

ORDINANCE NO. 2415

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, PROVIDING FOR THE 1988-1989 FISCAL YEAR ALL BUDGET AMENDMENTS SHALL BE BY RESOLUTIONS OF THE CITY COUNCIL SUBJECT TO SECTION 8 OF ARTICLE II OF THE CITY CHARTER; PROVIDING AN EFFECTIVE DATE.

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

SECTION ONE

That for the 1988-89 Fiscal year, all budget amendments shall be authorized by resolution of the City Council except that any transfer of part of all or any unencumbered appropriation balance from one department, office or agency to another department, Office or agency must be authorized by an ordinance in each case.

SECTION TWO

This ordinance shall be effective upon final passage and shall not be codified.

PASSED and ADOPTED on First Reading this 18th day of January 1989.

PASSED and ADOPTED on Second and Final reading this 1st day of February, 1989

APPROVED: [Signature] MAYOR

[Signature] CHAIRMAN

ATTEST: [Signature]

[Signature] CHAIRMAN PRO TEM

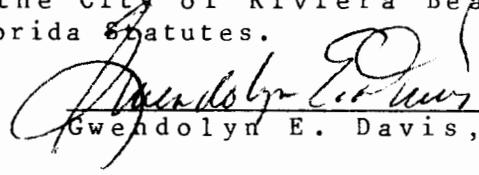
CITY CLERK

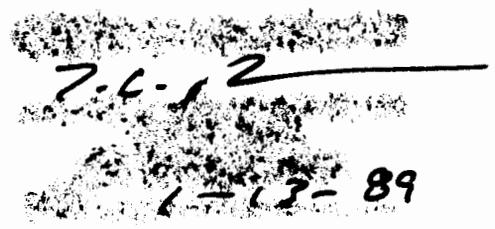
Table with 2 columns: 1st Reading, 2nd and Final. Rows include Motioned By, Seconded By, and votes for D. Orange, A. Fox, J. Goode, D. Pettway, and P. Owens.

TCP:jb 01/10/89

**CERTIFICATE OF PUBLICATIONS**

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.

  
Gwendolyn E. Davis, City Clerk

  
7-6-89  
1-13-89

ORDINANCE NO. 2416

AN ORDINANCE OF THE CITY OF RIVIERA BEACH,  
PALM BEACH COUNTY, FLORIDA, ESTABLISHING  
FINES FOR OVERDUE BOOKS AND OTHER OVERDUE  
ITEMS FOR THE MUNICIPAL LIBRARY.

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

Section 1. The following fines shall be imposed for each day the  
respective item is not physically returned to the Library on schedule:

<u>ITEM</u>	<u>FINE PER DAY</u>
Ordinary books	5¢
Leased books	10¢
Video tapes	1.00
Camera	1.00
Phonograph Records	1.00
Other Items	5¢

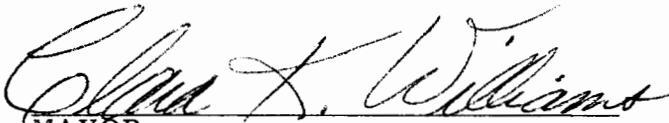
Section 2. Failure to pay the fine upon demand will result in the  
suspension of all library privileges by the violator.

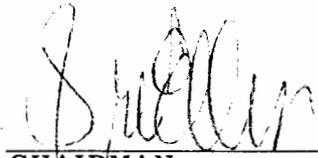
Section 3. This ordinance shall be effective upon final passage and  
shall not be codified.

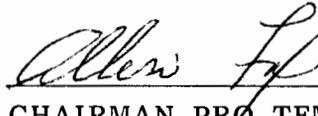
PASSED AND APPROVED ON first reading this 18th day of  
January, 1989.

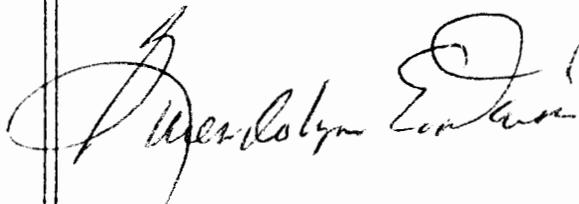
PASSED AND ADOPTED ON second and final reading this 1st day of  
February, 1989.

APPROVED:

  
MAYOR

  
CHAIRMAN

  
CHAIRMAN PRO TEM





COUNCIL MEMBER

1st Reading

2nd & Final Reading

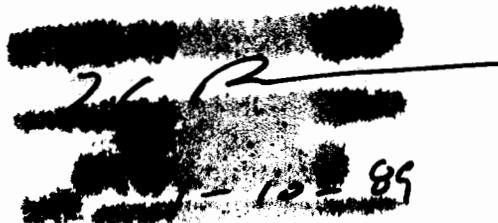
MOTIONED BY: A. Fox

A. Fox

D. Orange

D. Orange

D. Orange	<u>aye</u>	<u>aye</u>
A. Fox	<u>aye</u>	<u>aye</u>
P. Owens	<u>aye</u>	<u>aye</u>
D. Pettway	<u>aye</u>	<u>absent</u>
J. Goode	<u>aye</u>	<u>aye</u>

  
262  
10-89

ORDINANCE NO. 2417

AN ORDINANCE OF THE CITY OF RIVIERA BEACH PALM BEACH COUNTY, FLORIDA, PROHIBITING RADIO FREQUENCY INTERFERENCE FROM AMATEUR RADIO TRANSMITTERS THAT ARE OPERATED ABOVE THE POWER OUTPUT LIMITS AUTHORIZED BY THE FEDERAL COMMUNICATION COMMISSION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, this ordinance supplements the Communications Act of 1934; and,

WHEREAS, this ordinance is not an obstacle to the accomplishment and execution of the full purposes and objectives of the Congress of the United States; and,

WHEREAS, the Communications Act of 1934 has left room for this narrow exercise of local jurisdiction; and,

WHEREAS, the Federal Communications Commission does not have the manpower to adequately curtail the harm to persons by Radio frequency interference caused when amateur radio transmission exceed the power output levels prescribed by the Communications Act of 1934 and rules promulgated thereunder; and,

WHEREAS, Section 42 United States Code Section 414 states that: "Nothing in the chapter shall in any way abridge or alter the remedies now existing at common law or by statute, but the provision of this chapter are in addition to such remedies"; and,

WHEREAS, local regulation of interference in the limited cases where the amateur transmitter is operated at a power output limit in excess of the limits established by the Federal Communications Commission is not inconsistent with the purposes and goals of the communications act of 1934; and,

WHEREAS, this ordinance aids the enforcement of the Communications Act of 1934 and penalizes conduct prohibited by the Federal government; and,

WHEREAS, the Federal Communications Commission has exclusive jurisdiction over radio interference resulting from amateur radio transmitters that are operated within the power output limits authorized by such commission;

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

SECTION ONE

THAT NEW SECTION 12-6.1 OF THE CITY CODE, HERETOFORE RESERVED, IS ADDED AS FOLLOWS:

"Sec. 12-6.1. Radio Frequency Interference.

- (a) This ordinance shall not be construed to prohibit any activity except as specifically set forth herein.

- (b) Any person who operate any amateur radio transmitter with a peak envelope power exceeding 1,500 watts output, or a Citizens Band Radio transmitter exceeding twelve (12) watts peak envelope power output shall be subject to the penalties set forth in Section 12-6.1 if any such transmission causes any radio frequency interference with any of the following items outside of the residence of the control station: any radio receiver, television receiver, electrical musical instrument, telephone, lamp, or any other house hold electrical device or appliance.
- (c) Radio frequency interference caused by any transmission at a power output level below the amounts stated herein shall not be a violation of this ordinance."

SECTION TWO

THAT A NEW SECTION 12-6.2, HERETOFORE RESERVED, IS HEREBY ADDED AS FOLLOWS:

"Sec. 12-6.2. Penalties and Procedures.

If any amateur radio transmission is causing Radio Frequency Interference from a transmission in excess of the 1,500 watts PEP, or any Citizens Band Transmission in excess of 12 watts, the City shall mail or otherwise deliver a notice of violation and order to cease such violations. If after receipt of such notice any subsequent illegal transmission occurs from the same control station location, the offending equipment may be confiscated by the Police Department and a fine of up to \$500.00 for each violation may be imposed by a court of law upon conviction of Section 12-6.1, above. Each day or part of a day a violation exists shall be subject to a separate fine. Also, the violating equipment may be forfeited utilizing the procedures set out in Sections 932.701 et. esq., Florida Statutes, except that no publication in any newspapers shall be required unless the City has reason to believe such equipment is subject to a bona fide security interest perfected by a third party. If any equipment is found at the premises of the control operator and such equipment is physically capable of transmitting a radio signal in excess of the applicable above stated PEP limits, it shall be presumed that such equipment was used to violate Section 12-6.1, unless there is good reason to believe otherwise."

SECTION THREE

This ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED AND APPROVED on first reading this 1st day  
of February, 1989

PASSED AND ADOPTED on second and final reading this  
15th day of February, 1989.

APPROVED:

Clara K. Williams  
MAYOR

[Signature]  
CHAIRMAN

ATTEST

Gwendolyn E. Davis  
CITY CLERK

[Signature]  
CHAIRMAN PRO TEM

[Signature]  
[Signature]

COUNCILMEMBERS

	1st Reading	2nd and Final Reading
Motioned BY:	<u>A. Fox</u>	<u>D. Pettway</u>
Seconded By:	<u>D. Orange</u>	<u>D. Orange</u>
P. Owens	<u>aye</u>	<u>aye</u>
A. Fox	<u>aye</u>	<u>aye</u>
D. Orange	<u>aye</u>	<u>aye</u>
D. Pettway	<u>absent</u>	<u>aye</u>
J. Goode	<u>aye</u>	<u>aye</u>

1/12/89  
TCP:jb

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 requested by the applicable Florida Statutes.

Gwendolyn Davis, City Clerk

ORDINANCE NO. 2418

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 20-73 OF THE CITY CODE AND THEREBY INCREASING THE FINE FOR ILLEGALLY PARKING A VEHICLE IN A PROPERLY DESIGNATED HANDICAPPED PARKING SPACE TO ONE-HUNDRED FIFTY (\$150.00) DOLLARS; PROVIDING AN EFFECTIVE DATE.

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

That a new paragraph (c) of Section 20-73 of the City Code is HEREBY ADDED, WHICH NEW PARAGRAPH READS AS FOLLOWS:

"(C) It is prohibited for any person to park a vehicle in a properly designated handicapped parking space in violation of the provisions of s. 316.1955, or s. 316.1956 Florida Statutes. It shall be prima facie evidence that the vehicle was parked and left in the space by the person, firm, or corporation in whose name the vehicle is registered and licensed according to the records of the Division of Motor Vehicles. Persons violating this section shall be fined one hundred and fifty (\$150.00) dollars."

SECTION ONE

This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED and APPROVED on first reading this 1st day of February, 1989.

