

CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
UTILITY SPECIAL DISTRICT BOARD MEETING MINUTES  
MUNICIPAL COMPLEX COUNCIL CHAMBERS  
WEDNESDAY, JULY 15, 2009, AT 5:30 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.**

**I. 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 Shelby L. Lowe. Also present were Dr. Ed Sierra, District Director; District Clerk Carrie E. Ward, MMC; and District Attorney Pamala H. Ryan.

Board member Thomas was tardy.

**Invocation/Pledge of Allegiance**

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

**II. AGENDA APPROVAL**

**1) Additions, Deletions, Substitutions**

**Executive Director Dr. Sierra** requested to rearrange the agenda to discuss No. 3 – Resolution reference Jordan, Jones, and Goulding prior to No. 2 – Ordinance reference rate changes – to allow time for public comments.

**2) Adoption of Agenda**

A motion was made by **Vice Board Chair Davis** and seconded by **Board member Brooks** 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.**

**MINUTES:**

- 1. MINUTES OF THE REGULAR UTILITY SPECIAL DISTRICT BOARD MEETING HELD ON JUNE 17, 2009.**

**RESOLUTIONS: NONE**

**END OF CONSENT AGENDA**

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

**MOTION**

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

**MOTION APPROVED**

**PETITIONS AND COMMUNICATIONS FOR FILING:**

**NONE**

**PUBLIC HEARINGS:**

**ORDINANCES ON SECOND READING:**

- 2. ORDINANCE NO. 001UD AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 20, ENTITLED "UTILITIES", ARTICLE III, "WATER", DIVISION 2. ENTITLED "RATES AND CHARGES" BY REVISING SECTION 20-63 ENTITLED "RESIDENTIAL SERVICE CHARGE SCHEDULE", SECTION 20-64 ENTITLED "COMMERCIAL SERVICE CHARGE SCHEDULE", SECTION 20-66 ENTITLED "IRRIGATION METER SERVICE CHARGE SCHEDULE", AND SECTION 20-70 ENTITLED "BASIS FOR SCHEDULE CHARGES"; AND BY AMENDING AND UPDATING ARTICLE IV, ENTITLED "WASTEWATER DISPOSAL SYSTEM", DIVISION 2 ENTITLED "RATES AND CHARGES", BY REVISING AND UPDATING SECTION 20-183, ENTITLED "RESIDENTIAL SINGLE AND MULTIPLE UNIT SEWER SERVICE", AND SECTION 20-184 "COMMERCIAL AND HOTEL MOTEL SEWER RATE OF THE CITY OF**

**RIVIERA BEACH CODE OF ORDINANCES; PROVIDING FOR CONFLICT, PROVIDING FOR SEVERABILITY, PROVIDING FOR CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE.**

**District Clerk Ward** read the aforementioned Ordinance in to the record. She stated that the ordinance presented reflected the changes made by the Board of Directors at the June 17, 2009 Utility District Meeting.

A motion was made by **Vice Board Chair Davis** and seconded by **Board member Lowe** to adopt Ordinance No. 001UD.

**MOTION**

A presentation of the proposed rate charges was given by Dr. Sierra, Executive Director.

**Margaret Shepherd, 441 32<sup>nd</sup> Street**, made comments reference the increase in water bills in West Palm Beach.

**Ann Snipes, 1214 Lucaya Dr**, made comments in support of the proposed ordinance.

**Roger Worthy, 350 W 35<sup>th</sup> Street**, made comments in support of the proposed ordinance.

**Bessie Brown, 391 W 35<sup>th</sup> Street**, inquired as to the status on the installation of new meters.

**Mary Brabham, 1564 W 9<sup>th</sup> Street**, made comments against the proposed ordinance.

**Tina White, 808 W 1<sup>st</sup> Street**, made comments against the proposed ordinance.

**Lynne Hubbard, 1405 W 23<sup>rd</sup> Street**, made comments against the proposed ordinance.

**Nathaniel Whitty, 1872 Palm Beach Lakes Blvd.**, made comments in support of the proposed ordinance.

**Robert Trowell, 2326 Z Terrace**, made comments in support of the proposed ordinance.

**Board member Thomas** stated that he would not support a document that included rate increases for 2012 to address an ECR issue that may or may not arise.

