

RESOLUTION NO. 29-07

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF RIVIERA BEACH, PALM
BEACH COUNTY, FLORIDA,
AUTHORIZING CITY STAFF TO
PROCEED WITH AN OBJECTION TO THE
PALM BEACH COUNTY TCEA
AMENDMENT BY FILING AN
ADMINISTRATIVE HEARING PETITION
WITH THE DEPARTMENT OF
COMMUNITY AFFAIRS; AND PROVIDING
AN EFFECTIVE DATE.**

WHEREAS, in July 2003, the City of Riviera Beach requested Palm Beach County consider adopting a Transportation Concurrency Exception Area (TCEA) to provide for flexible approaches in complying with County transportation requirements; and

WHEREAS, on November 24, 2003, Palm Beach County adopted the Riviera Beach TCEA into the Palm Beach County Comprehensive Plan; and

WHEREAS, on December 17, 2003, the City of Riviera Beach adopted the TCEA into the Riviera Beach Comprehensive Plan; and

WHEREAS, a proposed amendment to the Palm Beach County Comprehensive Plan Riviera Beach TCEA was proposed by Commissioner Karen Marcus's office and discussed at a workshop held by the Palm Beach County Land Use Advisory Board on January 20, 2006; and

WHEREAS, the City of Riviera Beach provided a letter to Palm Beach County from then Chairperson Wade objecting to the County TCEA amendment; and

WHEREAS, the effect of the amendment is to impose unusual limitations on development on Singer Island, Riviera Beach; and

WHEREAS, because the amendment has the effect of applying standards to development on Singer Island, Riviera Beach, that are different from standards applied to the rest of the County; and

WHEREAS, Commissioner Marcus's office and County staff have denied the City's request to remove Singer Island, Riviera Beach from the County's TCEA; and

WHEREAS, The Palm Beach County Board of Commissioners approved the proposed TCEA amendment on second reading November 27, 2006, transmitting the amendment to the Department of Community Affairs; and

WHEREAS, The Florida Department of Community Affairs has published notice of intent to find the Palm Beach County TCEA amendments "In Compliance" with State Statutes and the State Comprehensive Plan; and

WHEREAS, The City proposes to file a petition for an administrative hearing to challenge the Department of Community Affairs determination that the Palm Beach County amendment is "In Compliance".

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

SECTION 1. The City Council directs staff and legal counsel to proceed with the administrative hearing process, objecting to the proposed Palm Beach County TCEA Comprehensive Plan amendments.

SECTION 2. This Resolution shall be effective immediately upon its passage and approval.

PASSED and APPROVED this 28th day of February, 2007.


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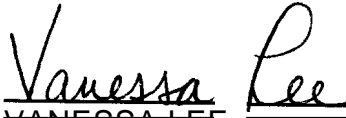
RESOLUTION NO. 29-07
PAGE 3

APPROVED:

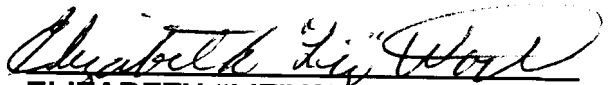

MICHAEL D. BROWN
MAYOR

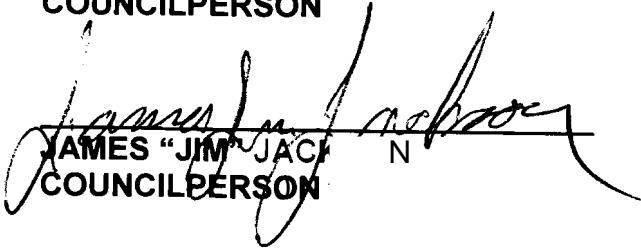

ANN ILES
CHAIRPERSON

ATTEST:

CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK


VANESSA LEE
CHAIR PRO TEM


NORMA DUNCOMBE
COUNCILPERSON


ELIZABETH "LIZ" WADE
COUNCILPERSON


JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: E. WADE _____

SECONDED BY: N. DUNCOMBE

A. ILES _____ AYE

V. LEE _____ AYE

N. DUNCOMBE _____ AYE

E. WADE _____ AYE

. JACKSON _____ NAY

REVIEWED AS TO LEGAL SUFFICIENCY

 FOR
PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 2-26-2007

Resolution Numbers 30-07 & 31-07 Were Omitted

RESOLUTION NO. 32-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A TRI-PARTY AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH, LOCKHEED MARTIN, INC., AND PALM BEACH COUNTY AS A PART OF THE \$1.6 MILLION STATE OF FLORIDA ECONOMIC DEVELOPMENT TRANSPORTATION FUND GRANT TO DREDGE THE LAKE WORTH LAGOON AND BUILD A FIVE HUNDRED FOOT LONG AND SIXTEEN FOOT WIDE PIER WITH A FISHING PIER AND WATER TAXI STOP TO BE SHARED BY LOCKHEED MARTIN AND PROVIDING FOR \$400,000 CONTRIBUTION BY LOCKHEED MARTIN, INC., AND PROVIDING FOR UP TO A \$400,000 CONTRIBUTION FROM PALM BEACH COUNTY WITH THE PUBLIC WITH ACCESS PROVIDED THROUGH THE PALM BEACH COUNTY OWNED MOROSO PARK, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Riviera Beach City Council accepted the One million six hundred and fifty three thousand five hundred and thirty eight dollar (\$1,653,538) State of Florida Economic Development Transportation Fund Grant on February 2,2006; and

WHEREAS, the Economic Development Transportation Fund Grant requires a Tri-Party agreement; and

WHEREAS, the Tri-Party Agreement specifies that the City of Riviera Beach will be reimbursed for all costs associated with the dredging of the Lake Worth Lagoon and construction of a five hundred foot long and sixteen foot wide pier with a fishing pier and water taxi stop; and

WHEREAS, Lockheed Martin, Inc., has committed to contribute Four hundred thousand dollars (\$400,000) to the project; and

WHEREAS, Palm Beach County has committed up to Four hundred thousand dollars (\$400,000) to cover the costs of mitigation and provide a project contingency fund; and

WHEREAS, public access will be provided through Moroso Park owned and operated by Palm Beach County.

RESOLUTION NO. 32-07

-2-

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Riviera Beach, Palm Beach County, Florida that:

SECTION 1. The Mayor and City Clerk are hereby authorized to execute a Tri-Party Agreement by and between the City of Riviera Beach, Lockheed Martin, Inc., and Palm Beach County as part of the \$1.6 Million State of Florida Economic Development Transportation Grant to dredge the Lake Worth Lagoon and construct a fishing pier and water taxi stop.

SECTION 2. The City Manager and Interim Finance Director are authorized to take all administrative actions necessary to implement the grant.

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


PASSED and APPROVED this 7 day of March
2007.

RESOLUTION NO. 32-07


-3-

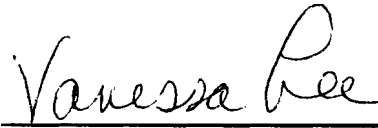
APPROVED:


MICHAEL D. BROWN
MAYOR

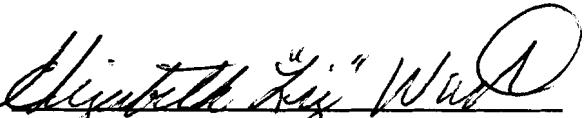

ANN ILES
CHAIRPERSON

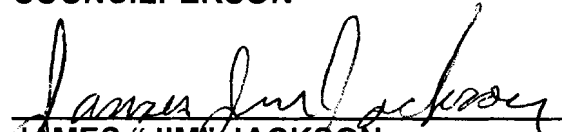
ATTEST:


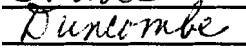

CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK


VANESSA LEE
CHAIR PRO TEM


NORMA DUNCOMBE
COUNCILPERSON


ELIZABETH "LIZ" WADE
COUNCILPERSON


JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: 
SECONDED BY: 