PASSED and ADOPTED on second and final reading this 15th day of February, 1989

APPROVED:

*Clara K. Williams*  
MAYOR

*[Signature]*  
CHAIRMAN

*[Signature]*  
CHAIRMAN PRO TEM

(MUNICIPAL SEAL)

*[Signature]*  
CITY CLERK

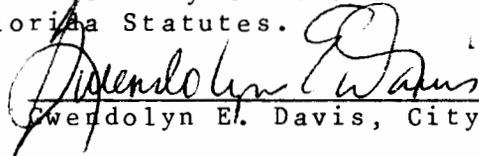
*[Signature]*  
*[Signature]*  
COUNCILMEMBERS

	1st Reading	2nd & Final Reading
Motioned By:	<u>A. Fox</u>	<u>A. Fox</u>
Seconded By	<u>D. Orange</u>	<u>D. Orange</u>
P. Owens	<u>aye</u>	<u>aye</u>
A. Fox	<u>aye</u>	<u>aye</u>
D. Orange	<u>aye</u>	<u>aye</u>
D. Pettway	<u>absent</u>	<u>aye</u>
J. Goode	<u>aye</u>	<u>aye</u>

RDH/jb  
1/23/89

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.

  
Dwendolyn E. Davis, City Clerk

ORDINANCE NO. 2419

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA REPEALLING ORDINANCE NO. 2394 AND THEREBY AMENDING CHAPTER 14, ARTICLE I, SECTIONS 14-2, THIRD PARAGRAPH, OF THE CODE OF ORDINANCES OF RIVIERA BEACH, FLORIDA, RELATING TO PENSIONS AND RETIREMENT OF FIREMEN; PROVIDING THAT THE FIRST FISCAL YEAR QUARTERLY PAYMENT SHALL BE MADE PRIOR TO MARCH 31 OF THE APPLICABLE CALENDAR YEAR; PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. The third paragraph of Section 14-2 of Article I, in Chapter 14 of the City Code IS HEREBY AMENDED TO READ AS FOLLOWS:

"The city finance director shall deliver to the Riviera Beach Municipal Firemen's Pension Trust Fund a sum of money, each year, equal to the actuarial deficiency or deficiencies as described above. These payments shall be made at least quarterly throughout the plan year of the trust fund with the first payment due on or prior to March 31 of the year to which the acturarial evaluation applies".

SECTION 2. This Ordinance shall take effect upon its final passage and adoption by the City Council and be retroactive to September 21, 1988.

PASSED and APPROVED on first reading this 1st day of February, 1989.

PASSED and ADOPTED on second and final reading this 15th day of February, 1989.

APPROVED:

*Clara K. Williams*

MAYOR

*[Signature]*

CHAIRMAN

*[Signature]*

CHAIRMAN PRO TEM

ATTEST:

*[Signature]*  
CITY CLERK

*[Signature]*  
*Donald Pethony*

COUNCILMEMBERS

	1st Reading	2nd & Final Reading
MOTIONED BY:	<u>D. Orange</u>	<u>D. Pettway</u>
SECONDED BY:	<u>J. Goode</u>	<u>J. Goode</u>
P. Owens	<u>aye</u>	<u>aye</u>
A. Fox	<u>aye</u>	<u>aye</u>
J. Goode	<u>aye</u>	<u>aye</u>
D. Pettway	<u>absent</u>	<u>aye</u>
D. Orange	<u>aye</u>	<u>aye</u>

TCP/dm/jb  
6-22-88  
1/20/89

*J.C. R*  
*1-20-89*

2420

Approved on 1<sup>st</sup> Reading

In Members' Office

For Study

ORDINANCE NO. 2421

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTIONS 13-12, 13-21, 13-21.01, AND 13-30 AND ADDING SECTIONS 13-14.1, 13-21.02 AND 13-30.1 OF THE CITY CODE AND THEREBY UPDATING CRIMINAL MISDEMEANOR OFFENSES; PROVIDING AN EFFECTIVE DATE.

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

That Sections 13-12 of the City Code is HEREBY AMENDED TO READ AS FOLLOWS:

SECTION ONE

"Sec. 13-12 **Disorderly Conduct - Assault**, disturbing the peace, etc..

It shall be unlawful for any person to commit such acts as are of a nature to corrupt the public morals, or outrage the sense of public decency, or affect the peace and quiet of persons who may witness them, or engage in brawling or fighting, or engages in such conduct as to constitute a breach of the peace or disorderly conduct."

SECTION TWO

That Section 13-14.1 of the City Code is HEREBY ADDED TO READ AS FOLLOWS:

"Sec. 13-14.1 **Consumption of alcoholic beverages in public places.**

It shall be unlawful for any person to drink or consume alcoholic beverages, including liquor, beer, or wine, on any public street, in any public park, or in any other public place, unless such place is licensed by the City for sale of alcoholic beverages."

SECTION THREE

That Section 13-21 of the City Code is HEREBY AMENDED TO READ AS FOLLOWS:

"Sec. 13-21 **Larceny and Retail theft**

It shall be unlawful for any person to take possession of or carry away any merchandise, money, or negotiable documents; to alter or remove a label or price tag; transfer merchandise from one container to another; or remove the property of another, with the intent to deprive one of possession, use, benefit or full retail value."

SECTION FOUR

That Section 13-21.01 of the City Code is HEREBY AMENDED TO READ AS FOLLOWS:

"Sec. 13-21.01 **Loitering or prowling**

It shall be unlawful for any person to loiter or prowl in a place, at a time or in a manner not usual for law abiding individuals, under circumstances that warrant a justifiable and reasonable alarm or immediate concern for the safety of persons or property in the vicinity. Any such person who, when questioned by a police officer, fails to give a legitimate reason for his presence and conduct

sufficient to dispel any alarm or immediate concern shall be deemed in violation of this section."

SECTION FIVE

That Section 13-21.02 of the City Code is HEREBY ADDED TO READ AS FOLLOWS:

"Sec. 13-21.02 Obtaining food or lodging with intent to defraud

It shall be unlawful for any person to obtain food, lodging, or other accommodations having a value of less than \$100 at any public food service establishment, or at any public lodging establishment on a transient basis, with intent to defraud the operator thereof".

SECTION SIX

That Section 13-30 of the City Code is HEREBY AMENDED TO READ AS FOLLOWS:

"Sec. 13-30 Trespass - In structure or conveyance

It shall be unlawful for any person without being authorized, licensed, or invited to willfully enter or remain in any structure or conveyance, or having been authorized, licensed, or invited, is ordered by the owner or lessee of the premises, or by a person authorized by the owner or lessee, to leave, and refuse to do so shall be guilty of committing the offense of trespass in a structure or conveyance."

SECTION SEVEN

That Section 13-30.1 of the City Code is HEREBY ADDED TO READ AS FOLLOWS:

"Sec. 13-30.1 Trespass - on property other than structure or conveyance

It shall be unlawful for any person, without being authorized, licensed or invited, to willfully enter upon or remain on any property other than a structure or conveyance as to which notice against entering or remaining is given, either by actual communication to the offender or by posting or fencing shall be guilty of committing the offense of trespass on property other than a structure or conveyance."

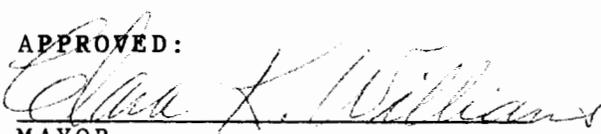
SECTION EIGHT

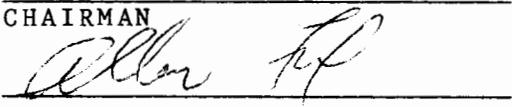
This ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED and APPROVED on first reading this 15th day of February, 1989.

PASSED and ADOPTED on second and final reading this 8th day of March, 1989.

APPROVED:

  
MAYOR

  
CHAIRMAN

(MUNICIPAL SEAL)

CHAIRMAN PRO TEM

*Wendolyn E. Davis*  
CITY CLERK

*Donald Pettway*  
COUNCILMEMBERS

	1st Reading	2nd & Final Reading
Motioned by:	<u>A. Fox</u>	<u>A. Fox</u>
Seconded by:	<u>D. Pettway</u>	<u>D. Pettway</u>
P. Owens	<u>aye</u>	<u>aye</u>
A. Fox	<u>aye</u>	<u>aye</u>
D. Orange	<u>aye</u>	<u>excused</u>
D. Pettway	<u>aye</u>	<u>aye</u>
J. Goode	<u>aye</u>	<u>absent</u>

RDH/jb  
1/23/89

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.

*Wendolyn E. Davis*  
Wendolyn E. Davis, City Clerk

AN ORDINANCE OF THE CITY OF RIVIERA BEACH,  
 PALM BEACH COUNTY, FLORIDA TRANSFERRING FUNDS  
 FROM THE PURCHASING DEPARTMENT TO THE PUBLIC WORKS  
 DEPARTMENT TO FUND THE STOREROOM EXPENDITURES  
 WHICH ARE BEING TRANSFERRED BETWEEN DEPARTMENTS.

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

SECTION 1. That the 1988-89 budget be amended by

allowing the following fund transfers between departments:

FROM PURCHASING:

001030651301201	Salaries	\$20,922
001030651301401	FICA	1,571
001030651301403	Health Insurance	2,100
001030651301404	Life Insurance	150
001030651305205	Clothing	165
		<u>\$24,908</u>

TO PUBLIC WORKS:

001112851901201	Salaries	\$20,922
001112851901401	FICA	1,571
001112851901403	Health Insurance	2,100
001112851901404	Life Insurance	150
001112851905205	Clothing	165
		<u>\$24,908</u>

PASSED and APPROVED on first reading this 15th day  
 of February, 1989

PASSED and ADOPTED on second and final reading this 8th  
 day of March, 1989.

APPROVED:

*Charles K. Williams*  
 MAYOR

*John A. Fox*  
 CHAIRMAN

ATTEST:

*Quendia Lynn Davis*  
 CITY CLERK

*Allen Fox*  
 CHAIRMAN PRO TEM

*Donald Pettway*

1st Reading  
 MOTIONED BY: D. Pettway  
 SECONDED BY: J. Goode

P. Owens aye  
 A. Fox aye  
 D. Grange aye  
 D. Pettway aye  
 J. Goode nay

COUNCILMEMBERS  
2nd Reading  
D. Pettway  
A. Fox

aye  
aye  
excused  
aye  
absent

**APPROVED AS TO FORM FOR THE USE AND RECORD OF THE CITY OF RIVIERA BEACH, FLORIDA ONLY**

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 ORDINANCES OF RIVIERA BEACH, FLORIDA, RELATING TO RATES OF PAY AND SALARY SCHEDULE BY INCREASING THE SALARY OF CERTAIN UNIFORM POLICE EMPLOYEES REPRESENTED BY THE POLICE BENEVOLENT ASSOCIATION COLLECTIVE BARGAINING AGREEMENT; PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Section 2-100 of Chapter 2, Article VI, Division 3, of the Code of Ordinances of Riviera Beach, relating to rates of pay and salary schedule be amended by increasing the salary of certain uniform employees represented by the Police Benevolent Association Collective Bargaining Agreement as follows:

(A) For the 1988-89 contract year, the Employer will adjust the the individual employee's 1987/88 wages by three percent (3%), effective October 1, 1988. The merit pay system will be postponed for the 1988/89 fiscal year.

