

RESOLUTION NO. 156-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, MAKING FINDINGS UNDER SECTION 180.301, FLORIDA STATUTES; FINDING THE TRANSFER OF THE CITY OF RIVIERA BEACH UTILITY ASSETS TO THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT TO BE IN THE PUBLIC INTEREST; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach ("City") has determined that it is in its best interest and the best interest of the public and a valid public purpose to transfer the City's water and wastewater facilities (the "Utility System") to the City of Riviera Beach Utility Special District (the "District"), as the transfer of the Utility System to the District will provide needed funding for needed Utility System improvements to ensure that the customers of the Utility System continue to be provided the best, most cost effective service and assure that proper future expansion of the water, wastewater and reuse facilities will occur to meet the demands of development both within and without the City, and to provide needed funding for capital projects of the City which will benefit the residents of the City and members of the general public within and without the City; and

WHEREAS, the City has reviewed and considered, at a minimum, the materials and information set forth in Section 180.301, Florida Statutes (collectively, the "Utility Acts"); and heard public input at a public hearing in conjunction with its determination of whether the proposed transfer of the Utility System is in the public interest.

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

SECTION 1. AUTHORITY FOR THE RESOLUTION. This Resolution is adopted pursuant to the provisions of the City's Charter, Chapter 166, Florida Statutes, and other applicable provisions of law.

SECTION 2. PUBLIC INTEREST FINDING. The City having reviewed and considered the information required under the Utility Acts, having heard comment from the public at a public hearing, and having reviewed all other required information pursuant to the Utility Acts, makes the following statement regarding the acquisition of the Utility System by the City. The City finds that the acquisition of the Utility System by the District is in the public interest. The District will be securing the services of the existing employees and management of the Utility System who have been operating and managing the utility assets and who will continue to provide the District the experience and knowledge to continue providing quality utility service to the customers of the Utility System. The District has the financial ability to provide the service based upon a pro-forma analysis of the anticipated revenues and expenses of the utility system to be acquired; the District has the ability to establish sufficient rates, fees, charges and to secure necessary financing to properly operate the Utility System.

SECTION 3. EFFECTIVE DATE. This Resolution shall become effective immediately upon its approval.

PASSED AND APPROVED on this 30th day of August, 2004.

APPROVED:



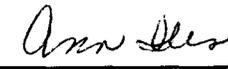
MICHAEL D. BROWN
MAYOR



DAVID G. SCHNYER
CHAIRPERSON

ATTEST:


CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



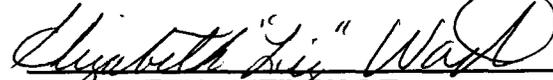
ANN ILES
CHAIR PRO TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: A. Iles

SECONDED BY: J. Davis

D. SCHNYER: aye

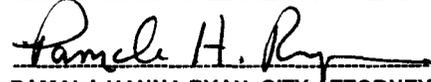
A. ILES: aye

D. WILSON: absent

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 8/25/04

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT APPROVING THE ASSET PURCHASE AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH, FLORIDA, AND THE DISTRICT; AUTHORIZING THE APPROPRIATE DISTRICT OFFICIALS TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO IMPLEMENT THE ASSET PURCHASE AGREEMENT AND THE TRANSACTIONS CONTEMPLATED THEREIN; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach Utility Special District (District) has determined that acquisition of the utility assets of the City of Riviera Beach (City) is in the public interest.

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

SECTION 1. AUTHORITY FOR THE RESOLUTION. This Resolution is adopted pursuant to the provisions of the District's Charter, Chapter 189, Florida Statutes, Chapter 166, Florida Statutes, and other applicable provisions of law. To the extent that any provision of this Resolution conflicts with the above applicable laws, the applicable laws shall take precedent.

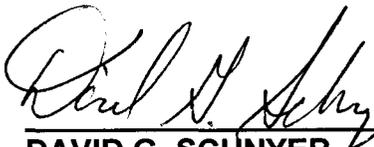
SECTION 2. APPROVAL OF ASSET PURCHASE AGREEMENT AND AUTHORIZATION TO EXECUTE DOCUMENTS. The Asset Purchase Agreement between the District and the City (the Purchase Agreement) is approved, a copy of which is attached hereto and made a part of this resolution. The Chairperson or Vice - Chairperson and the Clerk or Deputy Clerk of the District are, and each of them is, authorized and directed, in the name and on behalf of the District, to execute and deliver the Purchase Agreement and to implement the transaction set forth in the Purchase Agreement, in substantially the form and on the terms set forth in the Purchase Agreement presented to the Board of Directors, with such modifications as such officer and the District legal Counsel may determine necessary or advisable, such determination to be conclusively evidenced by her execution and delivery thereof. The same officers of the District are, and each of them is, authorized and empowered and directed, in the name and on behalf of the District, to take such further action (including, without limitation, the payment of all expenses and fees), to execute and deliver any and all agreements, including the license agreement attachment attached hereto, instruments, certificates, applications, consents and other documents, and to make all filings that any of such officers deems necessary, appropriate or convenient to effectuate the purpose and intent of the foregoing resolution, the authority for the taking of such action, the execution and delivery of such agreements, instruments, certificates, applications, consents and other documents and the making of such filings to be conclusively evidenced thereby.

SECTION 3. EFFECTIVE DATE. This Resolution shall become effective immediately upon its approval.

APPROVED:



MICHAEL D. BROWN
MAYOR



DAVID G. SCHNYER
CHAIRPERSON

ATTEST:


CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



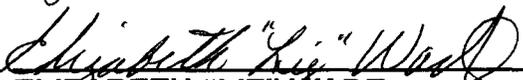
ANN ILES
CHAIR PRO TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: A. Iles

SECONDED BY: E. Wade

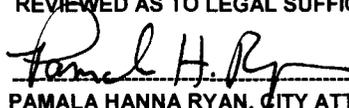
D. SCHNYER: aye

A. ILES: aye

D. WILSON: absent

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 8/25/04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, APPROVING THE UTILITY SERVICES AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH, FLORIDA, AND THE DISTRICT; AUTHORIZING THE APPROPRIATE DISTRICT OFFICIALS TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO IMPLEMENT THE UTILITY SERVICES AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach Utility Special District (District); and the City of Riviera Beach, Florida (City), have entered into an Asset Purchase Agreement in which the parties agree to enter into a Utility Service Agreement.

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

SECTION 1. AUTHORITY FOR THE RESOLUTION. This Resolution is adopted pursuant to the provisions of the District's Charter, Chapter 189, Florida Statutes, Chapter 166, Florida Statutes, and other applicable provisions of law. To the extent that any provision of this Resolution conflicts with the above applicable laws, the applicable laws shall take precedent.