**Vice Chair Davis** stated that the rate increase suggested for 2012 should be reviewed prior to its effective date.

Upon a roll call vote by District Clerk Ward, the motion was approved with Board members Brooks and Thomas dissenting.

**MOTION APPROVED**



**ORDINANCES ON FIRST READING:**

NONE

**AWARDS AND PRESENTATIONS:**

NONE

**COMMENTS FROM THE PUBLIC – 6:00 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.*

**Mary Brabham, 1564 W 9<sup>th</sup> Street**, stated that residents should not be required to pay the requested rate increase due to current economic hardships.

**Tina White, 808 W 1<sup>st</sup> Street**, stated that the City Council should not act in dual roles and should step down as the Utility District Board of Directors.

**REGULAR:**

3. **RESOLUTION NO. 04-09UD 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 \$55,000, FOR UTILITY DESIGN AND ENGINEERING SERVICES FOR UTILITY CHANGES THAT NEED TO BE MADE IN CONJUNCTION WITH THE S.R. A1A COMMUNITY ENHANCEMENT PROJECT; USING THE CITY OF RIVIERA BEACH ENGINEERING SERVICES CONTRACT; AND AUTHORIZING THE FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 412-1430-533-0-6558; AND PROVIDING FOR 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 Brooks** to approve Resolution No. 04-09UD.

**MOTION**

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

**MOTION APPROVED**

**BOARD APPOINTMENT(S):**

NONE

**DISCUSSION BY THE EXECUTIVE DIRECTOR:**

NONE

**LEGAL DISCUSSION/REQUEST:**

NONE

**DISCUSSION AND RECOMMENDATIONS:**

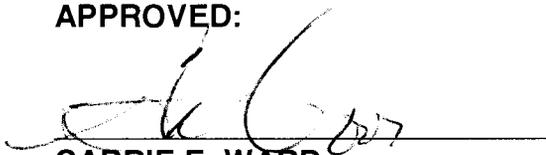
NONE

**ADJOURNMENT**

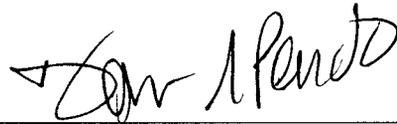
**There being no further business, the meeting was duly adjourned at 7:00 p.m.**

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

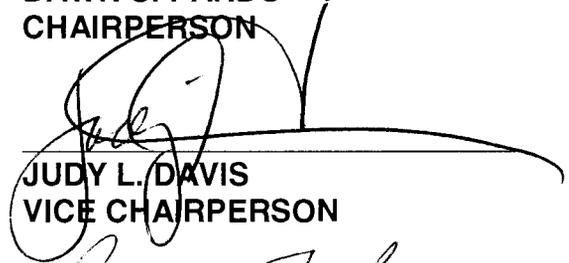
APPROVED:



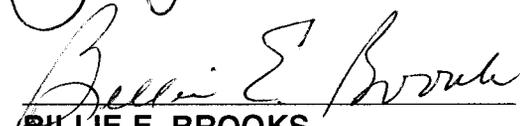
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
DISTRICT BOARD CLERK



DAWN S. PARDO  
CHAIRPERSON



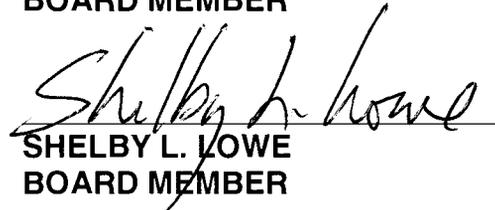
JUDY L. DAVIS  
VICE CHAIRPERSON



BILLIE E. BROOKS  
BOARD MEMBER

ABSENT

CEDRICK A. THOMAS  
BOARD MEMBER



SHELBY L. LOWE  
BOARD MEMBER

MOTIONED BY: S. LOWE

SECONDED BY: B. BROOKS

C. THOMAS ABSENT

D. PARDO AYE

B. BROOKS AYE

J. DAVIS AYE

S. LOWE AYE

APPROVED: SEPTEMBER 16, 2009