(B) For the 1989/90 contract year, the Employer will adjust the individual employee's wages by four percent (4%), effective October 1, 1989. Employees who receive a satisfactory or better evaluation will receive an additional five percent (5%) wage adjustment.

(C) For the 1990/91 contract year, the Employer will adjust the individual employee's wages by four percent (4%), effective October 1, 1990. Employees who receive a satisfactory or better evaluation will receive an additional five percent (5%) wage adjustment.

(D) In order for employees to receive the five percent (5%) wage adjustment, they must fall within the established salary range for their position. The five percent (5%) will be given on the anniversary date of the employee.

SECTION 2. This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED AND APPROVED on first reading the 15th day of  
February, 1989.

APPROVED:

Clara K. Williams Mayor  
David Pettway Chairperson

Allen Fox  
Vice Chairperson

ATTEST:

Deborah Owens  
City Clerk

Donald Pettway

Council Members

1st Reading

Motioned By:	<u>D. Pettway</u>
Seconded By:	<u>J. Goode</u>
P. Owens:	<u>aye</u>
A. Fox:	<u>aye</u>
D. Orange:	<u>aye</u>
D. Pettway:	<u>aye</u>
J. Goode:	<u>aye</u>

2nd Reading

<u>D. Pettway</u>
<u>A. Fox</u>
<u>aye</u>
<u>aye</u>
<u>excused</u>
<u>aye</u>
<u>absent</u>

APPROVED AS TO FORM AND LEGALITY  
FOR THE CITY CLERK

Deborah Owens  
City Clerk

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 ORDINANCES OF RIVIERA BEACH, FLORIDA, RELATING TO RATES OF PAY AND SALARY SCHEDULE BY INCREASING THE SALARY OF GENERAL EMPLOYEES REPRESENTED BY THE INTERNATIONAL BROTHERHOOD OF FIREMEN & OILERS COLLECTIVE BARGAINING AGREEMENT; PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Section 2-100 of Chapter 2, Article VI, Division 3, of the Code of Ordinances of Riviera Beach, relating to rates of pay and salary schedule be amended by increasing the salary of certain general employees represented by the International Brotherhood of Firemen and Oilers Collective Bargaining Agreement as follows:

(A) For the 1988-89 contract year, the Employer will adjust the the individual employee's 1987/88 wages by three percent (3%), effective October 1, 1988. The merit pay system will be postponed for the 1988/89 fiscal year.

(B) For the 1989/90 contract year, the Employer will adjust the individual employee's wages by four percent (4%), effective October 1, 1989. Employees who receive a satisfactory or better evaluation will receive an additional five percent (5%) wage adjustment.

(C) For the 1990/91 contract year, the Employer will adjust the individual employee's wages by four percent (4%), effective October 1, 1990. Employees who receive a satisfactory or better evaluation will receive an additional five percent (5%) wage adjustment.

(D) In order for employees to receive the five percent (5%) wage adjustment, they must fall within the established salary range for their position. The five percent (5%) will be given on the anniversary date of the employee.

SECTION 2. This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED AND APPROVED on first reading the 15th day of  
February \_\_\_\_\_, 1989.

PASSED AND ADOPTED second and final reading this 8th day of March, 1989.

APPROVED:

*William K. Williams*  
\_\_\_\_\_  
Mayor

~~Ray D. Hill~~  
*Ray D. Hill*  
\_\_\_\_\_  
Chairperson

*Aileen Fox*  
\_\_\_\_\_  
Vice Chairperson

ATTEST:

*Doreen G. Owens*  
\_\_\_\_\_  
City Clerk

*Donald Pettway*  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Council Members

1st Reading	
Motioned By:	D. Pettway
Seconded By:	D. Orange
P. Owens:	aye
A. Fox:	aye
D. Orange:	aye
D. Pettway:	aye
J. Goode:	aye

2nd Reading	
D. Pettway	_____
A. Fox	_____
aye	_____
aye	_____
excused	_____
aye	_____
absent	_____

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 ORDINANCES OF RIVIERA BEACH, FLORIDA, RELATING TO RATES OF PAY AND SALARY SCHEDULE BY INCREASING THE SALARY OF SUPERVISORY AND CONFIDENTIAL EMPLOYEES; PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Section 2-100 of Chapter 2, Article VI, Division 3, of the Code of Ordinances of Riviera Beach, relating to rates of pay and salary schedule be amended by increasing the salary of Supervisory and Confidential employees as follows:

(A) For the 1988-89 fiscal year, the Employer will adjust the the individual employee's 1987/88 wages by three percent (3%), effective October 1, 1988. The merit pay system will be postponed for the 1988/89 fiscal year.

(B) For the 1989/90 fiscal year, the Employer will adjust the individual employee's wages by four percent (4%), effective October 1, 1989. Employees who receive a satisfactory or better evaluation will receive an additional five percent (5%) wage adjustment.

(C) For the 1990/91 fiscal year, the Employer will adjust the individual employee's wages by four percent (4%), effective October 1, 1990. Employees who receive a satisfactory or better evaluation will receive an additional five percent (5%) wage adjustment.

(D) In order for employees to receive the five percent (5%) wage adjustment, they must fall within the established salary range for their position. The five percent (5%) will be given on the anniversary date of the employee.

SECTION 2. This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED AND APPROVED on first reading the 15th day of  
February, 1989.

PASSED AND ADOPTED second and final reading this 8th  
day of March, 1989.

APPROVED:

Clara K. Williams  
Mayor

[Signature]  
Chairperson

Allen F.  
Vice Chairperson

ATTEST:

[Signature]  
City Clerk

Donald Pettway

Council Members

1st Reading  
Motioned By: J. Goode  
Seconded By: D. Pettway  
P. Owens: aye  
A. Fox: aye  
D. Orange: aye  
D. Pettway: aye  
J. Goode: aye

2nd Reading  
D. Pettway  
A. Fox  
aye  
aye  
aye  
aye  
aye

[Signature] 1989

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 ORDINANCES OF RIVIERA BEACH, FLORIDA, RELATING TO RATES OF PAY AND SALARY SCHEDULE BY INCREASING THE SALARY OF ADMINISTRATIVE PERSONNEL; PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Section 2-100 of Chapter 2, Article Division 3, of the Code of Ordinances of Riviera Beach, relating to rates of pay and salary schedule be amended by increasing the salary of Administrative Personnel as follows:

For the 1988-89 fiscal year, the Employer will adjust the the individual employee's 1987/88 wages by three percent (3%), effective October 1, 1988. The merit pay system will be postponed for the 1988/89 fiscal year.

SECTION 2. This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED AND APPROVED on first reading the 15th day of February, 1989.

PASSED AND ADOPTED second and final reading this 8th day of March, 1989.

APPROVED AS TO FORM AND LEGALITY FOR THE USE AND RELIANCE OF THE CITY OF RIVIERA BEACH, FLORIDA ONLY

*[Signature]* 1989

APPROVED:

*[Signature]*  
Mayor

*[Signature]*  
Chairperson

*[Signature]*  
Vice Chairperson

ATTEST:

*[Signature]*  
City Clerk

*[Signature]*

Council Members

1st Reading	
Motioned By:	<u>D. Pettway</u>
Seconded By:	<u>J. Goode</u>
P. Owens:	<u>aye</u>
A. Fox:	<u>aye</u>
D. Orange:	<u>aye</u>
D. Pettway:	<u>aye</u>
J. Goode:	<u>aye</u>

2nd Reading	
D. Pettway	<u>                    </u>
A. Fox	<u>                    </u>
aye	<u>                    </u>
aye	<u>                    </u>
excused	<u>                    </u>
aye	<u>                    </u>
absent	<u>                    </u>

ORDINANCE NO. 2427

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, VACATING AND ABANDONING A STREET NAMED SEABIRD WAY IN CONGRESS PARK SUBDIVISION MORE PARTICULARLY DESCRIBED AS FOLLOWS: A PORTION OF ROAD RIGHT OF WAY OF VARYING WIDTH KNOWN AS SEABIRD WAY LYING WITHIN THE PLAT OF CONGRESS PARK AS RECORDED IN PLAT BOOK 52, PAGES 197 AND 198, PALM BEACH COUNTY, FLORIDA, SAID ROAD IS LYING EAST OF THE EAST RIGHT OF WAY LINE OF CONGRESS AVENUE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the owners of Congress Park and the United States Postal Service request the road right-of way be abandoned to facilitate a proposed post office complex; and

WHEREAS, the City of Riviera Beach, Florida, has no further interest in this particular property for street purposes and such street is not needed for necessary public purposes; and

WHEREAS, the City Council deems, it fair and equitable and to be the best interest of all parties concerned that this said street, which is the subject matter of this ordinance, should be abandoned and vacated as a public street;

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

SECTION 1: That the portion of Seabird Way more particularly described hereinafter be and the same is vacated, closed and abandoned and the City of Riviera Beach hereby relinquishes all of its claim and right, title and interest in and to said property for public street purposes. Said segment is more particularly described as follows:

A portion of road right of way of varying width known as Seabird Way lying within the plat of Congress Park as recorded in Plat Book 52, pages 197 & 198, Palm Beach County, Florida, said road is lying east of the right of way line of Congress Avenue.

SECTION 2: If this Ordinance is passed after the public hearing, it shall be effective upon the sale of the parcel of property for use as a post office facility. This Ordinance shall not be codified.

PASSED AND APPROVED on the first reading this 15th day of February, 1989.

PASSED AND ADOPTED on the second and final reading this 8th day of March, 1989.

APPROVED:

[Signature]  
MAYOR

[Signature]  
CHAIRMAN

(MUNICIPAL SEAL)

[Signature]  
CHAIRMAN PRO TEM

[Signature]

[Signature]  
CITY CLERK

COUNCILMEMBERS

1st Reading

2nd and Final Reading

Motioned By: Orange, D.  
Seconded By: Fox, A.

D. Pettway  
A. Fox

P. Owens Aye  
A. Fox Aye  
D. Orange Aye  
D. Pettway Aye  
J. Goode Aye

aye  
aye  
excused  
aye  
absent

TCP:jb  
1/18/89  
2/17/89/dm

CERTIFICATE OF SERVICE

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.

Gwendolyn E. Davis, City Clerk

[Signature]  
2-23-89

ORDINANCE NO. 2428

APPROVED ON FIRST READING, DID NOT COME BACK ON SECOND AND FINAL READING.

