



**Regular City Council Meeting**

**Agenda**

**Marina Event Center - 190 E. 13th Street, Riviera Beach, FL 33404**

**February 7, 2024**

**6:00 PM**

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*Be advised, that the meeting location is subject to change. The public is encouraged to visit the City's website, [www.rivierabch.com](http://www.rivierabch.com) , for up to date information on meeting location and information.*

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**Mayor**

Ronnie L. Felder

**Chairperson**

Douglas A. Lawson - District 5

**Chair Pro-Tem**

Shirley D. Lanier - District 3

**Councilpersons**

Tradrick McCoy - District 1

KaShamba Miller-Anderson - District 2

Julia A. Botel - District 4

**Administration**

Jonathan Evans, City Manager

Debrah Hall-McCullon, CMC, FCRM, Acting City Clerk

Dawn S. Wynn, City Attorney

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### **ADA Notice**

This meeting is open to the Public. In accordance with the Americans with Disabilities Act of 1990, persons in need of a special accommodation to participate in the proceedings shall contact the Office of the City Clerk at 561-845-4090 no later than 2 days (48 hours) prior to the proceedings.

To request material in accessible format, sign language interpreters, hearing impaired accommodation, or any accommodation to review any document or participate in these proceedings, please contact the Florida Relay Services 1-800- 955-8771 (TDD) or 1-800-955-8770 (voice) for assistance.

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### **Public Comments Information**

If anyone wants to speak on an agenda item, please complete a public comment card located at the front desk and give it to the City Clerk staff before the City Council takes up the item for discussion and before the public comments section is announced. In no event will anyone be allowed to submit a comment card to speak on an agenda item after the title of the item is read or considered.

**Consent Agenda:** Total time allotted for comment on the Consent Agenda to each member of the public is three (3) minutes.

**Regular Agenda:** Members of the public will be given three (3) minutes to speak on any regular agenda item.

Please note that the time limit for public comment may be reduced by a vote of the City Council based on the voluminous nature of public comment cards.

**Civility and Decorum:** Please be reminded that the City of Riviera Beach is committed to civility and decorum by its officials, employees, and members of the public who attend this meeting. The City Council has adopted "Rules of Decorum Governing Public Conduct during Official Meetings", which provides in pertinent part:

- Officials shall be recognized by the Chair and shall not interrupt a speaker.
  - Public comment shall be addressed to the City Council as a whole and not to any individual on the dais or in the audience.
  - Displays of anger, rudeness, ridicule, impatience, lack of respect and personal attacks are strictly prohibited.
  - Unauthorized remarks from the audience, stamping of feet, clapping, whistles, yells and similar demonstrations shall not be permitted.
  - Offenders may be removed from the meeting.
  - Please mute or turn off cell phone at the start of the meeting. Failure to do so may result in being barred from the meeting.
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### **Lobbying - Ordinance 4001 - Adopted September 2011**

Lobbyist registration and reporting forms are available for you online and in print. Forms can be obtained in the Office of the City Clerk and Council Chambers. Registration and reporting forms shall be submitted to the Office of the City Clerk.

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## **CALL TO ORDER**

**Roll Call**

**Invocation**

**Pledge of Allegiance**

## **AGENDA APPROVAL**

**Additions, Deletions, Substitutions**

**Disclosures**

**Adoption of Agenda**

**Comments From the Public on Consent Agenda (Three Minutes Limitation)**

## **CONSENT AGENDA**

*Routine City Council Business. The Consent Agenda is approved by a single majority vote. Item(s) may be removed for open discussion at the request of the mayor or any city council member.*

1. **Minutes**
2. **Board Appointments**
3. **Resolutions on Consent**

## **END OF CONSENT AGENDA**

4. **Unfinished Business**
5. **Petitions and Communications for Filing**
6. **Awards and Presentations**

### **6.a Black History Month Proclamation - February 2024**

Deirdre M. Jacobs, Assistant City Manager, MPA, (561) 812-6592

It is recommended that the Mayor and City Council receive this Presentation.

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[PROCLAMATION - Black History Month 2024.docx](#)

7. **Public Hearings**

## **8. Ordinances on Second and Final Reading**

- 8.a **Ordinance Number 4259: An Ordinance of The City Council of The City of Riviera Beach, Palm Beach County, Florida, approving an application (ZA-23-0004) from Thermo King of the Southeast – Palm Beach requesting a Zoning Map Amendment from a “CG” Commercial General zoning district designation to an “IG” Industrial General zoning district designation located at 6870 and 6900 North Military Trail (Property Control Numbers - PCNs: 56-42-42-36-22-000-0010 and 56-42-42-36-00-000-1050); and providing for an effective date and for other purposes.**

Clarence Sirmons, Director of Development Services, AICP, (561) 845-4062

Staff recommends a Motion to approve Ordinance Number 4259.

