

RESOLUTION NO. 38-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, DECLARING THE RESULTS OF THE MARCH 13, 2012 MUNICIPAL GENERAL ELECTIONS HELD WITHIN THE MUNICIPAL BOUNDARIES BETWEEN THE HOURS OF 7:00 AM AND 7:00 PM. FURTHER NAMING THE RECIPIENTS TO REPRESENT CITY COUNCIL DISTRICT 2; AND CITY COUNCIL DISTRICT 4 - AS A RESULT OF NO OPPOSITION; PROVIDING THE RESULTS OF THE REFERENDUM QUESTION; THE POST ELECTIONS CERTIFICATION VOTING SYSTEM AUDIT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on the 13TH day of March, 2012, the Municipal General Elections were held in the City of Riviera Beach, Palm Beach County, Florida, between the hours of 7:00 a.m. and 7:00 p.m. for the purpose of electing qualified candidates as provided for by law in City Council District Two (2); and City Council District Four (4); and consideration of the referendum question as directed by the city council; and

WHEREAS, at 12 noon, February 14th qualifying period expired and there was no opposition for the City Council District 4 seat and as a result, City Council District 2, and the referendum question proceeded to the ballot; and

WHEREAS, the polling sites, precinct clerks, precinct inspectors and precinct police officers of said elections held on March 13, 2012 were duly appointed and supervised by the Riviera Beach Supervisor of Elections; and

WHEREAS, on March 13, 2012, the 17 precinct clerks escorted by the precinct police officers transported their returns to the Riviera Beach Supervisor of Elections at the municipal complex for examination and acceptance to report findings to be tabulated at the Palm Beach County's Supervisor of Elections warehouse located in Riviera Beach; and

WHEREAS, upon transport, the Palm Beach County Supervisor of Elections found Elections returns delivered by the Riviera Beach Supervisor of Elections from the 17 precincts to be true and accurate tabulations of the actual votes cast to include provisional ballots; and immediately following verification of absentee ballots was completed; and

WHEREAS, on March 13, 2012, at the culmination of counting of votes cast to include counting of the absentee ballots, the unofficial results declared a successor in City Council District 2 and approval of the referendum question; and

WHEREAS, on March 19, 2012, at 3:00 P.M. The Voting System Post Audit was conducted by the City Clerk and the Supervisor of Elections at the Riviera Beach tabulating center in accordance with State Elections law. As a result, the City Council

referendum question was randomly selected by the City Clerk for the manual count and upon complete hand count of each individual voted ballot, said returns were determined to be accurate and all voted ballots were officially sealed in accordance.

NOW THEREFORE BE IT RESOLVED, upon final count of total votes cast to include canvassing of Absentee Ballots by the Riviera Beach Canvassing Board, the 2012 Riviera Beach Election is final.

Section 1: BE IT FURTHER RESOLVED, based on the results of the official certified statement of votes received from Palm Beach County's Supervisor of Elections, I hereby certify the results as final to the Riviera Beach's Canvassing Board:

Municipal General Elections

REFERENDUM QUESTION

Total Registered Voters	20, 895
Total Absentee Ballots Cast	731
Provisional Ballots Cast	3
Total Ballots	2, 141
Total Contest	2, 875
"Yes" Votes	1, 713
"No" Votes	963
Under Votes	199
Percentage Voted	13. 76%

CITY COUNCIL DISTRICT 2

Total Registered Voters	20, 895
Total Absentee Ballots Cast	731

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Provisional Ballots Cast	3	
Total Ballots	2,141	
Total Contest	2,875	
Judy Davis	1,693	59.26%
Terence "TD" Davis	1,164	40.74%

CITY COUNCILPERSON DISTRICT 2 – JUDY DAVIS

CITY COUNCILPERSON DISTRICT 4 – DAWN S. PARDO

Section 2: That the City Clerk is and she is hereby directed to deliver to each the Certificate of Elections and administer the Oath of Office in accordance with the City Charter and the laws of the State of Florida.

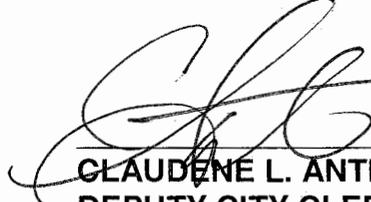
PASSED AND APPROVED THIS 4th day of APRIL, 2012

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APPROVED:

CITY OF RIVIERA BEACH CANVASSING BOARD 2012

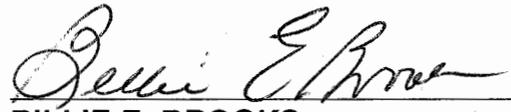


CLAUDENE L. ANTHONY, CMC
DEPUTY CITY CLERK

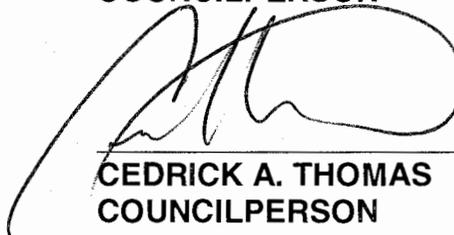
ATTEST:



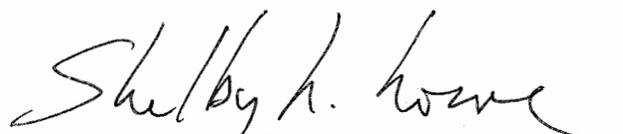
CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



BILLIE E. BROOKS
COUNCILPERSON



CEDRICK A. THOMAS
COUNCILPERSON



SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: B. BROOKS

SECONDED BY: S. LOWE

C. ANTHONY AYE

B. BROOKS AYE

C. THOMAS AYE

S. LOWE AYE

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, CITY ATTORNEY

DATE: _____

March 13, 2012

Riviera Beach Municipal General Elections

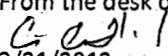
REFERENDUM QUESTION

Total Registered Voters	20,895
Total Absentee Ballots Cast	731
Provisional Ballots Cast	3
Total Ballots	2,141
Total Contest	2,875
“Yes” Votes	1,713
“No” Votes	963
Under Votes	199
Percentage Voted	13.76%

CITY COUNCIL DISTRICT 2

Total Registered Voters	20,895	
Total Absentee Ballots Cast	731	
Total Contest	2,875	
Judy Davis	1,693	59.26%
Terence “TD” Davis	1,164	40.74%

From the desk of City Clerk Carrie E. Ward, MMC


3/21/2012

PRECINCTS & POLLING LOCATIONS

Results of the March 13, Municipal General Elections

PRECINCT #1172
CASA RIO CLUBHOUSE WOODBINE
3000 CASA RIO COURT
RIVIERA BEACH, FL 33404
1750 Registered
91 Voted

JD-53	TD-38
13	3

PRECINCT # 1174
PALM BEACH VIRTUAL SCHOOL
7071 GARDEN RD
RIVIERA BEACH, FL 33404
316 Registered
5 Voted

JD-4	TD-1
1	0

PRECINCT #1192
(SINGLE FAMILY & CONDO RESIDENTS-WEST OF N. OCEAN BLVD)

MULTI -PURPOSE ROOM #101
900 EAST BLUE HERON BLVD
RIVIERA BEACH, FL 33404
1430 Registered
256 Voted

JD-227	TD-28
24	11

PRECINCT #1202
(CONDO RESIDENTS – EAST OF N. OCEAN BLVD.)

MULTI- PURPOSE ROOM #101
900 EAST BLUE HERON BLVD
RIVIERA BEACH, FL 33404
1937 Registered
290 Voted

JD-256	TD-31
46	14

PRECINCT #1208
PALM BEACH VIRTUAL SCHOOL
7071 GARDEN RD
RIVIERA BEACH, FL 33404
0 Registered
0 Voted

PRECINCT # 7008
SUNCOAST HIGH SCHOOL
1717 AVENUE "S"
RIVIERA BEACH, FL 33404
1592 Registered
76 Voted

JD-40	TD-36
13	6

PRECINCT # 7012
PALM BEACH VIRTUAL SCHOOL
7071 GARDEN RD
RIVIERA BEACH, FL 33404
82 Registered
3 Voted
JD-1 TD-2
2 2

PRECINCT #7018
PALM BEACH VIRTUAL SCHOOL
7071 GARDEN RD
RIVIERA BEACH, FL 33404
7 Registered
0 Voted

PRECINCT #7020
LINDSEY DAVIS SR. COMMUNITY CENTER
1550 WEST 28TH STREET
RIVIERA BEACH, FL 33404
1776 Registered
223 Voted
JD-107 TD-115
44 56

PRECINCT #7021
WASHINGTON ELEMENTARY SCHOOL
1709 WEST 30TH STREET
RIVIERA BEACH, FL 33404
1417 Registered
121 Voted
JD-59 TD-62
19 24

PRECINCT #7023
WASHINGTON ELEMENTARY SCHOOL
1709 WEST 30TH STREET
RIVIERA BEACH, FL 33404
934 Registered
41 Voted
JD-22 TD-18
6 8

PRECINCT #7024
WELLS RECREATION CENTER
2409 AVENUE "H" WEST
RIVIERA BEACH, FL 33404

2059 Registered
233 Voted
JD-116 TD-117
37 49

PRECINCT #7026
NEWCOMB HALL
180 EAST 13TH STREET
RIVIERA BEACH, FL 33404
578 Registered
39 Voted
JD-26 TD-13
4 3