ORDINANCE NO. 2429

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING DIVISION 4, GENERAL PENSION PLAN, BY AMENDING SUBPARAGRAPH 2-120.2(1)(B) AND THEREBY REQUIRING WAIVERS; ADDING A NEW SUBSECTION 2-120.2(4) SPECIFYING APPLICATION PROCEDURES; ADDING A NEW SUBSECTION 2-120.2(5) SPECIFYING REVIEW PROCEDURES; AMENDING SUBPARAGARPHS 3(A) AND 3(B) OF SECTION 2-120.4; AND AMENDING SUBPARAGRAPH 2-120.9(1) AND THEREBY PROVIDING A BOARD PHYSICIAN; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, AS FOLLOWS:

WHEREAS, Section 2-120.10 of the Riviera Beach Code authorizes the City Council to amend the General Pension Plan; and,

WHEREAS, the City Council finds that the amendments recommended by the board herein, will better provide for the administration of the general pension plan;

NOW THEREFORE, be it ordained by the City Council of the City of Riviera Beach, Florida:

SECTION ONE.

Subparagraph 2-120.2(1)(b) Code of Ordinances is hereby amended to read as follows;

"(b) Any future employee must become a member upon the completion of six (6) months of continuous service.

(1) Any employee must submit to an employment physical examination by the city physician before such employee may be accepted as a member of the retirement plan, and;

(2) Upon commencement of active membership in the retirement plan, a member with a specific disability at the time of employment by the city shall waive in writing any right to a service-incurred and non-service incurred disability retirement allowance based on the member's pre-employment disability or any aggravations thereof. A member with a pre-employment disability shall be eligible for a service-incurred or non-service incurred disability retirement allowance only if it can be shown that such member would have been entitled to a service-incurred or non-service incurred disability retirement allowance notwithstanding the pre-employment disability."

SECTION TWO.

A new Subsection (4) to Section 2-120.2, of the City Code is HEREBY ADDED to read as follows:

"(4). Application procedures.

- (a) Any member seeking benefits pursuant to any provision of this chapter shall make a written request for said benefits upon an application form which shall be supplied by the personnel director. Said form shall be filed with the personnel director and will be considered a formal request to the board for pension benefits.
- (b) Upon receipt of the request for pension, the pension secretary shall:
- (1) In those cases where the applicant has applied for any retirement benefits other than a disability pension, place the request for benefits on the agenda of the next scheduled meeting of the board of trustees, which shall not be more than forty-five (45) days after the receipt of the application.
- (2) In those cases where the applicant has applied for pension benefits pursuant to section 2-120.4(3)(a) (service-incurred disability) or section 2-120.4(3)(b) (nonservice-incurred disability) submit the complete application to the board for its review at its next scheduled meeting which shall be not more than forty-five (45) days after receipt of the completed application. A complete application for disability pension shall include a certificate signed by a medical doctor stating the the applicant has been personally examined by the doctor and found mentally or physically totally and permanently disabled in the further performance of the member's work duties in the employ of the city. The certificate shall be provided on a form to be supplied by the personnel director. All Costs in completing the application, including medical fees shall be paid by the applicant.

Upon its review of the completed application, the board shall either approve the application, deny the application specifically stating the reasons therefor, or set up an appointment for the applicant with a doctor appointed and paid by the administrative board. The board shall obtain any and all information including, but not limited to, medical reports which the board deems necessary in order to assist the board in arriving at its decision. The applicant shall execute any and all documents necessary to assist the board in obtaining this information, including but to limited to, medical release forms. Upon receipt of the report from the board-appointed doctor and all requested information including medical reports, the board shall either approve the application, or deny the application specifically stating the reasons for denials; or

- (3) Give the applicant seven (7) days notice of said meeting by sending a letter to the applicant at the address listed on his application.

- (c) The board shall consider the request for pension benefits at the meeting and shall receive all materials that are relevant to the application. At that meeting, the board shall do one of the following:
  - (1) Grant the requested benefits.
  - (2) Deny the benefits and inform the city attorney's office of the reasons for the denial. With five (5) days, the city attorney or one of his assistants shall then prepare a proposed order of denial specifically stating the reasons for the denial of said benefits.
- (d) The proposed order shall be sent to the pension secretary, who will send a copy of said proposed order by certified mail to the applicant at the address listed on his application form."

**SECTION THREE.**

A new Subsection (5) to Section 2-120.2, of the Code is HEREBY ADDED to read as follows:

"(5). Review procedures.

- (a) The applicant for benefits under this chapter may, within twenty (20) days after being informed of the denial of his request for pension benefits, appeal said denial by filing a reply to the proposed order with the pension's secretary. If no appeal is filed within the time period, then the proposed order shall be final.
- (b) The board shall hold a hearing within forty-five (45) days of the receipt of the appeal. Written notice of said hearing shall be sent by certified mail to the applicant at the address listed on his application at least ten (10) days prior to the hearing.
- (c) The procedures at the hearing shall be as follows:
  - (1) All parties shall have an opportunity to respond, to present physical and testimonial evidence and argument on all issues involved, to conduct cross-examination, to submit rebuttal evidence, and to be represented by counsel. Medical reports and depositions may be accepted in lieu of live testimony at the board's discretion.
  - (2) All witnesses will be sworn by the pension secretary.
  - (3) The applicant and the board shall have an opportunity to question all witnesses.
  - (4) Formal rules of evidence and formal rules of civil procedure shall not apply. The proceedings shall comply with the essential requirements of due process and law.

- (5) The record in a case governed by this subsection shall consist only of:
- a. A tape recording of the hearing, to be taped and maintained as part of the official files of the board by the pension secretary.
  - b. Evidence received and considered, or proffered.
  - c. All notices, pleadings, motions, and intermediate ruling.
  - d. Any decisions, opinions, proposed or recommended orders, or reports by the board of trustees.
- (d) The board shall have the right to continue the hearing for good cause.
- (e) At the conclusion of the hearing, the board shall take one of the following actions:
1. Grant the pension benefits by overturning the proposed order by majority vote.
  2. Deny the benefits and approve the proposed order as a final order after making any necessary modifications the board feel are necessary, if any.
- (f) Findings of fact by the board shall be based on competent, substantial evidence based on the record as a whole.
- (g) Within twenty (20) calendar days after rendering its order, the board of trustees shall send by certified mail a copy of said order to the applicant.
- (h) The applicant may seek review of the order of the board of trustees by filing a petition for writ of certiorari with Circuit Court within thirty (30) days."

**SECTION FOUR.**

Paragraphs (3)(a) and (3)(b) to Section 2-120.4 of the Code are HEREBY AMENDED to read as follows:

- "(a) Service incurred. Any member who receives a service incurred injury, disease or disability as determined by the board, pursuant to subsection 2-120.2(4) or subsection 2-120.2(5), shall receive in equal monthly installments an amount equal to sixty-six and two-thirds (66-2/3) per cent of earnings in effect at date of disability, less any amount equal to any social security (PIA) benefit payable and less any workmen's compensation payable and less any disability benefit payable under any other program funded by the City which provides disability or salary continuation by reason of accident or disability. In the event of recovery prior to the normal retirement date, credit for service during the period of disability

shall be granted for purposes of subsequent retirement benefits.

- (b) Non-service incurred. Any member who receives a non-service incurred injury, illness, disease or disability, as determined by the board in subsection 2-120.2(4) or subsection 2-120.2(5) shall receive in equal monthly installments an amount equal to a maximum of forty-five (45) per cent of his earnings at such time, less an amount equal to any social security benefit payable and less any amount payable under any other program of salary continuation or disability benefits maintained by the city. Such benefit shall be payable until normal retirement age at which time such member shall be paid an amount based upon the formula specified in subsection (1)(a) of this section 2-120.4 and based upon his accrued service and salary to date of disability. The benefit shall commence after sixty (60) work days subsequent to the date of disability and shall be payable for life only and cease upon the death of such disabled member."

SECTION FIVE.

Paragraph (1) of Section 2-120.9 of the code is HEREBY AMENDED to read as follows:

- "(1) Board Physician. The board shall retain a physician to assist the board in the performance of its administrative duties. The physician shall conduct or otherwise provide for any medical examination required under the provision of this division and may refer any examinee to a specialist or specialists following any medical examination required by this division and after taking into consideration the reports of specialists, if any, and other relevant information, the physician shall submit written conclusion and recommendations regarding the examinee to the board."

SECTION SIX.

This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED and APPROVED on first reading this 1st day of March \_\_\_\_\_, 1988.89

PASSED and ADOPTED on second and final reading this 15th day of March \_\_\_\_\_, 198889

APPROVED:

[Signature]  
MAYOR

[Signature]  
CHAIRMAN

[Signature]  
CHAIRMAN PRO TEM

[Signature]  
COUNCILMEMBERS

(MUNICIPAL SEAL)

[Signature]  
CITY CLERK

COUNCILMEMBERS

1st Reading

2nd & Final Reading

Motioned By: A. Fox  
Seconded By: D. Orange

D. Orange  
A. Fox

P. Owens aye  
A. Fox aye  
D. Orange aye  
D. Pettway aye  
J. Goode aye

aye  
aye  
aye  
aye  
aye

TCP/jb  
7/1/88  
10/25/88

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.

[Signature]  
Gwendolyn E. Davis, City Clerk

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 ORDINANCES OF RIVIERA BEACH, FLORIDA RELATING TO RATES OF PAY AND SALARY SCHEDULE BY CREATING THE CLASSIFIED POSITION OF SECRETARY II, UNDER CLASS TITLE: DEPARTMENT OF COMMUNITY DEVELOPMENT & ENVIRONMENTAL CONTROL.

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

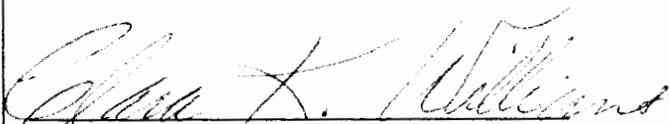
SECTION 1. That Chapter 2, Article VI, Division 3 of the Code of Ordinances of Riviera Beach, relating to rates of pay and salary schedule be amended by creating and adding thereto the classified position of Secretary II under Class Title: Department of Community Development & Environmental Control.

SECTION 2. This Ordinance shall take effect upon its final passage and adoption by the City Council and shall not be codified.

PASSED AND APPROVED on first reading this 1st day of March, 1989.

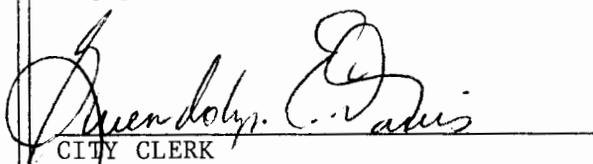
PASSED AND ADOPTED on second and final reading this 15th day of March, 1989.

