

RESOLUTION NO. 146-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING FINAL PAYMENT IN THE AMOUNT OF \$3,269.00 TO E.C. DRIVER & ASSOCIATE TO CONDUCT POST DESIGN CONSTRUCTION OBSERVATION OF THE NORTHLAKE END RELIEVER FOR THE RELOCATION OF THE SANITARY GRAVITY SEWER AND WATER MAINS; AND AUTHORIZING PAYMENT FROM ACCOUNT NO. 401-1437-533-0-3103; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, with the approval of Resolution No. 184-01, the engineering firm of E.C. Driver & Associates was authorized to conduct a post-design construction observation of the Northlake End Reliever Project to relocate the sanitary gravity sewer and water mains east of I-95; and

**WHEREAS**, the project has been completed. An invoice from E.C. Driver & Associates has been submitted for final payment, a copy of which is attached.

**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 final payment to E.C. Driver & Associate for engineering services rendered in the amount of \$3,269.00.

**SECTION 2:** That the Mayor and Finance Director are authorized to make payment for same under Account Number 401-1437-533-0-3103.

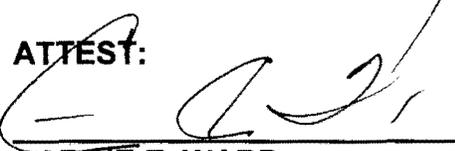
**SECTION 3:** This Resolution shall take effect upon its passage and approval by the City Council.

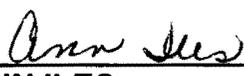
**PASSED AND ADOPTED** this 18th day of August, 2004

APPROVED:

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

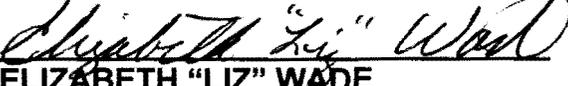
  
\_\_\_\_\_  
DAVID G. SCHNYER  
CHAIRPERSON

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

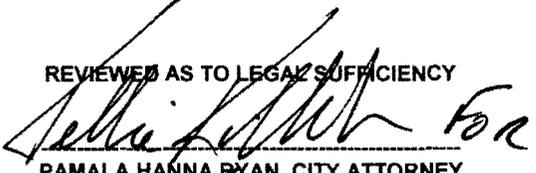
D. SCHNYER: aye

A. ILES: aye

D. WILSON: absent

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY  
  
\_\_\_\_\_  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 8/11/04

RESOLUTION NO. 147-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A CHANGE ORDER IN THE AMOUNT OF \$34,986.00 TO LANZO LINING SERVICES, INC.; APPROVING FINAL PAYMENT IN THE AMOUNT OF \$40,203.00 (THIS AMOUNT INCLUDES THE 10% RETAINAGE FEE OF \$5,217.00); AND THAT THE CITY COUNCIL AUTHORIZE THE FINANCE DIRECTOR TO TRANSFER FUNDS IN THE AMOUNT OF \$40,203.00 FROM THE UTILITIES CONTINGENCY ACCOUNT (401-1438-535-0-5999) TO THE UTILITIES REPAIR & MAINTENANCE-LINES ACCOUNT (401-1438-535-0-4606); AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO MAKE PAYMENT FROM ACCOUNT NO. 401-1438-535-0-4606; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, Via Resolution No. 80-04, Lanzo Lining Services, Inc., has reached its final phase for the repairing of deteriorating gravity sewer lines.

**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 approve **Change Order from Lanzo Lining Services, Inc.**, in the amount of \$34,986.00 increasing the original contract amount for this project from \$52,164.00 to \$87,150.00.

**SECTION 2:** That the City Council approve final payment in the amount of \$40,203.00, which includes Change Order, for the repairing and lining of a deteriorating 8" Force Main Lining at West 22<sup>nd</sup> Street and West 22<sup>nd</sup> Court.

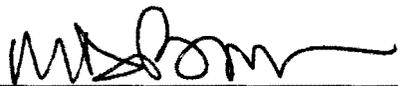
**SECTION 3:** That the City Council approves a transfer of funds in the amount of \$40,203.00 from the Utilities Contingency Account (401-1438-535-0-5999) to the Utilities Repair & Maintenance-Lines Account (401-1438-535-0-4606) to fund the above final payment to Lanzo Lining Services, Inc.