PRECINCT #7028
WELLS RECREATION CENTER
2409 AVENUE "H" WEST
RIVIERA BEACH, FL 33404
1900 Registered
235 Voted
JD-130 TD-102
40 26

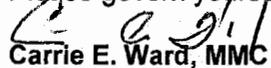
PRECINCT #7030
HURST CHAPEL AME CHURCH
1617 SILVER BEACH ROAD
RIVIERA BEACH, FL 33404
1697 Registered
145 Voted
JD-68 TD-77
51 22

PRECINCT #7031
DR MARY MCLEOD BETHUNE ELEMENTARY SCHOOL
1501 AVENUE "U"
RIVIERA BEACH, FL 33404
1353 Registered
143 Voted
JD-67 TD-76
49 41

PRECINCT #7032
TATE RECREATION CENTER @ DAN CALLOWAY COMPLEX
1420 WEST 10TH STREET
RIVIERA BEACH, FL 33404
2067 Registered
240 Voted
JD-100 TD-139
65 44

The second row of # represents Abs

Please govern yourself accordingly,


Carrie E. Ward, MMC

Elections Supervisor for the City of Riviera Beach
March 21, 2012

RIVIERA BEACH - COUNCIL DISTRICT 2

		Registered	Ballots Cast	Turnout (%)	Judy Davis	Terence "TD" Davis	Over Votes	Under Votes					
1172	TC-Absentee	1750	16	0.91	13	3							
1172	TC-Early Voting	1750	0	0.00									
1172	TC-Early Voting ADA	1750	0	0.00									
1172	TC-Precinct	1750	91	5.20	53	38							
1172	TC-Precinct ADA	1750	0	0.00									
1172	TC-Provisional	1750	1	0.06	1								
1174	TC-Absentee	316	1	0.32	1								
1174	TC-Early Voting	316	0	0.00									
1174	TC-Early Voting ADA	316	0	0.00									
1174	TC-Precinct	316	5	1.58	4	1							
1174	TC-Precinct ADA	316	0	0.00									
1174	TC-Provisional	316	0	0.00									
1192	TC-Absentee	1430	36	2.52	24	11		1					
1192	TC-Early Voting	1430	0	0.00									
1192	TC-Early Voting ADA	1430	0	0.00									
1192	TC-Precinct	1430	256	17.90	227	28		1					
1192	TC-Precinct ADA	1430	0	0.00									
1192	TC-Provisional	1430	1	0.07	1								
1202	TC-Absentee	1937	62	3.20	46	14		2					
1202	TC-Early Voting	1937	0	0.00									
1202	TC-Early Voting ADA	1937	0	0.00									
1202	TC-Precinct	1937	290	14.97	256	31		3					
1202	TC-Precinct ADA	1937	0	0.00									
1202	TC-Provisional	1937	0	0.00									
1208	TC-Absentee	0	0	0.00									
1208	TC-Early Voting	0	0	0.00									
1208	TC-Early Voting ADA	0	0	0.00									
1208	TC-Precinct	0	0	0.00									
1208	TC-Precinct ADA	0	0	0.00									
1208	TC-Provisional	0	0	0.00									
7008	TC-Absentee	1592	19	1.19	13	6							
7008	TC-Early Voting	1592	0	0.00									
7008	TC-Early Voting ADA	1592	0	0.00									
7008	TC-Precinct	1592	76	4.77	40	36							
7008	TC-Precinct ADA	1592	0	0.00									
7008	TC-Provisional	1592	0	0.00									
7012	TC-Absentee	82	4	4.88	2	2							
7012	TC-Early Voting	82	0	0.00									
7012	TC-Early Voting ADA	82	0	0.00									
7012	TC-Precinct	82	3	3.66	1	2							
7012	TC-Precinct ADA	82	0	0.00									
7012	TC-Provisional	82	0	0.00									
7018	TC-Absentee	7	0	0.00									

RIVIERA BEACH - COUNCIL DISTRICT 2

		Registered	Ballots Cast	Turnout (%)	Judy Davis	Terence "TD" Davis	Over Votes	Under Votes				
7018	TC-Early Voting	7	0	0.00								
7018	TC-Early Voting ADA	7	0	0.00								
7018	TC-Precinct	7	0	0.00								
7018	TC-Precinct ADA	7	0	0.00								
7018	TC-Provisional	7	0	0.00								
7020	TC-Absentee	1776	101	5.69	44	56		1				
7020	TC-Early Voting	1776	0	0.00								
7020	TC-Early Voting ADA	1776	0	0.00								
7020	TC-Precinct	1776	223	12.56	107	115		1				
7020	TC-Precinct ADA	1776	0	0.00								
7020	TC-Provisional	1776	1	0.06	1							
7021	TC-Absentee	1417	44	3.11	19	24		1				
7021	TC-Early Voting	1417	0	0.00								
7021	TC-Early Voting ADA	1417	0	0.00								
7021	TC-Precinct	1417	121	8.54	59	62						
7021	TC-Precinct ADA	1417	0	0.00								
7021	TC-Provisional	1417	0	0.00								
7024	TC-Absentee	2059	86	4.18	37	49						
7024	TC-Early Voting	2059	0	0.00								
7024	TC-Early Voting ADA	2059	0	0.00								
7024	TC-Precinct	2059	233	11.32	116	117						
7024	TC-Precinct ADA	2059	0	0.00								
7024	TC-Provisional	2059	0	0.00								
7026	TC-Absentee	578	7	1.21	4	3						
7026	TC-Early Voting	578	0	0.00								
7026	TC-Early Voting ADA	578	0	0.00								
7026	TC-Precinct	578	39	6.75	26	13						
7026	TC-Precinct ADA	578	0	0.00								
7026	TC-Provisional	578	0	0.00								
7028	TC-Absentee	1900	66	3.47	40	26						
7028	TC-Early Voting	1900	0	0.00								
7028	TC-Early Voting ADA	1900	0	0.00								
7028	TC-Precinct	1900	235	12.37	130	102		3				
7028	TC-Precinct ADA	1900	0	0.00								
7028	TC-Provisional	1900	0	0.00								
7030	TC-Absentee	1697	76	4.48	51	22		3				
7030	TC-Early Voting	1697	0	0.00								
7030	TC-Early Voting ADA	1697	0	0.00								
7030	TC-Precinct	1697	145	8.54	68	77						
7030	TC-Precinct ADA	1697	0	0.00								
7030	TC-Provisional	1697	0	0.00								
7031	TC-Absentee	1353	90	6.65	49	41						
7031	TC-Early Voting	1353	0	0.00								

RIVIERA BEACH - COUNCIL DISTRICT 2

		Registered	Ballots Cast	Turnout (%)	Judy Davis	Terence "TD" Davis	Over Votes	Under Votes					
7031	TC-Early Voting ADA	1353	0	0.00									
7031	TC-Precinct	1353	143	10.57	67	76							
7031	TC-Precinct ADA	1353	0	0.00									
7031	TC-Provisional	1353	0	0.00									
7032	TC-Absentee	2067	109	5.27	65	44							
7032	TC-Early Voting	2067	0	0.00									
7032	TC-Early Voting ADA	2067	0	0.00									
7032	TC-Precinct	2067	240	11.61	100	139		1					
7032	TC-Precinct ADA	2067	0	0.00									
7032	TC-Provisional	2067	0	0.00									
7023	TC-Absentee	934	14	1.50	6	8							
7023	TC-Early Voting	934	0	0.00									
7023	TC-Early Voting ADA	934	0	0.00									
7023	TC-Precinct	934	41	4.39	22	18		1					
7023	TC-Precinct ADA	934	0	0.00									
7023	TC-Provisional	934	0	0.00									
	TC-Absentee	20895	731	3.50	414	309		8					
	TC-Early Voting	20895	0	0.00									
	TC-Early Voting ADA	20895	0	0.00									
	TC-Precinct	20895	2141	10.25	1276	855		10					
	TC-Precinct ADA	20895	0	0.00									
	TC-Provisional	20895	3	0.01	3								
	Contest Total	20895	2875	13.76	1693	1164		18					

STATE OF FLORIDA
COUNTY OF PALM BEACH
I, SUSAN BUCHER, SUPERVISOR OF ELECTIONS,
HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY
OF THE RECORDS ON FILE IN THIS OFFICE.

