the meeting that the property owner will revert to its original lien charge as stipulated on the Assessment Certificate provided by the City Clerk.

ITEM NO. 16

RESOLUTION NO. 46-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ADDENDUM TO THE AGREEMENT WITH PETER LAMELAS, M.D., M.B.A./INPHYNET FOR THE PROVISION OF MEDICAL DIRECTION SERVICES; AND AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT IN THE AMOUNT OF \$24,000.00 EACH YEAR; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned Resolution into the record.

RESOLUTION NO. 47-04

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 1129 WEST 26TH STREET, MONROE HEIGHTS, LOT 14-15, BLK 7 FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$6,900.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, property located 1129 W. 26th Street, Monroe Heights, lot 14-15, blk 7, was found to be in violation of the City's Code of Ordinances on November 23, 1998, pursuant to Case No. CEB 99 -005; and

WHEREAS, code enforcement liens were filed against the property by the City of Riviera Beach on March 9, 1999 for non-compliance with the Code Enforcement Board's order; and

WHEREAS, Case No. CEB 99-005 is in compliance; and

WHEREAS, the property owner would like the City to accept a settlement in the amount of \$4,000.000; and

WHEREAS, staff recommends the City Council seek to recover the administrative cost; 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 into this Resolution.

Section 2. The City Council hereby accepts the sum of \$6,900.00 as consideration for the release of the Code Enforcement lien hereby granted on the subject property.

Section 3. The Mayor and the City Clerk are authorized to execute a

RESOLUTION NO. 47-04

PAGE 2.

APPROVED:

MICHAEL D. BROWN
MAYOR

DAVID G. SCHNYER
CHAIRPERSON

ATTEST:

CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK

ANN ILES
CHAIR PRO TEM

DONALD R. WILSON
COUNCILPERSON

JUDY L. DAVIS
COUNCILPERSON

ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

D. SCHNYER: _____

A. ILES: _____

D. WILSON: _____

J. DAVIS: _____

E. WADE: _____

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: _____

ENFORCEMENT LIENS ON PROPERTY LOCATED AT 1649 W. 26TH STREET, PAULINE COURT, LOT 1, FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$1,500; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

Deputy City Clerk Robinson read the aforementioned Resolution into the record.

Natalie Moore, Code Enforcement Administrator, made a presentation on the aforementioned property.

Chad Isaacson, 3868 43rd Dr., made comments regarding the aforementioned property.

A motion was made by Councilperson Wade and seconded by Councilperson Davis to approve Resolution No. 45-04.

Upon a roll call vote by Deputy City Clerk Robinson, the vote was unanimous.

MOTION APPROVED

ITEM NO. 13

RESOLUTION NO. 47-04 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 1129 WEST 26TH STREET, MONROE HEIGHTS, LOT 14-15, BLK 7 FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$6,900; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

Sylvia Lee Blue, 300 W 25th Street, made comments against the proposed properties.

It was a consensus of the City Council to revert to the previous adopted motion to allow the property owner the 30 day window to pay the administrative charges incurred by the City as stipulated in the Resolution presented at that time. However, due to the property owner not complying with the guidelines set forth at the time, there was consensus at the time of the meeting that the property owner will revert to its original lien charge as stipulated on the Assessment Certificate provided by the City Clerk.

ITEM NO. 14

RESOLUTION NO. 48-04 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO RELEASE CODE