SECTION 2. APPROVAL OF ASSET PURCHASE AGREEMENT AND AUTHORIZATION TO EXECUTE DOCUMENTS. The Utility Service Agreement between the District and the City (the Service Agreement) is approved, a copy of which is attached hereto and made a part of this resolution. The Mayor and the City Clerk are authorized and directed, in the name and on behalf of the City, to execute and deliver the Purchase Agreement and to implement the transaction set forth in the Purchase Agreement, in substantially the form and on the terms set forth in the Purchase Agreement presented to the City Council, with such modifications as such officer and the City Attorney may determine necessary or advisable, such determination to be conclusively evidenced by her execution and delivery thereof. The same officers of the City are, and each of them is, authorized and empowered and directed, in the name and on behalf of the City, to take such further action (including, without limitation, the payment of all expenses and fees), to execute and deliver any and all agreements, instruments, certificates, applications, consents and other documents, and to make all filings that any of such officers deems necessary, appropriate or convenient to effectuate the purpose and intent of the foregoing resolution, the authority for the taking of such action, the execution and delivery of such agreements, instruments, certificates, applications, consents and other documents and the making of such filings to be conclusively evidenced thereby.

SECTION 3. EFFECTIVE DATE. This Resolution shall become effective immediately upon its approval.

PASSED AND APPROVED this 30th day of August, 2004.

RESOLUTION NO. 158-04

PAGE 2

APPROVED:



MICHAEL D. BROWN
MAYOR

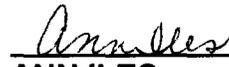


DAVID G. SCHNYER
CHAIRPERSON

ATTEST:



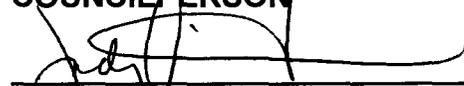
CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



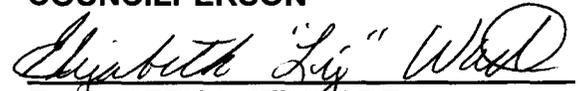
ANN ILES
CHAIR PRO TEM

absent

DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: J. Davis

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: 8/25/04

RESOLUTION NO. 159-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE MAINTENANCE SERVICE AGREEMENT FOR SERVICE OF TELEPHONE E911 EQUIPMENT AND RADIO SERVICE FOR THE FISCAL YEAR 2004/2005, WITH MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC. (MOTOROLA), AT A TOTAL COST OF \$88,613.16; AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN SAID AGREEMENT; AND AUTHORIZING PAYMENT FROM ACCOUNT NUMBER 001-0817-5210-4601; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has contracted with Motorola to maintain the E911 Telephone equipment since 1994.

WHEREAS, the contract is renewed annually.

WHEREAS, Motorola has submitted a contract to continue to service and maintain the City's Radio equipment and E911 Telephone equipment for the total sum of \$88,613.16.

WHEREAS, \$23,214.36 of the contract amount will be provided by Palm Beach County Emergency Management.

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

SECTION 1. The City Council authorizes the Mayor and City Clerk to sign said agreement on behalf of the City.

SECTION 2. The Finance Director is authorized to make monthly payments in the amount of \$7,384.43 from account number 001-0817-5210-4601 and account number 124-0819-521-0-4601 to Motorola for maintenance of the 800 MHz trucking Radio system and the E911 Telephone System maintenance for FY 2004-2005.

SECTION 3. This Resolution shall take effect upon its passage and adoption by City Council.

PASSED AND APPROVED THIS 1ST DAY OF SEPTEMBER, 2004

RESOLUTION NO. 159-04
PAGE 2

APPROVED:



MICHAEL D. BROWN
MAYOR



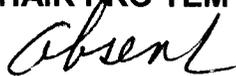
DAVID G. SCHNYER
CHAIRPERSON

ATTEST:

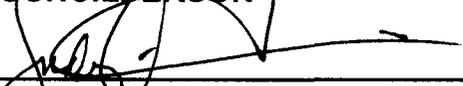

CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



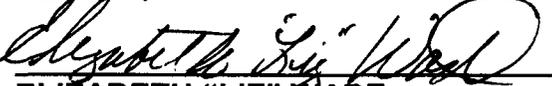
ANN ILES
CHAIR PRO TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: E. WADE

SECONDED BY: J. DAVIS

D. SCHNYER: AYE

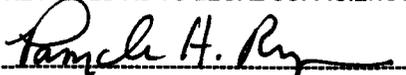
A. ILES: OUT

D. WILSON: ABSENT

J. DAVIS: AYE

E. WADE: AYE

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 8/23/04

RESOLUTION NO. 160-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE CITY OF RIVIERA BEACH PUBLIC LIBRARY ELECTRONIC ACCESS/INTERNET SAFETY POLICY, TO BLOCK OR FILTER ACCESS TO PORNOGRAPHY, INAPPROPRIATE INFORMATION, VISUAL DEPICTIONS OF MATERIALS DEEMED OBSCENE, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach Public Library must adopt an Electronic Access/Internet Safety Policy; and

WHEREAS, the access to inappropriate information, visual depictions of materials deemed obscene, child pornography or any materials deemed harmful to users must be filtered; and

WHEREAS, the City of Riviera Beach Public Library receives State and Federal Funds and E-rate discounts for Internet access and internal connections.

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 the blocking or filtering of visual inappropriate information, visual depictions of materials deemed obscene, child pornography or any materials deemed harmful to users.

Section 2: That the City Council approves the Electronic Access/Internet Safety Policy, attached here to and made a part of this resolution.

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

PASSED and APPROVED this 1ST day of SEPTEMBER 2004.

