

CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
UTILITY SPECIAL DISTRICT BOARD MEETING MINUTES  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, SEPTEMBER 21, 2011, AT 6:00 P.M.

**ANY PERSON WHO WOULD LIKE TO SPEAK ON AN AGENDA ITEM (NONCONSENT ITEMS ONLY), PLEASE FILL OUT A SALMON PUBLIC COMMENT CARD LOCATED IN THE BACK OF THE COUNCIL CHAMBERS AND GIVE IT TO THE UTILITY DISTRICT DIRECTOR PRIOR TO THE BEGINNING OF THE MEETING. IN NO EVENT WILL ANYONE BE ALLOWED TO SPEAK ON AN AGENDA ITEM AFTER THE RESOLUTION IS READ OR ITEM CONSIDERED.**

**ROLL CALL**

Chairperson Davis was present and presided. Upon a roll call by Deputy District Clerk Anthony, the following were present: Board Chairperson Judy L. Davis; Board Vice Chairperson Billie E. Brooks; Board member Cedrick A. Thomas; Board member Dawn A. Pardo; and Board member Shelby L. Lowe. Also present were City Manager Ruth C. Jones; Deputy District Clerk Claudene Anthony; District Attorney Pamala H. Ryan; and Utility Special District Executive Director Louis C. Aurigemma.

**Invocation/Pledge of Allegiance**

Everyone stood for a Moment of Silence and the Pledge of Allegiance led by City Manager Jones.

**AGENDA APPROVAL:**

**Additions, Deletions, Substitutions**

**NONE**

**Adoption of Agenda**

A motion was made by **Vice Chairperson Brooks** and seconded by **Board member Thomas** to approve the agenda.

**MOTION**

Upon a roll call vote by Deputy District Clerk Anthony, the vote was unanimous.

**MOTION APPROVED**

**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.**

**MINUTES:**

1. MINUTES OF THE REGULAR UTILITY SPECIAL DISTRICT BOARD MEETING HELD ON AUGUST 17, 2011.
2. RESOLUTION NO. 20-11UD A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE DISTRICT BOARD CHAIRPERSON AND DISTRICT CLERK TO EXECUTE A CITY DEED, TEMPORARY EASEMENT AND LICENSE AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT AND THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR PARCELS OF LAND IDENTIFIED AS PARCELS 129, 711 AND 907 (ADJACENT TO DR. MARTIN LUTHER KING, JR. BOULEVARD – STATE ROAD 710); AUTHORIZING A DEPOSIT OF \$98,900 INTO ACCOUNT 411-00-389901; AND PROVIDING AN EFFECTIVE DATE.
3. RESOLUTION NO. 21-11UD A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, ADOPTING THE FISCAL YEAR 2011-2012 BUDGET FOR THE UTILITY SPECIAL DISTRICT; AND PROVIDING AN EFFECTIVE DATE.

**END OF CONSENT AGENDA**

A motion was made by **Vice Chairperson Brooks** and seconded by **Board member Thomas** to approve the Consent Agenda.

**MOTION**

Upon a roll call vote by Deputy District Clerk Anthony, the vote was unanimous.

**MOTION APPROVED**

**COMMENTS FROM THE PUBLIC – 6:15 PM\*<sup>1</sup> – Non Agenda or Consent Item Speakers (Three Minute Limitation)** *Please be reminded that the Utility District Board 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 an effort to preserve order, if any of the rules are not adhered to, the District Board Chairperson may have any disruptive speaker removed from the podium from the meeting and/or the building, if necessary. Please govern yourselves accordingly.*

**Ann Snipes, Lucaya Drive**, expressed words of appreciation to those whom she worked with in the Utility Special District and was looking forward to continuing her tenure at the Public Works.

<sup>1</sup>Public Comments will begin at 6:15 PM or if an item is already in progress, Public Comments will begin immediately after the item has concluded.

**REGULAR:**

4. **RESOLUTION NO. 22-11UD A RESOLUTION OF THE UTILITY SPECIAL DISTRICT BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT BY AND AMONG THE CITY OF RIVIERA BEACH, THE RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY, THE RIVIERA BEACH UTILITY SPECIAL DISTRICT, RYBOVICH RIVIERA BEACH LLC, AND HAYGOOD & HARRIS, LLC, AS ESCROW AGENT, REGARDING DISPOSITION OF THAT CERTAIN SUBMERGED AND UPLAND LANDS LEASE ENTERED INTO BY THE PARTIES; AND PROVIDING AN EFFECTIVE DATE.**

**Deputy District Clerk Anthony** read the aforementioned resolution into the record.

A motion was made by Board member Pardo and seconded by Vice Chairperson Brooks to approve Resolution No. 22-11UD.

