

CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
REGULAR CITY COUNCIL MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, NOVEMBER 28, 2007 AT 6:30 P.M.

I. CITY CLERK CALLS TO ORDER:

Roll Call

Chairperson Lowe was present and presided. Upon roll call by City Clerk Ward, the following were present: Mayor Thomas A. Masters, Chairperson Shelby L. Lowe, Chair pro tem Lynne L. Hubbard, Councilperson Norma Duncombe, Councilperson Cedrick Thomas; and Councilperson James "Jim" Jackson. Also present were City Manager William E. Wilkins, City Clerk Carrie E. Ward, MMC, and City Attorney Pamala H. Ryan.

Invocation & Pledge of Allegiance

Everyone stood for a Moment of Silence and The Pledge of Allegiance led by Councilperson Thomas.

There was a consensus of the City Council to recess the meeting until 7:15 p.m. to reconvene the CRA Special Meeting.

Chairperson Lowe reconvened the meeting at 9:22 p.m.

II. AGENDA APPROVAL

1) Additions, Deletions, Substitutions

City Manager Wilkins made the following revisions to the agenda:

Deleted: Item NO.1 - presentation of the City's Cheerleading Squad; Item NO.2 - presentation of new employees; Item No. 11 - sale and transfer of Police K-9 Max; and *Item* No. 19 - appointment to *General* Employee Pension Board. Item No. 4 - Florida City Government Celebration would be rescheduled for the December 19th City Council Meeting.

2) Adoption of Agenda

A motion was made by Chair pro tem Hubbard and seconded by Councilperson Jackson to approve the agenda as amended.

MOTION

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

III. AWARDS AND PRESENTATIONS

ITEM NO.1

PRESENTATION INTRODUCING THE PARTICIPANTS OF THE CITY'S CHEERLEADING SQUADS, THEIR AWARDS AND ACCOMPLISHMENTS.

ITEM DELETED

ITEM NO.2

PRESENT AND WELCOME NEW EMPLOYEES OF THE CITY OF RIVIERA BEACH FOR THE MONTH OF OCTOBER, 2007.

ITEM DELETED

ITEM NO.3

THIS ITEM HAS BEEN LEFT BLANK INTENTIONALLY

ITEM NO.4

PRESENTATION FOR FLORIDA CITY GOVERNMENT CELEBRATION.

ITEM RESCHEDULED

- IV. COMMENTS FROM THE PUBLIC -Non Agenda or Consent Item Speakers (Three Minute Limitation) *Please be reminded that the City Council has adopted a set of "Rules of Decorum Governing Public Conduct During Official Meetings," which has been posted at the entrance of the council chambers. In a effort to preserve order, if any of the rules are not adhered to, the Council Chair may have any disruptive speaker removed from the podium, from the meeting and/or the building if necessary. Please govern yourselves accordingly.*

Mary Brabham, 1564 W 9th Street, stated that the same chaos that occurred at the previous meeting would happen again at the December 5th City Council Meeting because the issue of TradeMark Recycling and the site plan for the Ocean Mall would be on the agenda.

John Clayton, 1809 Avenue E, announced that a public Charter Review Committee Meeting would be held December 4th at 6:30 p.m. and that the Historical Society Meeting would be held December 6th at 2:00 p.m.

Margaret Shepherd, 2003 W 17th Ct #104, requested that the City Council supports both the CRA director and the City Manager.

Richard Wester, 331 W 23rd Street, requested that the City Council support its city staff.

B. G. Sykes, 333 E 24th Street, made requested that the City Council support its city staff.

Sylvia Blue, 1526 Broadway, made comments reference counterproductive actions of the City Council.

Jessie Pinkney, 1417 W 23rd Street, made comments reference the repair of 23rd Street. She also made comments against approval of the site plan application submitted by TradeMark Metal Recycling.

Elizabeth Wade, 1517 W 13th Street, made comments reference the proposed car wash to be located in the redevelopment area. She made opposing comments reference the site plan application submitted by TradeMark Metal Recycling. She also made comments reference the actions of the board during the CRA meeting.

Mike Mahoney, 2120 Broadway, made comments reference actions of the board during the CRA meeting. He also made comments reference the proposed car wash in the redevelopment area.

Nora Mahoney, 2120 Broadway, made comments reference teleVising the Planning and Zoning Board meetings. She also made comments reference illegal activity on Broadway.