PAGE 2
RESOLUTION NO: 160-04

APPROVED:



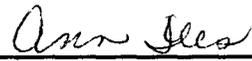
MICHAEL D. BROWN
MAYOR



DAVID G. SCHNYER
CHAIRPERSON

ATTEST: 

CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



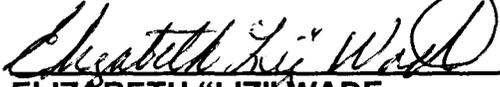
ANN ILES
CHAIR PRO TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: E. WADE

SECONDED BY: J. DAVIS

D. SCHNYER: AYE

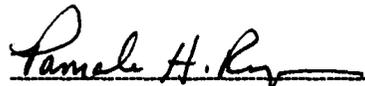
A. ILES: AYE

D. WILSON: ABSENT

J. DAVIS: AYE

E. WADE: AYE

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

Date: 8/25/04

RESOLUTION NO. 161-04

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 901 W. 7th STREET, INLET CITY, LTS 1-2, BLK 43 FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$3,000.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, property located 901 W. 7th Street, Inlet City, Lts 1-2, Blk 43, was found to be in violation of the City's Code of Ordinances on November 24, 1999, pursuant to Case No. CEB00-092; and

WHEREAS, code enforcement liens were filed against the property by the City of Riviera Beach on June 7, 2002 for non-compliance with the Special Master's order; and

WHEREAS, Case No. CEB 00-092 is in compliance; and

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

WHEREAS, staff recommends the City Council accept the offer presented by Annette Dilworth and settle for not less than \$3,000.00 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 \$3,000.00 as consideration for the release of the Code Enforcement lien hereby granted on the subject property.

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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) days of approval or this Resolution shall become null and void.

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

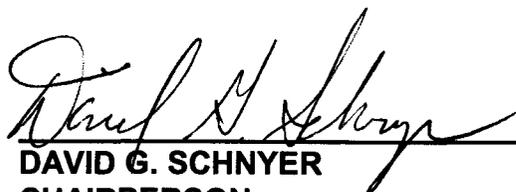
PASSED and APPROVED this 1ST day of SEPTEMBER, 2004.

APPROVED:

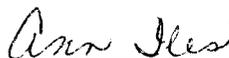


MICHAEL D. BROWN
MAYOR

{MUNICIPAL SEAL}



DAVID G. SCHNYER
CHAIRPERSON



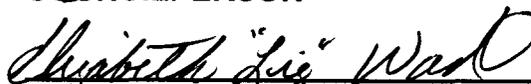
ANN ILES
CHAIR PRO TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

ATTEST:



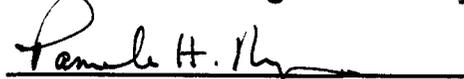
CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK

Motioned By: J. DAVIS

Seconded By: E. WADE

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: 8/25/04

RESOLUTION NO. 162-04

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 1200 WEST 24TH STREET, MONROE HEIGHTS LTS 58-60, BLK 13, FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$7,500.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, property located 1200 W. 24TH Street, Monroe Heights Lts 58-60 Inc., Blk 13 was found to be in violation of the City's Code of Ordinances on October 30, 2001, pursuant to Case No. CEB 02-019; and

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

WHEREAS, Case No. CEB 02-019 is in compliance; and

WHEREAS, the property located at 1200 W. 24th Street is owned by Tony Bougess; and

WHEREAS, Mr. Bougess would like the City to reduce the fines; and

WHEREAS, staff recommends the City Council settle for no less than \$7,500.00 which covers the administrative costs; and

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

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

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

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

Section 2. The City Council hereby accepts the sum of \$7,500.00 as consideration for the release of the Code Enforcement lien on the subject property.

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

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

PASSED and APPROVED this 1ST day of SEPTEMBER, 2004.

APPROVED:



MICHAEL D. BROWN
MAYOR

{MUNICIPAL SEAL}

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



DAVID G. SCHNYER
CHAIRPERSON



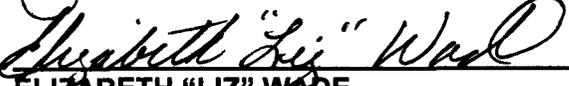
ANN ILES
CHAIR PRO-TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON

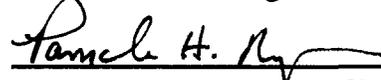


ELIZABETH "LIZ" WADE
COUNCILPERSON

Motioned By: A. ILES
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: 8/25/04

RESOLUTION NO. _____

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 100 W. 18th STREET, 33-42-43, S 44.37 FT OF N 183.37 FT OF E 80 FT OF W 596.05 FT OF GOV LT 1 FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$6,275.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, property located 100 W. 18th Street, 33-42-43, S 44.37 ft of N 183.37 ft of E 80 ft of W 596.05 ft of Gov Lt 1 found to be in violation of the City's Code of Ordinances on September 26, 2001, pursuant to Case No. CEB02 -035; and

WHEREAS, code enforcement liens were filed against the property by the City of Riviera Beach on October 22, 2002 for non-compliance with the Special Master's order; and

WHEREAS, Case No. CEB 02-035 is in compliance; and

WHEREAS, the trustee would like the City to further waive the fines; and

WHEREAS, the Special Master reduced the original fines from \$8,525.00 to \$6,275.00; and

WHEREAS, staff recommends the City Council reject the trustee's request; 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 \$6,275.00 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 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.

Resolution No. _____

Pg. -2-

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

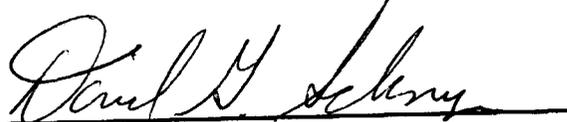
PASSED and APPROVED this _____ day of _____, 2004.

APPROVED:

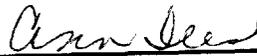


**MICHAEL D. BROWN
MAYOR**

{MUNICIPAL SEAL}



**DAVID G. SCHNYER
CHAIRPERSON**

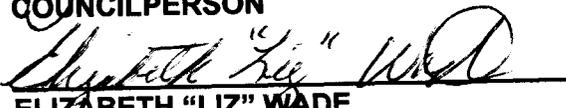


**ANN ILES
CHAIR PRO TEM**

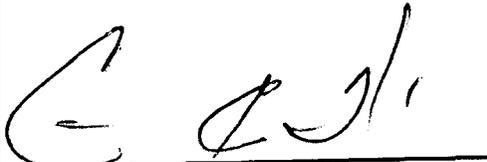


**DONALD R. WILSON
COUNCILPERSON**


**JUDY L. DAVIS
COUNCILPERSON**


**ELIZABETH "LIZ" WADE
COUNCILPERSON**

ATTEST:



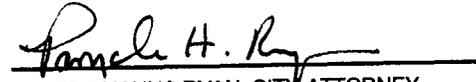
**CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK**

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: 8/25/04

RESOLUTION NO. 164-04

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 1156 W. 31ST STREET, DUNBAR TERRACE IN N ½ OF LTS 35 & 36, BLK 3 FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$4,500.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, property located 1156 W. 31ST Street, Dunbar Terrace In N ½ of Its 35 & 36, blk 3 found to be in violation of the City's Code of Ordinances on February 15, 2002, pursuant to Case No. CEB02 -269; and

WHEREAS, code enforcement liens were filed against the property by the City of Riviera Beach on December 10, 2003 for non-compliance with the Special Master's order; and

WHEREAS, Case No. CEB 02-269 is in compliance; and

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

WHEREAS, staff recommends the City Council reject Ms. Irving's request and settle for no less than \$4,500.00 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 \$4,500.00 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. 164-04
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~~ **ONE YEAR** 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 1ST day of SEPTEMBER, 2004.

