

ORDINANCE NO. 2784

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SUBSECTION (C) OF SECTION 2-112 OF THE CODE OF ORDINANCES, AS IT RELATES TO "LIMITATIONS" ON THE ACCRUAL OF VACATION TIME BY PROVIDING FOR EXEMPTIONS TO THE LIMIT ON VACATION TIME, AS SET FORTH HEREINBELOW.

WHEREAS, the City Council recognizes that the loss of vacation time, as required under current ordinance provisions does not equitably address the needs of employees who are precluded from taking vacation time because of their official duties.

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

SECTION 1. That Section 2-112(c) is hereby amended to read as follows:

(c) Limitations.

* * * * *

When the maximum accumulation is credited, annual vacation leave shall not begin to accumulate again until the employee has been charged with at least part of the annual vacation leave so accumulated. ~~No extension of annual vacation leave beyond this accumulation will be granted or credited.~~

The City may provide for the reinstatement of vacation time lost under the provisions of this section for employees where the City Council legislatively determines and finds the following:

1. The employee's loss of vacation time was required for the benefit of the City.

2. There were no other employees reasonably available to provide the services required.

ORDINANCE NO. 2784

3. The decision not to utilize vacation time was not at the sole discretion of the employee.

4. Adequate monetary resources are available to reinstate the vacation time lost without adversely impacting monies available for the operation of the City.

5. The employee has not been reprimanded or disciplined for misuse of vacation or sick time within the current fiscal year.

SECTION 2. It is the specific intent of the City Council that this ordinance be retroactively applied in order to reinstate 86 hours of vacation time lost by the City Clerk due to the City Clerk's required attention to the duties of that office, as it relates to the municipal election process.

SECTION 3. It is the intention of the City Council and it is hereby ordained that the provisions of this ordinance, except Section 2, shall become and be made a part of the Code of Ordinances of the City of Riviera Beach, and the sections of this ordinance may be renumbered to accomplish such intentions.

SECTION 4. If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

SECTION 5. That all sections or parts of sections of the Code or Ordinances, all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict herewith, be and the same are hereby repealed to extent of such conflict.

SECTION 6. Specific authority is hereby granted to codify this Ordinance, with the exception of Section 2.

ORDINANCE NO. 2784

SECTION 7. That this ordinance shall be in full force and effect immediately upon its final passage and adoption.

PASSED and APPROVED on first reading this 2ND day of SEPTEMBER 1998.

PASSED and ADOPTED on second and final reading this 16TH day of SEPTEMBER 1998.

APPROVED:


CLARA K. WILLIAMS
Mayor

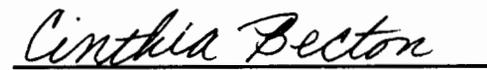

MARILYN MOFFITT
Chairperson

(Municipal Seal)


LENORA HURLEY
Chairperson Pro Tem

Attest:


CARRIE E. WARD
City Clerk, CMC/AAE


CINTHIA BECTON


MARGARET CONFREY


WILLIAM H. BURRS
Council Members

ORDINANCE NO. 2784

MOTIONED BY: W. BURRS
SECONDED BY: L. HURLEY

MOTIONED BY: H. BECTON
SECONDED BY: L. HURLEY

	1st Reading	2nd & Final Reading
M. MOFFITT	<u>AYE</u>	<u>AYE</u>
L. HURLEY	<u>AYE</u>	<u>AYE</u>
C. BECTON	<u>AYE</u>	<u>AYE</u>
M. CONFREY	<u>AYE</u>	<u>AYE</u>
W. BURRS	<u>AYE</u>	<u>AYE</u>

CERTIFICATION OF PUBLICATION

I hereby certify that notice of the proposed enactment of this Ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statutes.