Bonnie Larson, W 27th Street, acknowledged that some streets would be not be accessible because of the work that FPL will be doing in the area of Broadway and Blue Heron Boulevard east to the base of the bridge and north to 34th Court. She also made comments reference the city providing land to the Boys and Girls Club instead of them purchasing the land from the city.

Gerald Ward, 31 W 20th Street, announced the scheduled public meeting with the Charter Review Advisory Board. He also made comments referenced the State Road 710 project.

Fane Lozman, 2100 Broadway, made comments reference a rally that he held in front of Wells Recreation Center prior to the November 7th City Council Meeting.

Ezra Saffold, 101 E Blue Heron Boulevard, made comments for clarification of procedures of the city's bid process. He inquired about evaluating the bid process as it relate to local vendors bidding on projects.

City Manager Wilkins stated that local vendor preference was previously a part of the bidding process but was removed because the city was not receiving competitive bids for projects. He stated that a workshop was being planned to discuss the small business participation ordinance.

V. CONSENT AGENDA:

ALL MATTERS LISTED UNDER THIS ITEM ARE CONSIDERED TO BE ROUTINE AND ACTION WILL BE TAKEN BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCILPERSON SO REQUESTS, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA.

1) MINUTES:

ITEM NO.5

MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD NOVEMBER 7, 2007.

ITEM NO.6

MINUTES OF THE AGENDA REVIEW MEETING HELD ON OCTOBER 1, 2007.

ITEM NO.7

MINUTES OF THE AGENDA REVIEW MEETING HELD ON OCTOBER 15, 2007.

RESOLUTIONS:

ITEM NO.8

RESOLUTION NO. 161-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF SIX (6) FORD VEHICLES FOR THE CITY'S POLICE DEPARTMENT FROM DUVAL FORD OF JACKSONVILLE, FLORIDA THROUGH THE FLORIDA SHERIFF'S BID #07-15-0827, AUTHORIZING THE INTERIM FINANCE DIRECTOR TO PAY \$152,142 TO DUVAL FORD FROM THE MOTOR VEHICLE ACCOUNT NO. #001-0822-521-0-6401; AND PROVIDING AN EFFECTIVE DATE.

ITEM NO.9

RESOLUTION NO. 162-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE MAINTENANCE SERVICE AGREEMENT FOR SERVICE OF TELEPHONE EQUIPMENT AND RADIO SERVICE FOR THE FISCAL

YEAR 2007/2008 WITH MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC. (MOTOROLA), AT A TOTAL COST OF \$47,834.40; AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN SAID AGREEMENT; AND AUTHORIZING PAYMENT FROM ACCOUNT NO. 001-0817-521-0-4102; AND PROVIDING AN EFFECTIVE DATE.

2) PETITIONS AND COMMUNICATIONS FOR FILING:

NONE

END OF CONSENT AGENDA

A motion was made by Councilperson Thomas and seconded by Councilperson Jackson to approve the Consent Agenda.

MOTION

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

VI. PUBLIC HEARINGS:

NONE.

1) ORDINANCES ON FIRST READING:

NONE

VII. REGULAR:

ITEM NO. 10
RESOLUTION NO. 163-07 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 "CONAN" IN THE AMOUNT OF \$1; AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Jackson and seconded by Councilperson Thomas to approve Resolution No. 163-07.

MOTION

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

ITEM NO. 11

RESOLUTION NO. 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 "MAX" IN THE AMOUNT OF \$1; AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE; AND PROVIDING AN EFFECTIVE DATE. ~~ITEM DELETED~~

ITEM NO. 12

RESOLUTION NO. 165-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE INTERIM FINANCE DIRECTOR TO APPROPRIATE THE FUND BALANCE IN THE LAW ENFORCEMENT TRUST FUND IN THE AMOUNT OF \$11,000 TO FUND THE POLICE DEPARTMENT'S HOLIDAY SEASON CRIME PREVENTION AND TASK FORCE PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Thomas and seconded by Councilperson Jackson to approve Resolution No. 165-07.