APPROVED:

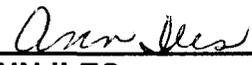


MICHAEL D. BROWN
MAYOR

{MUNICIPAL SEAL}



DAVID G. SCHNYER
CHAIRPERSON



ANN ILES
CHAIR PRO TEM



DONALD R. WILSON
COUNCILPERSON

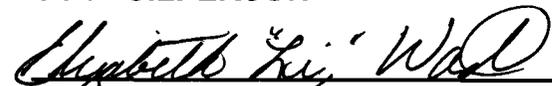
ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



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: _____

RESOLUTION NO. 165-04

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 AGREEMENT WITH TREASURE COAST HEALTH COUNCIL FOR A WEED & SEED SITE EVALUATION BY PIGGYBACKING FROM THE CITY OF DELRAY BEACH AGREEMENT FOR AN EXPENDITURE OF \$16,000.00; PAYMENT TO BE MADE FROM ACCOUNT NO. 123-0822-521-2-3101; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Riviera Beach, Palm Beach County, Florida, does hereby accept the Purchasing Department's recommendation and approves the piggyback agreement for the required Weed and Seed site evaluation with Treasure Coast Health Council; and

WHEREAS, the City Council authorizes the Mayor and Finance Director to make payment from Weed and Seed account number 123-0822-521-2-3101.

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

SECTION 1: The Mayor and City Clerk are authorized to execute the piggyback agreement with Treasure Coast Health Council for the Weed and Seed site evaluation at a cost of \$16,000.

SECTION 2: The Mayor and Finance Director are authorized to make payment from Weed and Seed Program account number 123-0822-521-2-3101.

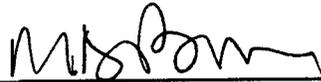
SECTION 3: This Resolution shall take effect upon its passage and approval by the City Council.

PASSED AND APPROVED THIS 1ST DAY OF SEPTEMBER, 2004.

RESOLUTION NO. 165-04

PAGE 2

APPROVED:



MICHAEL D. BROWN
MAYOR

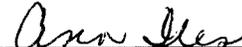


DAVID G. SCHNYER
CHAIRPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



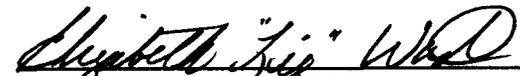
ANN ILES
CHAIR PRO TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: E. WADE

SECONDED BY: J. DAVIS

D. SCHNYER: NAY

A. ILES: AYE

D. WILSON: ABSENT

J. DAVIS: AYE

E. WADE: AYE

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 8/17/04

RESOLUTION NO. 166-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE JOB CLASSIFICATION LIST BY CREATING THE CLASSIFIED POSITION OF LEGAL STAFF ASSISTANT UNDER THE GENERAL EMPLOYEES SALARY SCHEDULE; AUTHORIZING THAT THE APPROVED 2003-2004 CITY ATTORNEY BUDGET BE AMENDED BY DELETING THE CLASSIFIED POSITION OF STAFF ASSISTANT FROM THE BUDGET AND BY ADDING THE CLASSIFIED POSITION OF LEGAL STAFF ASSISTANT TO THE 2003-2004 CITY ATTORNEY'S BUDGET; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Attorney's Office has had great difficulty in retaining employees for the current staff assistant position due to salary and responsibility; and

WHEREAS, because some legal experience is necessary in the position; the department is recommending that the position of staff assistant be deleted and the position of legal staff assistant be created and added to the City Attorney's budget.

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

SECTION 1. That the following classified position be deleted from the City Attorney's Department Fiscal 2003-2004 Budget as follows:

<u>SALARY SCHEDULE</u>	<u>POSITION</u>	<u>GRADE</u>	<u>SALARY RANGE</u>
General Employees	Staff Assistant	7	\$24,548 – \$38,049

SECTION 2. That the classified position of Legal Staff Assistant be created and added to the Job Classification List and added to the City Attorney's Department Fiscal Budget 2003-2004 as follows:

RESOLUTION NO. 166-04

PAGE -2-

<u>SALARY SCHEDULE</u>	<u>POSITION</u>	<u>GRADE</u>	<u>SALARY RANGE</u>
General Employees	Legal Staff Assistant	10	\$28,896 – \$44,788

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

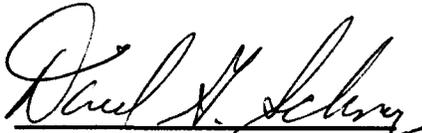
PASSED AND APPROVED this 1ST day of SEPTEMBER 2004.

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APPROVED:



MICHAEL D. BROWN
MAYOR



DAVID G. SCHNYER
CHAIRPERSON

Attest:


CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



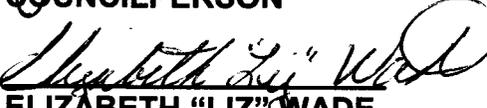
ANN ILES
CHAIR PRO TEM



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

PHR:ryj(081304)

Approved as to legal sufficiency

By: 
Pamala H. Ryan
City Attorney
Date: 8/25/04

RESOLUTION NO. 167-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING EXECUTION OF AN INTERLOCAL AGREEMENT FOR CREATION OF THE PALM BEACH METROPOLITAN PLANNING ORGANIZATION; EXPANDING ITS MEMBERSHIP TO INCLUDE THE VILLAGE OF WELLINGTON AS A MEMBER, AND THE CITY OF GREENACRES AND THE VILLAGE OF ROYAL PALM BEACH AS ANNUALLY ALTERNATING MEMBERS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, 23 U.S.C. 134, 49 U.S.C. 5303 and Chapter 339.175, F.S., provide for the creation of metropolitan planning organizations to develop transportation plans and programs, in cooperation with state and public transit operators, for metropolitan areas; and

WHEREAS, the plans and programs for each metropolitan area must provide for the development and integrated management and operation of transportation systems and facilities; and

WHEREAS, Chapter 339.175, F.S., requires that each metropolitan planning organization be created and established pursuant to an Interlocal Agreement between the Governor and units of general-purpose local governments designated by the Governor for membership on the metropolitan planning organization; and

WHEREAS, the Palm Beach Metropolitan Planning Organization (MPO) and the Governor approved a plan to modify the membership of the MPO by eliminating a position which could only be filled by a member of a statutorily authorized planning board appointed by the Palm Beach County Board of County Commissioners and increasing the positions to be filled by elected officials of general-purpose local governments; and

WHEREAS, the Governor has designated the Village of Wellington as a voting member of the MPO and the Town of Greenacres and the Village of Royal Palm Beach as annually alternating voting members of the MPO, and approved the expansion of the MPO's membership to 19 voting members; and

WHEREAS, the Governor has approved the MPO's membership and membership apportionment plan as set forth in the Interlocal Agreement for Creation of the Palm Beach Metropolitan Planning Organization.