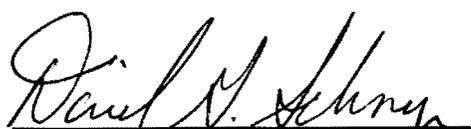
**SECTION 4:** That the City Council authorizes the Mayor and Finance Director to pay this amount from Account Number: 406-1438-535-0-4606.

**SECTION 5:** This Resolution shall take effect upon its passage and adoption by the City Council.

**PASSED AND APPROVED THIS** 18th **day of** August, **2004**

APPROVED:

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

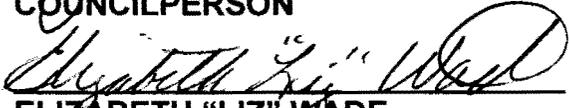
  
\_\_\_\_\_  
DAVID G. SCHNYER  
CHAIRPERSON

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

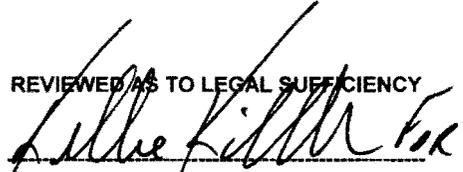
D. SCHNYER: aye

A. ILES: aye

D. WILSON: absent

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY  
  
\_\_\_\_\_  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 8/11/04

**RESOLUTION NO. 148-04**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND PALM BEACH COUNTY FOR RECEIVING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN THE AMOUNT OF \$240,000; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT AND AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE FUNDS AND SET UP A BUDGET.**

**WHEREAS**, on December 17, 2003, per resolution number 262-03, the City Council approved the submittal of an application to Palm Beach County for receiving funds under the Community Development Block Grant program; and

**WHEREAS**, County staff has recommended to the County Commission approval of the application in the amount of \$240,000; and

**WHEREAS**, The City and Palm Beach County desire to enter into an agreement to implement the Northwest Neighborhood Strategy Area Phase VI Project, reconstruction of West 32<sup>nd</sup> and West 33<sup>rd</sup> Streets from Avenue R to Avenue S.

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

**SECTION 1.** The agreement between the City of Riviera Beach and Palm Beach County for receiving Community Development Block Grant Fund is approved.

**SECTION 2.** The Mayor and City Clerk are authorized to execute the agreement.

**SECTION 3.** The Finance Director is authorized to appropriate fund balance from account 301-00-399999 to set up a budget in the paving and drainage construction account in the amount of \$240,000 and set up a budget in the CDBG fund in the amount of \$240,000 for West 32<sup>nd</sup> and West 33<sup>rd</sup> Street Improvement as follows:

Revenue:

108-00-337411

CDBG Grant 05

\$240,000

**Page 2**

**Resolution No. 148-04**

Expenditure:		
108-0717-541-0-6355	Street Improvement	\$240,000

Revenue:		
301-00-312401	Gas Tax	\$240,000

Expenditure:		
301-0717-541-0-6355	Street Improvement	\$190,000
301-0717-541-0-3106	Professional Services	\$50,000

**SECTION 4.** This resolution shall become effective upon its passage and approval by the City Council.

**PASSED AND APPROVED on this 18th day of August, 2004.**

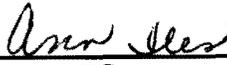
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APPROVED:

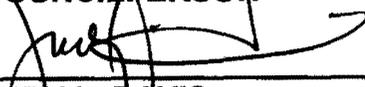
  
\_\_\_\_\_  
MICHAEL D. BROWN  
MAYOR

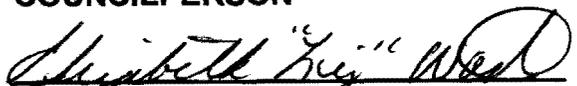
  
\_\_\_\_\_  
DAVID G. SCHNYER,  
CHAIRPERSON

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

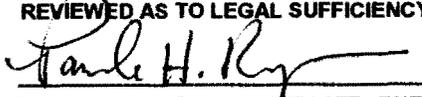
D. SCHNYER: aye

A. ILES: aye

D. WILSON: absent

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY  
  
\_\_\_\_\_  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 8/11/04

RESOLUTION NO. 149-04

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 OCTOBER 1, 2004 THROUGH SEPTEMBER 30, 2005, BETWEEN THE STATE OF FLORIDA, THE CITY OF RIVIERA BEACH, FLORIDA AND THE U. S. ENVIRONMENTAL PROTECTION AGENCY, REGION IV, FOR PHASE ONE REMEDIAL ACTION AT THE TRANS CIRCUIT SITE TO OBTAIN FUNDING FOR THE CITY'S OPERATIONS AND MAINTENANCE COST TO OPERATE AIR STRIPPERS TO REMOVE POLLUTION FROM THE CITY'S RAW WATER SOURCE; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, on September 18, 2002, Resolution #172-02, Council approved a two (2) year contract, tri-party agreement (Superfund State Contract), between the State of Florida, the City of Riviera Beach and the U. S. Environmental Protection Agency, Region IV, to provide funding for the City's operations and maintenance (O&M) cost to operate air strippers to remove pollution from the City's raw water source; and

**WHEREAS**, this existing agreement will expire on September 30, 2004; and

**WHEREAS**, the City, in order to continue receiving reimbursements for its O&M costs, is required to submit another application request to EPA for funding upon the expiration of the existing two (2) year contract agreement.

**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 agreement for a period of one (1) year, commencing October 1, 2004 through September 30, 2005, between the State of Florida, the City of Riviera Beach and the U.S. Environmental Protection Agency, Region IV to fund the City's operations and maintenance cost to operate air strippers to remove pollution from the City's raw water source.

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

**PASSED AND APPROVED** this 18th day of August, 2004

RESOLUTION NO. 149-04

PAGE 2

APPROVED:

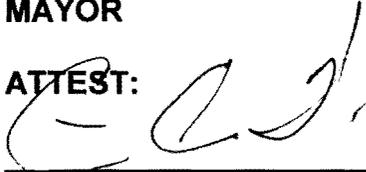


MICHAEL D. BROWN  
MAYOR

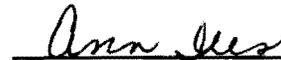


DAVID G. SCHNYER  
CHAIRPERSON

ATTEST:



CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK



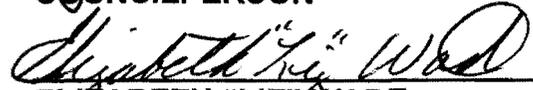
ANN ILES  
CHAIR PRO TEM

absent

DONALD R. WILSON  
COUNCILPERSON



JUDY L. DAVIS  
COUNCILPERSON



ELIZABETH "LIZ" WADE  
COUNCILPERSON

MOTIONED BY: E. Wade

SECONDED BY: A. Iles

D. SCHNYER: aye

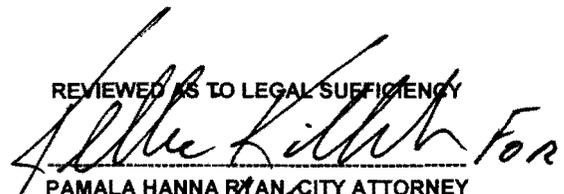
A. ILES: aye

D. WILSON: absent

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 8/11/04

**RESOLUTION NO. 150-04**

**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 265 WEST 29<sup>th</sup> STREET, BLUE HERON PARK PL5, LOT 7, BLK 12 FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$3,500.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, property located 265 W. 29<sup>th</sup> Street, Blue Heron Park PL5, lot 7, Blk 12 was found to be in violation of the City's Code of Ordinances on January 13, 2000, pursuant to Case No. CEB00 -023; and

**WHEREAS**, code enforcement liens were filed against the property by the City of Riviera Beach on September 24, 2000 for non-compliance with the Code Enforcement Board's order; and