A. ILES AYE
V. LEE AYE
N. DUNCOMBE AYE
E. WADE AYE
J. JACKSON AYE

REVIEWED AS TO LEGAL
SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 2-27-2007

[PDW:Apr. 111606.021407]

RESOLUTION NO. 33-07_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA INSTITUTIONALIZING THE USE OF THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE CITY OF RIVIERA BEACH'S STANDARO FOR INCIDENT MANAGEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the U.S. Department of Homeland Security has now required that Federal, State, local, and tribal governments formally recognize the National Incident Management System (NIMS) and adopt NIMS principles and policies; and

WHEREAS, the President, in Homeland Security Presidential Directive (HSPD)-5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for Federal, State, local, and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, it is critical that Federal, State, local, and tribal organizations utilize standardized terminology; standardized organizational structures; interoperable communications; consolidated action plans; unified command structures; uniform personnel qualification standards; and uniform standards for planning, training and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the City of Riviera Beach's ability to utilize federal funding to enhance local agency readiness, maintain first responder safety, and streamline incident management processes; and

WHEREAS, the Incident Command System (ICS) components of the NIMS are already an integral part of various incident management activities throughout the City of Riviera Beach including current emergency management training programs.

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

SECTION 1. The National Incident Management System (NIMS) will be the City of Riviera Beach standard for incident management; and

SECTION 2. The City of Riviera Beach will incorporate the National Incident Management System (NIMS) into existing emergency operation planning, training, and exercises; and

RESOLUTION NO. 33-07
PAGE 2

SECTION 3. The City of Riviera Beach will institutionalize the use of the Incident Command System; and

SECTION 4. The City of Riviera Beach will promote the use of mutual aid agreements; and


SECTION 5. This Resolution shall take effect immediately upon its approval.


PASSED AND APPROVED THIS 7TH DAY OF MARCH _____, 2007

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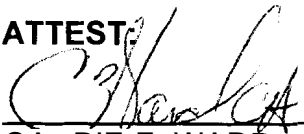
RESOLUTION NO. 33-07
PAGE 3

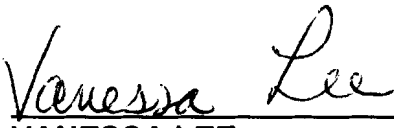
APPROVED:



MICHAEL D. BROWN
MAYOR

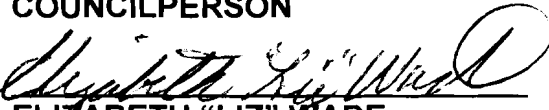

ANN ILES
CHAIRPERSON

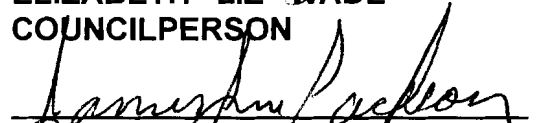
ATTEST:


CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK


VANESSA LEE
CHAIR PRO TEM


NORMA DUNCOMBE
COUNCILPERSON


ELIZABETH "LIZ" WADE
COUNCILPERSON


JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: N. DUNCOMBE

SECONDED BY: V. LEE

A. ILES: AYE

V. LEE: AYE

N. DUNCOMBE: AYE

E. WADE: AYE

J. JACKSON: AYE

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 2-27-2007

RESOLUTION NO. 34-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE CREATION OF THE CITY OF RIVIERA BEACH SPORTS HALL OF FAME AND AUTHORIZING THE INTERIM FINANCE DIRECTOR TO TRANSFER \$10,000 FROM GENERAL FUND CONTINGENCY ACCOUNT NUMBER 001-0203-519-0-5999 TO THE SPECIAL EVENTS FUND, PROMOTIONAL ACTIVITIES ACCOUNT NUMBER 138-1232-572-0-4801 AND ESTABLISH A BUDGET FOR THE 1ST ANNUAL DINNER, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Staff has determined that the establishment of a Riviera Beach Sports Hall of Fame would be an appropriate commemoration to the past accomplishments of residents of the City for their achievement in the sports arena or their contribution to making superior athletes of our city youth; and

WHEREAS, a '1st Annual Dinner for Inductees' honoring these residents would provide a great public opportunity to demonstrate pride and support; and,

WHEREAS, funds must be transferred from the General Fund Contingency Account and a budget must be established to cover the costs of a ceremony.