MOTION

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

ITEM NO. 13

RESOLUTION NO. 166-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE EXECUTION OF A JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR REIMBURSEMENT OF EXPENSES FOR DEBRIS REMOVAL AND MONITORING FOLLOWING HURRICANE WILMA ON FEDERAL AID ROADS WITHIN THE CITY OF RIVIERA BEACH.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Thomas and seconded by Councilperson Jackson to approve Resolution No. 166-07.

MOTION

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

ITEM NO. 14

RESOLUTION NO. 167-07 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 BETWEEN THE CITY OF RIVIERA BEACH AND RESOURCE GROUP N.A. TO PROVIDE LOBBYIST REPRESENTATION AT THE STATE LEVEL ON BEHALF OF THE CITY OF RIVIERA BEACH; COMPENSATION SHALL BE \$2,500 PER MONTH FOR THE PERIOD OCTOBER 1, 2007 THROUGH SEPTEMBER 30, 2008; THE SAME TO BE PAID FROM THE PROFESSIONAL SERVICES - OTHER, ACCOUNT NO. 001-0203-519-0-3106.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Duncombe and seconded by Councilperson Thomas to approve Resolution No. 167-07.

MOTION

The following members of the public made comments reference Resolution No. 167-07:

Sylvia Blue, 1516 Broadway, stated that she was in support of the resolution. The Resource Group, since contracting with the city brought in funding for various projects throughout the city and ensured that the City Council's legislative issues were properly addressed in Tallahassee.

Bonnie Larson, W **27th** Street, inquired about the work performance of the lobbyist. She also inquired about the contract being retroactive to October 1st and the services that will be provided for the term of the contract.

Jordan Connors, Resource Group, stated that requests for legislative appropriation were due by the 10th of December and budget hearing would be held in January. He stated that if the services of the state lobbyist went to bid at this time, the city would miss the established deadlines.

Councilperson Thomas inquired as to whether or not the Resource Group represented TradeMark Metal Recycling.

Jordan Connors stated that the Resource Group previously represented TradeMark Recycling but had not done so in the past two months.

Councilperson Thomas inquired as to whether or not this was considered a conflict of interest.

Attorney Ryan stated that she would have to research the information and provide an answer upon her findings.

A motion was made by Councilperson Thomas and seconded by Chair pro tern Hubbard to table approval of the Resolution until Attorney Ryan was able to research whether or not the Resource Group previously representing TradeMark Metals was a conflict of interest.

MOTION TO TABLE

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

ITEM NO. 15

RESOLUTION NO. 168-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO CONDUCT THE 8TH ANNUAL CITY OF RIVIERA BEACH MUSIC FESTIVAL ON THE MUNICIPAL BEACH, APRIL 11TH THROUGH APRIL 13, 2008 AND DIRECTING THE INTERIM FINANCE DIRECTOR TO ESTABLISH A BUDGET AND APPROPRIATE FUNDS FOR THE 2008 CITY OF RIVIERA BEACH 8TH ANNUAL MUSIC FESTIVAL IN THE AMOUNT OF \$723,950; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Thomas and seconded by Chair pro tern Hubbard to approve Resolution No. 168-07.

MOTION

The following members of the public made comments reference Resolution No. 168-07:

Nora Mahoney, 2120 Broadway, requested that the city cancel the festival because of the approximated cost as well as the deficits that incurred with the past festivals. She stated that the city should wait until the area is redeveloped and utilize the facilities that were planned. She also stated that funds that were being appropriated for the festival could be better used throughout city especially with possible budget cuts coming as a result of the property tax reform.

Mike Mahoney, 2120 Broadway, stated that the funds should be spent on other projects such as improvements along Broadway. He stated that if the city proceeded with the festival, local talent needed to be utilized more so than national artist in order to cut down on cost.

Fane Lozman, Riviera Beach Marina, stated that if the city was going to proceed with festival then someone else should oversee it. He stated that the City Council should set a limit on the amount of deficit and if exceeded cancel the festival and wait for the redevelopment of the Ocean Mall.

Bonnie Larson, W 27th Street, stated that the city has lost money each year a festival was held. She stated that the biggest problem that is encountered was receiving funds from sponsors. She stated that history would be repeating itself if the resolution was approved and sponsorships were not collected.

Milton Brown, Festival Advisory Board Member, provided a history of the 2007 festival event, and encouraged the Mayor and City Council to support its committee and the work that was being done by staff and that in the near future the festival would become self sufficient.

A lengthy discussion ensued amongst the City Council.