**WHEREAS**, Case No. CEB 00-023 is in compliance; and

**WHEREAS**, the property owner would like the City to waive the fines; and

**WHEREAS**, staff recommends the City Council reject the offer presented by Mr. Mainor and settle for no less than \$3,500.00 which covers 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 \$3,500.00 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. 150-04

Pg. -2-

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. 180

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

**PASSED and APPROVED this 18th day of August, 2004.**

**APPROVED:**

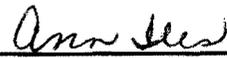


**MICHAEL D. BROWN  
MAYOR**

{MUNICIPAL SEAL}



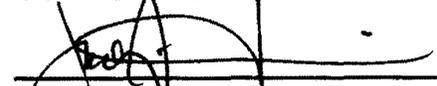
**DAVID G. SCHNYER  
CHAIRPERSON**



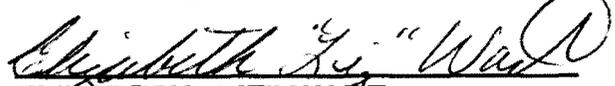
**ANN ILES  
CHAIR PRO-TEM**

absent

**DONALD R. WILSON  
COUNCILPERSON**



**JUDY L. DAVIS  
COUNCILPERSON**



**ELIZABETH "LIZ" WADE  
COUNCILPERSON**

**ATTEST:**



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

Motioned By: E. Wade

Seconded By: J. Davis

D. Schnyer aye

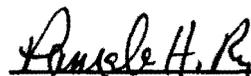
A. Iles aye

D. Wilson absent

J. Davis aye

E. Wade aye

**Reviewed as to Legal Sufficiency**



PAMALA HANNA RYAN, CITY ATTORNEY

Date: 8/19/04

GARY R. NIKOLIS, CPA Property Appraiser's Public Access System  
 P. O. BOX 1007859  
 PALM BEACH COUNTY, FLORIDA 33404-0785  
[Home](#)

**Property Information**

Location Address: 265 W 29TH ST [All Info](#)

Municipality: RIVIERA BEACH

Parcel Control Number: 56-43-42-28-09-012-0070

Subdivision: BLUE HERON PARK PL 5 IN

Official Records Book: 08201 Page: 1704 Sale Date: Mar-1994

Legal Description: BLUE HERON PARK PL 5 LT 7 BLK 12

**Owner Information**

Name: MAINOR RONALD E [All Info](#)

Mailing Address: 265 W 29TH ST

RIVIERA BEACH FL 33404 3703

**Sales Information**

Sales Date	Book	Page	Price	Sale Type	Owner
Mar-1994	08201	1704	\$42,500	WARRANTY DEED	MAINOR RONALD E
Jan-1977	02665	1423	\$100	NO DATA FOUND	

**Exemptions**

Exemption Information Unavailable.

**Appraisals**

Tax Year:	2003	2002	2001
Improvement Value:	\$43,080	\$43,839	\$35,054
Land Value:	\$18,428	\$12,285	\$12,285
Total Market Value:	\$61,508	\$56,124	\$47,339

Tax Year 2003  
 Number of Units: 1  
 \*Total Square Feet: 1096

Use Code: 0100 Description: RESIDENTIAL

\* In residential properties may indicate living area.

**Assessed and Taxable Values**

Tax Year:	2003	2002	2001
Assessed Value:	\$61,508	\$56,124	\$47,339
Exemption Amount:	\$0	\$0	\$0
Taxable Value:	\$61,508	\$56,124	\$47,339

[Statistics Detail](#)

**Tax Values**

Tax Year:	2003	2002	2001
Ad Valorem:	\$1,563	\$1,435	\$1,223
Non Ad Valorem:	\$104	\$104	\$104
Total Tax:	\$1,667	\$1,539	\$1,327

[Tax Calculator](#)

[Detail](#)

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RESOLUTION NO. 151-04

**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 1409 W. 31<sup>ST</sup> STREET, ACREHOME PARK 2 ADD, LT 1- 3, BLK 15 FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$3,500.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, property located 1409 W. 31<sup>ST</sup> Street, Acrehome Park 2 add, lt 1-3, blk 15 found to be in violation of the City's Code of Ordinances on June 11, 1991, pursuant to Case No. CEB91 -162; and