9/30/98
Date

Carrie E. Ward
Carrie E. Ward, CMC/AE, City Clerk

REVENUE AND FINANCE DEPARTMENT
CITY ATTORNEY
CITY OF RIVIERA BEACH
DATE: 9/16/98

ORDINANCE NO. 2785

ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 2, "ADMINISTRATION" OF THE CODE OF ORDINANCES BY REVISING SECTION 2-136(a), RELATING TO EMPLOYMENT; PROVIDING FOR THE ELIMINATION OF PROVISIONAL EMPLOYMENT AND EXTENDING THE LENGTH OF TIME FOR TEMPORARY EMPLOYMENT; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, provisional employment has caused some problems in the past;
and

WHEREAS, this type of employment is not commonly utilized in other municipalities; and

WHEREAS, the City has proposed to delete this type of employment status in the Ordinance; and

WHEREAS, temporary employment has been established for six (6) months;
and

WHEREAS, it is proposed to extend temporary employment from six (6) months to one (1) year, as indicated in the Ordinance.

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

AMENDING SECTION 2-136 OF THE CITY OF RIVIERA BEACH CODE OF ORDINANCES:

SECTION 1: Paragraph (a) is amended to read as follows:

- (a) *Regular, temporary, ~~provisional~~, and part-time employment.* Employment in the city service shall be divided into categories of regular employment, ~~provisional employment~~, or temporary employment. Regular employment shall be defined as employment in the positions which has an expected duration of more than six months and after the satisfactory completion of

the probationary period following probationary appointment or promotion. Temporary employment shall be defined as employment in a position ~~with expected duration of not to exceed six months employment which has a duration of not more than one year or less. No extension of the duration of employment of temporary employment shall be allowed by the department head and/or city manager.~~ Provisional employment shall be defined as that employment due to the absence of an eligible list. Provisional employment may not exceed for more than three months nor more than 15 days following the establishment of the eligible list by the department of human resources, whichever is less in length of time. Part-time employment shall be defined as employment which requires a weekly work schedule of less than 40 hours. Part-time and temporary employees do not receive benefits assigned to those of regular and provisional employment.

SECTION 2: It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Riviera Beach, and the sections of this Ordinance may be renumbered to accomplish such intentions.

SECTION 3: If any word, phrase, clause, subsection or section of this Ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Ordinance.

SECTION 4: That all sections or parts of sections of the Code of Ordinances, all Ordinances or parts of Ordinances, and all resolutions or parts of resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

SECTION 5: Specific authority is hereby granted to codify this Ordinance.

SECTION 6: That this Ordinance shall be in full force and effective immediately upon its final passage and adoption.

PASSED AND APPROVED on first reading this 2nd day of ~~September~~, 1998.

PASSED AND ADOPTED on second and final reading this 16TH day of SEPTEMBER, 1998.

APPROVED:

Clara K. Williams Marilyn P. Moffitt
CLARA K. WILLIAMS, MAYOR MARILYN MOFFITT, CHAIRPERSON

(MUNICIPAL SEAL)

Lenora Hurley
LENORA HURLEY, CHAIR PRO TEM

Cynthia Becton
CINTHIA BECTON

Marge Confrey
MARGE CONFREY

ATTEST:

Carrie E. Ward
CARRIE WARD, CMC/AAE
CITY CLERK

William H. Burrs
WILLIAM BURRS
COUNCIL MEMBERS

MOTION BY: L. Hurley

MOTION BY: H. BECTON

SECOND BY: H. Becton

SECOND BY: L. HURLEY

1ST READING 2ND & FINAL READING

C. BECTON	<u>aye</u>	<u>AYE</u>
W. BURRS	<u>nay</u>	<u>NAY</u>
M. CONFREY	<u>aye</u>	<u>AYE</u>
L. HURLEY	<u>nay</u>	<u>NAY</u>
M. MOFFITT	<u>aye</u>	<u>NAY</u>

CERTIFICATION OF PUBLICATION

I hereby certify that notice of the proposed enactment of this Ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statutes.

