

CITY OF RIVIERA BEACH CITY COUNCIL

AGENDA ITEM SUMMARY

MEETING DATE: 12/16/09

AGENDA ITEM SUMMARY NO. M09-122-3

CONSENT AWARDS/PRESENTATIONS/PETITIONS RESOLUTION
 PUBLIC HEARING ORDINANCE ON FIRST READING DISCUSSION
 ORDINANCE ON SECOND READING

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY CLERK TO NOTICE AND PREPARE FOR THE GENERAL MUNICIPAL ELECTION; AND A SPECIAL ELECTION TO BE HELD TUESDAY, MARCH 9, 2010; AND RUN-OFF ELECTIONS IF NECESSARY, TUESDAY, MARCH 23, 2010. ALL ELECTIONS SHALL BE HELD WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY BETWEEN THE HOURS OF 7:00 AM UNTIL 7:00 PM TO FILL THE EXPIRED SEATS TO WIT: CITY COUNCIL DISTRICT TWO (2); CITY COUNCIL DISTRICT FOUR (4); AND FOR SUCH SPECIAL ELECTION CITY COUNCIL DISTRICT THREE (3); RESPECTIVELY; PROVIDING FOR THE USE OF VOTING EQUIPMENT; PROVIDING BALLOTS, ABSENTEE BALLOTS, AND PROVISIONAL BALLOTS IN SUCH ELECTIONS; APPOINTING A CITY OF RIVIERA BEACH CANVASSING BOARD; AND PROVIDING AN EFFECTIVE DATE.

RECOMMENDATION/MOTION: APPROVE THE RESOLUTION AUTHORIZING THE CITY CLERK TO NOTICE AND PREPARE FOR THE GENERAL MUNICIPAL ELECTION AND A SPECIAL ELECTION TO BE HELD MARCH 9, 2010 AND THE RUN-OFF ELECTION, IF NECESSARY, MARCH 23, 2010.

INTER-DEPARTMENTAL REVIEW & DATE

CITY ATTORNEY	MARINA
CITY CLERK <i>cedil 12/1/2009</i>	POLICE
COMMUNITY DEVELOPMENT	PUBLIC WORKS
FINANCE	PURCHASING
FIRE	RECREATION & PARKS
HUMAN RESOURCES	WATER & SEWER
LIBRARY	OTHER

APPROVED BY CITY MANAGER: *Ruth C. Jones* DATE: 12-8-09

ORIGINATING DEPT. <i>cedil</i> OFFICE OF THE CITY CLERK	COSTS: \$27,000.00 CURRENT FY: \$ <u>27,000.00</u>	CITY COUNCIL ACTIONS: <input type="checkbox"/> APPROVED <input type="checkbox"/> APPROVED W/CONDITIONS <input type="checkbox"/> DENIED <input type="checkbox"/> TABLED TO <input type="checkbox"/> REFERRED TO STAFF
USER DEPT. OFFICE OF THE CITY CLERK	FUNDING SOURCE: <input type="checkbox"/> CAPITAL IMPROVEMENT <input checked="" type="checkbox"/> OPERATING <input type="checkbox"/> OTHER	ATTACHMENTS: 1. RESOLUTION
ADVERTISED: DATE: PAPER: <input checked="" type="checkbox"/> NOT REQUIRED AFFECTED PARTIES <input type="checkbox"/> NOTIFIED <input type="checkbox"/> NOT REQ'D	BUDGET ACCOUNT NUMBER:001-0410* (ELECTION BUDGET)	

BACKGROUND/SUMMARY:

Item No. 03

EXHIBIT A-1

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2009	2010	2011
Capital Expenditures	<u>NA</u>	<u>NA</u>	_____
Operating Costs	<u>NA</u>	<u>27,000</u>	_____
External Revenues	<u>NA</u>	<u>NA</u>	_____
Program Income (City)	<u>NA</u>	<u>NA</u>	_____
In-Kind Match (City)	<u>NA</u>	<u>NA</u>	_____
NET FISCAL IMPACT	_____	<u>27,000</u>	_____

NO. ADDITIONAL FTE POSITIONS (Cumulative)