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

Section 1. The membership apportionment plan approved by the Governor and the addition of the Village of Wellington as a voting member of the MPO, and the Town of Greenacres and the Village of Royal Palm Beach as annually alternating voting members is accepted.

Section 2. The Interlocal Agreement for Creation of the Palm Beach Metropolitan Planning Organization creating the MPO and establishing its membership is hereby approved.

Section 3. This Resolution shall take effect immediately upon its adoption.

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APPROVED:



MICHAEL D. BROWN
MAYOR

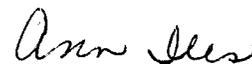


DAVID G. SCHNYER
CHAIRPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



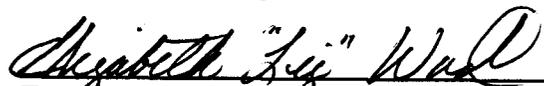
ANN ILES
CHAIR PRO TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON

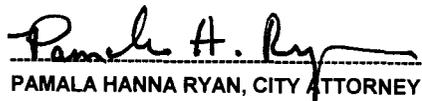


ELIZABETH "LIZ" WADE
COUNCILPERSON

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: 8/25/04

RESOLUTION NO. 168-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE RELEASE OF CODE ENFORCEMENT LIEN ON PROPERTY LOCATED AT 101 WEST BLUE HERON BLVD., KIRKLINGTON PARK, LOT 19/LESS N 7 FT RD R/W/ & LTS 20 & 22 INC, BLK 9; FOR VIOLATIONS THAT ARE IN COMPLIANCE FOR THE AMOUNT OF \$48,400.00; AUTHORIZING THE MAYOR AND CITY CLERK TO ISSUE A RELEASE OF LIEN ON SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, property located 101 West Blue Heron Blvd., Kirklington Park, lot 19/less N 7 ft RD R/W/ & Lts 20 & 22 Inc.. Blk 9 was found to be in violation of the City's Code of Ordinances on October 12, 1999, pursuant to Case No. CEB00 -046; and

WHEREAS, code enforcement liens were filed against the property by the City of Riviera Beach on May, 25, 2000 for non-compliance with the Special Master's order; and

WHEREAS, Case No. CEB 00-046 is in compliance; and

WHEREAS, the property owner would like the City to accept a settlement in the amount of \$48,400.00; and

WHEREAS, staff recommends the City Council to reject the offer presented by Mr. Thomson; 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 \$224,500.00 the release of the Code Enforcement lien on the subject property.

RESOLUTION NO. 169-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA APPROVING THE IMPLEMENTATION OF A COMPREHENSIVE INFILL HOUSING REDEVELOPMENT STRATEGY FOR THE CITY INCLUDING ACQUISITIONS OF VACANT LOTS BY THE CITY AND THROUGH NON-PROFITS, A FAÇADE PROGRAM TO SUPPORT EXISTING HOUSING, INFRASTRUCTURE IMPROVEMENTS, OFFERING HOUSING AT PRICE POINTS CONSISTENT WITH PALM BEACH COUNTY STATE HOUSING INITIATIVE PARTNERSHIP GUIDELINES (ATTACHMENT 'B') WITH AN EMPHASIS ON INCOMES AT \$32,000 AND BELOW, NEGOTIATIONS AND SUBMITTAL OF GRANT APPLICATIONS TO PALM BEACH COUNTY OFFICIALS, AN INTERIM BUDGET OF \$600,000 WITH \$200,000 FROM THE SALE OF CITY OWNED PROPERTY ON CONGRESS AVENUE AND \$400,000; THE CONCEPTUAL APPROVAL OF THE CITY'S PARTNERSHIP WITH THE COMMUNITY FINANCING CONSORTIUM, LOCAL INITIATIVE SUPPORT CORPORATION, RIVIERA BEACH NORTHWEST COMMUNITY DEVELOPMENT CORPORATION, JAY'S MINISTRIES, HABITAT FOR HUMANITY AND OTHERS AS APPROPRIATE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach has created a redevelopment strategy for the portions of the City outside the CRA; and

WHEREAS, the City of Riviera Beach has approximately 252 vacant buildable lots; and

WHEREAS, the implementation of an infill housing program removes blight in the City; and

WHEREAS, the implementation of an Infill Housing Program provides attainable housing for the residents of Riviera Beach and Palm Beach County; and

WHEREAS, the City of Riviera Beach benefits from partnering with other governmental and non-profit agencies; and

WHEREAS, the proceeds from the sale of city owned property on Congress Avenue provides excess revenues and The Housing Trust Fund will provide funding for the City's Infill Housing Program.

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 implementation of a comprehensive Infill Housing Redevelopment Strategy as described in attachment 'A'.

SECTION 2. The City will acquire vacant lots by seeking from Palm Beach County grant funds and by utilizing its own resources in an amount not to exceed the appraised value plus 10%.

SECTION 3. The City Council approves conceptually the partnership with the Local Initiative Support Corporation of Palm Beach County, the Community Financing Consortium, JAY's Ministries, Habitat for Humanity, the Northwest Riviera Beach Community Redevelopment Corporation, and others as required.

SECTION 4. The City will support the effort of the Northwest Riviera Beach Community Redevelopment Corporation and LISC in the development of a townhouse development between Avenue R and Avenue S.

SECTION 5. The City will establish an interim budget and appropriate \$600,000 with \$200,000 from the proceeds of the sale of city owned property on Congress Avenue and \$400,000 from the Housing Trust Fund upon receipt of such funds. These dollars are restricted to the acquisition of property and related expenses.

SECTION 6. That the homes provided will sell at price points consistent with the State Housing Initiative Partnership Program with an emphasis on incomes at \$32,000 and below.

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

PASSED and APPROVED this 1ST day of SEPTEMBER, 2004.