9/16/98
Date

Carrie E. Ward
Carrie E. Ward, CMC/AE, City Clerk

REVIEWED AS TO LEGAL SUFFICIENCY

[Signature]
CITY ATTORNEY
CITY OF RIVIERA BEACH

DATE: 8-21-98

ORDINANCE NO: 2786

ORDINANCE OF THE CITY OF RIVIERA BEACH, FLORIDA, AMENDING CHAPTER 2, "ADMINISTRATION" OF THE CODE OF ORDINANCES BY REVISING SECTION 2-138(b); RELATING TO THE PROCEDURE FOR DISCHARGE, SUSPENSION AND DEMOTION OF EMPLOYEES; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, the Civil Service Board felt that the standard was too high for the Board to make a decision during a Civil Service hearing in overturning the decision of the City Manager that there was absolutely no evidence to support the disciplinary action; and

WHEREAS, the Civil Service Board has requested the City to revise the standard for making a decision at an employee's Civil Service hearing; and

WHEREAS, the City has consented to the revision pursuant to this Ordinance.

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

AMENDING SECTION 2-138 OF THE CITY OF RIVIERA BEACH CODE OF ORDINANCES:

SECTION 1: Paragraph (b) is amended to read as follows:

(b) *Probationary period completed.*

Upon completion of the hearing, the hearing officer shall present the finding of facts and recommendation within 15 calendar days to the civil service board. The decision of the civil service board shall be final and binding on the employee, the city manager, and the legislative body unless an appeal is taken to civil court. The civil service board may ~~only overturn the action of the city manager where there is absolutely no evidence to support upon a finding that~~ the city manager's action is not supported by competent substantial evidence.

SECTION 2: It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Riviera Beach, and the sections of this Ordinance may be renumbered to accomplish such intentions.

SECTION 3: If any word, phrase, clause, subsection or section of this Ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Ordinance.

SECTION 4: That all sections or parts of sections of the Code of Ordinances, all Ordinances or parts of Ordinances, and all resolutions or parts of resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

SECTION 5: Specific authority is hereby granted to codify this Ordinance.

SECTION 6: That this Ordinance shall be in full force and effective immediately upon its final passage and adoption.

PASSED AND APPROVED on first reading this 2nd day of September, 1998.

PASSED AND ADOPTED on second and final reading this 16TH day of SEPTEMBER, 1998.

APPROVED:

Clara K. Williams
CLARA K. WILLIAMS, MAYOR

(MUNICIPAL SEAL)

Marilyn P. Moffitt
MARILYN MOFFITT, CHAIRPERSON

Lenora Hurley
LENORA HURLEY, CHAIR PRO TEM

Cynthia Becton
CINTHIA BECTON

Marge Confrey
MARGE CONFREY

William H. Burrs
WILLIAM BURRS
COUNCIL MEMBERS

ATTEST:



CARRIE WARD, CMC/AAE
CITY CLERK

MOTION BY: H. Becton

MOTION BY: H. BECTON

SECOND BY: L. Hurley

SECOND BY: L. HURLEY

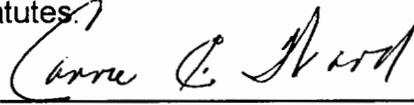
	1 ST READING	2 ND & FINAL READING
C. BECTON	<u>aye</u>	<u>AYE</u>
W. BURRS	<u>aye</u>	<u>AYE</u>
M. CONFREY	<u>aye</u>	<u>AYE</u>
L. HURLEY	<u>aye</u>	<u>AYE</u>
M. MOFFITT	<u>aye</u>	<u>AYE</u>

CERTIFICATION OF PUBLICATION

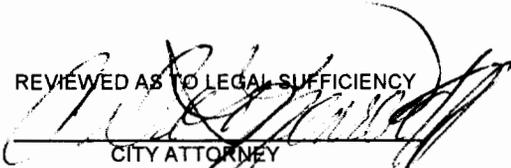
I hereby certify that notice of the proposed enactment of this Ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statutes.

9/16/98

Date



Carrie E. Ward, CMC/AAE, City Clerk

REVIEWED AS TO LEGAL SUFFICIENCY


CITY ATTORNEY
CITY OF RIVIERA BEACH

DATE: _____

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, FIXING THE ADJUSTED TAX VALUATION OF REAL PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY; LEVYING A TAX ON REAL PROPERTY AND TANGIBLE BUSINESS PERSONAL PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY, FOR FISCAL YEAR BEGINNING OCTOBER 1, 1998 AND ENDING SEPTEMBER 30, 1999; FIXING THE MILLAGE RATE THEREON FOR SAID YEAR; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, the assessment of ad valorem taxes requires the establishment of a rate of taxation.