WITNESS MY HAND AND SEAL, THIS 15th DAY OF
March, 20 12

SUSAN BUCHER
SUPERVISOR OF ELECTIONS
PALM BEACH COUNTY, FLORIDA
BY: Shawana A Kelly
Chief Deputy

RB QUESTION

		Registered	Ballots Cast	Turnout (%)	YES	NO	Over Votes	Under Votes					
1172	TC-Absentee	1750	16	0.91	8	6		2					
1172	TC-Early Voting	1750	0	0.00									
1172	TC-Early Voting ADA	1750	0	0.00									
1172	TC-Precinct	1750	91	5.20	51	36		4					
1172	TC-Precinct ADA	1750	0	0.00									
1172	TC-Provisional	1750	1	0.06	1								
1174	TC-Absentee	316	1	0.32	1								
1174	TC-Early Voting	316	0	0.00									
1174	TC-Early Voting ADA	316	0	0.00									
1174	TC-Precinct	316	5	1.58	1	1		3					
1174	TC-Precinct ADA	316	0	0.00									
1174	TC-Provisional	316	0	0.00									
1192	TC-Absentee	1430	36	2.52	24	7		5					
1192	TC-Early Voting	1430	0	0.00									
1192	TC-Early Voting ADA	1430	0	0.00									
1192	TC-Precinct	1430	256	17.90	192	59		5					
1192	TC-Precinct ADA	1430	0	0.00									
1192	TC-Provisional	1430	1	0.07	1								
1202	TC-Absentee	1937	62	3.20	34	22		6					
1202	TC-Early Voting	1937	0	0.00									
1202	TC-Early Voting ADA	1937	0	0.00									
1202	TC-Precinct	1937	290	14.97	239	43		8					
1202	TC-Precinct ADA	1937	0	0.00									
1202	TC-Provisional	1937	0	0.00									
1208	TC-Absentee	0	0	0.00									
1208	TC-Early Voting	0	0	0.00									
1208	TC-Early Voting ADA	0	0	0.00									
1208	TC-Precinct	0	0	0.00									
1208	TC-Precinct ADA	0	0	0.00									
1208	TC-Provisional	0	0	0.00									
7008	TC-Absentee	1592	19	1.19	11	8							
7008	TC-Early Voting	1592	0	0.00									
7008	TC-Early Voting ADA	1592	0	0.00									
7008	TC-Precinct	1592	76	4.77	35	35		6					
7008	TC-Precinct ADA	1592	0	0.00									
7008	TC-Provisional	1592	0	0.00									
7012	TC-Absentee	82	4	4.88	2	2							
7012	TC-Early Voting	82	0	0.00									
7012	TC-Early Voting ADA	82	0	0.00									
7012	TC-Precinct	82	3	3.66	3								
7012	TC-Precinct ADA	82	0	0.00									
7012	TC-Provisional	82	0	0.00									
7018	TC-Absentee	7	0	0.00									
7018	TC-Early Voting	7	0	0.00									

RB QUESTION

		Registered	Ballots Cast	Turnout (%)	YES	NO	Over Votes	Under Votes					
7018	TC-Early Voting ADA	7	0	0.00									
7018	TC-Precinct	7	0	0.00									
7018	TC-Precinct ADA	7	0	0.00									
7018	TC-Provisional	7	0	0.00									
7020	TC-Absentee	1776	101	5.69	68	27		6					
7020	TC-Early Voting	1776	0	0.00									
7020	TC-Early Voting ADA	1776	0	0.00									
7020	TC-Precinct	1776	223	12.56	111	91		21					
7020	TC-Precinct ADA	1776	0	0.00									
7020	TC-Provisional	1776	1	0.06		1							
7021	TC-Absentee	1417	44	3.11	23	17		4					
7021	TC-Early Voting	1417	0	0.00									
7021	TC-Early Voting ADA	1417	0	0.00									
7021	TC-Precinct	1417	121	8.54	72	43		6					
7021	TC-Precinct ADA	1417	0	0.00									
7021	TC-Provisional	1417	0	0.00									
7024	TC-Absentee	2059	86	4.18	62	15		9					
7024	TC-Early Voting	2059	0	0.00									
7024	TC-Early Voting ADA	2059	0	0.00									
7024	TC-Precinct	2059	233	11.32	120	94		19					
7024	TC-Precinct ADA	2059	0	0.00									
7024	TC-Provisional	2059	0	0.00									
7026	TC-Absentee	578	7	1.21	3	4							
7026	TC-Early Voting	578	0	0.00									
7026	TC-Early Voting ADA	578	0	0.00									
7026	TC-Precinct	578	39	6.75	15	19		5					
7026	TC-Precinct ADA	578	0	0.00									
7026	TC-Provisional	578	0	0.00									
7028	TC-Absentee	1900	66	3.47	46	16		4					
7028	TC-Early Voting	1900	0	0.00									
7028	TC-Early Voting ADA	1900	0	0.00									
7028	TC-Precinct	1900	235	12.37	119	96		20					
7028	TC-Precinct ADA	1900	0	0.00									
7028	TC-Provisional	1900	0	0.00									
7030	TC-Absentee	1697	76	4.48	56	16		4					
7030	TC-Early Voting	1697	0	0.00									
7030	TC-Early Voting ADA	1697	0	0.00									
7030	TC-Precinct	1697	145	8.54	88	44		13					
7030	TC-Precinct ADA	1697	0	0.00									
7030	TC-Provisional	1697	0	0.00									
7031	TC-Absentee	1353	90	6.65	58	23		9					
7031	TC-Early Voting	1353	0	0.00									
7031	TC-Early Voting ADA	1353	0	0.00									
7031	TC-Precinct	1353	143	10.57	70	66		7					

RB QUESTION

		Registered	Ballots Cast	Turnout (%)	YES	NO	Over Votes	Under Votes					
7031	TC-Precinct ADA	1353	0	0.00									
7031	TC-Provisional	1353	0	0.00									
7032	TC-Absentee	2067	109	5.27	68	31		10					
7032	TC-Early Voting	2067	0	0.00									
7032	TC-Early Voting ADA	2067	0	0.00									
7032	TC-Precinct	2067	240	11.61	103	117		20					
7032	TC-Precinct ADA	2067	0	0.00									
7032	TC-Provisional	2067	0	0.00									
7023	TC-Absentee	934	14	1.50	6	8							
7023	TC-Early Voting	934	0	0.00									
7023	TC-Early Voting ADA	934	0	0.00									
7023	TC-Precinct	934	41	4.39	22	16		3					
7023	TC-Precinct ADA	934	0	0.00									
7023	TC-Provisional	934	0	0.00									
	TC-Absentee	20895	731	3.50	470	202		59					
	TC-Early Voting	20895	0	0.00									
	TC-Early Voting ADA	20895	0	0.00									
	TC-Precinct	20895	2141	10.25	1241	760		140					
	TC-Precinct ADA	20895	0	0.00									
	TC-Provisional	20895	3	0.01	2	1							
	Contest Total	20895	2875	13.76	1713	963		199					

STATE OF FLORIDA
 COUNTY OF PALM BEACH
 I, SUSAN BUCHER, SUPERVISOR OF ELECTIONS,
 HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY
 OF THE RECORDS ON FILE IN THIS OFFICE.
 WITNESS MY HAND AND SEAL, THIS 15th DAY OF
March, 2012.

SUSAN BUCHER
 SUPERVISOR OF ELECTIONS
 PALM BEACH COUNTY, FLORIDA
 BY: Champaigne A. Kelly
 Chief Deputy

UNIFORM MUNICIPAL ELECTIONS POST ELECTION AUDIT

Date: Monday, March 19, 2012

Time: 9:30 A.M.

Location: Supervisor of Elections Service Center
7835 Central Industrial Drive, Riviera Beach, Fl

Present: Susan Bucher, Supervisor of Elections
Belle Glade City Clerk, Debra Buff
Boca Raton City Clerk, Susan Saxton
Boca Raton Deputy City Attorney, Linda Maclaren
Delray Beach City Clerk, Chevelle Nubin
Greenacres City Clerk, Denise McGrew
Highland Beach Deputy Town Clerk, Valerie Oakes
Juno Beach Town Clerk, Vanessa Dunham
Loxahatchee Groves Town Clerk, Janice Moore
Mangonia Park Town Clerk, Sherry Albury
North Palm Beach Village Clerk, Melissa Teal
Ocean Ridge Town Clerk, Karen Hancsak
Pahokee City Clerk, Anika Sinclair
Palm Beach Shores Town Clerk, Carolyn Gangwer
Riviera Beach City Clerk, Carrie Ward
Royal Palm Beach Village Clerk, Diane DeSanto
Wellington Village Clerk, Awilda Rodriguez
Wellington Councilmember, Anna Gerwig
West Palm Beach City Clerk, Joanna Sharp
Charmaine Kelly, Chief Deputy, Supervisor of Elections
Jeff Darter, IT Manager, Supervisor of Elections
Karen Baker, Absentee Ballot Coordinator, Supervisor of Elections
Jovani Agosto, Absentee Ballot Facilities Manager, Supervisor of Elections
Earl Wells, Absentee Ballot Dept., Supervisor of Elections

Meeting called to order at 9:30 a.m.

Roll call – Mangonia Park not in attendance (arrived at approximately 10:15 a.m.)

Clerks given a copy of Rule IS-5.026

Reviewed procedures of audit. Based on the 2% of precincts within the municipalities to be audited, all municipalities, with the exception of West Palm Beach, would be auditing one (1) precinct and for the City of West Palm Beach two (2) precincts. Explained that the municipal audits would be done in alphabetical order. Each municipal clerk would first draw the race and then the precinct number to be audited. The exception to the draw would be the municipalities with one (1) race and one (1) precinct.

Introduced the three (3) counting teams of two (2) people each:

1. Belinda Morrell
Rachel West
2. Marion Sallenbach
Jodi Bradley
3. Jacqueline Moses
Amber Sacks

<u>TEAM</u>	<u>MUNICIPALITY</u>	<u>TIME</u>	<u>RACE AUDITED</u>	<u>PRECINCT</u>	<u>ACCURACY</u>
3	Belle Glade	9:30 – 9:45 a.m.	Seat E	6020	100%
1	Boca Raton	9:30 – 9:55 a.m.	Seat D	4182	100%
2	Delray Beach	9:30 – 9:50 a.m.	Seat 2	7146	100%
3	Greenacres	9:45 – 9:55 a.m.	District III	2130	100%
1	Highland Beach	9:50 – 10:55 a.m.	Vice Mayor Commissioner	4086	*

*Only unused ballots found in brown precinct ballot box; checked precinct cabinets. Not found. Checked ballot boxes for Pcts. 4094 and 4095 (multiple precincts in one location). The voted ballots for Pct. 4086 found by VEC staff in unused ballots for that precinct. Precinct Clerk for 4086 to be called – possible demotion.