**WHEREAS**, code enforcement liens were filed against the property by the City of Riviera Beach on October 28, 2002 for non-compliance with the Special Master's order; and

**WHEREAS**, Case No. CEB 91-161 is in compliance; and

**WHEREAS**, the property owner would like the City to waive the fines; and

**WHEREAS**, staff recommends the City Council reject the offer presented by Mr. Levine and settle for no less than \$3,500.00 which covers 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 \$3,500.00 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. 151-04

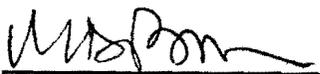
Pg. -2-

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.

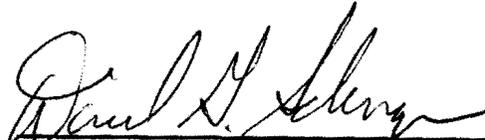
**PASSED and APPROVED** this 18th day of August, 2004.

**APPROVED:**

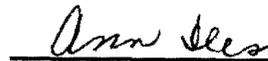


**MICHAEL D. BROWN  
MAYOR**

{MUNICIPAL SEAL}



**DAVID G. SCHNYER  
CHAIRPERSON**



**ANN ILES  
CHAIR PRO TEM**

**ATTEST:**



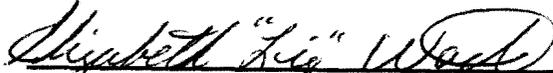
**CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK**

absent

**DONALD R. WILSON  
COUNCILPERSON**



**JUDY L. DAVIS  
COUNCILPERSON**



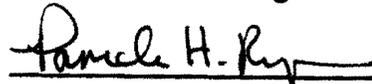
**ELIZABETH "LIZ" WADE  
COUNCILPERSON**

Motioned By: E. Wade

Seconded By: J. Davis

D. SCHNYER	<u>aye</u>
A. ILES	<u>aye</u>
D. WILSON	<u>absent</u>
J. DAVIS	<u>aye</u>
E. WADE	<u>aye</u>

**Reviewed as to Legal Sufficiency**



PAMALA HANNA RYAN, CITY ATTORNEY

Date: 8/19/04

**RESOLUTION NO. 152-04**

**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 1256 WEST 32<sup>ND</sup> STREET, DUNBAR TERRACE, LTS 34-36, BLK 5, FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$750.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, property located 1256 W. 32<sup>ND</sup> Street, Dunbar Terrace, Lts 34-36, Blk 5 was found to be in violation of the City's Code of Ordinances on December 16, 1999, pursuant to Case No. CEB 00-150; and

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

**WHEREAS**, Case No. CEB 00-150 is in compliance; and

**WHEREAS**, the property located at 1256 W. 32<sup>nd</sup> Street is owned by Cassandra Wilson, daughter Mattie Wilson; and

**WHEREAS**, Ms. Wilson would like the City to waive the fines; and

**WHEREAS**, staff recommends the City Council reject the offer presented by Ms. Wilson and settle for no less than \$750.00 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 \$750.00 as consideration for the release of the Code Enforcement lien hereby granted on the subject property.

Resolution No. 152-04

Pg. -2-

**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)~~<sup>90</sup> days of approval or this Resolution shall become null and void.

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

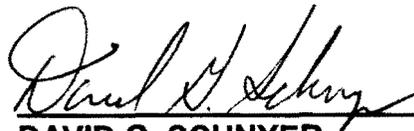
**PASSED and APPROVED this 18th day of August, 2004.**