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

SECTION ONE

That for the fiscal year beginning October 1, 1998 and ending September 30, 1999, the adjusted valuation on all real property and tangible business personal property within the City of Riviera Beach is hereby determined to be and is fixed as follows:

- (a) Real Property and Tangible Business Personal Property on which tax can be extended, exclusive of homestead property, \$1,431,921,542. *

*** Subject to final approval of the County Equalization Board**

SECTION TWO

That for the fiscal year beginning October 1, 1998 and ending September 30, 1999, a tax of eight point ~~nine nine nine seven~~ ^{seven nine nine seven} (8.9997) mills, ~~3.26%~~ ^{3.96%} higher than the rolled back rate, on the dollar shall be, and is levied and shall be collected on all real property and tangible business personal property within the City of Riviera Beach, Florida, not specifically designated as homestead property or owned by the municipality and/or expressly exempted by the laws of the Constitution of the State of Florida for the purpose of raising funds for the improvements and government of the City, and for the payment of its obligations and expenses, and for the purpose of carrying out the purpose and duties granted and imposed by the City Charter and Code. Said real property and tangible business personal property being specifically set forth as Items A in Section I hereof and valued in the amount of \$1,431,921,542 subject to final approval of the County Equalization Board.

SECTION THREE

As provided by Section 200.065 (5) Florida Statutes, upon notification from the Property Appraiser of any aggregate change in the certified assessment roll, the City Manager is hereby authorized to certify to the Property Appraiser, within three (3) days of notification, an adjusted millage rate which shall be such that taxes computed by applying the adopted rate against the certified taxable value are equal to the taxable value on the roll to be extended.

SECTION FOUR

The proposed millage of $\frac{8.7997}{8.9997}$ represents a $\frac{96\%}{3.26\%}$ percent increase over the rolled-back millage rate.

SECTION FIVE

If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portion of this ordinance.

SECTION SIX

That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances and all resolutions or parts of resolutions, in conflict herewith, be and the same are hereby repealed to extent of such conflict.

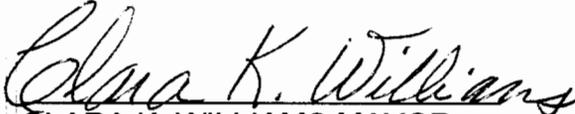
SECTION SEVEN

This ordinance shall be in full force and effect immediately upon its passage and adoption.

PASSED AND APPROVED on first reading this 16TH day of SEPTEMBER, 1998.

PASSED AND ADOPTED on second and final reading this 30 day of SEPTEMBER, 1998.

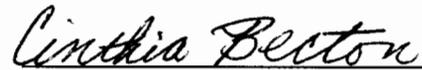
APPROVED:


CLARA K. WILLIAMS, MAYOR


MARILYN MOFFITT, CHAIRPERSON

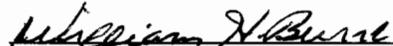
(MUNICIPAL SEAL)


LENORA HURLEY, CHAIRPERSON PROTEM


CINTHIA BECTON


MARGE CONFREY


CARRIE E. WARD, CMC/AAE,
CITY CLERK


WILLIAM BURRS
COUNCIL PERSONS

ORDINANCE NO. 2787
PAGE 4

MOTIONED BY: L. HURLEY

MOTIONED BY: H. BECTON

SECONDED BY: H. BECTON

SECONDED BY: M. CONFREY

	1 ST READING	2 ND & FINAL READING
C. BECTON	<u>NAY</u>	<u>AYE</u>
M. MOFFITT	<u>AYE</u>	<u>AYE</u>
M. CONFREY	<u>AYE</u>	<u>AYE</u>
L. HURLEY	<u>AYE</u>	<u>AYE</u>
W. BURRS	<u>AYE</u>	<u>AYE</u>

CERTIFICATE OF PUBLICATION

I hereby certify that Notice of the proposed enactment of this ordinance was duly published in a newspaper of general circulation within the city of Riviera Beach as required by the applicable Florida Statute.