Prior to ballots for Pct. 4086 being found, another precinct, 4094, was drawn by Deputy Clerk Valerie Oakes:

				4094	100%
2	Juno Beach	9:55 – 10:05 a.m.	Seat 2	1124	100%
3	Loxahatchee Groves	9:55 – 10:35 a.m.	Seat 3	6080	100%
2	Mangonia Park	10:40 – 11:00 a.m.	Seat 5	7036	100%
2	North Palm Beach	10:05 – 10:40 a.m.	Group 2	1154	100%
1	Ocean Ridge	10:55 – 11:55 a.m.	Commissioner	4032	100%
3	Pahokee	10:40 – 10:55 a.m.	Commission Group 1	6008	100%
1	Palm Beach Shores	11:55 – 12:30 a.m.	Commissioner	1194	100%
3	Riviera Beach	10:55 – 11:05 a.m.	Question	7026	100%
2	Royal Palm Beach	11:00 – 11:05 a.m.	Group 1	6108	100%
3	West Palm Beach	11:10 – 11:50 a.m.	Question 7	2032	100%
				7076	100%
2	Wellington	11:00 -	Seat 4	6180	<i>Inaccurate</i>
			Seat 4	6138	<i>Inaccurate</i>

Pct. 6138 and 6180 did not match election results. Recounted ballots, still did not match. See attached written summary of inaccurate audit for Village of Wellington.

After each audit was completed, municipal clerks signed and were advised that post-election audit results would be posted on Supervisor of Elections website and that copies would be sent to each clerk.

Voting System Post Election Audit Report

County: PALM BEACH

Date of Election: MARCH 13, 2012

RIVIERA BEACH

Precinct Number(s): 7026

Race: QUESTION

1. Overall accuracy of the audit:

100%

2. Description of any problems or discrepancies encountered:

N/A

3. Likely cause of such problems or discrepancies:

N/A

4. Recommended corrective action with respect to avoiding or mitigating such circumstances in future elections:

N/A

I hereby certify that the report of the voting system audit performed for the March 13, 2012 election is accurate and that attached are precinct summary reports for each precinct audited.

Signatures of County Canvassing Board members conducting the audit:

CARIE WARD
Printed Name

[Signature]
Signature

3/19/2012
Date

SUSAN BUCHER
Printed Name

[Signature]
Signature

3/19/2012
Date

Printed Name

Signature

Date

Riviera Beach

Audit Team Worksheet
Marksense Ballots

County: PALM BEACH

Date of Election: MARCH 13, 2012

Precinct Number: 7090

Race: Question

Candidate or Issue	Manual Audit Tally				Totals
	Early Voting (EV)	Election Day (ED)	Absentee (AB)	Provisional (PV)	
<u>YES</u>		<u>19</u>	<u>3</u>		<u>18</u>
<u>NO</u>		<u>19</u>	<u>4</u>		<u>23</u>
Write-in Candidates					
Overvotes					
Undervotes		<u>5</u>			<u>5</u>
Questionable					

Audit Team Members:

Amber Sacks

Printed Name

Amber Sacks

Signature

3/19/2012

Date

Jacqueline Moses

Printed Name

JMoses

Signature

3/19/12

Date

SEAL NUMBER: 0001619

SEAL NUMBER: 0044633

ED: 0015710

0044633



Palm Beach County

SUSAN BUCHER
Supervisor of Elections

240 SOUTH MILITARY TRAIL
WEST PALM BEACH, FL 33415
POST OFFICE BOX 22309
WEST PALM BEACH, FL 33416

TELEPHONE: (561) 656-6200
FAX NUMBER: (561) 656-6287
WEBSITE: www.pbcelections.org

CERTIFICATION OF NUMBER OF REGISTERED VOTERS

MUNICIPALITY- RIVIERA BEACH

ELECTION DATE – MARCH 13, 2012

PRECINCT NUMBER	REGISTERED VOTERS
1172	1,750
1174	316
1192	1,430
1202	1,937
1208	0
7008	1,592
7012	82
7018	7
7020	1,776
7021	1,417
7023	934
7024	2,059
7026	578
7028	1,900
7030	1,697
7031	1,353
7032	2,067
TOTAL	20,895

I, SUSAN BUCHER, SUPERVISOR OF ELECTIONS, hereby certify the foregoing to be a true and correct number of registered voters in the above municipality as it appears on record in my office as of February 16, 2012.

SUSAN BUCHER
SUPERVISOR OF ELECTIONS
PALM BEACH COUNTY

(SEAL)

RESOLUTION NO. 39-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE POLICE DEPARTMENT TO PURCHASE TWO (2) VEHICLES UNDER THE 2012 FLORIDA SHERIFF'S ASSOCIATION CONTRACT #11-19-0907, FROM BARTOW CHEVROLET OF BARTOW, FLORIDA; AUTHORIZING THE MAYOR AND INTERIM FINANCE DIRECTOR TO MAKE PAYMENT FROM THE POLICE DEPARTMENT CAPITAL MOTOR VEHICLE ACCOUNT NUMBERS 001-0823-521-0-6451 AND 001-0825-521-0-6451 TO BARTOW CHEVROLET IN THE AMOUNT OF \$64,936.00; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council approved funding for Police Department vehicles in the Fiscal Year 2012 Operating Budget; and

WHEREAS, the City seeks to purchase two (2) 2012 Chevrolet Tahoe vehicles under the 2012 Florida Sheriff's Association Purchasing Contract #11-19-0907, from Bartow Chevrolet in Bartow, Florida; and

WHEREAS, the vehicles are "Police package" vehicles specially designed for Law Enforcement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, THAT:

SECTION 1: The City Council approves the purchase of two (2) vehicles, from Bartow Chevrolet through Florida Sheriff's Contract #11-19-0907.

SECTION 2: The City Council authorizes the Mayor and Interim Finance Director to make payment to Bartow Chevrolet in the amount of \$64,936.00 as follows:

\$44,936.00	Capital Motor Veh. Account	001-0823-521-0-6451
\$20,000.00	Capital Motor Veh. Account	001-0825-521-0-6451

RESOLUTION NO. 39-12
PAGE 2

SECTION 3: This Resolution shall take effect upon passage and approval by the City Council.

PASSED and APPROVED this 4TH day of APRIL, 2012

[The remainder of this page was intentionally left blank]

APPROVED:


THOMAS A. MASTERS
MAYOR


BILLIE E. BROOKS
COUNCILPERSON

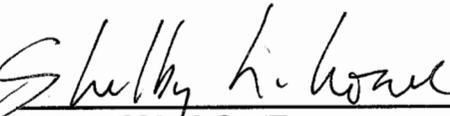
ATTEST:


CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK


JUDY L. DAVIS
COUNCILPERSON


CEDRICK A. THOMAS
COUNCILPERSON


DAWN S. PARDO
COUNCILPERSON


SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: J. DAVIS

SECONDED BY: C. THOMAS

B. BROOKS AYE

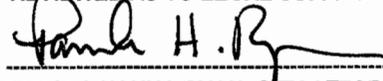
J. DAVIS AYE

C. THOMAS AYE

D. PARDO AYE

S. LOWE AYE

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3/28/12

RESOLUTION NO. 40-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE INTERIM FINANCE DIRECTOR TO MAKE PAYMENT TO PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS IN THE AMOUNT OF \$57,371.79 FROM ACCOUNT #001-0817-521-0-4102, AND AUTHORIZE THE INTERIM FINANCE DIRECTOR TO EXECUTE THE NECESSARY DOCUMENTS TO APPLY FOR STATE OF FLORIDA MANDATED \$12.50 FUNDS BEING HELD IN ESCROW BY THE PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS IN THE AMOUNT OF \$28,785.00; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to continue to access services with the Palm Beach County Board of County Commissioners for radio communications; and

WHEREAS, the City of Riviera Beach has agreed to contract service and access to Countywide 800MHz SmartZone System and paying \$154.00 as a System Maintenance Fee and \$211.42 for Renewal and Replacement Fee:

Service	# Radios	Cost Per Unit	Annual Cost
1. System Maintenance Fee	229	\$154.00	\$ 35,266.00
2. Renewal & Replacement	229	\$211.42	\$ 48,415.18
3. Console Maintenance			<u>\$ 2,475.61</u>
		Total	\$ 86,156.79

WHEREAS, the City of Riviera Beach has 229 subscriber radio units accessing and communicating with the Palm Beach County Countywide 800MHz SmartZone System.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: Authorize the Interim Finance Director to make payment in the amount of \$57,371.79 to Palm Beach County Board of County Commissioners for access to the Palm Beach County Countywide 800MHz SmartZone System.

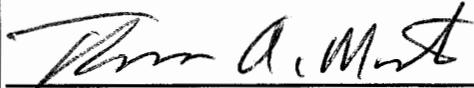
Resolution No. 40-12
Page 2

SECTION 2: Authorize the Interim Finance Director to execute the necessary documents to apply for the State Legislative approved \$12.50 funds being held in escrow by the Palm Beach County Board of County Commissioners in the amount of \$28,785.00 for access to the Palm Beach County Countywide 800MHz SmartZone System.