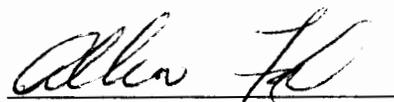
APPROVED:

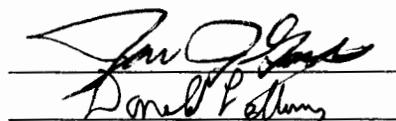
  
MAYOR

  
CHAIRMAN

ATTEST:

  
CITY CLERK

  
CHAIRMAN PRO TEM

  
\_\_\_\_\_

1st Reading

2nd and Final Reading

Motioned By: J. Goode  
Seconded By: A. Fox

D. Orange  
A. Fox

P. Owens: aye  
A. Fox: aye  
D. Orange: aye  
D. Pettway: aye  
J. Goode: aye

aye  
aye  
aye  
aye

ORDINANCE NO. 2431

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE DIRECTOR OF FINANCE TO INCREASE THE BUDGET FOR THE UNITED WAY EMERGENCY FOOD AND SHELTER GRANT BY \$5,000.

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

Section 1: That the Director of Finance is hereby authorized to increase the United Way Emergency Food and Shelter Grant by \$5,000 as follows:

REVENUE

117366903 . . . . . United Way Grant . . . . \$5,000

EXPENDITURES

117161856908302 . . . . . Rental Subsidy . . . . \$5,000

Section 2: This Ordinance shall be effective upon final passage and shall not be codified.

PASSED and ADOPTED this First Reading this 15th day of March, 1989.

PASSED and ADOPTED this Final Reading this 5th day of April, 1989.

APPROVED:

*Clay K. Williams*  
MAYOR

*[Signature]*  
CHAIRMAN

ATTEST:

*[Signature]*  
CITY CLERK

*[Signature]*  
CHAIRMAN PRO-TEM

MOTIONED BY D. Orange

SECONDED BY J. Goode

- D. Orange      aye
- A. Fox          aye
- D. Pettway     aye
- P. Owens III   aye
- J. Goode        aye

*[Signature]*  
*[Signature]*

COUNCIL

REQUIRED FOR LEGAL SUFFICIENCY  
7.C.12  
CITY CLERK  
CITY OF RIVIERA BEACH  
DATE: 3-9-89

ORDINANCE NO. 2432

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REPEALING A LOCAL AMENDMENT TO SECTION 106.3 OF THE STANDARD PLUMBING CODE ESTABLISHING PERMIT FEES; ALSO REPEALING A LOCAL AMENDMENT TO THE SECTION 80-6 OF THE STANDARD ELECTRICAL CODE ESTABLISHING PERMIT FEES; ALSO REPEALING LOCAL AMENDMENT TO SECTION 106.3 OF THE STANDARD MECHANICAL CODE ESTABLISHING PERMIT FEES; ALSO AMENDING SECTION 103.7.4.1 OF THE CITY CODE AND THEREBY INCREASING AND CONSOLIDATING CERTAIN BUILDING PERMIT AND OTHER PERMIT FEES; PROVIDING AN EFFECTIVE DATE.

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

SECTION ONE.

That Subsection 106.3 of the Local Amendment to the Standard Plumbing Code consisting of subparagraphs (a) through (o), inclusive, now codified at pages 222.1 through 222.3, and being a part of Section 15-1.1 of the City Code, IS DELETED ENTIRELY AND AMENDED TO READ AS FOLLOWS:

"106.3. Schedule of permit fees. Refer to Section 103.7.4.1 of the City Code for established fees."

SECTION TWO.

That Subsection 80-6(c) of the Local Amendment of the Standard Electrical Code consisting of subparagraphs 80-6(c) (1) through (3) I to VIII, inclusive, now codified at pages 125 through 126.4, and being a part of Section 8-1.1 of the City Code IS HEREBY DELETED ENTIRELY AND AMENDED TO READ AS FOLLOWS:

"80-6(c). Schedule of permit fees. Refer to Section 103.7.4.1 of the City Code for established fees."

SECTION THREE.

That Subsection 106.3 of the Local Amendment to the Standard Mechanical Code, consisting of five (5) unnumbered subparagraphs, being part of Section 11A-2 of the City Code, at pages 189 and 190, IS HEREBY DELETED AND AMENDED TO READ AS FOLLOWS:

"106.3. Schedule of permit fees. Refer to Section 103.7.4.1 of the City Code for established fees."

SECTION FOUR.

That Section 103.7.4.1 of the Code of Ordinances IS  
HEREBY AMENDED TO READ AS FOLLOWS:

"Section 103.7.4.1. Schedule of permit fees. Permit fees shall be based on the estimated value and multiplied by the following percentage rates. Primary or master permits will include one cost of all sub-permits provided the necessary information is completely detailed on the plans and the cost of such improvements is included in the estimated value. (Reference: Current Building Valuation Data as listed in the Southern Building Code Publication, Quarterly.)

2%--\$ 0.00 - \$0,010,000.00 PLUS  
1%--\$ 10,001.00 - \$ 100,000.00 PLUS  
.5%--\$ 100,001.00 - \$ 500,000.00 PLUS  
.25%--\$ 500,001.00 - \$1,000,000.00 PLUS  
.125%--\$1,000,001.00 - AND UP

The minimum permit fee shall not be less than \$20.00

Moving Building - \$100.00  
Residential Driveways, Approaches & Sidewalks - \$20.00  
Building Demolition - \$100.00  
Construction Trailers - \$25.00  
Notary - \$1.00  
Copies - \$ .15¢ per page  
Microfilm - \$1.00  
Building Board of Adjustment - \$100.00

City agents assigned as resident inspectors for threshold buildings - \$20.00 per hour.  
For residential projects - \$16.00 per hour

The estimated value shall include the total cost of construction. If in the opinion of the building official, the valuation is underestimated on the application, the permit shall be denied, unless the applicant can provide a detailed cost estimate which meets the approval of the building official."

SECTION FIVE.

This Ordinance shall be effective upon final passage and shall be codified.

PASSED and ADOPTED on first reading this 15th day of March, 1989.

PASSED and APPROVED on second and final reading this 5th day of April, 1989.

APPROVED:

Clara K. Williams  
MAYOR

[Signature]  
CHAIRMAN

[Signature]  
CHAIRMAN PRO TEM

[MUNICIPAL SEAL]

[Signature]

ATTEST:

[Signature]  
CITY CLERK

[Signature]

\_\_\_\_\_  
COUNCILMEMBERS

1st Reading

2nd & Final Reading

MOTIONED BY: D. Orange  
SECONDED BY: A. Fox

D. Pettway  
J. Goode

P. Owens      aye  
A. Fox          aye  
J. Goode       aye  
D. Orange     aye  
D. Pettway    aye

aye  
aye  
aye  
aye  
aye

/TCP  
3-1-89

[Signature]  
3-1-89

ORDINANCE NO. 2433

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING PETITIONS FOR VOLUNTARY ANNEXATION OF CERTAIN PARCELS OF LAND IN THE UNINCORPORATED AREA OF PALM BEACH COUNTY, FLORIDA, CONTIGUOUS TO THE PRESENT BOUNDARIES OF THE CITY OF RIVIERA BEACH, PROVIDING FOR REDEFINING OF THE MUNICIPAL BOUNDARIES TO INCLUDE SAID PARCELS, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE THEREOF, AND FOR OTHER PURPOSES IN ACCORDANCE WITH CHAPTER 171, SECTION 171.044 FLORIDA STATUTES 1985.

WHEREAS, in June 1970, the Legislature of the State of Florida by House Bill No. 5236 designated "Greater Riviera Beach Area" and specified that the City of Riviera Beach may annex the "Greater Riviera Beach Area" or any part thereof at any time in any manner then allowed by the constitution and general laws of the State of Florida; and as provided by the City Charter; provided however, that any area thus annexed must be adjacent to and contiguous to the existing limits of the City of Riviera Beach, and

WHEREAS, in July 1972, Area Planning Board of Palm Beach County acting as agent for the Florida Department of Pollution Control designated City of Riviera Beach as the sole agent to provide water distribution and sewage collection and or treatment in Greater Riviera Beach Area (also known as Reserve Annexation Area), and

WHEREAS, Petitions and Affidavits for Voluntary Annexation have been submitted by owners of property adjacent to the City of Riviera in the Reserve Annexation Area. Copies of said Petitions and Affidavits for Voluntary Annexations are

attached hereto and made a part of this Ordinance, as filed for the following:

PETITION #1

PETITIONER: Dyer Associates, Inc.  
Property Control # - 00 - 42 - 42 - 36 - 00 - 000 - 3140

PETITION #2

PETITIONER: Clyde Roberts  
Property Control # : 00 - 42 - 43 - 01 - 00 - 000 - 1041

WHEREAS, the City Council of the City of Riviera Beach, Florida has examined the attached petitions and finds the following to be true:

- (a) The petitioners are owners of the properties described therein.
- (b) The petitions bear the notarized signatures of the owners of the properties proposed to be annexed.
- (c) The properties proposed to be annexed are in the unincorporated area of Palm Beach County, contiguous to the present boundaries of the City of Riviera Beach, Florida.
- (d) No parts of the properties proposed to be annexed are included within the boundary of another incorporated municipality.
- (e) The City has the capability to provide municipal services, e.g.; fire and police protection, water and sewer services, garbage and trash collection to the subject parcels at the same level of services as such services are provided within the rest of the municipality.
- (f) This ordinance is being initiated by the City of Riviera Beach, Florida, under Section 171.044 Voluntary Annexation, F.S. 1985.

WHEREAS, the City of Riviera Beach has agreed to furnish the municipal utilities, e.g. water and sewer to subject properties for development purposes upon receipt of their respective Voluntary Petitions for Annexation; and subject to conditions set forth in the petitions.

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

SECTION 1. Pursuant to Chapter 171, Section 171.044 Voluntary Annexation, Florida Statutes, 1979, City of Riviera Beach, Florida, hereby declares its intent and desire to extend its municipal boundaries to include the above described properties after the approval of this Ordinance on second and final reading.

SECTION 2. This Ordinance shall be read by Title on first reading, and shall be published in its entirety once a week for four (4) consecutive weeks in a newspaper of general circulation in Palm Beach County, Florida. Thereupon after second reading by Title only, this Ordinance shall become effective immediately upon passage and adoption, and the annexation shall become effective ten (10) days after date of adoption.

SECTION 3. Within Thirty (30) days after final passage and publication, a certified copy of this Ordinance shall be filed by the City Clerk with the Secretary of State of the State of Florida as a revision of its Charter, the Clerk of the Circuit Court, Palm Beach County and other agencies as required by law.

SECTION 4. All this Ordinance shall not be codified.

SECTION 5. Should any part of provision of this Ordinance be declared by a court of competent jurisdiction

to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof than the part declared to be invalid.

SECTION 6. All Ordinances of the City of Riviera Beach, Florida, shall apply to the property proposed to be annexed when the annexation is final.

SECTION 7. The City Clerk is hereby directed to update City's Land Use and Zoning Maps to include above named parcels within the municipal boundaries.

SECTION 8. Upon annexation, the City shall assign the herein referenced Land Use and Zoning designations to said parcels, in accordance with procedures of Chapter 163, Florida Statutes.