APPROVED:



MICHAEL D. BROWN
MAYOR

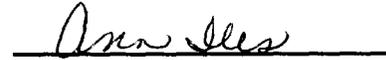


DAVID G. SCHNYER
CHAIRPERSON

Attest:



CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



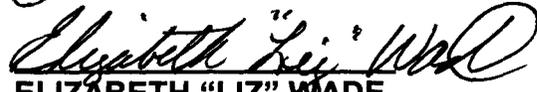
ANN ILES
CHAIR PRO TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

Motioned by: E. WADE
Seconded by: J. DAVIS

D. SCHNYER AYE
A. ILES AYE
D. WILSON ABSENT
J DAVIS AYE
E. WADE AYE

[PDW:4pm.0330/051904/060204/060804/080904/082304]
rev. 083004]

Approved as to legal sufficiency

By: _____
Pamala H. Ryan
City Attorney
Date: _____

RESOLUTION NO. 170-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR TO DECLARE A STATE OF LOCAL EMERGENCY; WAIVING PROCEDURES AND FORMALITIES OTHERWISE REQUIRED BY ORDINANCE PERTAINING TO EXPENDITURES; EMPOWERING THE CITY MANAGER TO COMPEL EVACUATION; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, safeguarding the life and property of the citizens of the City of Riviera Beach is an innate responsibility of the Mayor and City Council; and

WHEREAS, section 252.38(3)(e), Florida Statutes (2002), grants the City of Riviera Beach the authority and power to request State assistance or invoke emergency-related mutual aid assistance by declaring a state of local emergency in the event of an emergency affecting the City of Riviera Beach; and

WHEREAS, section 252.38(3)(e), Florida Statutes (2002), further empowers the City of Riviera Beach to waive the procedures and formalities otherwise required of a political subdivision by law pertaining to a number of actions that can be taken to ensure the health, safety, and welfare of the community, in accordance with the authority set forth therein; and

WHEREAS, the City's Charter and the Emergency Preparedness Plan authorize the Mayor, in a time of public danger and emergency, to take command of the police, maintain order, and enforce the laws of the City; and

WHEREAS, Hurricane Frances may place the City of Riviera Beach in a state of emergency, exposing the citizens to danger of life and property; and

WHEREAS, in order to respond to such disaster, the City Council wishes to authorize the Mayor to declare a local state of emergency if he deems it appropriate, and to initiate and take such actions authorized by section 252.38, Florida Statutes (2002), during the term of such local state of emergency.

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

MAYOR'S DECLARATION OF STATE OF LOCAL EMERGENCY

WHEREAS, the City Council authorized, on September 1, 2004, the Mayor to declare a local state of emergency when he deemed it in the best interest of the City; and

WHEREAS, Hurricane Frances has the capacity to pose a significant, imminent, and dangerous threat to the health, safety, and welfare of the inhabitants of the City of Riviera Beach, Florida.

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

That pursuant to the authority granted to the Mayor by the City Council, a local state of emergency is hereby declared for the City of Riviera Beach, effective for seven days beginning 8:00 p.m., this 2nd day of September 2004, unless extended sooner by the Governor of the State of Florida or the City Council.

THE MAYOR THEREUPON DECLARED THE RESOLUTION DULY PASSED AND APPROVED this 2nd day of SEPTEMBER, 2004.

APPROVED:



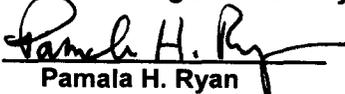
**MICHAEL D. BROWN
MAYOR**

Attest:



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

Approved as to legal sufficiency

By: 
**Pamala H. Ryan
City Attorney**

Section 1. That the foregoing recitals are true.

Section 2. That due to the imminent threat posed by Hurricane Frances, the Mayor is authorized to declare a local state of emergency if he deems it in the best interest of the City.

Section 3. That said declaration shall remain in full force and effect for a period of seven (7) days unless extended sooner by the Governor of the State of Florida or the City Council.

Section 4. That the procedures and formalities otherwise required by ordinance pertaining to actions that can be taken to ensure the health, safety, and welfare of the community (e.g., entering into contracts, incurring obligations, expenditure of public funds, utilization of volunteer workers, employment of temporary employees, etc.) are hereby waived.

Section 5. That emergency laws such as those relating to price gouging, emergency repair of buildings, and the like, are effective immediately.

Section 6. That the Mayor is empowered and authorized to impose curfews and compel evacuation of all or part of the population from stricken or threatened areas within the City, if such action is deemed necessary to reduce the vulnerability of residents to damage, injury, and loss of life and property resulting from the imminent threat of Hurricane Frances, as well as any other powers expressly or implicitly conferred pursuant to Chapters 125 and 252, Florida Statutes, and any other provision of law, City charter or ordinance.

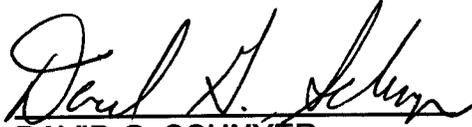
Section 7. This resolution will become effective upon its passage and approval.

PASSED AND APPROVED this 1st day of September, 2004.

APPROVED:



MICHAEL D. BROWN
MAYOR



DAVID G. SCHNYER
CHAIRPERSON

(MUNICIPAL SEAL)



ANN ILES
CHAIR PRO-TEM



DONALD R. WILSON
COUNCILPERSON

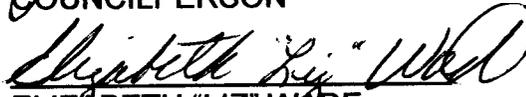
ATTEST



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: E. Wade

SECONDED BY: A. Iles

D. SCHNYER aye

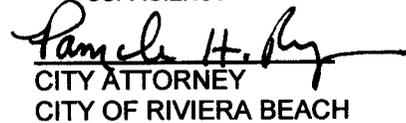
A. ILES aye

D. WILSON absent

J. DAVIS aye

E. WADE aye

REVIEWED AS TO LEGAL
SUFFICIENCY


CITY ATTORNEY
CITY OF RIVIERA BEACH

Date 9/1/04

mem
9/1/04

RESOLUTION NO. 171-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING RENEWAL OF HEALTH INSURANCE COVERAGE WITH HUMANA MEDICAL PLAN, 3400 LAKESIDE DRIVE, MIRAMAR, FLORIDA TO PROVIDE MEDICAL INSURANCE FOR CITY EMPLOYEES FOR THE POLICY YEAR 2004-2005 AND AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENTS FROM THE GENERAL, WATER & SEWER, MARINA, AND VARIOUS OTHER ACCOUNTS IN THE ESTIMATED AMOUNT OF \$2,470,000.00 FOR HEALTH INSURANCE.