SECTION 3: This Resolution shall take effect immediately upon its passage and approval by the City Council.

PASSED AND APPROVED this 4TH day of APRIL, 2012

APPROVED:



THOMAS A. MASTERS
MAYOR



BILLIE E. BROOKS
COUNCILPERSON

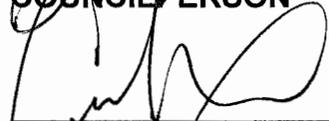
ATTEST:



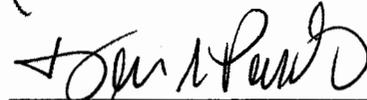
CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



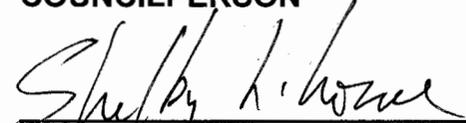
JUDY L. DAVIS
COUNCILPERSON



CEDRICK A. THOMAS
COUNCILPERSON



DAWN S. PARDO
COUNCILPERSON



SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: J. DAVIS

SECONDED BY: C. THOMAS

B. BROOKS AYE

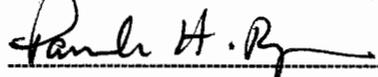
J. DAVIS AYE

C. THOMAS AYE

D. PARDO AYE

S. LOWE AYE

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3/25/12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, SUPPORTING THE "KEEP AMERICA BEAUTIFUL" CAMPAIGN BY SPONSORING A CLEAN-UP IN MONROE HEIGHTS ON APRIL 21, 2012, TO PROMOTE LITTER REDUCTION, SUPPORT RECYCLING, PRESERVE AND PROTECT OUR ENVIRONMENT AND HELP MAKE OUR NEIGHBORHOODS MORE LIVABLE, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, protecting the integrity of the City's neighborhoods is vital to the stability and future growth of the City of Riviera Beach; and

WHEREAS, the appearance and cleanliness of neighborhoods is a function of the integrity of those neighborhoods; and

WHEREAS, members of Neighbors United, including Isabella Cunningham, Barbara Gee, Willie Bell Daniels, Vivian Havener and, of course, Bernice Wooten, who is the longtime event site coordinator, have been hosting this semi-annual cleanup for many years, this is the 5th time Council Pro-tem Billie E. Brooks is partnering with the citywide group to support their efforts; and

WHEREAS, they are being joined by dozens of residents and volunteers and supported by Waste Management, the Solid Waste Authority, several corporate partners and the nonprofit "Keep Palm Beach County Beautiful, Inc.," a certified affiliate of the national "Keep America Beautiful" campaign, in a national day of cleanup across the county and the country; and

WHEREAS, Councilwoman Brooks, Neighbors United and others will continue their efforts and, indeed, plan to expand to other City neighborhoods.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA THAT:

Section 1: The above recitals are true and are hereby incorporated into this Resolution.

Section 2: The City Council hereby endorses the "Keep America Beautiful" campaign and authorizes the "Great American Cleanup of Monroe Heights" as planned from 8 a.m. to 12 p.m. on April 21, 2012.

SECTION 3: This resolution shall take effect immediately upon its passage and adoption.

PASSED and APPROVED this 4TH day of APRIL, 2012.

APPROVED:



THOMAS A. MASTERS
MAYOR

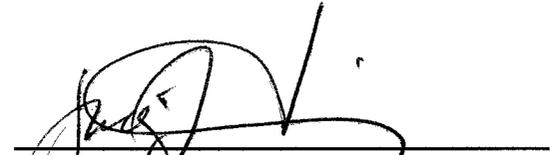


BILLIE E. BROOKS
COUNCILPERSON

ATTEST:



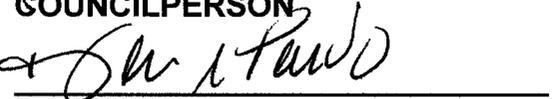
CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



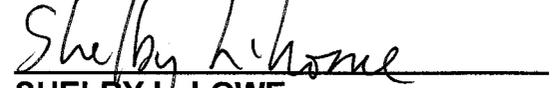
JUDY L. DAVIS
COUNCILPERSON



CEDRICK A. THOMAS
COUNCILPERSON



DAWN S. PARDO
COUNCILPERSON



SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: J. DAVIS

SECONDED BY: C. THOMAS

J. DAVIS AYE

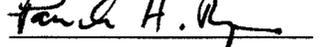
B. BROOKS AYE

C. THOMAS AYE

D. PARDO AYE

S. LOWE AYE

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

RESOLUTION NO. 42-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING SETTLEMENT OF ATTORNEY'S FEES AND COSTS IN CAPITOL CONTRACTING GROUP, LLC, VS. CITY OF RIVIERA BEACH, CASE NO.: 50 2008 CA 036376XXXX MB IN THE TOTAL AMOUNT OF \$450,000; AUTHORIZING GALLAGHER BASSETT TO MAKE PAYMENT ON BEHALF OF THE CITY AFTER RECEIVING A GENERAL RELEASE IN FAVOR OF THE CITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Capitol Contracting Group, LLC ("Capitol") filed a lawsuit against the City in November 2008, claiming that the City owed the company over \$2.9 million in damages for contract work concerning a project know as the 32nd Street Roadway and Underground Utility Improvements Project; and

WHEREAS, after years of litigation and failed attempts at mediation, the case was tried by jury on September 12-22, 2012, where the jury awarded Capitol Contracting \$95,828, and awarded the City \$6,522 on its counterclaim; and

WHEREAS, the court, after determining that Capitol Contracting was the prevailing party and thus entitled to the payment of attorney's fees and costs, ordered the parties back to mediation; and

WHEREAS, after mediation and a closed executive session with city council, the parties have agreed to settle the attorneys fees and costs for \$450,000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

SECTION 1. That the settlement of attorney's fees and costs for \$450,000, in Capitol Contracting Group, LLC vs. City of Riviera Beach, Case No.: 50 2008 CA 036376XXXXMB, is hereby approved.

SECTION 2. That Gallagher Bassett Services is authorized to make payment on behalf of the City after receiving a general release in favor of the City.

SECTION 3. That this resolution shall take effect immediately upon its passage and approval by City Council.

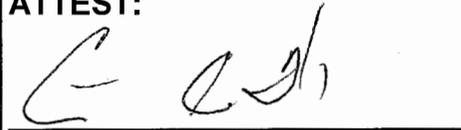
PASSED and APPROVED this 4TH day of April 2012.

APPROVED:


THOMAS A. MASTERS
MAYOR

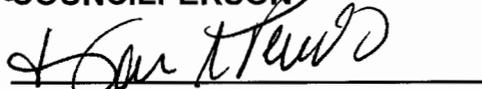

BILLIE E. BROOKS
COUNCILPERSON

ATTEST:


CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK


JUDY L. DAVIS
COUNCILPERSON


CEDRICK A. THOMAS
COUNCILPERSON


DAWN S. PARDO
COUNCILPERSON


SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: J. DAVIS

SECONDED BY: C. THOMAS

B. BROOKS AYE

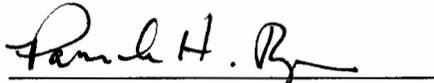
J. DAVIS AYE

C. THOMAS AYE

D. PARDO AYE

S. LOWE NAY

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA H. RYAN, CITY ATTORNEY

DATE: 3/28/12

RESOLUTION NO. 43-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY AND THE CITY OF RIVIERA BEACH: AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID DOCUMENT; PROVIDING GRANT MATCH FUNDS FOR AN ECONOMIC DEVELOPMENT ADMINISTRATION AGENCY GRANT; A FLORIDA INLAND NAVIGATION DISTRICT WATERWAY ASSISTANCE GRANT AND A FLORIDA FISH AND WILDLIFE COMMISSION FLORIDA BOATING IMPROVEMENT GRANT FOR THE MARINA REPLACEMENT PROJECT AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Part I Chapter 163, Florida Statutes, permits public agencies, as defined to enter into interlocal agreements with each other to exercise jointly any power, privilege, or authority which such agencies share in common and which each might exercise separately; and

WHEREAS, Section 163.400, Florida Statutes, authorizes any public body, for the purpose of aiding in the carrying out of community redevelopment, contribute funds to a municipality; and

WHEREAS, The Riviera Beach Community Redevelopment Agency in cooperation with the City of Riviera Beach desires to commit matching funds to the U.S. Economic Development Administration Grant, a Florida Inland Navigation Waterway Assistance Grant and a Florida Fish and Wildlife Commission Florida Boating Improvement Grant for the Marina District

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, as follows:

SECTION 1. The City approves the interlocal agreement with the Community Redevelopment Agency and authorizes the Mayor and City Clerk to execute the same.

SECTION 2. That staff is authorized to apply for and accept the aforementioned grants on behalf of the City.

SECTION 3. The resolution shall be effective immediately upon its passage and approval by City Council.