SECTION 9. The corporate limits of the City of Riviera Beach are hereby redefined to include subject Petitions as follows:

"Beginning at the Northwest corner of Section 29, Range 43 East, Township 42 South, of the Tallahassee Meridian, Palm Beach County, Florida; thence Easterly along the North lines of said Section 29, Section 28, and Section 27, of said Township and range, to the point of intersection with the centerline of the Intracoastal Waterway, thence northerly along said centerline to the point of intersection with a line parallel to and 1,294.00 feet South of the North line of Section 22, of said Township and Range; thence Easterly along said parallel line to a point in the Westerly boundary of the submerged land area conveyed by the trustees of the Internal Improvement Trust Fund of the State of Florida, to the Lake Worth Realty Company, (a Florida Corporation by the Trustee's Deed No. 17146, recorded in deed Book 205, Page 82, Public Records of Palm Beach County, Florida); thence Northerly along said Westerly boundary to the point of intersection with a line parallel to and 8,000.00 feet South of, the North line of Section 10, of said Township and Range; thence Easterly along said parallel

line to the Westerly edge of Gulfstream or a distance of three geographical miles, whichever is the greater distance to the common boundary of the State of Florida and that of Palm Beach County; thence Southerly along the edge of the Gulfstream or along a line three geographical miles from the Atlantic Coast Line as described in The Constitution of the State of Florida (as revised in 1968 and subsequently amended by Article III, Section 1, Paragraph (a) to a point in the Easterly extension of a line parallel and 998.96 feet South of the South line a tract of land in Palm Beach County known as Replat Yacht Harbor, (as is recorded in Plat Book 23, Page 57, of the Public Records of Palm Beach County, Florida); thence Westerly along said parallel line to the point of intersection with the centerline of the channel of the Intracoastal Waterway, as now established; thence Southwesterly and Southerly along said centerline of channel to the South line of Township 42 South, Range 43 East; thence Westerly along said South line of Township 42 South to the Southeast corner of Section 31, of said Township and Range; thence Northerly along the East line of said Section 31, to the South Right-of-Way line of State Road 710; thence Westerly along the South line of State Road 710 to its point of intersection with the proposed centerline of Congress Avenue Right-of-Way; thence Southerly along said centerline to its point of intersection with the South Right-of-Way line of the Seaboard Coast Line Railroad Right-of-Way as now established; thence Southeasterly along said Right-of-Way line to its point of intersection with the South line of said Section 31, Township 42 South, Range 43 East; thence Westerly along said South line of Section 31, to the Southeast corner of Section 36, Township 42 South, Range 42 East; thence continuing Westerly along said South line of Section 36, 2610.00 feet ~~to~~ to its point of intersection with the East Right-of-Way line of Military Trail; thence Northerly along said Right-of-Way line 664.88 feet to the point of intersection with a line parallel with and 664.88 feet North, measured at right angles, of the South line of Section 36; thence Easterly along a line parallel to and 230 feet North of the Northerly most Right-of-Way line of North Palm Beach Water Control District Canal a distance of

1305.84 feet to a point 1304.29 feet West of the East line of Section 36, Township 42 South, Range 42 East; thence Northerly along a line parallel with the East line of said Section 36 a distance of 330.00 feet to a point; thence Westerly to the Westerly Right-of-Way line of Military Trail (State Road 809) thence Southerly along the Westerly Right-of-Way line of Military Trail, to the intersection with the westerly extension of the south right of way of Upthegrove Lane; thence easterly along said right of way line a distance of 707.58 feet; thence southerly a distance of 306.91 feet; thence westerly to the point of intersection with the west right of way of Military Trail, thence southerly along said right of way line to a point 1,336.23 feet South of the south section line of section 36, said line having a bearing of North  $03^{\circ}41'15''$  East; thence North  $87^{\circ}46'43''$  West 880.55 feet; thence North  $51^{\circ}46'38''$  East 677.08 feet; thence North  $38^{\circ}13'22''$  West 108.88 feet; thence North  $51^{\circ}46'38''$  East 85.46 feet; thence along a curve of 110 feet radius 96.60 feet; thence North  $01^{\circ}27'35''$  East a distance of 385.46 feet; thence along a curve of 85 feet radius 108.14 feet; thence North  $01^{\circ}27'35''$  East 203.71 feet to the South section line of section 36; thence Westerly along said South line of section 36, to the Southwest corner of section 36, Township 42 South, Range 42 East, and the East Right-of-Way line of Haverhill Road, thence Northerly along the West line of said Section 36, 2583.36 feet to a point 52.50 feet South of the East-West Center section line of said Section 36; thence Easterly along a line parallel to and 52.50 feet South of the East-West Center section line of said Section 36; 2690.00 feet to the East Right-of-Way line of Military Trail (State Road 809); thence Northerly along the east Right-of-Way line of Military Trail 52.50 feet to the East-West Center Section 36; thence Easterly along said East-West Center Section line also the South Right-of-Way line of East Palm Beach Canal a distance of 10.00 feet to a point designated as a Point of Beginning as shown on Flat 1 WESTROADS BUSINESS and INDUSTRIAL PARK (and recorded in Plat Book 29, Page 137, Public Records of Palm Beach County); thence North  $02^{\circ}20'11''$  East along the East Right-of-Way line of Military Trail, 270.09 feet to a point of curvature; thence Northeasterly along a 25 foot radius curve an arc distance of 39.18 feet to a point of tangency in the South Right-of-way line of Westroads Drive; thence South  $87^{\circ}42'$

34" East along said South Right-of-Way line of Westroads Drive 355.09 feet to a point in the South Right-of-Way line of said East Palm Beach Canal and in said East-West Center Section line; thence South 87° 52' 34" East along said canal Right-of-Way line and Center Section line 580.01 feet to a point designated as a Point of beginning as shown in Plat No. 2 WESTROADS BUSINESS and INDUSTRIAL PARK (and recorded in Plat Book 29, Page 193, Public Records of Palm Beach County); thence North 02° 20' 11" East along the West Boundary line of Tract "B" of said Plat No. 2 a distance of 345.00 feet to a point in the North Right-of-Way line of Westroads Drive; thence South 87° 52' 34" East along the North Right-of-Way of Westroads Drive, a distance of 38.00 feet to a point; thence North 02° 20' 11" East a distance of 460.00 feet to a point in the Westerly Plat line of Plat No. 3 WESTROADS BUSINESS and INDUSTRIAL PARK (and recorded in Plat Book 30, Pages 145 and 146, Public Records of Palm Beach County); thence North 87° 52' 34" West 353.00 feet to a point on West Right-of-Way line of White Drive; thence South 02° 20' 11" West along said West Right-of-Way line a distance of 110.00 feet; thence North 87° 52' 34" West a distance of 265.00 feet; thence South 02° 20' 11" West a distance of 52.00 feet; thence North 87° 52' 34" West a distance of 390.00 feet to a point on the East Right-of-Way of Military Trail as laid out and now in use; thence North 02° 20' 11" East along East Right-of-Way of Military Trail, a distance of 1508.04 feet to a point; thence South 53° 14' 59" East a distance of 472.73 feet; thence North 02° 20' 11" East a distance of 111.92 feet to the point of intersection with the Right-of-Way line of Seaboard Coast Line Railroad; thence continue Northwesterly along said railroad Right-of-Way to the point of intersection with East Right-of-Way line of Military Trail; thence 02° 10' 17" along East Right-of-Way line of Military Trail to the point of intersection with North Right-of-Way of State Road 710; thence Northwesterly along said North Right-of-Way of State Road 710 to the point of intersection with Westerly Right-of-Way of Military Trail (State Road 809); thence North 02° 12' 40" West along said Right-of-Way a distance of 250 feet; thence South 60° 04' 05" West a distance of 230.50

feet to a point on North Right-of-Way line of State Road 710; thence Southerly and parallel with the West Right-of-Way line of Military Trail to the Southwesterly Right-of-Way line of Seaboard Coast Line Railroad; thence Southeasterly along said Right-of-Way having a bearing North  $53^{\circ} 41' 47''$  West 95.91 feet; thence Westerly  $88^{\circ} 06' 31''$  West 109.49 feet; thence South  $01^{\circ} 53' 30''$  West a distance of 73.05 feet; thence North  $88^{\circ} 06' 31''$  West a distance of 550.00 feet; thence South  $01^{\circ} 53' 30''$  West a distance of 321.17 feet; thence North  $88^{\circ} 30' 53''$  West a distance of 50.00 feet; thence North  $01^{\circ} 53' 30''$  East a distance of 300.00 feet; thence Westerly a distance of 240.00 feet; thence Southerly along the East Right-of-Way of Barbour Road 300.00 feet to the point of intersection with North Right-of-Way line of Dyer Boulevard; thence Easterly along said North Right-of-Way 34.05 feet; thence Southerly and parallel with the West Right-of-Way line of Military Trail a distance of 372.00 feet; thence Westerly a distance of 150.00 feet; thence Northerly a distance of 292.00 feet to a point on the South Right - of - Way line of Dyer Boulevard; thence westerly a distance of 190.00 feet, thence southerly a distance of 292.00 feet, thence westerly and parallel with the south right of way of line of Dyer Boulevard a distance of 298.00 feet; thence northerly and parallel with the west right of way line of Military Trail a distance of 372.00 feet to the North right of way line of Dyer Boulevard; thence Westerly along the north Right-of-Way of Dyer Boulevard to the point of intersection with the East Right-of-Way line of Haverhill Road as established and now in use; thence Northerly along the West section line of Section 36 to the Southwest corner of Section 25; thence Northerly along the West section line of Section 25 a distance of 898.30 feet; thence Westerly a distance of 150.00 feet; thence Northerly and parallel with the West section line of Section 25 to the point of intersection with the southeasterly Right-of-Way line of Seaboard Coast Line Railroad; thence Southeasterly to the point of intersection with the West section line of Section 25; thence Southerly along said section line a distance 481.74 feet; thence Easterly a distance of 390.68 feet; thence Northerly at an

angle of  $94^{\circ} 19' 38''$  with previous course a distance of 225.83 feet to the point of intersection with the Southeasterly Right-of-Way line of Seaboard Coast Line Railroad; thence Southeasterly along said railroad Right-of-Way line to the point of intersection with the Easterly line of Barbour Road; thence Southerly along said Right-of-Way line to a point 570.00 feet North of the North Right-of-Way line of Dyer Boulevard; thence Easterly and parallel with said Right-of-Way 240.00 feet; thence Northerly and parallel with the centerline of Military Trail to the point of intersection with the Northwesterly Right-of-Way line of Beeline Highway (S.R. 710); thence Northwesterly along said Right-of-Way to the point of intersection with the South Right-of-Way line of Blue Heron Boulevard; thence Easterly along said Right-of-Way a distance of 1456.48 feet; thence Southerly parallel with West Right-of-Way line of Military Trail a distance of 153.00 feet; thence Easterly parallel with South Right-of-Way line of Blue Heron Boulevard to the point of intersection with East Right-of-Way line of Military Trail; thence Northerly along said Right-of-Way a distance of 506.00 feet to a point on the East Right-of-Way of Military Trail; thence Easterly, parallel with and 200.00 feet north of North Right-of-Way of Blue Heron Boulevard a distance of 200.00 feet; thence Southerly and parallel with and 200.00 feet east of East Right-of-Way of Military Trail to the point of intersection with South Right-of-Way of Blue Heron Boulevard; thence South  $88^{\circ} 11' 59''$  East along the said Right-of-Way a distance of 275.01 feet; thence South  $02^{\circ} 10' 17''$  West a distance of 1509.60 feet to a point in the North Right-of-Way of State Road 710; thence South  $53^{\circ} 15' 51''$  East along said Right-of-Way line a distance of 321.80 feet; thence South  $2^{\circ} 10' 17''$  West parallel with East Right-of-Way of Military Trail to a point on the South Right-of-Way of Seaboard Coast Line Railroad; thence continue Southwesterly along East property line of Tract "E" of Westroads Business and Industrial Park to a point on a curve of 50 foot radius and being the North Right-of-Way line of White Drive; thence Westerly along said arc a distance of 140.08 feet; thence along the arc of 25 foot radius a distance of 21.03 feet to