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

SECTION 1. That the creation of the City of Riviera Beach Sports Hall of Fame and authorization for the 1st Annual Dinner for inductees is hereby approved.

SECTION 2. That the Interim Finance Director is hereby authorized to transfer \$10,000 from the General Fund Contingency account to the Special Events Promotional Activities Account and establish a budget not to exceed \$10,000 for the 1st Annual Dinner.

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

PASSED and APPROVED this 7TH day of MARCH, 2007.

RESOLUTION NO. 34-07

PAGE -2-

APPROVED:

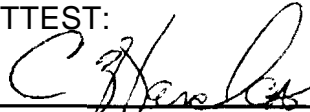


MICHAEL D. BROWN
MAYOR

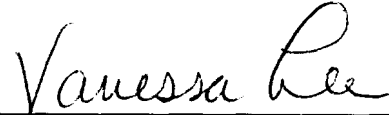


ANN ILES
CHAIRPERSON

ATTEST:



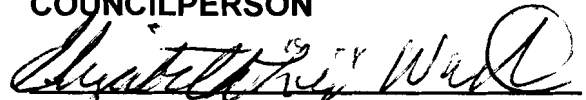
CARRI WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



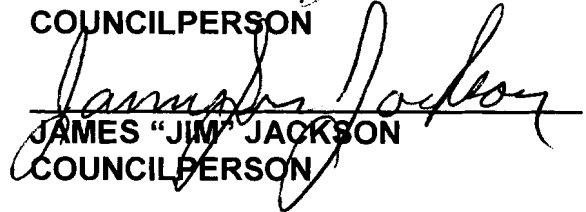
VANESSA LEE
CHAIR PRO TEM



NORMA DUNCOMBE
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON



JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: V. LEE

SECONDED BY: J. JACKSON

A. ILES AYE

V. LEE AYE

N. DUNCOMBE AYE

E. WADE AYE

J. JACKSON AYE

REVIEWED AS TO LEGAL SUFFICIENCY

 FOR

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: March 2, 2007

RESOLUTION NO. '35-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH DR. SCOTT MCFARLANDITEAMHEALTH SOUTHEAST FOR THE PROVISION OF MEDICAL DIRECTOR SERVICES FOR THE CITY'S PARAMEDICS, EMTS, AND LIFEGUARDS; AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT IN THE AMOUNT OF \$2,000.00 PER MONTH; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Fire Department is licensed by the State of Florida to provide Advanced Life Support Emergency Medical Services to it's citizens and visitors; and

WHEREAS, the Fire Department is required by Florida State Statutes and the Florida Administrative Code to contract with a State Licensed Physician for the provision of Medical Direction services; and

WHEREAS, the Purchasing Department executed a RFP for Medical Director and has recommended Dr. Scott McFarland; and

WHEREAS, Dr. Scott McFarlandfTEAMHealth Southeast has agreed to provide Medical Direction Services to the City of Riviera Beach.

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

Section 1: The Mayor and City Clerk are authorized to execute an Agreement with Dr. Scott McFarlandfTEAMHealth Southeast for the provision of Medical Direction services for the City's Paramedics, EMT's, and lifeguards.

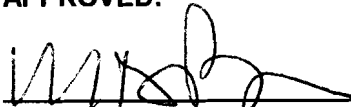
Section 2: The Finance Director is authorized to make payment to Dr. Scott McFarlandfTEAMHealth Southeast in the amount of \$2,000 per month to be paid in monthly installments for the duration of the contract.

Section 3: This resolution shall take effect upon its passage and approval of the City Council.

RESOLUTION NO. 35-07
PAGE 2

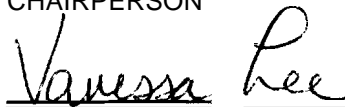
PASSED and APPROVED this 21ST day of MARCH, 2007.