PASSED AND APPROVED THIS _____ DAY OF APRIL, 2012

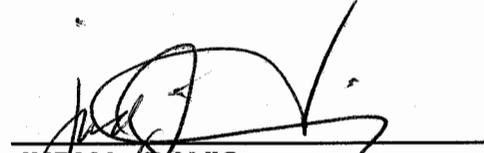
APPROVED:

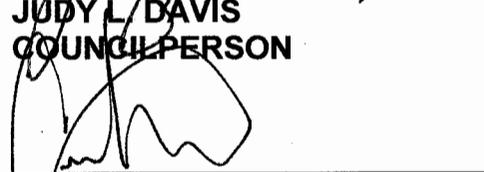

THOMAS A. MASTERS
MAYOR


BILLIE E. BROOKS
COUNCILPERSON

ATTEST:


CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK


JUDY L. DAVIS
COUNCILPERSON


CEDRICK A. THOMAS
COUNCILPERSON


DAWN S. PARDO
COUNCILPERSON


SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: J. DAVIS

SECONDED BY: C. THOMAS

B. BROOKS AYE

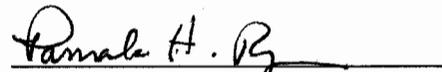
J. DAVIS AYE

C. THOMAS AYE

D. PARDO AYE

S. LOWE AYE

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA H. RYAN, CITY ATTORNEY

DATE: 3/28/12

INTERLOCAL AGREEMENT BETWEEN
THE RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY
AND
THE CITY OF RIVIERA BEACH
COMMITTING MATCHING FUNDS FOR
VARIOUS GRANTS FOR THE MARINA DISTRICT PROJECT

This Interlocal Agreement is entered into this 4 of April, 2012, by and between Riviera Beach Community Redevelopment Agency, a body corporate ad politic created pursuant to Part III, Chapter 163, Florida Statutes (herein referred to as "Agency") and the City of Riviera Beach, a Florida municipal corporation (herein referred to as the "City"), each constituting a public agency as defined in Part I, Chapter 163, Florida Statutes.

WITNESSETH

Whereas, Section 163.01, Florida Statutes, known as the "Florida Interlocal Cooperation Act of 1969," authorizes local governmental units to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner pursuant to forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the need and development of local communities; and

Whereas, Part I of Chapter 163, Florida Statutes, permits public agencies as defined to enter into Interlocal agreements with each other to exercise jointly any power, privilege, or authority which such agencies share in common and which each might exercise separately; and

Whereas, Section 163.400, Florida Statutes, authorizes any public body, for the purposes of aiding in the carrying out of community redevelopment, contribute funds to a municipality; and

Whereas, the City Council of the City of Riviera Beach has found and declared an area of the City of Riviera Beach in compliance with Redevelopment Area requirements, the area hereinafter referred to as the "CRA"; and

Whereas, the City Council of the City of Riviera Beach has adopted a community redevelopment plan pursuant to the Community Redevelopment Act (the "Plan"); and

Whereas, the Plan provide for a long term redevelopment strategy for the Redevelopment Area; and

Whereas, the City, the Agency, Viking Yachts and Rybovich are all working to bring to fruition the Marina District Plan to create 860 jobs from a \$167 million dollar investment and;

Whereas, the renovation of the Riviera Beach Marina with the completion of phase II is the cornerstone on which the Marina District Plan will rest and;

Whereas, the Agency is preparing a grant submittal to the U.S. Commerce Department's Economic Development Administration (EDA) for \$2 million dollars which requires a 50/50 match; and

Whereas, the City of Riviera Beach is preparing a grant submittals for the Florida Inland Navigation District Waterway Assistance Grant and the Florida Fish and Wildlife Commission Florida Boating Improvement Grant. These grants require a \$1.5 million grant match and a \$500,000 grant match respectively; and

Whereas, the Agency is committing \$1,000,000 from its BB& T loan funds towards the match; and

Whereas, the Agency agrees to commit a match of \$746,781 of Agency reserve funds originally allocated for City Services for FY 2009/2010; and

Whereas, the Agency agrees to commit a match of \$253,219 formerly designated as repayment for City Services for the FY 2010/2011 for the remaining match requirements.

Now, therefore, in consideration of the mutual covenants, promises and representations herein, the parties agree as follows:

Section 1. Purpose

A. The purpose of this Agreement is to agree to commit the required funding to match up to a \$2 million grant from EDA for construction of Phase II of the Riviera Beach Marina and to commit the required funding to match the Florida Inland Navigation District Waterway Assistance Grant and the Florida Fish and Wildlife Commission Florida Boating Improvement Grant.

Section 2. General Terms and Conditions

A. The Agency and the City have provided the resources to identify and apply for grants as outlined above which are consistent with the Marina renovations and the Marine District Plan.

B. Should the grants be awarded to the City, the Agency will contribute to the City the matching funds as outlined above. The Agency shall remit the matching funds to the City as required by the grants.

Section 3. Entirety of Agreement

This Agreement represents the entire understanding between the parties. This Agreement may be modified and amended only by written instrument executed by parties hereto.

Section 4. Remedies

This Agreement shall be governed by the laws of the State of Florida. Any legal action necessary to enforce this Agreement will be held in the State of Florida. No remedy herein conferred upon any party is intended to be exclusive of any other remedy, and each and every such remedy shall be cumulative and shall be in addition to every other remedy given hereunder or now or hereafter existing at law or in equity or by statute of any right, power, or remedy hereunder shall preclude any other or further exercise thereof.

Section 5. Indemnification

Each party to this Agreement agrees, to the extent permitted by law, to save, defend, reimburse, indemnify, and hold harmless the other party, and the other respective officers, employees, servants or agents from each party's own negligence or willful misconduct and from any and all claims, demands, damages, liabilities, causes of actions, legal or administrative proceeds, judgments, interest, attorney's fees, costs and expenses arising in any manner directly or indirectly in connection with or incidental to the performance of this Agreement.

Section 6. Severability

Should any provision of this Agreement be declared invalid or unenforceable by a court of competent jurisdiction, the same shall be deemed stricken here from and all other terms and conditions of the Interlocal Agreement shall continue in full force and effect as if such invalid provision had never been made a part of the Interlocal Agreement.

Section 7. Entirety of Agreement

This Agreement represents the entire understanding between the parties. This Agreement may be modified and amended only by written instrument executed by parties hereto.

Section 8. Notice and Contact

All notices provided under or pursuant to the Agreement shall be in writing, delivered either by hand, overnight express mail, or by first class, certified mail, return receipt requested, to the representatives identified below at the address set forth below:

For the Agency:

Tony Brown
Executive Director
2001 Broadway, Suite 300
Riviera Beach, FL 33404

For the City:

Ruth Jones
City Manager
600 West Blue Heron Boulevard
Riviera Beach, FL 33404

Section 9. Venue

The venue for this action shall be in Palm Beach County, Florida.

Section 10. Effective Date

This Agreement shall become effective upon its approval by the City Council of the City of Riviera Beach and the Commissioners of the Riviera Beach Community Redevelopment Agency, the due execution thereof by the proper officer of the City and the Agency.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date set forth above.

ATTEST:
By: [Signature]

RIVIERA BEACH
COMMUNITY
REDEVELOPMENT AGENCY

By: [Signature]
Name: Judy L. Davis
Title: Chairperson

Approved as to form and legal
sufficiency:

By: [Signature]
J. Michael Haygood
Haygood & Harris, LLC
CRA General Counsel

ATTEST:
By: [Signature]
Carrie E. Ward
Master Municipal Clerk
City Clerk

CITY OF RIVIERA BEACH
By: [Signature]
Thomas A. Masters, Mayor

Approved as to form and legal
sufficiency

By: [Signature]
Pamala H. Ryan,
City Attorney

RESOLUTION NO. 44-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A SITE PLAN APPLICATION FROM THE CITY OF RIVIERA BEACH FOR THE CONSTRUCTION OF THE NEW PUBLIC WORKS FACILITIES LOCATED AT 2391 AVENUE L; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 31-57 of the City of Riviera Beach Code of Ordinances establishes the requirements for Site Plan review by the City Council; and

WHEREAS, the Planning and Zoning Board met March 8, 2012 to review the Site Plan application for the construction of the new Public Works Facilities and made a recommendation to the City Council for approval of the application; and

WHEREAS, Staff has reviewed the proposed application and recommends approval; and

WHEREAS, the City Council finds that the proposed site plan is consistent with the adopted City of Riviera Beach Comprehensive Plan and the City's Land Development Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. The Site Plan Application for the new Public Works Facilities attached as Exhibit A located at 2391 Avenue L is approved with the following condition:

1. Construction must be initiated within 18 months of the effective date of this resolution in accordance with Section 31-60(a), of the City Code of Ordinances.

SECTION 2. This Resolution shall act as the final order which is not required to be recorded in the public records of Palm Beach County.

SECTION 3. This Resolution shall take effect immediately upon approval.

PASSED and APPROVED this 4TH day of APRIL, 2012.