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[Ordinance 4259 Thermo King Rezoning Amendment FINAL.docx](#)

[Thermo King Staff Report to City Council.docx](#)

[Combined Submittal Materials.pdf](#)

[Letter of Support- From Cheyney Brothers.pdf](#)

[Riviera Beach Business Impact Estimate-Ordinance 4258 Thermo King Zoning Map Amendment.docx](#)

[Mailer Affidavit - Thermo King.pdf](#)

[Proof of Newspaper Ad.pdf](#)

[Sign Affidavit - Thermo King.pdf](#)

- 8.b **Ordinance Number 4258: An Ordinance of The City Council of The City of Riviera Beach, Palm Beach County, Florida, approving a small-scale Future Land Use (FLU) Map Amendment to The City of Riviera Beach Comprehensive Plan, approving an application (LU-23-0003) from Thermo King of the southeast – Palm Beach located at 6870 and 6900 North Military Trail (Property Control Numbers – PCNs: 56-42-42-36-22-000-0010 and 56-42-42-36-00-000-1050); on approximately +/- 3.44 acres (+/- 149,846.4 square feet) requesting a land use designation from Commercial (COM) to a land use designation of Industrial (IND); and providing for an effective date and for other purposes.**

Clarence Sirmons, Director of Development Services, AICP, (561) 845-4062

Staff recommends a Motion to approve Ordinance Number 4258.

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[Ordinance 4258 Thermo King Land Use Change.docx](#)

[Thermo King Staff Report to City Council.docx](#)

[Combined Submittal Materials.pdf](#)

[Letter of Support- From Cheyney Brothers.pdf](#)

[Riviera Beach Business Impact Estimate-Ordinance 4258 Thermo King FLU Map Amendment.docx](#)

**9. Ordinances on First Reading**

- 9.a **Ordinance Number 4250: An Ordinance of the City Council of the City of Riviera Beach, Palm Beach County, Florida, Substantially Amending Chapter 19, "Traffic and Motor Vehicles" to create a new truck route procedure which authorizes the City Council to establish areas in the City where certain truck traffic is prohibited; to create a new City-wide parking administration system and enterprise fund which system's rates and fees shall be set by resolution of the City Council; To add new and clarify existing parking regulations throughout the City; Creating new municipal beach area parking regulations and parking regulations for City parking garages; Creating a new parking enforcement procedure; creating a new towing, impounding, and immobilization process; Removing provisions which are outdated and/or no longer enforced; And for other purposes; providing for conflicts, severability, codification, and an effective date.**

Valerie Grimsley, Assistant to the City Manager, (561) 812-6598

Staff recommends a Motion to approve Ordinance Number 4250 on First Reading.

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[Riviera Beach business-impact-estimate Ordinance 4250 Parking 1.9.2024.pdf](#)

[Cover\\_Page Ordinance No. 4250 Parking 1.9, 2024.pdf](#)

[Ordinance - Parking revised 1.9.2024 Standard Format Final.pdf](#)

[Ordinance - Parking revised 1.9.2024 CLEAN easy-reading format.pdf](#)

[Ordinance - Parking revised 1.9.2024 Standard Format Final \(1\).pdf](#)

[CRB Parking Ordinance presentation 1.9.2024.pdf](#)

[One\\_Parking\\_Agreement.pdf](#)

[Resolution\\_3-24.pdf](#)

- 9.b **Ordinance Number 4255: An Ordinance of the City Council of the City of Riviera Beach, Palm Beach County, Florida approving an Application (ZA-23-0007) from Foundcare Inc. (Applicant); requesting a Zoning Map Amendment from a Downtown Residential District Zoning Designation (DR) and a Single-Family Dwelling Zoning District RS-6 to rezone the western portion of the subject property to a Downtown General (DG) zoning designation located at 3501 Broadway (Property Control Numbers 56-43-42-28-30-001-0010 and 56-43-42-28-00-001-0160); and providing for an effective date and for other purposes.**

Clarence Sirmons, Director of Development Services, AICP, (561) 845-4062

Staff recommends a Motion to approve Ordinance Number 4255.

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[Ordinance 4255 Foundcare Zoning Map Amendment.docx](#)

[Foundcare Staff Report to City Council.docx](#)

[D. Uniform land use application. Foundcare.pdf](#)

[G. LEGAL DESCRIPTION. FOUND CARE.pdf](#)

[I. Survey. Foundcare.pdf](#)

[J. Plat. Foundcare.pdf](#)

[K. Site Plan. Foundcare.pdf](#)

[D2. Consent.Foundcare.PDF](#)

[E. Project Narrative. Foundcare.pdf](#)

[F. Warranty Deed. Foundcare.pdf](#)

[Riviera Beach business-impact-estimate-Ordinance 4255 - FOUND CARE ZONING MAP AMENDMENT.docx](#)

[Affidavit of Mailed Notice -Zoning Amendment 2-7-24.pdf](#)

[Newspaper Ad for 2.7.24 Council Meeting.pdf](#)

[Affidavit of Installation of Notification Signs -2-7-24 Meeting.pdf](#)