APPROVED:

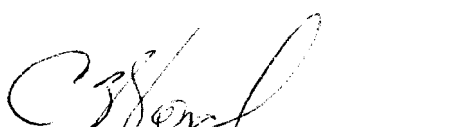

MICHAEL D. BROWN
MAYOR

(MUNICIPAL SEAL)

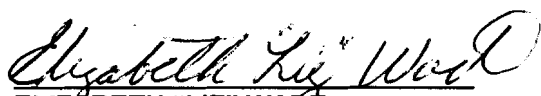

ANN ILES
CHAIRPERSON

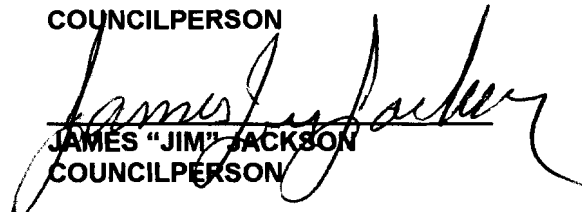

VANESSA LEE
CHAIR PRO TEM

ATTEST:


CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK


NORMA DUNCOMBE
COUNCILPERSON


ELIZABETH "LIZ" WADE
COUNCILPERSON


JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: N. DUNCOMBE

SECONDED BY: E. WADE

A. ILES: AYE

V. LEE: AYE

N. DUNCOMBE: AYE

E. WADE: AYE

J. JACKSON: AYE

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

Date: 3-12-2007

RESOLUTION NO. 36-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING SETTLEMENT IN THE MATTER OF WILLIAM WILSON, ET AL, VS. THE CITY OF RIVIERA BEACH, ET AL, IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA, CASE NO. 04-80042-CIV-HURLEY/HOPKINS (CONSOLIDATED WITH CASE NOS. 06-80583 and 06-80573); AUTHORIZING GALLAGHER BASSETT AND MUNICHREAMERICA TO MAKE PAYMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, William Wilson, Noreen Wilson and Colleen Wilson filed a lawsuit in 2006 alleging claims of negligent roadblock and high-speed chase and a civil rights claim under § 1983 for a Fourth Amendment unreasonable seizure against the City and a City Police Officer; and

WHEREAS, The Wilsons' lawsuit was consolidated with the case of Karen Kingdom vs. City of Riviera Beach. et al., in the United States District Court for the Southern District of Florida and set for trial in February 2007; and

WHEREAS, Counsel for the Wilsons and Counsel for the City have negotiated a settlement to resolve the Wilsons' lawsuit against the City and its police officer.

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


SECTION ONE. That the settlement in the matter of William Wilson. et ai, vs. the City of Riviera Beach. et ai, Case No. 04-80042-CIV-HURLEY/HOPKINS (consolidated with Case Nos. 06-80583 and 06-80573) is hereby authorized in the amount of \$60,000.00.

SECTION TWO. That Gallagher Bassett and MunichReAmerica Insurance Company are authorized to make payment.


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

PASSED and APPROVED this 21st day of March 2007.

APPROVED:




MICHAEL D. BROWN
MAYOR

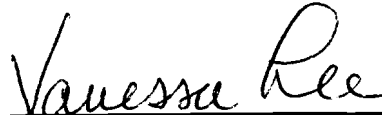


ANN ILES
CHAIRPERSON


ATTEST:



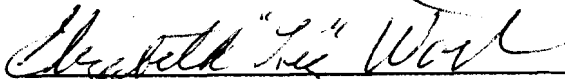
CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