9/30/98
DATE

Carrie E. Ward
CARRIE E. WARD, CMC/AE, CITY CLERK

REVIEWED AS TO LEGAL SUFFICIENCY

[Signature]

CITY ATTORNEY
CITY OF RIVIERA BEACH

DATE: 9/2/98

ORDINANCE NO. 2788

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, MAKING APPROPRIATIONS FOR FISCAL YEAR ENDING SEPTEMBER 30, 1999; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, the City Manager has prepared and submitted to the City Council a Budget Estimate of the expenditures and revenues of all City departments, divisions, and offices for the fiscal year commencing October 1, 1998 and ending September 30, 1999, copies of such estimates having been made available to the newspapers in the city and to the municipal library that is open to the public; and

WHEREAS, the City Council has met in workshop sessions and held public hearings to ascertain the amount of money that must be raised to conduct the affairs of the municipality for the 1998-99 fiscal year so that the business of the municipality may be conducted on a balanced budget and on sound business principles and has also determined the amount necessary to be raised by ad valorem taxes and other taxes upon all of the property, real and personal, within the corporate limits of the City of Riviera Beach.

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

Section One

The following appropriations are made for the municipal operations of the City of Riviera Beach, Florida for the fiscal year 1998-99.

DEPARTMENTS, DIVISIONS AND OFFICES

GENERAL FUND

APPROPRIATIONS

Legislative

\$ ~~150,055~~ 155,005

ORDINANCE NO. 2788

PAGE 2

Executive:

Office of the City Manager	360,997	360,598	
General Administration	2,937,113	2,944,589	2,756,025
Information Technology Services	242,238	242,169	
Civil Court	80,749	80,729	
Finance	804,384	804,010	
City Clerk	334,594	334,470	335,506
Human Resources	456,875	466,716	469,461
Legal	444,494	444,385	351,481
Community Development and Environmental Control	1,221,185	1,225,664	
Police	7,517,568	7,484,984	7,480,946
Fire	4,806,000	4,875,645	
Public Works	1,917,090	1,950,730	1,953,849
Recreation & Parks	1,438,080	1,432,941	
Library	392,093	391,988	
Purchasing	250,163	250,054	256,595
TOTAL GENERAL FUND	\$23,444,677		\$23,172,612

ENTERPRISE FUND

Water and Sewer	\$ 8,680,664
Water and Sewer Renewal and Replacement	476,137
Water and Sewer Construction	250,000
Water and Sewer Debt Service	1,432,903
Bond Construction Fund-Restricted	5,000,000
Marina	1,576,122
Marina Debt Service	630,622
Marina Renewal and Replacement	100,000
Refuse	75,000
TOTAL ENTERPRISE FUNDS	\$ 18,221,448

OTHER FUNDS

Sales Tax	\$ 1,880,000
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Advance Police Training	2,000
Universal/Cops Fast Grant	525,087
Crime Prevention	2,100
Beach Renourishment	5,000
Police Contracts	126,087
Dare Program	3,800
Law Enforcement Trust	80,000
Paving and Drainage Construction	254,800
Street Improvement Program	1,000,000
Street Improvement Program Debt Service Fund	370,000
Capital Projects Fund	125,000
Lot Cleaning Fund	40,000
Liability Insurance Trust	3,610,000

TOTAL OTHER FUNDS **\$ 8,023,874**

Section Two

That the above appropriations are made based on the following anticipated sources of revenue for the 1998-99 fiscal year:

<u>GENERAL FUND</u>	<u>REVENUE</u>	
Taxes	\$15,726,524	15,454,456
Franchise Fees	1,803,642	
Other Fees, Licenses and Permits	1,213,050	
Grants and Other Government Shared Revenues	1,058,087	
Fines and Forfeitures	151,000	
Rents and Leases	86,200	
Other Revenues	465,000	
Interfund Transfers	2,941,177	
TOTAL GENERAL FUND	\$23,444,677	23,172,612