**MOTION**

Upon a roll call vote by Deputy District Clerk Anthony, the motion was approved with Board member Lowe dissenting.

**MOTION APPROVED**

5. **RESOLUTION NO. 23-11UD A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AUTHORIZING APPROVAL SODIUM HYPOCHORITE (BLEACH) AS THE WATER DISINFECTANT FOR THE UTILITY DISTRICT WATER TREATMENT PLANT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Deputy District Clerk Anthony** read the aforementioned resolution into the record.

A motion was made by Board member Pardo and seconded by Vice Chairperson Brooks to approve Resolution No. 23-11UD.

**MOTION**

**Board member Lowe** stated that he was rejecting the aforementioned motion for the following reason: the system was untested, it was previously recommended that the current system be upgraded, the entity that would be providing the disinfectant was a sole source which would put the city at a disadvantage, and that it was more hazardous to the safety of the employees than any other disinfectant method.

**Louis Aurigemma, Utility Special District Executive Director**, stated that the type of disinfectant was chlorine gas and sodium hypochlorite. He stated that the sodium hypochlorite could be obtained in the following ways: buying in bulk which would be manufactured by an outside entity and transported into the city; onsite generation wherein the chemical is produced at the water plant; and bulk sodium hypochlorite being made here at the water plant. He stated as it related to a pilot program, he would be presenting at the next meeting a negotiated contract for the water/waste water master plan and as part of it there would be a mobile lab to come to the water plant site to test the various chemicals and the chlorine gas utilized to treat the water. Mr. Aurigemma further stated that if the board decided to approve the resolution then the consultant would have to test the water with bleach as the disinfectant.

A discussion ensued amongst the board and Mr. Aurigemma regarding the utilization of sodium hypochlorite. Mr. Aurigemma proceeded with a water taste test of the city's current water and water treated with sodium hypochlorite.

**Gerald Ward, 31 W 20<sup>th</sup> Street**, stated that at the previous there was mention of a pilot study but the resolution did not mention conducting a pilot study. He stated that there was no rate analysis on how the district was going to obtain the additional funds needed for the improvements.

Upon a roll call vote by Deputy District Clerk Anthony, the motion was approved with Board member Lowe dissenting.

**MOTION APPROVED**

**AWARDS AND PRESENTATIONS:**

NONE

**PETITIONS AND COMMUNICATIONS FOR FILING:**

NONE

**PUBLIC HEARINGS:**

**ORDINANCES ON SECOND READING:**

NONE

**ORDINANCES ON FIRST READING:**

NONE

**BOARD APPOINTMENT(S):**

NONE

**DISCUSSION BY THE EXECUTIVE DIRECTOR OF UTILITIES:**

NONE

**LEGAL DISCUSSION/REQUEST:**

NONE

**DISCUSSION AND RECOMMENDATIONS BY DISTRICT BOARD:**

**Board member Pardo** inquired about the improvements to North Harbor Drive.

**Mr. Aurigemma** stated there were cracks in the sanitary sewer line and that a vendor for the project would have to be chosen through the bidding process.

**Vice Chairperson Brooks** stated she was advised that the Office of the Inspector General had conducted an oversight observation wherein the Inspector General complimented the efforts of Mr. Aurigemma which she felt was noteworthy.

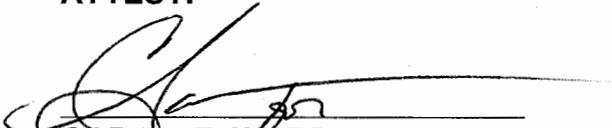
**ADJOURNMENT**

**There being no further business, the meeting was duly adjourned at 6:40 p.m.**

PLEASE NOTE: A COMPLETE AGENDA PACKAGE AND RECORDING IS ON FILE IN THE OFFICE OF THE CITY CLERK.

APPROVED:

ATTEST:

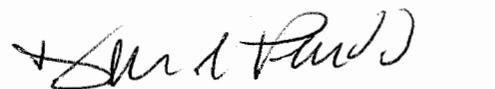
  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
UTILITY SPECIAL DISTRICT CLERK

  
JUDY L. DAVIS  
CHAIRPERSON

ABSENT

BILLIE E. BROOKS  
VICE CHAIRPERSON

  
CEDRICK A. THOMAS  
BOARD MEMBER

  
DAWN S. PARDO  
BOARD MEMBER

  
SHELBY L. LOWE  
BOARD MEMBER

MOTIONED BY: S. LOWE  
SECONDED BY: D. PARDO

J. DAVIS AYE  
B. BROOKS ABSENT  
C. THOMAS AYE  
D. PARDO AYE  
S. LOWE AYE

DATE APPROVED: 11/16/2011