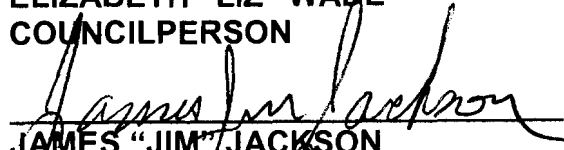
VANESSA LEE
CHA. PROTEM



NORMA DUNCOMBE
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON



JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: N. Duncombe

SECONDED BY: E. Wade

A. ILES aye


V. LEE aye

N. DUNCOMBE aye

E. WADE aye

J. JACKSON aye

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3-19-2007

RESOLUTION NO. 37-07 -

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING SETTLEMENT IN THE MATTER OF BEAUFORD DANIELS VS. THE CITY OF RIVIERA BEACH, ET AL., IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA, CASE NO. 04-80042-CIV-HURLEY/HOPKINS (CONSOLIDATED WITH CASE NOS. 06-80583 and 06-80573); AUTHORIZING GALLAGHER BASSETI AND MUNICHREAMERICA TO MAKE PAYMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Beauford Daniels filed a lawsuit in 2006 alleging claims of negligent roadblock and high-speed chase and a civil rights claim under § 1983 for a Fourth Amendment unreasonable seizure against the City and a City Police Officer; and

WHEREAS, Mr. Daniels lawsuit was consolidated with the case of Karen Kingdom vs. City of Riviera Beach, et al., in the United States District Court for the Southern District of Florida and set for trial in February 2007; and

WHEREAS, Counsel for Mr. Daniels and Counsel for the City have negotiated a settlement to resolve Mr. Daniels lawsuit against the City and its police officer.

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


SECTION ONE. That the settlement in the matter of Beauford Daniels vs. the City of Riviera Beach, et al. Case No. 04-80042-CIV-HURLEY/HOPKINS (consolidated with Case Nos. 06-80583 and 06-80573) is hereby authorized in the amount of \$50,000.00.

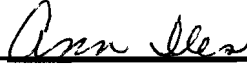
SECTION TWO. That Gallagher Bassett and MunichReAmerica Insurance Company are authorized to make payment.

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


PASSED and APPROVED this 21st day of March 2007.

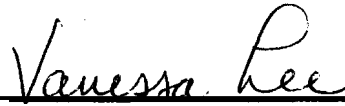
APPROVED:



MICHAEL D. BROWN
MAYOR

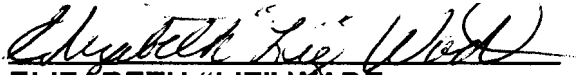

ANN ILES
CHAIRPERSON

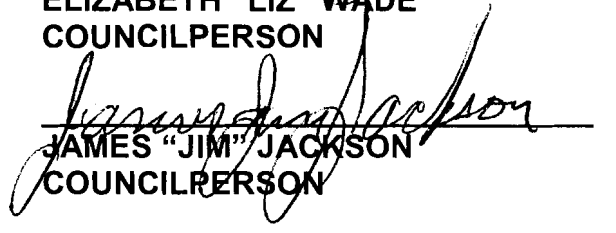
ATTEST:


CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK


VANESSA LEE
CHAIR PRO TEM


NORMA DUNCOMBÉ
COUNCILPERSON


ELIZABETH "LIZ" WADE
COUNCILPERSON


JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: N. Duncombe

SECONDED BY: E. Wade


A. ILES aye

V. LEE aye

N. DUNCOMBE aye

E. WADE aye

J. JACKSON aye

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3-19-2007

[Settlement. CG:syj. 022707]

RESOLUTION NO. 38-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA APPROVING TOTAL SETTLEMENT OF THE MATTER OF JASON L. GILBERT V. CITY OF RIVIERA BEACH AND APPROVING THE TOTAL SETTLEMENT AMOUNT OF \$76,000 AS COMPLETE AND FINAL SETTLEMENT OF THE WORKERS' COMPENSATION CLAIM, INCLUSIVE OF ATTORNEY'S FEES AND COSTS; AUTHORIZING THE CITY'S INSURANCE ADMINISTRATOR, GALLAGHER BASSETT SERVICES, TO MAKE PAYMENT FROM THE CITY'S WORKERS' COMPENSATION SETTLEMENT ACCOUNT NUMBER 602-0539-513-0-1405.

WHEREAS, Mr. Gilbert suffered on the job injuries on August 31, 2004; and

WHEREAS, Mr. Gilbert has continuously obtained medical care over the past two and one half (2 1/2) years for his workers' compensation injury; and

WHEREAS, the City's Workers' Compensation Attorney and City staff recommend that the City should settle this claim to avoid future liability.