ENTERPRISE FUNDS

Water and Sewer	\$8,680,664
Water and Sewer Renewal and Replacement	476,137
Water and Sewer Construction	250,000
Water and Sewer Debt Service	1,432,903
Bond Construction Restricted Fund	5,000,000
Marina	1,576,122
Marina Debt Service	630,622
Marina Renewal and Replacement	100,000
Refuse	75,000

TOTAL ENTERPRISE FUNDS **\$18,221,448**

OTHER FUNDS

Sales Tax	\$ 1,880,000
Advance Police Training	2,000
Universal/Cops Fast Grant	525,087
Crime Prevention	2,100
Beach Renourishment	5,000
Police Contracts	126,087
Dare Program	3,800
Law Enforcement Trust	80,000
Paving and Drainage Construction	254,800
Street Improvement Program	1,000,000
Street Improvement Program Debt Service Fund	370,000
Capital Improvement Fund	125,000
Lot Cleaning Fund	40,000
Liability Insurance Trust	3,610,000

TOTAL OTHER FUNDS **\$ 8,023,874**

Section Three

This ordinance is an ordinance of precedence and all other ordinances in conflict with it are held null and void insofar as they pertain to these appropriations. The appropriations are the anticipated expenditure requirements for the City, but are not mandatory should efficient administration of City departments, divisions and offices or altered economic conditions indicate that a curtailment in certain expenditures is necessary or desirable for the general welfare of the City.

Section Four

The City Manager is directed to prepare and file with the City Clerk a statement of the proposed expenditures and estimated revenues for the fiscal year 1998-99, which shall be entitled "Annual Budget of the City of Riviera Beach, Fiscal Year October 1, 1998 through September 30, 1999".

Section Five

The Finance Director is authorized to increase these appropriations by amounts representing encumbrances properly budgeted for, and carried over from fiscal year 1997-98.

Section Six

The City Manager is hereby authorized to invite or advertise for bids for the purchase of any material, equipment, or service provided by the budget for which formal bidding is required; such bids to be returnable to the City Council or City Manager in accordance with Charter or Code provisions.

Section Seven

If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portion of this ordinance.

Section Eight

This ordinance shall be effective upon its passage by the City Council and shall not be delivered to the Municipal Code Corporation for inclusion in the Code Book.

PASSED AND APPROVED on first reading this 16TH day of SEPTEMBER, 1998.

PASSED AND ADOPTED on second and final reading this 30 day of September, 1998.

APPROVED:

Clara K. Williams
CLARA K. WILLIAMS, MAYOR

Marilyn Moffitt
MARILYN MOFFITT, CHAIRPERSON

(MUNICIPAL SEAL)

Lenora Hurley
LENORA HURLEY, CHAIRPERSON PRO TEM

CINTHIA BECTON

Marge Confrey
MARGE CONFREY

Carrie E. Ward
CARRIE E. WARD, CMC/AE

William Burrs
WILLIAM BURRS

ORDINANCE NO. 2788

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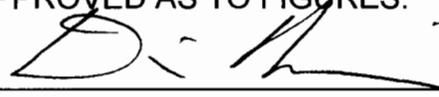
REVIEWED AS TO LEGAL SUFFICIENCY



CITY ATTORNEY
CITY OF RIVERA BEACH

9/4/98

APPROVED AS TO FIGURES:



Dennis Widlansky, Asst. City Manager
for Finance & Administrative Services

MOTIONED BY: H. Becton MOTIONED BY: W. Burrs

SECONDED BY: W. Burrs SECONDED BY: M. Confrey

	1st Reading	2nd & Final Reading
C. BECTON	<u>aye</u>	<u>nay</u>
M. MOFFITT	<u>aye</u>	<u>aye</u>
M. CONFREY	<u>aye</u>	<u>aye</u>
L. HURLEY	<u>aye</u>	<u>nay</u>
W. BURRS	<u>aye</u>	<u>aye</u>

CERTIFICATE OF PUBLICATION

I hereby certify that Notice of the proposed enactment of this ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statute.

