

CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
UTILITY SPECIAL DISTRICT BOARD MEETING MINUTES  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, JANUARY 20, 2010, AT 6:00 P.M.

**ANY PERSON WHO WOULD LIKE TO SPEAK ON AN AGENDA ITEM (NONCONSENT ITEMS ONLY), PLEASE FILL OUT A GOLD 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 Pardo was present and presided. Upon a roll call by District Clerk Ward, the following were present: Board Chairperson Dawn S. Pardo; Vice Board Chairperson Judy L. Davis; Board member Billie E. Brooks; and Board member Tonya Davis Johnson. Also present were City Manager Ruth C. Jones; District Clerk Carrie E. Ward, MMC; and Assistant District Attorney Rachael Johnson.

**AGENDA Approval:**

**Additions, Deletions, Substitutions**

**City Manager Jones** moved No. 2 – resolution reference engineering services for water distribution – to the Regular Agenda and added a resolution reference hiring legal representation for the consumptive use process.

**Adoption of Agenda**

A motion was made by **Board member Davis Johnson** and seconded by **Vice Chairperson Davis** to approve the agenda as amended.

**MOTION**

Upon a roll call vote by District Clerk Ward, 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.**

1. **MINUTES:**

**MINUTES OF THE REGULAR UTILITY SPECIAL DISTRICT BOARD MEETING HELD ON NOVEMBER 18, 2010.**

**RESOLUTIONS:**

2. **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. **ITEM MOVED TO REGULAR AGENDA****

City Clerk Ward read the aforementioned into the record.

A motion was made by **Vice Chairperson Davis** and seconded by **Board member Brooks** to approve Resolution No. 01-10UD

**MOTION**

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

**MOTION APPROVED**

3. **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 45<sup>TH</sup> 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.**

4. **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.**

**END OF CONSENT AGENDA**

A motion was made by **Board member Davis Johnson** and seconded by **Vice Chairperson Davis** to approve the Consent Agenda as amended.

**MOTION**

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

**MOTION APPROVED**

**PETITIONS AND COMMUNICATIONS FOR FILING:**

**NONE**

**AWARDS AND PRESENTATIONS:**

**NONE**

**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.*

**NONE**

---

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

**PUBLIC HEARINGS:**

**ORDINANCES ON SECOND READING:**

NONE

**ORDINANCES ON FIRST READING:**

NONE

**REGULAR:**

5. 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.

District Clerk Ward read the aforementioned Resolution into the record.

A motion was made by **Vice Chairperson Davis** and seconded by **Board member Davis Johnson** to approve Resolution No. 04-10UD.

**MOTION**

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

**MOTION APPROVED**

**BOARD APPOINTMENT(S):**

NONE

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

NONE

**LEGAL DISCUSSION/REQUEST:**

NONE

**DISCUSSION AND RECOMMENDATIONS BY DISTRICT BOARD:**

**Chairperson Pardo** requested an update on the renovations to the lift station on Singer Island.

**Mario Loaiza, Utility Engineer**, provided an update on the renovations to the lift station on Singer Island.

**ADJOURNMENT**

There being no further business, the meeting was duly adjourned at 6:25 p.m.

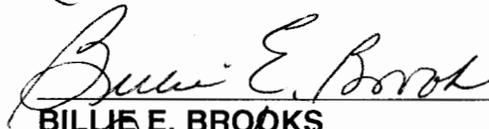
APPROVED:

  
\_\_\_\_\_  
DAWN S. PARDO  
CHAIRPERSON

ATTEST:

  
\_\_\_\_\_  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
UTILITY SPECIAL DISTRICT CLERK

  
\_\_\_\_\_  
JUDY L. DAVIS  
VICE CHAIRPERSON

  
\_\_\_\_\_  
BILLIE E. BROOKS  
BOARD MEMBER

  
\_\_\_\_\_  
CEDRICK A. THOMAS  
BOARD MEMBER

  
\_\_\_\_\_  
SHELBY L. LOWE  
BOARD MEMBER

MOTIONED BY: Brooks  
SECONDED BY: Davis

D. PARDO Aye  
J. DAVIS Aye  
B. BROOKS Aye  
C. THOMAS Absent  
S. LOWE Absent

DATE APPROVED: 04/20/2010