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

SECTION 1. That the City Council hereby authorizes settlement in the matter of Jason L. Gilbert v. City of Riviera Beach for payment of indemnity compensation, further liability for future medical care and rehabilitation to the claimant, inclusive of Attorney's fees and costs of the Workers' Compensation claim in the total amount of \$76,000.

SECTION 2. That the settlement amount of \$76,000 shall be paid from the City's Workers' Compensation Settlement Account No. 602-0539-513-0-1405, after Mr. Gilbert executes a general release in favor of the City.

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

RESOLUTION NO. 38-07

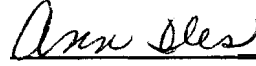
PAGE -2-__

PASSED AND APPROVED THIS 21st DAY OF March, 2007.

APPROVED:



**MICHAEL D. BROWN
MAYOR**

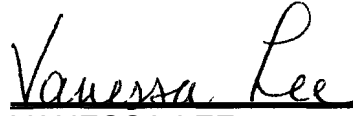


**ANN ILES
CHAIRPERSON**

ATTEST:



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



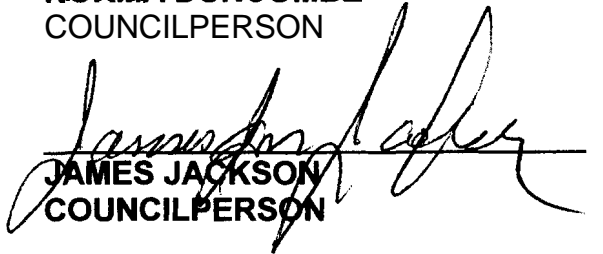
**VANESSA LEE
CHAIR PRO TEM**



**ELIZABETH "LIZ" WADE
COUNCILPERSON**



**NORMA DUNCOMBE
COUNCILPERSON**



**JAMES JACKSON
COUNCILPERSON**

MOTIONED BY: N. Duncombe

SECONDED BY: E. Wade

A. ILES: aye

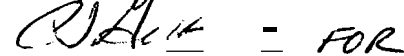
V. LEE: aye

E. WADE: aye

N. DUNCOMBE: aye

J. JACKSON: aye

REVIEWED AS TO LEGAL SUFFICIENCY

 - FOR

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3-19-2007

RESOLUTION NO. 39-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER \$20,000 FROM CONTINGENCY ACCOUNT NO. 001-0203-519-0-5999 TO THE CITY CLERK'S ELECTION'S ACCOUNT NO. 001-0410-519-0-3404 IN ORDER TO COVER THE COSTS FOR THE GENERAL AND RUN-OFF ELECTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach held its General Election on March 13, 2007; and

WHEREAS, a Run-off Election is required for District Seats 1, 3, and 5; and

WHEREAS, additional funds are required to cover expenses of the General and Run-Off Elections;


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

Section 1. That the Finance Director is hereby authorized to transfer \$20,000 from Contingency Account Line Item No. 001-0203-519-0-5999 to the City Clerk's Elections Account Line Item No. 001-0410-519-0-3404.


Section 2. This Resolution shall take effect immediately upon passage and adoption by the City Council.

PASSED AND ADOPTED this 21ST day of MARCH, 2007.

APPROVED:



MICHAEL D. BROWN
MAYOR



ANNILES
CHAIRPERSON

(MUNICIPAL SEAL)

Vanessa Lee

VANESSA LEE
CHAIR PRO-TEM

ATTEST:

Carrie E. Ward

CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

Norma Duncombe

NORMA DUNCOMBE
COUNCILPERSON

Elizabeth "Liz" Wade

ELIZABETH "LIZ" WADE
COUNCILPERSON

James "Jim" Jackson

JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: E. WADE

SECONDED BY: V. LEE

E. WADE: AYE

A. ILES: AYE

V. LEE: AYE

N. DUNCOMBE: AYE

J. JACKSON: AYE

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: _____