the point of tangency; thence South  $02^{\circ} 20' 11''$  West along West Right-of-Way of White Drive a distance of 223.87 feet to a point; thence South  $87^{\circ} 52' 34''$  East a distance of 353.00 feet to a point on the West property line of Tract "F"; thence North  $02^{\circ} 20' 11''$  East along the West property line of Tract "F" a distance of 373.66 feet to a point designated as a permanent reference monument number 1686 on the Southwesterly Right-of-Way line of the Seaboard Coast Line Railroad as now established; thence Southeasterly along said Southwesterly Right-of-Way line 4914.13 feet  $\pm$  to the point of intersection with the Westerly Right-of-Way line of South Florida Water Management District Canal C-17; thence Northerly along said Westerly Right-of-Way line of Canal-17 a distance of 770.00 feet  $\pm$  to a point on the North Right-of-Way line of State Road 710 which is on a curve having a radius of 2159.03 feet and concave to the Northeast; thence proceeding Northwesterly on the arc of said curve a distance of 629.00 feet  $\pm$  to a point on the curve being the Southwest corner of a property (as Recorded in Official Record Book 2992 Page 562 Public Records of Palm Beach County); thence North  $01^{\circ} 56' 54''$  East a distance of 160.89 feet to a point on the Northwest corner of said property; thence South  $82^{\circ} 30' 24''$  East a distance of 494.00 feet  $\pm$  to a point on the East Right-of-Way line of Garden Road said point on a curve having a radius of 1950.08 feet and a central angle of  $12^{\circ} 21' 14''$ ; thence Northerly along arc of said curve to the point of tangency; thence  $02^{\circ} 33' 05''$  East on said Easterly Right-of-Way line a distance of 56.62 feet; thence North  $87^{\circ} 37' 23''$  West along the South line of said Northwest quarter (NW 1/4) 800.74 feet to Southeast corner of Parcel A-1 as shown on Adair and Brady, Inc., Drawing 599; thence  $2^{\circ} 22' 37''$  East along East line of the said Parcel perpendicular to the previous course 350.00 feet; thence North  $87^{\circ} 37' 23''$  West a distance of 400.00 feet to the intersection of the East Right-of-Way line of State Road 9; thence North  $19^{\circ} 20' 02''$  West along said Easterly Right-of-Way line of I-95, 187.57 feet to a point in the Southeasterly Right-of-Way line of a drainage canal; thence South  $70^{\circ} 39' 58''$  West along said Canal Right-of-Way line 50.00 feet to a point in said Easterly Right-of-Way

line of I-95; thence North 19° 29' 02" West along said Right-of-Way line of I-95 and West Right-of-Way line of said Canal 1015.15 feet; thence North 70° 39' 58" East along a line between said Plat No. 2 and Plat No. 1, Interstate Industrial Park (recorded in Plat Book 34, Page 158), a distance of 365.00 feet to a point in the Southwesterly Right-of-Way line of Interstate Park Road West; thence South 19° 20' 02" East along said Right-of-Way line a distance of 308.67 feet to a point in the extended Southerly Right-of-Way line of Interstate Park Way; thence south 87° 56' 50" East along said Right-of-Way line to a point on the South Right-of-Way of Interstate Park Way, said point being 301.87' from the West Right-of-Way of Garden Road; thence Northerly at right angle with previous course to the South Right-of-Way of Interstate Park Way North; thence Easterly along the said South Right-of-Way to the East Right-of-Way line of Garden Road; thence North 02° 37' 43" East along said Right-of-Way line a distance of 1460.28 feet to its point of intersection with the South line of Section 30, Township 42 South, Range 43 East, Palm Beach County, Florida; thence Westerly along said Section line to the point of intersection with the West Right-of-Way line of I-95 (State Road #9); thence Northwesterly along said Right-of-Way to a point 298.72 feet South of the centerline of Blue Heron Boulevard and the said point being on the West Right-of-Way of I-95; thence North 88° 11' 19" West a distance of 700.13 feet; thence North 01° 48' 41" West a distance of 400 feet to the North Right-of-Way line of Blue Heron Boulevard; thence Northerly parallel with East Section line a distance of 600 feet; thence Easterly a distance of 975.32 feet to a point on the West Right-of-Way line of State Road #9; thence continue Easterly to the East Right-of-Way of State Road #9 (I-95); thence Southeasterly along said East Right-of-Way to a point on the North Right-of-Way of Blue Heron Boulevard; thence Southerly a distance of 200.00 feet on the South Right-of-Way of Blue Heron Boulevard; thence Southwesterly to the point of intersection with East Right-of-Way line of I-95, thence continue along said East Right-of-Way line to a permanent reference monument as shown on Plat No. 1 of

Florida-Georgia; thence South  $87^{\circ} 40' 36''$  East along North property line of said Plat of Florida-Georgia a distance of 460.99 feet; thence North  $02^{\circ} 19' 42''$  East a distance of 200.00 feet to a point being on the South Right-of-Way line of Blue Heron Boulevard; thence along said Right-of-Way a distance of 625.00 feet; thence North  $02^{\circ} 19' 24''$  East a distance of 46 feet to a point; thence South  $87^{\circ} 40' 36''$  East a distance of 935.66 feet to its point of intersection with the West Right-of-Way line of South Florida Water Management District Canal C-17; thence Northerly along said Right-of-Way line a distance of 1158 feet to a point 2,739.84 feet South of the North line of Section 30, said Township and Range; thence North  $87^{\circ} 40' 36''$  West a distance of 398.42 feet to a point; thence South  $02^{\circ} 19' 24''$  West a distance of 135.00 feet to a point; thence  $87^{\circ} 40' 36''$  West a distance of 367.00 feet to a point; thence North  $02^{\circ} 19' 24''$  East a distance of 281.00 feet to a point; thence North  $87^{\circ} 40' 36''$  West a distance of 30 feet to a point; thence North  $02^{\circ} 19' 24''$  East a distance of 313.00 feet; thence North  $87^{\circ} 40' 36''$  West a distance of 340.0 feet to a point of East Right-of-Way line of Central Industrial Drive; thence Northerly along said East Right-of-Way a distance of 220.52 feet; thence South  $87^{\circ} 40' 36''$  East a distance of 1445.40 feet to the East Right-of-Way line of South Florida Water Management District Canal C-17; thence Southerly along said Easterly Right-of-Way line a distance of 567.41 feet to the East-West centerline of said Section 30, said Township and Range; thence Easterly along said East-West centerline a distance of 2000 feet  $\pm$  to a point 668 feet West of said Section 30; thence Northerly along a line parallel to and 668 feet West of the East line of said Section 30, a distance of 653.15 feet to a point; thence Easterly at a right angle to the preceding course a distance of 667.90 feet to the East line of Section 30; thence Northerly along said East line a distance of 1774.58 feet to the Northwest corner of Section 29, Range 43 East, Township 42 South, said point being the point of Beginning."

PASSED AND APPROVED on first reading this 15th day of March, 1989

PASSED AND ADOPTED on second and final reading this 19th

day of April, 1988.9

APPROVED:

Clark K. Williams  
MAYOR

[Signature]

Chairman

Allen Fox

Chairperson Pro Tem

[Signature]

Councilmen

ATTEST:

[Signature]  
City Clerk

1st Reading

2nd Reading

MOTIONED BY: A. Fox

SECONDED BY: D. Pettway

P. Owens      aye

D. Orange     aye

A. Fox         aye

D. Pettway    aye

J. Goode      aye

A. Fox

J. Goode

aye

aye

aye

aye

aye

aye

**RECORDED FOR LEGAL DEPARTMENT**

[Signature]

**APR 15 1989**

**5-2-89**

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 2, ARTICLE VI, OF RIVIERA BEACH, FLORIDA, RELATING TO RATES OF PAY AND SALARY SCHEDULE BY REGRADING ONE (1) CLASSIFIED CAPTAIN OF POLICE POSITION TO ONE CLASSIFIED LIEUTENANT OF POLICE POSITION; PENDING AN EFFECTIVE DATE.

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

SECTION 1. That section 2-100 of Chapter 2, Article VI, Division 3, of the Code of Ordinance of Riviera Beach, relating to the rates of pay and salary schedule be amended by regrading one (1) classified Captain of Police Position to a classified Lieutenant of Police Position.

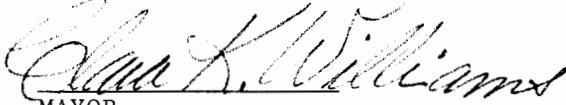
<u>CLASS TITLE</u>	<u>CLASSIFICATION</u>	<u>PAY GRADE</u>		<u>SALARY</u>
		From	TO	From
POLICE OFFICER (Sworn)	CAPTAIN of POLICE	P - 34		26,399 - 41,596
POLICE OFFICER (Sworn)	LIEUTENANT of POLICE	P- 32		24,007 - 37,798

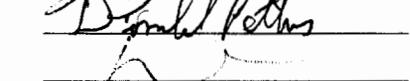
SECTION 2. This Ordinance shall take effect upon its final passage and adoption by the City Council and shall not be codified.

PASSED AND APPROVED ON THE FIRST READING THE 5th DAY OF April 1989.

PASSED AND ADOPTED SECOND AND FINAL READING  
THIS 19th DAY OF April 1989.

APPROVED:

  
MAYOR

  
CHAIRMAN  
  
CITY CLERK  
  
CITY CLERK

ATTEST:

  
CITY CLERK

1st Reading

MOTIONED BY: D. Orange

SECONDED BY: D. Pettway

P. Owens out

A. Fox aye

D. ORANGE aye

D. PETTWAY aye

J. GOODE aye

2nd Reading

D. Orange

A. Fox

aye

aye

aye

aye

REVIEWED FOR LEGAL SUFFICIENCY

  
CITY ATTORNEY  
CITY OF RIVIERA BEACH  
DATE: 5-31-89

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE CITY COUNCIL ACCEPT FUNDS FROM THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS IN THE AMOUNT OF \$7,408 FROM THE COMMUNITY SERVICES BLOCK GRANT FUND; AND TRANSFER MATCH OF \$149 FROM THE GENERAL FUND; AND AUTHORIZING THE DIRECTOR OF FINANCE TO SET UP A BUDGET FOR THE COMMUNITY SERVICES BLOCK GRANT IN THE AMOUNT OF \$7,557.