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

ITEM NO. 16

RESOLUTION NO. 169-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE PROFESSIONAL SERVICES AGREEMENT FOR MUSIC FESTIVAL REGIONAL MARKETING TO UPSCALE EVENTS BY MOSAIC IN THE AMOUNT OF \$25,000 THE 5TH ANNUAL CITY OF RIVIERA BEACH MUSIC FESTIVAL ON THE MUNICIPAL BEACH, APRIL 11, THROUGH APRIL 13, 2008; AND DIRECTING THE INTERIM FINANCE DIRECTOR TO MAKE PAYMENT FROM ACCOUNT NO. 135-0202-572-0-4904; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Councilperson Thomas and seconded by Chair pro tem Hubbard to approve Resolution No. 169-07.

MOTION

The following members of the public made comments reference Resolution No. 169-07:

Bonnie Larson, W 27th Street, stated that the City Council should not approve any resolutions pertaining to the music festival until funds were received from sponsors.

Fane Lozman, Riviera Beach Marina, stated that economic times were tough and that hoping to break even was not advantageous. He stated that the city could not afford to continue the same format for the festival as before.

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

ITEM NO. 17

RESOLUTION NO. 170-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE PROFESSIONAL SERVICES AGREEMENT FOR STAGE PRODUCTION MANAGEMENT TO PINDROP MANAGEMENT, LLC IN THE AMOUNT OF \$50,000 FOR THE 8TH ANNUAL CITY OF RIVIERA BEACH MUSIC FESTIVAL ON THE MUNICIPAL BEACH, APRIL 11 THROUGH APRIL 13, 2008; AND DIRECTING THE INTERIM FINANCE DIRECTOR TO MAKE PAYMENT FROM ACCOUNT NO. 135-0202-572-0-3409; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Ward read the aforementioned Resolution into the record.

A motion was made by Chair pro tern Hubbard and seconded by Councilperson Thomas to approve Resolution No. 170-07.

MOTION

The following members of the public made comments reference Resolution No. 170-07:

Fane Lozman, Riviera Beach Marina, inquired as to whether or not the funds could be used to erect a permanent stage or erect a mobile stage that could be used at other events throughout the city.

Upon a roll call vote by City Clerk Ward, the vote was unanimous.

MOTION APPROVED

ITEM NO. 18

INTERIM FINANCE DIRECTOR'S SEMI-ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDED SEPTEMBER 30,2007.

There was a consensus of the City Council to receive the report at the next City Council Meeting.

1) BOARD APPOINTMENT:

ITEM NO. 19

REQUEST CITY COUNCIL APPROVE THE MAYOR'S RE-APPOINTMENT OR APPOINTMENT OF ONE (1) MEMBER TO SERVE ON THE GENERAL EMPLOYEES PENSION BOARD FOR THREE (3) YEARS THROUGH NOVEMBER, 2010. ITEM DELETED

2) DISCUSSION BY THE CITY MANAGER:

City Manager Wilkins announced that based on a request from Mr. Mike Busha, Executive Director of the Treasure Coast Regional Planning Agency, staff would be meeting with them to review their recommendations and results from the charets. A meeting would be held at 10:30 with the Metropolitan Planning Organization to review the recommendations. He stated that any recommendations to be presented to the Metropolitan Planning Organization would come from the City Council.

City Manager Wilkins requested that a workshop be scheduled for December 11th to discuss the site of the Boys and Girls Club and the beach erosion program.

Chairperson Lowe requested that the discussion on fundraising for the festival be added to the agenda.

There was a consensus of the City Council to schedule a workshop for December 11th at 5:00 p.m. to include the stated discussions.

VIII. LEGAL DISCUSSION/REQUEST:

NONE

IX. DISCUSSION AND RECOMMENDATIONS:

Councilperson Duncombe requested that Attorney Ryan explain the issue with the City Council in terms of the chairperson recognizing and allowing all city councilpersons to speak.

Attorney Ryan stated that she provided two memorandums to the City Council: 1) vote of no confidence to be raised by Councilperson Jackson; and 2) request from Councilperson Duncombe reference the ability of councilpersons being able to speak without interruptions. She stated that upon review of a couple of versions of the Robert's Rules of Order as well as the City Council's Rules of Conduct, each person should be allowed to speak on item no more than 10 minutes unless the board adopts a different rule which the current board had not. She stated that each person should be given the opportunity to speak prior to someone being provided the opportunity to make additional comments. She stated that the chairperson had the right to end a debate if they felt that it was continuing too long or becoming exhaustive.