WHEREAS, the City of Riviera Beach is in need of renewing its health insurance, and

WHEREAS, staff recommends renewing its health insurance with Humana Medical Plan.

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

SECTION 1. That the City Council is hereby authorized to bind coverage for the City of Riviera Beach for health insurance coverage with Humana Medical Plan to provide medical insurance for City employees for the policy year 2004-05.

SECTION 2. That the Finance Director is authorized to make payment for the City's contribution to the health insurance costs from various City departmental accounts in the estimated amount of \$2,470,000.00 for health insurance.

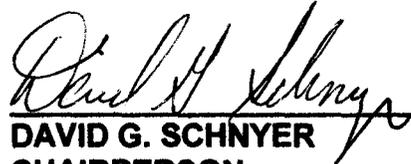
SECTION 3. This Resolution shall take effect immediately upon its passage and adoption by the City Council.

RESOLUTION NO. 171-04
PAGE -2-

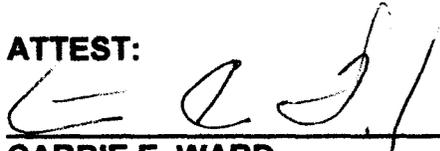
PASSED and APPROVED this 1ST day of SEPTEMBER, 2004.

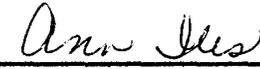
APPROVED:


MICHAEL D. BROWN
MAYOR


DAVID G. SCHNYER
CHAIRPERSON

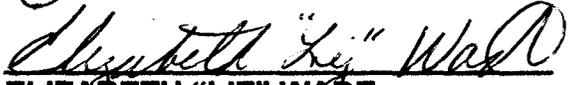
ATTEST:


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: E. WADE

SECONDED BY: J. DAVIS

D. SCHNYER: AYE

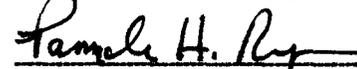
A. ILES: AYE

D. WILSON: ABSENT

J. DAVIS: AYE

E. WADE: AYE

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 9/1/04

RESOLUTION NO. 172-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH BEACH COUNTY, FLORIDA, AUTHORIZING THE RENEWAL OF DENTAL INSURANCE COVERAGE WITH METROPOLITAN LIFE INSURANCE COMPANY, 4902 EISENHOWER WAY, SUITE 200, TAMPA, FLORIDA, TO PROVIDE DENTAL INSURANCE FOR CITY EMPLOYEES FOR THE POLICY YEAR 2004-2005 AND AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENTS FROM GENERAL, WATER & SEWER, MARINA, AND VARIOUS OTHER ACCOUNTS IN THE ESTIMATED AMOUNT OF \$116,000.00 FOR DENTAL INSURANCE.

WHEREAS, the City of Riviera Beach is in need of renewing its Dental insurance, and

WHEREAS, staff recommends renewing the City's Dental Insurance coverage with Metropolitan Life Insurance Company.

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 is hereby authorized to bind coverage for the City of Riviera Beach for Dental Insurance coverage with Metropolitan Life Insurance Company to provide dental insurance for City employees for the policy year 2004-05.

SECTION 2. That the Finance Director is authorized to make payment for the City's contribution to the Dental Insurance costs from various City departmental accounts in the estimated amount of \$116,000.00 for dental insurance.

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

RESOLUTION NO. 172-04

PAGE -2-

PASSED and APPROVED this 1st day of September, 2004.

APPROVED:



MICHAEL D. BROWN
MAYOR

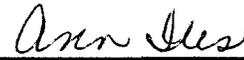


DAVID G. SCHNYER
CHAIRPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



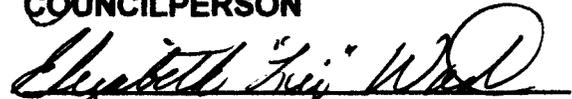
ANN ILES
CHAIR PRO TEM



DONALD R. WILSON
COUNCILPERSON



JUDY L. DAVIS
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: E. Wade

SECONDED BY: A. Iles

D. SCHNYER: aye

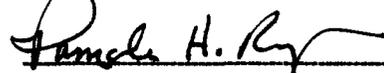
A. ILES: aye

D. WILSON: absent

J. DAVIS: out

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 9/1/04

RESOLUTION NO. 175-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING PARTICIPATION IN THE FEDERAL HOME LOAN BANK OF ATLANTA'S COMMUNITY INVESTMENT SERVICES PROGRAMS; AUTHORIZING THE MAYOR, CITY MANAGER, AND FINANCE DIRECTOR TO APPLY FOR FUNDING; AND AUTHORIZING THE CITY CLERK TO EXECUTE THE RESOLUTION AUTHORIZING PARTICIPATION IN THE COMMUNITY INVESTMENT SERVICES PROGRAMS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Federal Home Loan Bank of Atlanta has Community Investment Services Programs; and

WHEREAS, the Federal Home Loan Bank of Atlanta allows participation in its various Community Investment Services Programs including without limitation the Bank's Affordable Housing Program, its Predevelopment Fund and its Economic Development and Growth Enhancement Program; and

WHEREAS, the City of Riviera Beach desires to participate in the Bank's Affordable Housing Program by submitting an application; and

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

SECTION 1. The Mayor, City Manager and Finance Director are authorized to submit an application to the Federal Home Loan Bank of Atlanta's Affordable Housing Program.

SECTION 2. The City Clerk is authorized to execute the resolution authorizing participation in the Federal Home Loan Bank of Atlanta's Community Investment Services Programs.

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

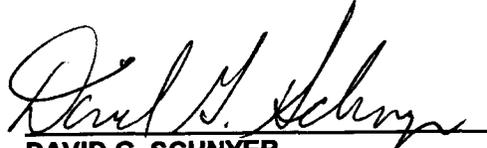
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RESOLUTION NO. 175-04
PAGE 2

PASSED AND APPROVED this 1ST day of SEPTEMBER, 2004.