### **COMMENTS FROM THE PUBLIC - 7:30 PM Non-Agenda Item Speakers (Three-Minute Limitation)**

*Public Comments shall begin at 7:30 PM unless there is no further business of the City Council, which in that event, it shall begin sooner. In addition, if an item is being considered at 7:30 PM, then comments from the public shall begin immediately after the item has been concluded.*

### **10. Items Tabled**

### **REGULAR AGENDA**

### **11. Resolutions on Regular Agenda**

- 11.a **Resolution Number 18-24: A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida, authorizing the sale and transfer of retired K-9 Police Dog “Gin” in the amount of \$1.00 and authorizing the Mayor and City Clerk to execute the Bill of Sale; and providing an effective date.**

Michael Coleman, Chief of Police, (561) 845-4128

Staff recommends a Motion to approve Resolution Number 18-24.

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[RESOLUTION - Retirement of K9 Police Dog Gin.doc](#)

[K9 BILL OF SALE - Gin 4-24-2023 \(002\).docx](#)

- 11.b **Resolution Number 2-24: 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 open end master lease agreement with Enterprise**

**Fleet Management and to facilitate the ongoing replacement of the City's annual capital fleet budget allocation; authorizing the Director of Finance and Administrative Services to make annual lease and maintenance payments for the same; and providing for an effective date.**

Roberto Travieso, Public Works Director, MPA

Randy M. Sherman, Director of Finance and Administrative Services, CPA,  
CGFO, CTP, (561) 845-3476 or (561) 845-4045

Staff recommends a Motion to approve Resolution Number 2-24.

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[Resolution\\_2-24.docx](#)

[Maintenance and Fleet Rental Agreement.pdf](#)

[Full Maintenance Agreement \(3\).pdf](#)

[TELEMATICS SERVICES AGREEMENT.pdf](#)

[Enterprise Application Exxonmobil Fleet.pdf](#)

[Sourcewell Enterprise Fleet Contract 030122 \(1\).pdf](#)

- 11.c **Resolution Number 171-23: A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida, approving a Site Plan (SP-23-0013) request from Thermo King of The Southeast – Palm Beach for a new parking area and a proposed port cochere; on approximately +/-3.44 acres of land (+/- 149,846.4 square feet); generally located at 6870 and 6900 North Military Trail (Property Control Numbers - PCNs: 56-42-42-36-22-000-0010 and 56-42-42- 36-00-000-1050); providing for conditions of approval, providing for an effective date and for other purposes.**

Clarence Sirmons, Director of Development Services, AICP, (561) 845-4062

Staff recommends a Motion to approve Resolution Number 171-23.

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[Resolution Thermo King Site Plan Amendment.docx](#)

[Thermo\\_King\\_Staff\\_Report\\_to\\_City\\_Council.docx](#)

[Thermoking Site Plan](#)

[ThermoKing Combined Submittal Documents.pdf](#)

[Letter of Support- From Cheyney Brothers.pdf](#)

[Sign Affidavit - Thermo King.pdf](#)

[Mailer Affidavit - Thermo King.pdf](#)

[Proof of Newspaper Ad.pdf](#)

- 11.d **Resolution Number 172-23: A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida, approving a Replat, by Thermo King of The Southeast – Palm Beach; to Replat (PA-23-0005) +/- 3.44 acres of contiguous lots of record into a single parcel of property totaling approximately +/- 3.44 acres (+/- 149,846.4 square feet) of land area located at 6870 and 6900 North Military Trail (Property Control Numbers -**

**PCNs: 56-42-42-36-22- 000-0010 and 56-42-42-36-00-000-1050); and providing for an effective date and for other purposes.**

Clarence Sirmons, Director of Development Services, AICP, (561) 845-4062

Staff recommends a Motion to approve Resolution Number 171-23.

[Cover Page](#)

[Resolution Thermo King Replat.docx](#)

[Thermo\\_King\\_Staff\\_Report\\_to\\_City\\_Council.docx](#)

[Thermoking Plat.pdf](#)

[Sign Affidavit - Thermo King.pdf](#)

[Combined Submittal Materials.pdf](#)

[Mailer Affidavit - Thermo King.pdf](#)

[Proof of Newspaper Ad.pdf](#)

**12. Discussion and Deliberation**

**12.a Discussion & Deliberation: Large Family Childcare Home regulations.**

Clarence Sirmons, Director of Development Services, AICP, (561) 845-4062

Staff recommends that City Council provide feedback on the proposed changes to the regulations governing Large Family Childcare Homes.

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**13. Discussion by City Manager**

**14. Discussion by City Attorney**

**15. City Council Committee Reports**

**16. Statements by the Mayor and City Council**

**ADJOURNMENT**

**Appeals**

*If any interested person desires to appeal any decision of the City Council with respect to any matter considered at this meeting, at his or her own expense, that person will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based, pursuant to Section 286.0105, F.S. The City of Riviera Beach does not prepare or provide such a record.*