9/30/98
Date

Carrie E. Ward
Carrie E. Ward, CMC/AEE, City Clerk

ORDINANCE NO. 2789

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, FLORIDA, ESTABLISHING A MORATORIUM ON THE ISSUING OF PERMITS FOR THE SITING AND CONSTRUCTION OF FERROUS METAL AND CONSTRUCTION DEBRIS RECYCLING FACILITIES WITHIN THE CITY LIMITS FOR A 180-DAY PERIOD; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, no specific regulations exist to address issues relating to siting and construction of ferrous metal and construction debris recycling facilities; and

WHEREAS, the City Council of the City of Riviera Beach deems it advisable and in the interest of preservation of the health, safety, and welfare of the citizens of the City of Riviera Beach to promote the orderly growth of the City by adopting well-designed criteria for the siting and construction of ferrous metal and construction debris recycling facilities.

NOW THEREFORE, IT IS HEREBY ORDAINED BY THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA:

SECTION 1. No permit shall be issued for the siting, construction or reconstruction of any ferrous metal and construction debris recycling facility (equipment or structures) for a period of 180 calendar days from the adoption of this ordinance or final adoption of a ferrous metal and construction debris recycling facility siting and construction ordinance, whichever comes first.

SECTION 2. If any word, phrase, clause, subsection or section of this Ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Ordinance.

SECTION 3. That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances, and all resolutions or parts of resolutions, in conflict herewith, be and the same are hereby repealed to extent of such conflict.

SECTION 4. This Ordinance shall be effective immediately upon adoption.

ORDINANCE NO. 2789

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PASSED AND APPROVED on First Reading this 16TH day of SEPTEMBER, 1998.

PASSED AND ADOPTED on Second Reading this 7th day of October, 1998.

APPROVED:

Clara K. Williams

CLARA K. WILLIAMS, MAYOR

[MUNICIPAL SEAL]

Marilyn P. Moffitt

MARILYN MOFFITT, CHAIRPERSON

Lenora Hurley

LENORA HURLEY, CHAIRPERSON PRO-TEM

Marge Confrey

MARGE CONFREY

Cynthia Becton

CINTHIA BECTON

ATTEST:

Carrie E. Ward

CARRIE E. WARD, CMC/AEE
CITY CLERK

William H. Burrs

WILLIAM BURRS
COUNCIL MEMBERS

FIRST READING

SECOND AND FINAL READING

MOTIONED BY: _____

MOTIONED BY: M. Confrey

SECONDED BY: _____

SECONDED BY: L. Hurley

M. MOFFITT _____

M. MOFFITT aye

L. HURLEY _____

L. HURLEY aye

M. CONFREY _____

M. CONFREY aye

C. BECTON _____

C. BECTON aye

W. BURRS _____

W. BURRS aye

ORDINANCE NO. 2789

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CERTIFICATION OF PUBLICATION

I hereby certify that notice of the proposed enactment of this ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by applicable Florida Statutes.

Date _____



Carrie E. Ward, CMC/AE, City Clerk

REVIEWED AS TO LEGAL SUFFICIENCY



City Attorney
City of Riviera Beach

Date _____

9/4/98

ORDINANCE NO. 2791

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 2, ARTICLE VI, DIVISION 3, OF SECTION 2-100 OF THE CODE OF ORDINANCE OF RIVIERA BEACH FLORIDA RELATING TO RATES OF PAY AND SALARY SCHEDULE BY EXTENDING THE PAY RANGE OF THE CLASSIFIED POSITIONS EQUIPMENT OPERATOR I AND WATER/SEWER SYSTEMS MECHANIC I UNDER CLASS TITLES PUBLIC WORKS SERVICE AND UTILITIES SERVICES RESPECTIVELY AND PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, Cody & Associates completed a Comprehensive Pay and Classification Study for the City; and