**APPROVED:**

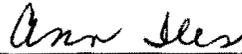


**MICHAEL D. BROWN  
MAYOR**

{MUNICIPAL SEAL}



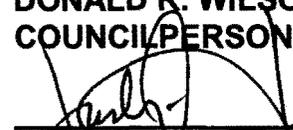
**DAVID G. SCHNYER  
CHAIRPERSON**



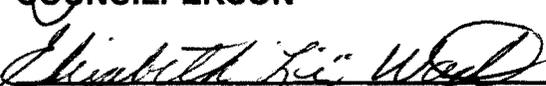
**ANN ILES  
CHAIR PRO TEM**

absent

**DONALD R. WILSON  
COUNCILPERSON**

**JUDY L. DAVIS  
COUNCILPERSON**

**ELIZABETH "LIZ" WADE  
COUNCILPERSON**

**ATTEST:**



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

**Motioned By:** E. Wade

**Seconded By:** A. Iles

<b>D. SCHNYER</b>	<u>aye</u>
<b>A. ILES</b>	<u>aye</u>
<b>D. WILSON</b>	<u>absent</u>
<b>J. DAVIS</b>	<u>out</u>
<b>E. WADE</b>	<u>aye</u>

**Reviewed as to Legal Sufficiency**



PAMALA HANNA RYAN, CITY ATTORNEY

**Date:** 8/9/04

**RESOLUTION NO. 153-04**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN APPLICATION FROM AVENUE S PROPERTIES, LLC, FOR A BUILDING MATERIALS AND DISTRIBUTION FACILITY ON THE SOUTH SIDE OF DR. MARTIN LUTHER KING, JR. BOULEVARD BETWEEN AVENUE P AND AVENUE S WITH CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

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

**WHEREAS**, the Planning & Zoning Board met on July 8, 2004, to review the site plan application and made a recommendation to the City Council for approval of the Site Plan application from Avenue S Properties, LLC; and

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

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

**SECTION 1.** The Site Plan (Exhibit A) for a building materials storage and distribution facility with the following conditions:

1. All future advertising must state that the development is in the City of Riviera Beach. A fine of \$250 per day will be levied against the property owner for violation of this condition.
2. Construction must be initiated within 18 months of receiving City Council Approval.
3. Landscaping bond for 110% of the value of landscaping and irrigation shall be required before certificate of occupancy is issued.
4. The property must be platted before the issuance of a certificate of occupancy.
5. Outside storage shall not exceed 8 feet in height.
6. Applicant must provide a masonry wall 6 feet in height and 650 feet in length with landscaping including irrigation, shrubs, trees every 20 feet and ground cover between the property and the Stoneybrook Apartments.

7. Applicant shall extend the stucco finish along the entire length of the front elevation of the building facing Martin Luther King, Jr. Boulevard (SR 710).
8. The hours of operation shall be Monday through Friday from 7 a.m. to 6 p.m.

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

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

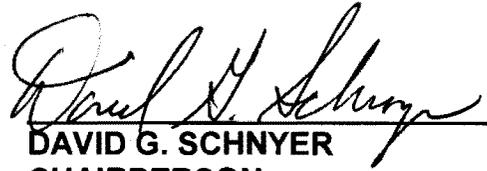
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**PASSED and APPROVED this 18th day of August, 2004.**

APPROVED:



MICHAEL D. BROWN  
MAYOR

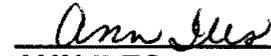


DAVID G. SCHNYER  
CHAIRPERSON

ATTEST:



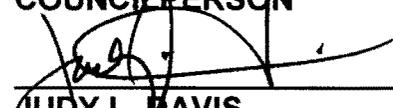
CARRIE E. WARD,  
MASTER MUNICIPAL CLERK  
CITY CLERK



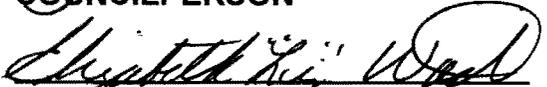
ANN ILES  
CHAIR PRO-TEM

absent

DONALD R. WILSON  
COUNCIL PERSON



JUDY L. DAVIS  
COUNCILPERSON



ELIZABETH "LIZ" WADE  
COUNCILPERSON

MOTIONED BY: A. Iles

SECONDED BY: E. Wade

D. SCHNYER: aye

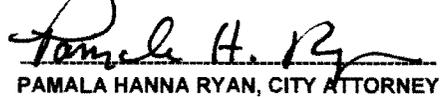
A. ILES: aye

D. WILSON: absent

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY

  
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 8/9/04

**RESOLUTION NO. 154-04**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SITE PLAN APPLICATION FOR BIG TOY BOXES, LLC, FOR AN OFFICE AND WAREHOUSE FACILITY LOCATED ON WESTROADS DRIVE IN THE WESTROADS INDUSTRIAL PARK WITH CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

