

RESOLUTION NO. 01-10UD

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE RECOMMENDATION OF STAFF AND AUTHORIZING STAFF TO NEGOTIATE AND EXECUTE A CONTRACT WITH BARNES, FERLAND & ASSOCIATES OF WEST PALM BEACH, FLORIDA, A MINORITY OWNED FIRM; AND WITH CHEN & ASSOCIATES OF WEST PALM BEACH, FLORIDA, A MINORITY OWNED FIRM; NEGOTIATING IN THE AMOUNT BETWEEN \$350,000 TO \$500,000; TO PROVIDE GENERAL PROFESSIONAL ENGINEERING SERVICES FOR WATER TREATMENT, DISTRIBUTION, SEWER COLLECTION PLANNING AND DESIGN SERVICES AS PER THEIR PROPOSALS SUBMITTED ON SEPTEMBER 16, 2008; AND THAT THE DISTRICT FINANCE DIRECTOR PAY THIS AMOUNT FROM ACCOUNT NO. 411-1417-536-0-3106; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, staff solicited Request for Qualifications for General Professional Consulting Engineering Services for Water Treatment, Distribution, Sewer Collection Planning and Design Services; and

WHEREAS, the selection committee short-listed four (4) firms in accordance with the State of Florida's "Consultants' Competitive Negotiation Act" (FS 287.066) namely: Barnes, Ferland & Associates, Chen & Associates, Montgomery Watson, and RCT Engineering Consulting; and

WHEREAS, Barnes, Ferland & Associates, of West Palm Beach, Florida was selected as the top ranked firm and Chen & Associates was selected as the second ranked firm to provide the services identified in the City Request for Qualifications, and staff recommends that the Board authorize the negotiation and execution of a contract with both firms in an amount not to exceed \$500,000.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: That the Utility Special District of the City of Riviera Beach, Palm Beach County, Florida, authorizes staff to negotiate and execute an contract/agreement with Barnes, Ferland & Associates and Chen & Associates, to provide general professional consulting engineering services for water treatment, distribution, sewer collection planning and design services in an amount between \$350,000 and \$500,000.

SECTION 2: That the Utility Special District Board authorizes the District Chairperson and District Clerk to execute the aforementioned agreement on behalf of the Utility Special District.

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SECTION 3. That the District Finance Director is authorized to make payment for same under Account No. 411-1417-536-0-3106.

SECTION 4: This Resolution shall take effect upon its passage and approval by the District Board.

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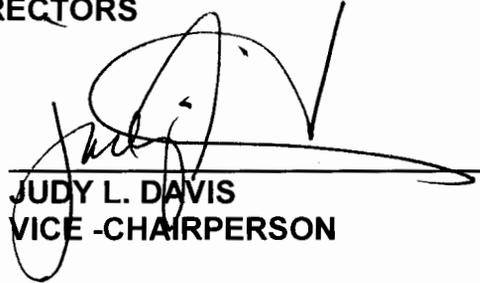
PASSED AND ADOPTED THIS 20th day of January, 2010

APPROVED:

UTILITY SPECIAL DISTRICT BOARD OF DIRECTORS

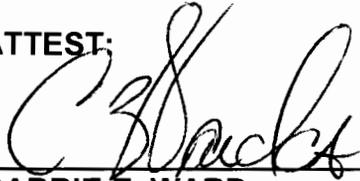


DAWN S. PARDO
CHAIRPERSON



JUDY L. DAVIS
VICE -CHAIRPERSON

ATTEST:



CARRIE E. WARD
MASTER MUNICIPAL CLERK
DISTRICT CLERK



BILLIE E. BROOKS
BOARD MEMBER



TONYA DAVIS JOHNSON
BOARD MEMBER



SHELBY L. LOWE
BOARD MEMBER

MOTIONED BY: J. Davis

SECONDED BY: T. Davis Johnson

B. BROOKS aye

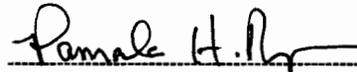
J. DAVIS aye

T. JOHNSON aye

D. PARDO aye

S. LOWE aye

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, DISTRICT ATTORNEY

DATE: 1/13/10

RESOLUTION NO. 02-10UD

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AUTHORIZING AND APPROVING A JOINT PROJECT PARTICIPATION FUNDING AGREEMENT BETWEEN PALM BEACH COUNTY AND THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PBC PROJECT NO. 2003512, FOR UTILITY IMPROVEMENT AT 45TH STREET FROM JOG ROAD TO EAST OF HAVERHILL ROAD.; AUTHORIZING THE DISTRICT CHAIRPERSON AND DISTRICT CLERK TO EXECUTE SAID AGREEMENT IN THE AMOUNT OF \$34,960 PLUS 10% CONTINGENCY (WITH CITY MANAGER'S APPROVAL AND NOTIFICATION TO THE UTILITY SPECIAL DISTRICT BOARD OF DIRECTORS); APPROVING AND AUTHORIZING THE DISTRICT FINANCE DIRECTOR TO TRANSFER FUNDS IN THE AMOUNT OF \$38,456 FROM THE UTILITY DISTRICT CONTINGENCY ACCOUNT NO. 413-1417-536-0-5999 INTO THE UTILITY SPECIAL DISTRICT CAP: MAINS ACCOUNT NO. 413-1438-535-0-6558; AND AUTHORIZING THE DISTRICT FINANCE DIRECTOR TO MAKE PAYMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the County is performing expansive work along 45TH Street. (Palm Beach County Project No. 1998506-B). The City currently has underground utility lines existing in the County's right-of-way that must be moved as set out in Florida Statutes Section 337.403; and

WHEREAS, the County intends to improve the 45th Street from Jog Rd. to E. of Haverhill Rd. and Jog Rd. from S. of 45th to N. of 45th Street; and

WHEREAS, the County and the District desire to jointly participate in the construction of utility adjustments to the District's water main and/or sewage transmission system and other improvements with the project area; and

WHEREAS, both County and District declare that it is in the public interest that the work be constructed with the aforementioned project; and

WHEREAS, the Director of Palm Beach County Engineering/Public Works Operation submitted a construction estimate for this project to the Board of County Commissioners on January 12, 2010, in the amount of \$14,646,240.35. The District's portion in the construction of utility adjustments to the water distribution and sewage transmission systems, and other improvements at 45th Street from Jog Road to E. of Haverhill Road totals \$34,960.00; and

WHEREAS, staff recommends that the Utility District Board approve the Joint Project Participation/Fund Interlocal Agreement between Palm Beach County and the City of Riviera Beach in the construction project.

NOW, THEREFORE, BE IT RESOLVED BY THE UTILITY SPECIAL DISTRICT BOARD OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: That the Utility Special District Board hereby approve the Palm Beach County Joint Project Participation/Funding Interlocal Agreement between Palm Beach County and the City of Riviera Beach Utility District; and approves said payment to Palm Beach County Department of Engineering and Public Works, in the amount of \$34,960 plus 10% contingency, totaling \$38,456; for utility improvements along 45th Street between Jog Road and Haverhill Road.

SECTION 2: That the Utility District Board authorizes the District Chairperson and District Clerk to execute the aforementioned agreement with the party named above.

SECTION 3: That the Board hereby authorizes the District Finance Director to transfer funds, in the amount of \$38,456, from the Utility District Contingency Account No. 413-1417-533-0-5999 into the Utility District's CAP- Mains Account No. 413-1438-535-0-6558.

SECTION 4: That the District Finance Director is authorized to make payment for same by proper invoice after written notice under Account Number 413-1438-535-0-6558 , in the amount of \$34,960 plus 10% contingency, if needed, totaling \$38,456 with the City Manager's approval and notification the District Board.

SECTION 5: That the Interim District Director is authorized to approve Change Orders in an amount not to exceed ten percent (10%) of the contract amount with the City Manager's approval and notification to the District Board.

SECTION 6: This Resolution shall take effect upon its passage and approval by the Utility District Board.