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: E. WADE

SECONDED BY: J. DAVIS

D. SCHNYER: AYE

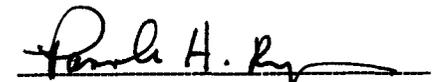
A. ILES: AYE

D. WILSON: OUT

J. DAVIS: AYE

E. WADE: AYE

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 8/13/04

RESOLUTION NO. 176-04

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF RIVIERA BEACH, PALM
BEACH COUNTY, FLORIDA, AUTHORIZING
THE FINANCE DIRECTOR TO
APPROPRIATE FUND BALANCE IN THE
GENERAL FUND IN THE AMOUNT OF
\$600,000 FOR A LOAN TO THE CRA AND
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the City of Riviera Beach approved resolution number 33-02 providing for a loan to the Riviera Beach Community Redevelopment Agency in the amount of \$168,000 and consolidated a prior loan of \$500,000 and prior loan of \$250,000 made in June 1999 and established a revised repayment schedule for a \$100,000 loan extended in August of 1998; and

WHEREAS, the Riviera Beach Community Redevelopment Agency has requested additional financial assistance from the City in the amount of \$600,000 in order to fund agency activities.

WHEREAS, General Fund Fund Balance will be appropriated to meet this request.

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

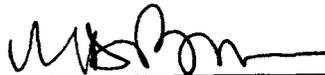
SECTION 1. The Finance Director is authorized to appropriate fund balance in the General Fund in the amount of \$600,000 for a loan to the CRA with the same terms and conditions as the current agreement with the CRA.

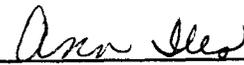
SECTION 2. This resolution shall take effect upon its passage and approval by the City Council.

PASSED and APPROVED this 1st **day of** September **, 2004.**

APPROVED:


DAVID G. SCHNYER
CHAIRPERSON

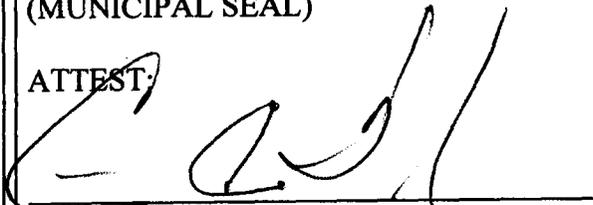

MICHAEL D. BROWN
MAYOR

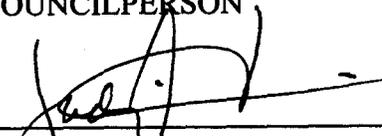

ANN ILES
CHAIR PRO-TEM

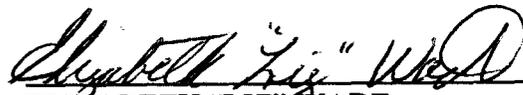
(MUNICIPAL SEAL)


DONALD R. WILSON
COUNCILPERSON

ATTEST:


CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

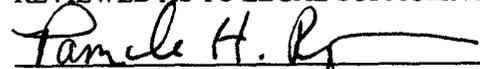

JUDY L. DAVIS
COUNCILPERSON


ELIZABETH "LIZ" WADE
COUNCILPERSON

MOTIONED BY: E. Wade
SECONDED BY: A. Iles

D. SCHNYER ay
A. ILES aye
D. WILSON absent
J. DAVIS aye
E. WADE aye

REVIEWED AS TO LEGAL SUFFICIENCY


PAMELA H. RYAN
CITY ATTORNEY
CITY OF RIVIERA BEACH

DATE: 9/1/04

RESOLUTION NO. 177-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER \$30,000 FROM THE GENERAL FUND (001) TO THE HOUSING TRUST FUND (609) AND AMEND THE HOUSING TRUST FUND BUDGET FOR SAME; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach has developed a non-CRA redevelopment strategy; and

WHEREAS, the sale of approximately 35 acres of City owned property on Congress Avenue south of Blue Heron Boulevard for residential development is component of the non-CRA redevelopment strategy; and

WHEREAS, the City Council approved the sale of the property to Marsh Harbour Associates; and

WHEREAS, the purchase and sale agreement with Marsh Harbour Associates provided for an extension on the closing up to thirty-one (31) days at a cost of \$1,000.00 a day; and

WHEREAS, Marsh Harbour has exercised the option for 30 days and provided \$30,000.00 as required by the agreement.

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

SECTION 1. That the finance director is authorized to transfer the \$30,000 Marsh Harbour extension deposited in the General Fund (001) to the Housing Trust Fund (609).

SECTION 2. That the finance director is authorized to amend the budget in the Housing Trust fund as follows:

Revenue		
609-00-381001	Transfer from General Fund	\$30,000
Expenditures		
609-0717-559-0-3106	Transfer to Housing Trust Fund	\$30,000

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

PASSED AND APPROVED THIS 26TH DAY OF AUGUST, 2004.

RESOLUTION NO. 177-04

-2-

APPROVED:



MICHAEL D. BROWN
MAYOR

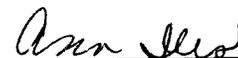
absent

DAVID G. SCHNYER
CHAIRPERSON

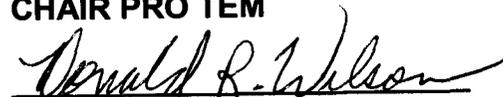
ATTEST:



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: E. Wade

SECONDED BY: A. Iles

D. SCHNYER: absent

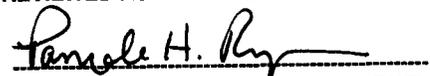
A. ILES: aye

D. WILSON: aye

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 8/26/04

[PDW:dpm.081204/082304/082504]

RESOLUTION NO. 178-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE IMPLEMENTATION OF A COMPREHENSIVE INFILL HOUSING REDEVELOPMENT STRATEGY FOR THE CITY INCLUDING ACQUISITIONS OF VACANT LOTS BY THE CITY AND THROUGH NON-PROFITS, A FAÇADE PROGRAM TO SUPPORT EXISTING HOUSING, INFRASTRUCTURE IMPROVEMENTS, OFFERING HOUSING AT PRICE POINTS FROM \$95,000 TO \$150,000, NEGOTIATIONS AND SUBMITTAL OF GRANT APPLICATIONS TO PALM BEACH COUNTY OFFICIALS, AN INTERIM BUDGET OF \$600,000 WITH \$200,000 FROM THE SALE OF CITY OWNED PROPERTY ON CONGRESS AVENUE AND \$400,000; THE CONCEPTUAL APPROVAL OF THE CITY'S PARTNERSHIP WITH THE COMMUNITY FINANCING CONSORTIUM, LOCAL INITIATIVE SUPPORT CORPORATION, RIVIERA BEACH NORTHWEST COMMUNITY DEVELOPMENT CORPORATION, JAY'S MINISTRIES, HABITAT FOR HUMANITY AND OTHERS AS APPROPRIATE; AND PROVIDING AN EFFECTIVE DATE.

APPROVED AUGUST 26, 2004.

CHANGES TO RESOLUTION HAVE NOT BEEN MADE BY RESPONSIBLE DEPARTMENT



[REDACTED]