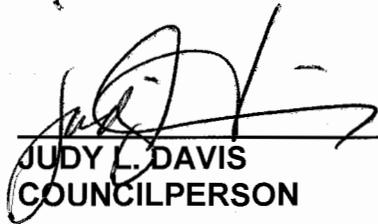
RESOLUTION NO. 44-12

PAGE 2

APPROVED:

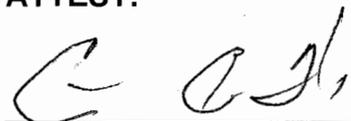


THOMAS A. MASTERS
MAYOR



JUDY L. DAVIS
COUNCILPERSON

ATTEST:



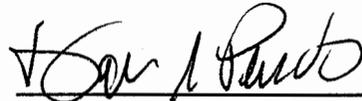
CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK



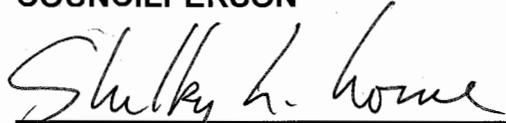
BILLIE E. BROOKS
COUNCILPERSON



CEDRICK A. THOMAS
COUNCILPERSON



DAWN S. PARDO
COUNCILPERSON



SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: C. THOMAS

SECONDED BY: D. PARDO

B. BROOKS AYE

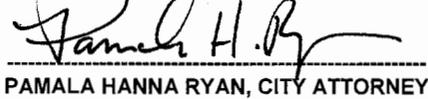
J. DAVIS AYE

C. THOMAS AYE

D. PARDO AYE

S. LOWE AYE

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3/28/12

RESOLUTION NO. 45-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, EXTENDING THE HIRING PERIOD OF TWO (2) PART-TIME BUSINESS TAX SPECIALIST POSITIONS IN THE FINANCE DEPARTMENT FOR A PERIOD OF TWELVE WEEKS COMMENCING MARCH 19, 2012 AND ENDING ON JUNE 8, 2012 AND AUTHORIZING THE INTERIM FINANCE DIRECTOR TO TRANSFER \$20,000 FROM GENERAL FUND CONTINGENCY ACCOUNT TO COVER THE ASSOICATED COSTS AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on September, 2011 the City Council adopted Resolution No. 122-11 authorizing the hiring of two part-time Business Tax Receipt Specialists in the Finance Department for the purpose of updating the BTR database with all businesses and professionals operating in the city and contacting businesses within the City that did not renew their business licenses in the past two years, and

WHEREAS, the two part-time positions were hired effective December 19, 2011 with funding for a period of twelve (12) weeks. During this period, the two staff members have visited over 500 businesses and have mailed letters to follow up with businesses that have not made application for license or renewed their license within the past two years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, THAT:

SECTION 1. The City Council extends the hiring period of two part-time Business Tax Receipt Specialists positions in the Finance Department for a period of twelve weeks commencing March 19, 2012 and ending on June 8, 2012 and authorizing the Interim Finance Director to transfer \$20,000 from General Fund Contingency for same.

SECTION 2. This Resolution shall take effect upon its passage and approval by the City Council.

PASSED AND APPROVED THIS 4TH DAY OF APRIL, 2012.

RESOLUTION NO. 45-12

PAGE 3

APPROVED:



THOMAS A. MASTERS
MAYOR



BILLIE E. BROOKS
COUNCILPERSON

ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



JUDY L. DAVIS
COUNCILPERSON



CEDRICK A. THOMS
COUNCILPERSON



DAWN S. PARDO
COUNCILPERSON



SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: D. PARDO

SECONDED BY: C. THOMAS

B. BROOKS AYE

J. DAVIS AYE

C. THOMAS AYE

D. PARDO AYE

S. LOWE AYE

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3/27/12

RESOLUTION NO. 46-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, WRITING OFF \$792,133 REPRESENTING THE ESTIMATED REBATE OF FUNDS FOR PROFESSIONAL SERVICES PROVIDED BY THE CITY OF RIVIERA BEACH TO THE RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY (CRA) ON CITY INVOICE NO. 23160384 DATED MARCH 4, 2011 FOR SERVICES PROVIDED BY THE CITY FOR THE PERIOD OCTOBER 1, 2009 TO SEPTEMBER 30, 2010; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on September 21, 2009 the City of Riviera Beach and the CRA executed an Interlocal Agreement for the rebate of funds for professional services provided by the City related to the Redevelopment Area and duly adopted by the City's Resolution No. 123-09 on September 16, 2009; and

WHEREAS, the City provided services to the CRA in the form of fire, planning, legal, engineering, finance, purchasing, and parks and recreation and the CRA is dependent upon these City services in order to implement its redevelopment plan; and

WHEREAS, based on the executed Interlocal Agreement, the City estimated an amount of \$792,133 to provide professional services relating to the Redevelopment Plan during the period October 1, 2009 to September 30, 2010 and such amount was budgeted for as revenue and was approved in the City's General Fund Operating Budget for FY 2009/2010 and duly adopted by the City's Ordinance No. 3069 on September 16, 2009; and

WHEREAS, the CRA has presented the request for payment of fees to the city at its CRA Commission meeting in 2011. However, the payment of the professional fees rendered by the City during FY 2009/2010 was not approved by the CRA's Commission. Given that the CRA is not authorized to make payment to the City for the rebate of funds for professional services, the City now seeks approval from the City Council to write off the City's receivable of \$792,133. This write-off will reduce City's General Fund's fund balance ending September 30, 2012 by \$792,133.

RESOLUTION NO. 46-12

PAGE 2

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, THAT:

SECTION 1. The City Council approves the write of \$792,133 representing the estimated rebate of funds for professional services provided by the City of Riviera Beach to the CRA on City Invoice No 23160384 dated March 4, 2011 for services provided by the City for the period October 1, 2009 to September 30, 2010.

SECTION 2. This Resolution shall take effect upon its passage and approval by the City Council.

PASSED AND APPROVED THIS 4TH DAY OF APRIL, 2012.

RESOLUTION NO. 46-12
PAGE 3

APPROVED:



THOMAS A. MASTERS
MAYOR



BILLIE E. BROOKS
COUNCILPERSON

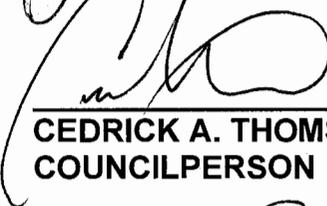
ATTEST:



CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



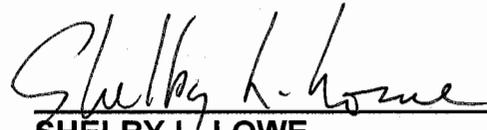
JUDY L. DAVIS
COUNCILPERSON



CEDRICK A. THOMS
COUNCILPERSON



DAWN S. PARDO
COUNCILPERSON



SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: C. THOMAS

SECONDED BY: D. PARDO

B. BROOKS AYE

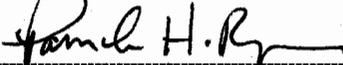
J. DAVIS AYE

C. THOMAS AYE

D. PARDO AYE

S. LOWE AYE

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3/27/12

RESOLUTION NO. 47-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH AND CAPITAL TRUST AGENCY; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ALL NECESSARY DOCUMENTS; AND APPROVING THE ISSUANCE OF HOUSING REVENUE BONDS IN THE AMOUNT OF \$14,725,000 TO FINANCE IMPROVEMENTS AT STONYBROOK APARTMENTS A HOUSING FACILITY LOCATED IN RIVIERA BEACH, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Capital Trust Agency (the "Issuer") proposes to issue approximately \$14,725,000 of its housing revenue bonds (the "Bonds") for the purposes described on Schedule I attached hereto (the "Local Project") within the jurisdiction of the City of Riviera Beach, Florida, (the "City").

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA :

Section 1. The Interlocal Agreement between the City and the Issuer, in substantially the form attached hereto as Exhibit "A," with such changes, alterations and corrections as may be recommended by counsel to the City and as may be approved by the Mayor, such approval to be presumed by the Mayor's execution thereof, is hereby approved by the City Council. The Mayor and City Clerk are authorized to execute the final Interlocal Agreement on behalf of the City. Execution and delivery of the Interlocal Agreement by the Mayor shall constitute conclusive evidence of its final approval by such officer and the City.

Section 2. The City accepts into its records the Notice of Public Hearing (the "Notice") in the form attached hereto as Exhibit "B" and minutes of such hearing.

RESOLUTION NO. 47-12

PAGE 2

Section 3. The City Council hereby approves the Local Project and the issuance of the Bonds by the Issuer as required by the Internal Revenue Code of 1986, as amended (the "Code") and applicable laws of the State of Florida. The Mayor is hereby authorized and directed to approve the Bonds and the issuance thereof pursuant to Section 147(f) of the Code.

The Bonds shall not constitute a debt, liability or obligation of the City or the State of Florida or any political subdivision or public agency of each, but shall be payable solely from the revenues described in such Bonds, and neither the faith and credit nor any taxing power of the City, the State of Florida or any political subdivision or public agency of each is pledged to the payment of the principal of, premium, if any, and interest on the Bonds. The City shall have no obligation with respect to the Bonds other than entering into the Interlocal Agreement and nothing in this resolution shall be considered to be a recommendation that the Bonds are suitable for purchase by investors.

Section 4. The City Council hereby approves the holding of the public hearing by the Executive Director of the Issuer, as required by Section 147(f) of the Code, on behalf of the City. The notice of public hearing (the "Notice of Hearing") published in The Palm Beach Post, a newspaper of general circulation in the City, not less than fourteen (14) days prior to the date of the public hearing, provides a reasonable opportunity for interested persons to express their views, both orally and in writing, on the proposed issuance of the Bonds, the maximum aggregate face amount of obligations to be issued, and the location and nature of the Local Project. The location of the public hearing, under the applicable facts and circumstances, is convenient for the residents of the City. A proof of publication of such Notice of Hearing and minutes of such hearing will be kept on file with the Clerk of the City and is hereby incorporated herein by reference.

Section 5. All of the acts and doings of the members, officials, officers, and employees of the City which are in conformity with the intent and purposes of this Resolution, whether previously or subsequently taken or done, shall be and are ratified, confirmed and approved.

