

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
UTILITY SPECIAL DISTRICT BOARD MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
WEDNESDAY, NOVEMBER 17, 2010, 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 Pardo was present and presided. Upon a roll call by Deputy District Clerk Anthony, the following were present: Board Chairperson Dawn S. Pardo; Vice Chairperson Judy L. Davis; Board member Billie E. Brooks; Board member Cedrick A. Thomas; and Board member Shelby L. Lowe. Also present were Interim District Director/Assistant City Manager Gloria Shuttlesworth; Deputy District Clerk Claudene L. Anthony; and District Attorney Pamala H. Ryan.

Invocation/Pledge of Allegiance

Everyone stood for a Moment of Silence and the Pledge of Allegiance led by Chairperson Pardo.

Adoption of Agenda

A motion was made by Board member 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 OCTOBER 20, 2010.**

RESOLUTIONS:

NONE

END OF CONSENT AGENDA

A motion was made by **Vice Chairperson Davis** and seconded by **Board member Brooks** 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*¹ – 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

*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

AWARDS AND PRESENTATIONS:

SPECIAL COUNSEL PRESENTATIONS:

- (1) **Update on Consumptive Use Permit (CUP),**

Willie Thomas, P.E., reviewed the status of the Consumptive Use Permit.

- (2) **U. S. Environmental Protection Agency’s Numeric Nutrient Criteria Presentations by Mr. John J. Fumero, P.A. and Mr. Thomas F. Mullin, P.A., Law Offices of Rose, Sundstrom & Bentley, LLP**

Thomas Mullin, P.A. reviewed the Numeric Nutrient Criteria that went into effect on November 15, 2010.

CONSULTING ENGINEERING FIRM PROJECT STATUS REPORTS:

- (1) Barnes, Ferland and Associates, Inc. (BFA)
Presentation by Mr. Patrick A. Barnes, P.E., President and Mr. Willie E. Thomas, P.E., Vice President

- (2) Chen & Associates, LLC (Chen)
Presentation by Mr. Peter Moore, P.E., President and Mr. James Barton, P.E., Senior Engineer

**PRESENTATION MOVED TO AGENDA FOR THE DECEMBER 15, 2010
REGULAR UTILITY SPECIAL DISTRICT MEETING**

REGULAR:

2. RESOLUTION NO. 42-10UD A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING THE PROPOSAL FROM CHEN AND ASSOCIATES, INC., IN THE AMOUNT OF \$59,178.00, TO PERFORM PROFESSIONAL ENGINEERING DESIGN SERVICES FOR THE DESIGN AND PERMITTING FOR UTILITY ADJUSTMENTS FOR BLUE HERON BOULEVARD AND CONGRESS AVENUE INTERSECTION; AND AUTHORIZING THE INTERIM DISTRICT FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 413-1437-536-0-6558; AND PROVIDING AN EFFECTIVE DATE.

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

A motion was made by Board member Lowe and seconded by Board member Brooks to approve Resolution No. 42-10UD.

MOTION

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

MOTION APPROVED

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 INTERIM DIRECTOR OF UTILITIES:

NONE

LEGAL DISCUSSION/REQUEST:

NONE

DISCUSSION AND RECOMMENDATIONS BY DISTRICT BOARD:

NONE

ADJOURNMENT

There being no further business, the meeting was duly adjourned at 6:33 p.m.

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

APPROVED:

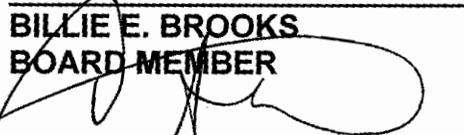
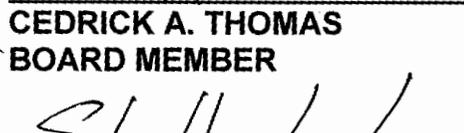
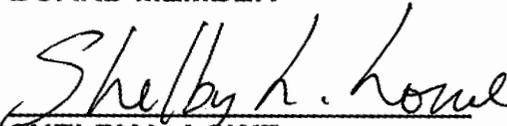


DAWN S. PARDO
CHAIRPERSON

ATTEST:


CARRIE E. WARD
MASTER MUNICIPAL CLERK
UTILITY SPECIAL DISTRICT CLERK
JUDY L. DAVIS
VICE CHAIRPERSON

absent


BILLIE E. BROOKS
BOARD MEMBER
CEDRICK A. THOMAS
BOARD MEMBER
SHELBY L. LOWE
BOARD MEMBER

MOTIONED BY: J. Davis
SECONDED BY: S. Kowe

D. PARDO aye
J. DAVIS aye
B. BROOKS absent
C. THOMAS _____
S. LOWE aye

DATE APPROVED: 11/17/2010