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

**WHEREAS**, the Planning & Zoning Board met on July 8, 2004, to review the site plan application and made a recommendation to the City Council for approval of the Site Plan application from Big Toy Boxes, LLC; and

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

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

**SECTION 1.** The Site Plan (Exhibit A) is approved for an office and warehouse facility with the following conditions:

1. All future advertising must state that the development is in the City of Riviera Beach. A fine of \$250 per day will be levied against the property owner for violation of this condition.
2. Construction must be initiated within 18 months of receiving City Council Approval.
3. A landscaping bond for 110% of the value of the landscaping and irrigation system is required before the certificate of occupancy is issued.
4. The property must be platted as a boundary survey before the issuance of a certificate of occupancy. Furthermore, all common areas must be governed under a property association for cross access easements and drainage maintenance. All documents governing the Association must be filed with the Clerk of Circuit Court of Palm Beach County.
5. The applicant must submit a notarized affidavit recorded in the public records of Palm Beach County, which states that the facility will not be used as a self

**RESOLUTION NO.** 154-04

**PAGE 2**

storage facility. No outside storage of vehicles, construction materials, furniture, or similar uses are allowed.

**SECTION 2.** This Resolution shall act as the final order which is required to be recorded in the public records of Palm Beach County by the applicant.

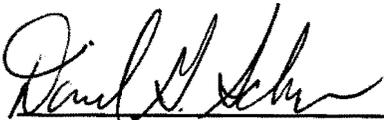
**SECTION 3.** This Resolution shall take effect immediately upon approval.

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

**PASSED and APPROVED this 18th day of August, 2004.**

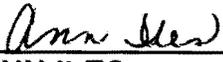
APPROVED:

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

  
\_\_\_\_\_  
DAVID G. SCHNYER  
CHAIRPERSON

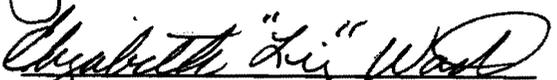
ATTEST:

  
\_\_\_\_\_  
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

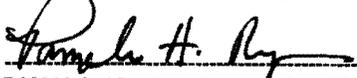
A. ILES: aye

D. WILSON: absent

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY

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

DATE: 8/9/04

**RESOLUTION NO. 155-04**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING AND AWARDED THE BID SUBMITTED BY ELECTRICAL CONSULTING SERVICES, INC. FOR INSTALLATION OF DECORATIVE STREET LIGHTS ON WEST 22<sup>ND</sup> STREET AND WEST 22<sup>ND</sup> COURT IN THE AMOUNT OF \$47,400.00; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, On May 16, 2004, the City of Riviera Beach advertised for bids for installation of decorative street lights on West 22<sup>nd</sup> Street and West 22<sup>nd</sup> Court from Avenue H East to Avenue F; and

**WHEREAS**, bids were opened on June 4, 2004; and

**WHEREAS**, Electrical Consulting, Inc. is the lowest responsible bidder.

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

**SECTION 1.** The bid submitted by Electrical Consulting, Inc. is hereby accepted for \$47,400.00.

**SECTION 2.** The Mayor and City Clerk are authorized to execute the contract.

**SECTION 3.** That the City manager is authorized to approve change orders up to \$5,000.00.

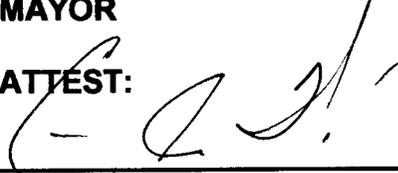
**SECTION 4.** This Resolution shall become effective upon its passage.

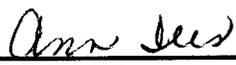
PASSED AND APPROVED this 18 day of August, 2004.

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: J. Davis

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: 8/10/04