WHEREAS, the City and National Conference of Firemen & Oilers (NCFO) which is the bargaining unit representing the General Employees, agreed to accept the recommendation of Cody & Associates by increasing the minimum of various pay grades and granting a two percent (2%) pay increase to those employees whose salary was not increased to the minimum; and

WHEREAS, the study included a change in the pay grade for Equipment Operator I and Water/Sewer Systems Mechanic I; and

WHEREAS, two (2) employees, each in one of the above classifications, were ineligible to receive the two percent (2%) increase as their pay was at the maximum of the new pay grade and they did not receive the two percent (2%); and

WHEREAS, the City Council wishes to remedy the inequity, and further directs that the two (2) employees be granted the two percent (2%) increase retroactive to October 1, 1996.

NOW THEREFORE BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA that Section 2-100 of Article VI, of Chapter 2, Division 3 be amended as follows:

SECTION 1. That Section 2-100 of Chapter 2, of Article VI, Division 3 of the Code of Ordinances of Riviera Beach, relating to rates of pay and salary schedule by extending the maximum for the pay grades of Equipment Operator I and Water/Sewer System Mechanic I as follows:

FROM

CLASS TITLE	CLASSIFICATION	RANGE	SALARY
Public Works Service	Equipment Operator I	G20	\$18,530-\$27,521
Utilities Services	Water/Sewer Systems Mechanic I	G23	\$19,866-\$29,529

TO

CLASS TITLE	CLASSIFICATION	RANGE	SALARY
Public Works Service	Equipment Operator I	G20	\$18,530-28,071
Utilities Services	Water/Sewer Systems Mechanic I	G23	\$19,866-30,120

SECTION 2. That this ordinance shall take effect upon its passage and adoption by the City Council.

SECTION 3. It is the intention of the City Council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinance of the City of Riviera Beach, and the sections of this ordinance may be renumbered to accomplish such intentions.

SECTION 4. If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not effect the validity of any remaining portions of this ordinance.

ORDINANCE NO. 2791

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SECTION 5. That all sections or parts of sections of the Code of Ordinances of all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed to extent of such conflict.

SECTION 6. That this ordinance shall not be codified.

SECTION 7. That this ordinance shall be in full force and effective immediately upon its final passage and adoption.

PASSED AND APPROVED ON FIRST READING THIS 7th **DAY OF**
October, 1998.

PASSED AND ADOPTED ON SECOND READING THIS 21st **DAY OF**
October, 1998.

APPROVED:

Clara K. Williams Marilyn B. Moffitt
CLARA K. WILLIAMS, MAYOR MARILYN MOFFITT, CHAIRPERSON

(MUNICIPAL SEAL)

Lenora B. Hurley
LENORA B. HURLEY
CHAIRPERSON PRO TEM

ATTEST:

Carrie E. Ward
CARRIE E. WARD, CMC/AE
CITY CLERK

Hyacinthia Becton
HYACINTHIA BECTON
COUNCILPERSON

Marge Callahan Confrey
MARGE CONFREY
COUNCILPERSON

REVIEWED FOR LEGAL SUFFICIENCY

[Signature]
CITY ATTORNEY

CITY OF RIVIERA BEACH

DATE: 9-30-98

William H. Burrs
WILLIAM H. BURRS
COUNCILPERSON

ORDINANCE NO. 2791
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1ST READING

MOTIONED BY: M. Confrey

SECONDED BY: W. Burrs

M. MOFFITT aye
L. HURLEY aye
H. BECTON nay
M. CONFREY aye
W. BURRS aye

2ND READING

MOTIONED BY: _____

SECONDED BY: _____

M. MOFFITT aye
L. HURLEY aye
H. BECTON aye
M. CONFREY aye
W. BURRS aye

CERTIFICATION OF PUBLICATION

I hereby certify that notice of the proposed enactment of this ordinance was duly published in a newspaper or general circulation within the City of Riviera Beach as required by the applicable Florida Statutes.

10/7/98
DATE

Carrie E. Ward
CARRIE E. WARD, CMCC/AE
CITY CLERK