Is Item Included In Current Budget?
Budget Account No.: Fund 001
Category _____

Dept/Division 0410

Yes XX
Org. _____

No. _____
Object _____

Reporting

B. Recommended Sources of Funds/Summary of Fiscal Impact:

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

A. Finance Department and/or Purchasing/Intergovernmental Relations/Grants Comments:

Finance Department

Purchasing and Grants

B. Other Department Review:

Department Director

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY CLERK TO NOTICE AND PREPARE FOR THE GENERAL MUNICIPAL ELECTION; AND A SPECIAL ELECTION TO BE HELD TUESDAY, MARCH 9, 2010; AND RUN-OFF ELECTIONS IF NECESSARY, TUESDAY, MARCH 23, 2010. ALL ELECTIONS SHALL BE HELD WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY BETWEEN THE HOURS OF 7:00 AM UNTIL 7:00 PM TO FILL THE EXPIRED SEATS TO WIT: CITY COUNCIL DISTRICT TWO (2); CITY COUNCIL DISTRICT FOUR (4); AND FOR SUCH SPECIAL ELECTION CITY COUNCIL DISTRICT THREE (3); RESPECTIVELY; PROVIDING FOR THE USE OF VOTING EQUIPMENT; PROVIDING BALLOTS, ABSENTEE BALLOTS, AND PROVISIONAL BALLOTS IN SUCH ELECTIONS; APPOINTING A CITY OF RIVIERA BEACH CANVASSING BOARD; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the amendment to the Charter and the Code of Ordinances of the City of Riviera Beach, provides for Elections to be held on the second Tuesday in March of each year for the electorate to fill the vacant offices at such time; and

WHEREAS, if such offices are not filled at such time, the City Clerk shall continue Run-off Elections to be held on the fourth Tuesday in March, and the Candidate obtaining a majority in each district shall be deemed elected to such office; and

WHEREAS, in the year 2010 three (3) offices are necessary to be filled at the General Municipal Election to be held in the City of Riviera Beach, Tuesday, March 9, 2010.

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 Municipal Election shall be held and is hereby ordered to be held in the City of Riviera Beach, Palm Beach County, Florida, between the hours of 7:00 AM and 7:00 PM on the 9th day of March, 2010 for the purpose of electing qualified candidates as provided by law for to fill City Council District Two (2), City Council District Four (4), and a Special Election to fill City Council District Three (3).

SECTION 2. Candidates for City Council District Two (2), and City Council District Four (4), shall file within the district which they have resided for one year, as of January 26, 2010.

SECTION 4. The City Clerk is hereby authorized to designate polling locations within the municipal boundaries in accordance with applicable laws and state guidelines.

SECTION 5. The City Clerk is hereby authorized to assign sufficient poll workers to facilitate the 15 precincts within the municipal boundaries; schedule training for poll workers and to establish a pay scale applicable to the duties and responsibilities of the Election staff.

SECTION 6. The City Clerk is authorized to enter into agreements to establish polling locations for the March 9th General Municipal Election; and the March 23rd Municipal Run-off Election, if necessary.

SECTION 7. The Palm Beach County's Supervisor of Elections shall provide for use of the voting equipment and process absentee ballots for said Elections.

SECTION 8. The City Council hereby authorizes the Palm Beach County Supervisor of Elections to provide for voting equipment to accommodate a successful election; and in conjunction with the manufacturers of the new voting equipment to train the Poll workers appointed by the City Clerk to facilitate the designated precincts within the municipal boundaries. If Run-off Elections become necessary, the City Clerk of the City of Riviera Beach is hereby authorized to proceed as scheduled.

SECTION 9. Immediately after closing of the polls on the day of said Elections, the clerks of each precinct shall certify the returns thereof to the City Clerk at the Municipal Complex. The City Clerk of the City of Riviera Beach shall deliver to the Palm Beach County Supervisor of Elections returns for official results.

SECTION 10. The City Council hereby appoints City Clerk Carrie E. Ward; Deputy City Clerk Claudene Robinson, Councilperson Billie E. Brooks; and Councilperson Shelby Lowe as the City of Riviera Beach Canvassing Board. The Palm Beach County Supervisor of Elections shall be appointed as an additional member to the Riviera Beach Canvassing Board.

SECTION 11. The City Clerk is hereby authorized to call the City's Canvassing Board to convene to accept the certified results of the March 9, 2010 Municipal Election. The City Clerk hereby announces the convening of the City of Riviera Beach Canvassing Board to meet, Wednesday, March 17, 2010 at 6:00 pm. at the Municipal Complex, providing a Run-off Election is not necessary to complete the process. If a Run-off Election is necessary, the Canvassing Board shall convene its meeting at 6:00 p.m. on Wednesday, April 7, 2010.

SECTION 12. The City of Riviera Beach opt out of early voting for the 2010 General Municipal Election.

SECTION 13. This resolution shall take effect immediately upon its approval.

PASSED AND APPROVED this _____ day of _____, 2010.

APPROVED:

THOMAS A. MASTERS
MAYOR

DAWN S. PARDO
CHAIRPERSON

(MUNICIPAL SEAL)

JUDY L. DAVIS
CHAIR PRO-TEM

ATTEST:

CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

BILLIE E. BROOKS
COUNCILPERSON

TONYA DAVIS JOHNSON
COUNCILPERSON

SHELBY L. LOWE
COUNCILPERSON

RESOLUTION NO. _____
PAGE 4

MOTIONED BY: _____

SECONDED BY: _____

D. PARDO: _____

J. DAVIS: _____

B. BROOKS _____

T. DAVIS JOHNSON _____

S. LOWE: _____

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: _____