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

Section 1. That the City Council accept funds from the Florida Department of Community Affairs in the amount of \$7,408 from the Community Services Block Grant Fund;

Section 2. That a match of \$149 is transferred from the General Fund;

Section 3. That the Director of Finance is authorized to set up a budget for the Community Services Block Grant in the amount of \$7,557 as follows:

REVENUE

112-366-904	STATE GRANT	\$7,408.00
112-389-001	GENERAL FUND	149.00

EXPENDITURES

112-0202-5600-8302	RENTAL	4,497.00
112-0202-5600-8303	FOOD	2,550.00
112-0202-5600-4003	TRANS./CLIENTS	510.00

PASSED and ADOPTED this First Reading this 5th day of April, 1989.

PASSED and ADOPTED this Final Reading this 19th day of April, 1989. This Ordinance shall not be codified.

APPROVED:

*Allen K. Williams*  
MAYOR

CHAIRMAN

ATTEST:

*Dwight G. Davis*  
CITY CLERK

*Allen Fox*  
CHAIRMAN PRO TEM

MOTIONED BY J. Goode

SECONDED BY D. Pettway

- D. Orange aye
- A. Fox aye
- D. Pettway aye
- P. Owens III out
- J. Goode aye

*[Signatures]*  
COUNCIL

**RECORDED FOR LEGAL DEPARTMENT**  
*J.C.P.*  
**APR 20 1989**  
3-32-89

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 ORDINANCES OF RIVIERA BEACH FLORIDA, RELATING TO RATES OF PAY AND SALARY SCHEDULE BY RECLASSIFYING THE CLASSIFIED POSITION OF SENIOR AUTO MECHANIC TO AUTOMOTIVE MECHANIC III UNDER CLASS TITLE PUBLIC WORKS SERVICE AND THEREBY DELETING THE CLASSIFICATION OF SENIOR AUTOMOTIVE MECHANIC, PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Section 2-100 of Chapter 2, Article VI, Division 3, of the Code of Ordinances of Riviera Beach, relating to rates of pay and salary schedule be amended by reclassifying the classified position of Senior Automotive Mechanic to Auto Mechanic III as follows:

<u>CLASS TITLE</u>	<u>CLASSIFICATION</u>		<u>PAY GRADE</u>	<u>SALARY</u>
	<u>From</u>	<u>To</u>		
Public Works Service	Senior Auto Mechanic	Automotive Mechanic III	G-29	\$20,228 - \$31,657

SECTION 2. That Section 2-100 of Chapter 2, Article VI, Division 3 of the Code of Ordinances relating to rates of pay and salary schedule be amended by deleting the classified position of the following:

<u>CLASS TITLE</u>	<u>CLASSIFICATION</u>	<u>PAY GRADE</u>	<u>SALARY</u>
Public Works Service	Senior Automotive Mechanic	G-29	\$20,228 - \$31,657

SECTION 3. This Ordinance shall take effect upon its final passage and adoption by the City Council and shall not be codified.

PASSED AND APPROVED on first reading the 3rd day of May, 1989.

PASSED AND ADOPTED on second and final reading this 17th day of May, 1989.

APPROVED:

Clara K. Williams J. Fox

ATTEST:

Dwight D. Evans  
CITY CLERK

Allen F. P.  
James "Buckey" McLean

1st Reading

2nd Reading

Motioned by: J. Cunningham

J. McGann

Seconded by: A. Fox

J. Cunningham

J. Goode aye

aye

E. Wade aye

aye

A. Fox aye

aye

J. Cunningham aye

aye

J. McGann absent

aye

J. P. P.  
4-11-39

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA INCREASING THE 1988-89 BUDGET OF THE CITY OF RIVIERA BEACH TO APPROPRIATE FUNDS FOR THE PURCHASE OF A RADIO SYSTEM.

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

SECTION 1. That the following changes to the City of Riviera Beach 1988-89 budget be approved, for the purpose of a radio system acquisition. This ordinance shall not be codified. This Ordinance shall be effective immediately upon final passage.

GENERAL FUND

Increase Revenue

001399999 . . . . . Fund Balance Allocation . . . . . \$100,000

Increase Expense

001081752104602 . . . . . Repair - Building . . . . . \$100,000

WATER AND SEWER FUND

Increase Expense

401143753306405 . . . . . Equipment - Other . . . . . \$271,141

Increase Revenue

401399999 . . . . . Fund Balance Allocation . . . . . \$271,141

REFUSE FUND

Increase Revenue

440399999 . . . . . Fund Balance Allocation . . . . . \$100,000

Increase Expense

440112453406405 . . . . . Equipment - Other . . . . . \$100,000

PASSED AND APPROVED on first reading this 19th day of April, 1989.

PASSED AND ADOPTED on second and final reading this 3rd day of May, 1989.

(SIGNATURES ON PAGE 2)

APPROVED:

Oliver K. Williams  
MAYOR

[Signature]  
CHAIRMAN

ATTEST:

Carrie J. Hard  
CITY CLERK  
*Deputy*

[Signature]  
CHAIRMAN PRO-TEM

[Signature]  
[Signature]

COUNCIL

1st Reading

2nd & Final Reading

MOTIONED BY: D. Pettway

A. Fox

SECONDED BY: D. Orange

J. Cunningham

D. Orange: aye

J. McGann absent

A. Fox: aye

aye

D. Pettway: aye

J. Cunningham aye

P. Owens, III: aye

E. Wade aye

J.J. Goode: aye

aye

REVIEWED FOR LEGAL SUFFICIENCY

[Signature]

CITY ATTORNEY

CITY OF DIVIERA BEACH

DATE: 7-11-89

ORDINANCE NO. 2438

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE DEPARTMENT OF PUBLIC WORKS BUDGET BY ADDING THE CLASSIFIED POSITION OF COMPUTER OPERATOR AND DELETING ONE CLASSIFIED POSITION OF MAINTENANCE MECHANIC THERETO.

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

SECTION 1. That the Department of Public Works budget be amended by adding the classified position of Computer Operator and deleting one classified position of Maintenance Mechanic thereto.

SECTION 2. This ordinance shall take effect upon its final passage and adoption by the City Council and shall not be codified.

PASSED and APPROVED on first reading this 3rd day of May, 1989.

PASSED AND ADOPTED on second and final reading this 17th day of May, 1989.

APPROVED:

*Wm. K. Williams*  
MAYOR

*Jim Fox*  
CHAIRMAN

ATTEST:

*Deborah Evans*  
CITY CLERK

*Christell Ward*  
CHAIRMAN PRO TEM

*Allen Fox*

*James "Bucky" McGann*  
COUNCIL MEMBERS

1st Reading

2nd Reading

Motioned by: A. Fox  
Seconded by: E. Wade

A. Fox  
J. McGann

J. Goode aye  
E. Wade aye  
J. McGann absent  
J. Cunningham aye  
A. Fox aye

aye  
aye  
aye  
aye  
aye

REVIEWED FOR LEGAL DIFFERENT

*J.C. [Signature]*  
CITY ATTORNEY  
DATE: 5-10-89

ORDINANCE NO. 2439

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SUB-PARAGRAPH (C) OF SECTION 2-34 OF THE CITY CODE AND THEREBY DELETING ALTERNATE CO-SIGNERS OF CITY OF RIVIERA BEACH NEGOTIABLE INSTRUMENTS (CHECKS); PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH AS FOLLOWS:

SECTION ONE

That sub-paragraph (c) of Section 2-34 of the City Code, now reading as follows:

"(c). The Finance Director shall issue all checks and drafts and shall co-sign all such checks and drafts. In addition to the signature of the Finance Director, the Mayor shall co-sign each check or draft. If the Mayor cannot or will not sign a check or draft, the Chairman of the City Council shall co-sign same. If both the Mayor and the Chairman cannot or will not sign a check or draft, the Chairman Pro Tem of the City Council shall co-sign same. No check or draft shall require more than two such signatures. Facsimile signatures shall be valid for all purposes as if a manual signature."

IS HEREBY AMENDED TO READ AS FOLLOWS:

"(c) The Finance Director shall issue and co-sign all checks and drafts of the city with the Mayor as the other co-signer. Facsimile signatures shall be valid for all purposes as if a manual signature."

SECTION TWO

This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED and APPROVED on first reading this 3rd day of May, 1989.

PASSED and ADOPTED on second and final reading this 17th day of May, 1989

APPROVED:

Clara K. Williams  
MAYOR

James McGann  
CHAIRMAN

(MUNICIPAL SEAL)

Allen Ford  
CHAIRMAN PRO TEM

Gwendolyn E. Davis  
CITY CLERK

James "Becky" McGann  
COUNCILMEMBERS

	1st Reading	2nd & Final Reading
Motioned By:	<u>E. Wade</u>	<u>E. Wade</u>
Seconded By	<u>J. Cunningham</u>	<u>J. McGann</u>
J. Goode	<u>aye</u>	<u>aye</u>
E. Wade	<u>aye</u>	<u>aye</u>
J. McGann	<u>absent</u>	<u>aye</u>
J. Cunningham	<u>aye</u>	<u>aye</u>
A. Fox	<u>aye</u>	<u>nay</u>

TCP/jb  
4/24/89

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.

Gwendolyn E. Davis  
Gwendolyn E. Davis, City Clerk

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE DIRECTOR OF FINANCE TO SET UP A BUDGET IN THE COMMUNITY DEVELOPMENT BLOCK GRANT FUND IN THE AMOUNT OF \$250,000 FOR THE OLD DIXIE PAVING AND DRAINAGE PHASE VIII PROJECT.

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

SECTION 1. That the Director of Finance is hereby authorized to set up the budget as follows:

REVENUE

108-337-404 . . . . Community Development Grant . . \$250,000

EXPENDITURES

108-0000-5520-6305 Street Improvements . . . . . \$250,000

SECTION 2. That this ordinance shall not be codified and shall be effective immediately upon final passage.

PASSED AND APPROVED on first reading this 17th day of May, 1989.

PASSED AND ADOPTED on second and final reading this 7th day of June, 1989.

APPROVED:

Clara K. Williams  
MAYOR

Elizabeth A. Wood  
CHAIRMAN PRO-TEM

ATTEST:

Dorothy E. Davis  
CITY CLERK

Alles Fox

James "Buckey" McGann  
COUNCILMEMBERS

	<u>1st Reading</u>	<u>2nd &amp; Final Reading</u>
MOTIONED BY:	J. McGann	J. McGann
SECONDED BY:	A. Fox	A. Fox
J. J. Goode:	aye	absent
E. Wade:	aye	aye
A. Fox:	aye	aye
J. McGann:	aye	aye
J. Cunningham:	aye	aye

Approved to Form + Legal Supervisory J.C. 5-8-89