Chairperson Lowe stated that his goal was to maintain consistency; however when it comes to making comments three or more times then it needed to be put to a vote if one did not agree with the decision of the chairperson. He stated that he hoped that others would get the opportunity to become chairperson so that they could have the experience. However, he would put forth every effort to

ensure that no one felt slighted but if he felt that the agenda was not moving along he would call for the question.

A motion was made by Councilperson Jackson and seconded by Councilperson Thomas to have a vote of no confidence for the interim marina director.

MOTION

Sylvia Blue, 1516 Broadway, inquired as to whether or not the public had a right to speak on items added to the agenda at the end of a meeting.

City Attorney Ryan stated that the item should have been added at the beginning of the meeting so that the public would have the opportunity to submit a public comment card if desired. She also stated that when the City Council address issues at the end of a meeting it did not mean that the public would to be given the opportunity to make comments. She stated that since the issue was discussed at Agenda Review, she felt that it was appropriate for the public to make comments.

A discussion ensued amongst the City Council and staff.

City Attorney Ryan stated that the memo she provided addressed the resolution provided by a member of the public for the City Council's approval and a verbal vote of no confidence which stated that the City Council had the right to make a decision on the issues if so desired however, it probably would not have any real effect as it related to the marina director who reported to the City Manager. She stated that the vote of no confidence did not mean that the marina director would be fired, suspended, or reprimanded it just meant that the City Council had no confidence in the employee.

Councilperson Thomas stated that he seconded the motion in an effort for Councilperson Jackson to have the opportunity to be able to voice any concerns that he had. He stated that he had no support information for the stated allegations and that he felt that the City Manager should handle any complaints that have been submitted against any employee.

Councilperson Duncombe stated that Ms. Blue should be given the opportunity to speak prior to the City Council making their decision on whether or not to address the issue.

Chairperson Lowe stated that he felt that the memo provided by the attorney had not been read by members of the City Council and that discussing the item would possibly subject them to some type of legal actions especially if the allegations were unfounded.

The following members of the public made comments reference the vote of no confidence:

Sylvia Blue, 1516 Broadway, stated that she was hoping that the issue was put on the agenda as it was discussed at Agenda Review. She stated that reportedly not only was there a resolution reference the marina director but there was also a resolution reference the city manager and that she was adamantly opposed to both.

Fane Lozman, Riviera Beach Marina, stated that the US Senate did not hire or fire the Attorney General but they had a resolution of no confidence on Attorney Gonzalez. He stated that if the US Senate adopted such resolution then why the City Council couldn't adopt the same even though the employee was under the City Manager. He also stated that the City Council should inquire as to how much longer it would be before a permanent employee was hired.

At this time Councilperson Thomas withdrew his second.

X. ADJOURNMENT

There being no further business, the meeting was duly adjourned at 11 :50 p.m.

**NOTE: A COMPLETE REC
OFFICE OF THE CITY CLERK**

APPROVED:



THOMAS A. MASTERS
MAYOR



SHELBY L. LOWE
CHAIRPERSON

ATTEST:



CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



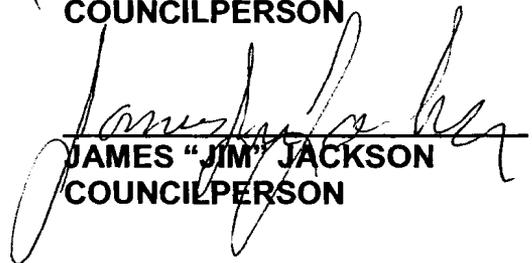
LYNNE L. HUBBARD
CHAIR PRO TEM



NORMA DUNCOMBE
COUNCILPERSON



CEDRICK THOMAS
COUNCILPERSON



JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: C. Thomas
SECONDED BY: L. Hubbard

S. LOWE	<u>aye</u>
L. HUBBARD	<u>aye</u>
J. JACKSON	<u>nay</u>
N. DUNCOMBE	<u>aye</u>
C. THOMAS	<u>aye</u>

DATE APPROVED: 12/19/07