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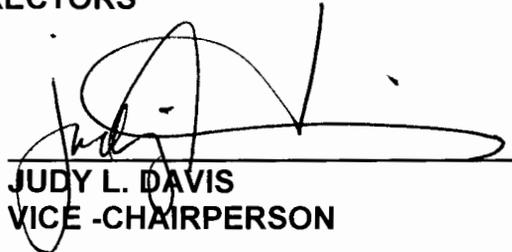
PASSED AND ADOPTED THIS 20th day of January, 2010

APPROVED:

UTILITY SPECIAL DISTRICT BOARD OF DIRECTORS



DAWN S. PARDO
CHAIRPERSON



JUDY L. DAVIS
VICE -CHAIRPERSON

ATTEST:



CARRIE E. WARD
MASTER MUNICIPAL CLERK
DISTRICT CLERK



BILLIE E. BROOKS
BOARD MEMBER



TONYA DAVIS JOHNSON
BOARD MEMBER



SHELBY L. LOWE
BOARD MEMBER

MOTIONED BY: T. Davis Johnson

SECONDED BY: J. Davis

B. BROOKS aye

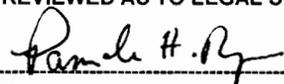
J. DAVIS aye

T. JOHNSON aye

D. PARDO aye

S. LOWE aye

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, DISTRICT ATTORNEY

DATE: 1/13/10

RESOLUTION NO. 03-10UD

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA; AUTHORIZING AND APPROVING THE PROPOSAL FROM JORDAN JONES & GOULDING, INC. (JJG), IN THE AMOUNT OF \$60,000, FOR UTILITY DESIGN AND ENGINEERING SERVICES FOR UTILITY CHANGES THAT NEED TO BE MADE IN CONJUNCTION WITH THE S.R. A1A COMMUNITY ENHANCEMENT PROJECT (PHASE 2) USING THE CITY OF RIVIERA BEACH ENGINEERING SERVICES CONTRACT; AND AUTHORIZING THE DISTRICT FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 413-1437-533-0-6558; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the engineering firm of Jordan Jones & Goulding, Inc., has prepared and submitted to the Utility Special District, a proposal for utility design and engineering services for utility changes (Phase 2) that need to be made in conjunction with the City of Riviera Beach S.R. A1A Community Enhancement Project , in the amount of \$60,000; and

WHEREAS, it has been determined that additional areas along Park Avenue and Blue Heron Boulevard may require sewer lining. In addition, televising of the sewer lines and additional topographic information is required. the primary purpose for this proposal is for JJG Consulting Engineering Firm to prepare the engineering design work necessary for the District to add curb and gutter along approximately 4,000 feet of S.R. A1A; and

WHEREAS, a portion of the gravity sewer main south of the North Singer Island Re-pump Station is in disrepair. This section will require engineering design to bypass the corroded sections. Therefore, it is necessary that JJG design and plan utility infrastructure work to resolve these conflicts; and

WHEREAS, this project will be piggybacking off the City of Riviera Beach Engineering Services Contract with JJG, Inc.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: That the District Board hereby accepts the proposal, in the amount of \$60,000, from JJG, Inc.; for the utility design and engineering services needed in conjunction with the S.R. A1A Community Enhancement Project (Phase 2).

SECTION 2: That the District Finance Director is authorized to make payment for same under Account Number 413-1437-533-0-6558, in the amount of \$60,000.

SECTION 3: This Resolution shall take effect upon its passage and approval by the District Board.

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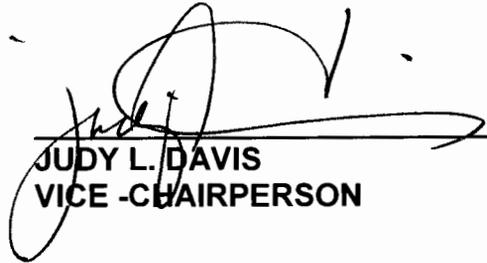
PASSED AND ADOPTED THIS 20th day of January, 2010

APPROVED:

UTILITY SPECIAL DISTRICT BOARD OF DIRECTORS



DAWN S. PARDO
CHAIRPERSON



JUDY L. DAVIS
VICE -CHAIRPERSON

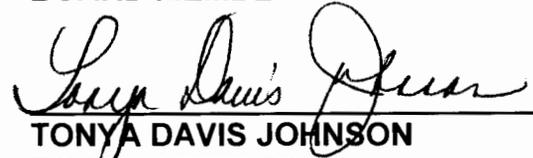
ATTEST:



CARRIE E. WARD
MASTER MUNICIPAL CLERK
DISTRICT CLERK



BILLIE E. BROOKS
BOARD MEMBER



TONYA DAVIS JOHNSON
BOARD MEMBER



SHELBY L. LOWE
BOARD MEMBER

MOTIONED BY: T. Davis Johnson

SECONDED BY: J. Davis

B. BROOKS aye

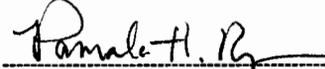
J. DAVIS aye

T. JOHNSON aye

D. PARDO aye

S. LOWE aye

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, DISTRICT ATTORNEY

DATE: 1/13/10

RESOLUTION NO. 04-10UD

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENGAGE JOHN J. FUMERO, P.A. OF ROSE, SUNDSTROM & BENTLEY, LLP AS SPECIAL COUNSEL WITH RESPECT TO THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT CONSUMPTIVE USE PERMIT AND OTHER WATER/UTILITY RELATED MATTERS; AUTHORIZING THE DISTRICT FINANCE DIRECTOR TO APPROPRIATE FUNDS FROM CONTINGENCY ACCOUNT NUMBER 412-1417-536-0-5999 AND ESTABLISH BUDGET ACCOUNT NUMBER 412-1437-533-0-3108 PROFESSIONAL SERVICES – WATER PERMIT APPLICATION, NOT TO EXCEED \$75,000; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Riviera Beach Utility Special District (USD) is in need of legal services in regulatory/consumptive use permitting support including, but not limited to, governmental, administrative, environmental, and water law; and

WHEREAS, the Utility Special District needs to conduct an initial assessment of the City's consumptive use permit, water utility facilities and related legal and regulatory needs and issues; and

WHEREAS, the Utility Special District has been in the process of acquiring a consumptive use permit since 1995 and has a vested interest in the successful attainment of the consumptive use permit; and

WHEREAS, in order to protect the interest of the citizens of Riviera Beach, the City proposes to engage a law firm with expertise in water utility matters.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: That the Utility Special District of the City of Riviera Beach, Palm Beach County, Florida, authorizes City Manager to engage John J. Fumero, P.A. of the law firm of Rose, Sundstrom & Bentley, LLP to assist the City with legal services in regulatory/ consumptive use permitting and other water utility matters.

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SECTION 2: That the District Finance Director is authorized to appropriate funds from Contingency Account Number 412-1417-536-0-5999 and establish Budget Account Number 412-1437-533-0-3108 Professional Services – Water Permit Application. The amount not to exceed \$75,000.

SECTION 3. This Resolution shall take effect upon its passage and approval by the District Board.

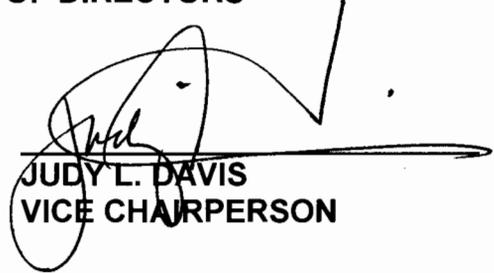
PASSED AND APPROVED this 20th day of January, 2010.

APPROVED:

UTILITY SPECIAL DISTRICT BOARD OF DIRECTORS



DAWN S. PARDO
CHAIRPERSON



JUDY L. DAVIS
VICE CHAIRPERSON

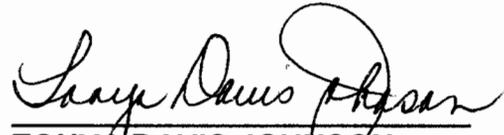
ATTEST:



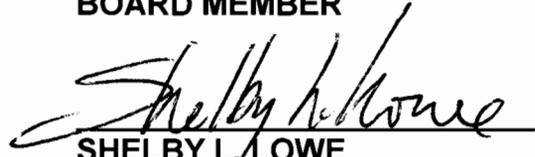
CARRIE E. WARD
MASTER MUNICIPAL CLERK
DISTRICT CLERK



BILLIE E. BROOKS
BOARD MEMBER



TONYA DAVIS JOHNSON
BOARD MEMBER



SHELBY L. LOWE
BOARD MEMBER

MOTIONED BY: J. Davis

SECONDED BY: T. Johnson

B. BROOKS aye

J. DAVIS aye

T. JOHNSON aye

D. PARDO aye

S. LOWE aye

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, DISTRICT ATTORNEY

DATE: 1/20/10