RESOLUTION NO. 47-12

PAGE 3

Section 6. If any section, paragraph, clause or provision of this Resolution shall be held to be invalid or ineffective for any reason, the remainder of this Resolution shall continue in full force and effect, it being expressly found and declared that the remainder of this Resolution would have been adopted despite the invalidity or ineffectiveness of such section, paragraph, clause or provision.

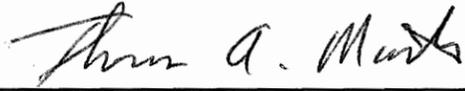
Section 7. This instrument shall take effect immediately upon its adoption this 4TH day of April, 2012.

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RESOLUTION NO. 47-12

PAGE 4

APPROVED:



THOMAS A. MASTERS
MAYOR



BILLIE E. BROOKS
COUNCILPERSON

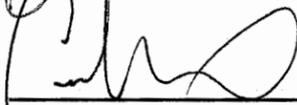
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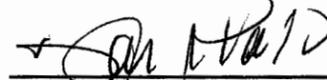
CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



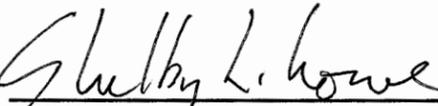
JUDY L. DAVIS
COUNCILPERSON



CEDRICK A. THOMAS
COUNCILPERSON



DAWN S. PARDO
COUNCILPERSON



SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: C. THOMAS

SECONDED BY: J. DAVIS

B. BROOKS AYE

J. DAVIS AYE

C. THOMAS AYE

D. PARDO NAY

S. LOWE NAY

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN, CITY ATTORNEY

DATE: 3/28/12

INTERLOCAL AGREEMENT

This AGREEMENT made and entered into as of the 1st day of April, 2012, by and between the CAPITAL TRUST AGENCY, a legal entity and public agency duly created under Chapters 163, Part I and 617, Florida Statutes (hereinafter referred to as the "Issuer"), and the CITY OF RIVIERA BEACH, FLORIDA, a municipal corporation of the State of Florida (hereinafter referred to as the "Local Agency");

WITNESSETH:

WHEREAS, the Issuer represents that it is a legal entity and public agency of the State of Florida, organized and existing under the provisions of Chapter 163, Part I, Chapter 159, Part II, Florida Statutes; and Chapter 617, Florida Statutes, and other applicable provisions of law (collectively the "Act"), and is empowered pursuant to the Act and a resolution of the governing board of the Issuer, adopted on February 16, 2012, as amended and supplemented, to issue revenue bonds for the purposes described on Schedule I attached hereto (the "Local Project") within the jurisdiction of the Local Agency; and

WHEREAS, the Local Agency is authorized to finance projects in accordance with Chapter 163, Part I, and Chapter 159, Part II, Florida Statutes, as amended; and

WHEREAS, GMF - Preservation Affordability Corp., a Tennessee nonprofit corporation qualified to do business in Florida and whose principal place of business is 65 Germantown Court, Suite 409, Cordova, Tennessee 38018, or its affiliate or subordinate nonprofit corporation (as applicable, the "Company") has requested the Issuer to issue its revenue bonds in one or more series for projects on behalf of the Company or a limited liability company of which the Company is the managing member or a limited partnership of which the Company is the general partner (as applicable, the "Borrower") and loan the proceeds of such bonds to the Borrower to finance or refinance the Local Project; and

WHEREAS, the Local Project, which is located within the jurisdiction of the Local Agency, will provide a public purpose; in furtherance of the purposes for which the Local Agency and the Issuer were created; and

WHEREAS, the Issuer is willing to issue approximately \$14,725,000 of its revenue bonds (the "Bonds") from time to time in one or more series to provide the financing requested by the Company for the Local Project; and

WHEREAS, Section 163.01, Florida Statutes, and other applicable provisions of law confer upon the Issuer, as a public agency within the meaning of said section, the authority to exercise those powers which are common to it and the Local Agency for purposes deemed desirable by the Issuer and the Local Agency, including, but not limited to issuing bonds (1) to

make funds available to finance the Local Project located within the jurisdiction of the Local Agency in accordance herewith, (2) to establish reserves therefor, (3) to pay the costs of issuance thereof, and (4) for any other purpose allowed by law.

NOW THEREFORE, the parties agree as follows:

Section 1. Application; Substitution of Bonds.

The Local Agency hereby authorizes the Issuer to issue and apply sufficient proceeds of the Bonds from time to time for the purpose of financing the Local Project by making funds available to the Company for the Local Project. The Issuer shall be the bond-issuing agency with respect to such Local Project for the Bonds. All revenues generated by bonds issued pursuant to this Agreement and by the use of the proceeds thereof, will be administered by the Issuer or its agents and all payments due from such revenues shall be paid by the Issuer or its agents without further action by the Local Agency.

Section 2. Administration.

The Issuer hereby assumes responsibility for administering this Agreement by and through its employees, agents and officers; provided however, that the Local Agency retains and reserves its right to require reasonable reporting on programs operated within the area of operation of the Local Agency. The Issuer and its agents shall provide the Local Agency with such reports as may be necessary to account for funds generated by this Agreement, upon written request.

The Issuer shall have full authority and responsibility to negotiate, define, validate, market, sell, issue and deliver the Bonds, based upon the amounts required for the financing of the Local Project, and to take such other action as may be necessary or convenient to accomplish such purpose.

Section 3. Reimbursement of Local Agency.

The fees and expenses of the Local Agency shall be paid by the Company in the manner and to the extent mutually agreed upon by the City Manager of the Local Agency and the Company at or prior to issuance of the Bonds.

Section 4. Term.

This Agreement will remain in full force and effect from the date of its execution until such time as it is terminated by any party upon ten (10) days written notice to the other party hereto. Notwithstanding the foregoing, it is agreed that this Agreement may not be terminated during any period in which any Bonds issued pursuant to the terms hereof remain outstanding

(or a purchase contract for such Bonds is in effect), or during any period in which the proceeds of such Bonds are still in the possession of the Issuer, the Company or its agents pending distribution, unless either (1) the parties to this Agreement mutually agree in writing to the terms of such termination or (2) such termination, by its terms, only applies prospectively to the authorization to issue any Bonds for which no purchase contract has been entered into. It is further agreed that in the event of termination the parties to this Agreement will provide continuing cooperation to each other in fulfilling the obligations associated with the issuance of the Bonds pursuant to this Agreement.

Nothing provided herein shall transfer any rights or stop the Local Agency from exercising any rights of approval or review the Local Agency may have with respect to the acquisition, construction, or operation of the Project under law or contract, including, without limitation, any rights of approval or review with respect to land use permitting or as owner or lessor of any property on which the Project is located or which is affected by the Project.

Section 5. Indemnity.

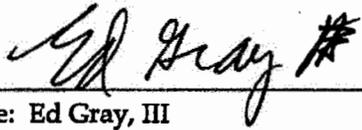
The Issuer agrees that, to the extent permitted by law, the Issuer will require the Company to hold (i) the Local Agency, its officers, agents and employees, harmless from any and all cost, expense, charges or liability, including payment of all applicable costs and reasonable attorneys fees, arising out of or attributable to the Local Agency's involvement with the financing and/or operation of the Local Project, including but not limited to the repayment of principal of and interest or penalty on the Bonds and payment or reimbursement of any costs, fees, charges or other amounts that may become payable in any manner whatsoever relating to the Bonds, any governmental proceedings in connection therewith, or relating to or arising on account of this Agreement, and (ii) the members and officials of the Local Agency harmless from any and all liability, including payment of all applicable costs and reasonable attorneys fees, in connection with the approval rendered pursuant to applicable federal and Florida laws. The Issuer agrees that any offering, circular or official statement approved by and used in marketing the Bonds will include a statement to the effect that Bondowners may not look to the Local Agency for payment of the Bonds and interest or premium thereon or other payments in respect thereto. The Issuer understands that the Local Agency has not done any due diligence on the Project or the Bonds and the Issuer shall make no representations to the contrary.

No representation is made by the Local Agency as to the validity or legality of the Bonds or the exclusion from gross income for federal income tax purposes of interest on the Bonds. The Local Agency has and shall incur no liability or obligation with respect to the Bonds and by executing this Agreement, assumes no responsibility, obligation or liability with respect to the Bonds or any assets or facilities financed thereby or in any way arising out of the issuance or sale of the Bonds or the financing, acquisition, construction or operation of the Project.

IN WITNESS WHEREOF, the parties to this Agreement have caused their names to be affixed hereto by the proper officers thereof as of the 20 day of April, 2012.

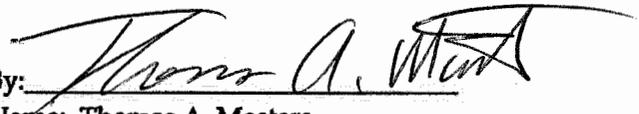
CAPITAL TRUST AGENCY
the Issuer,

(SEAL)

By: 
Name: Ed Gray, III
Its: Executive Director

THE CITY OF RIVIERA BEACH,
FLORIDA
the Local Agency

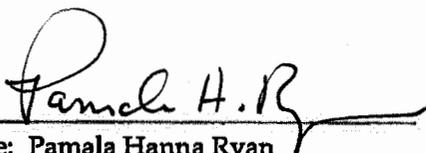
(SEAL)

By: 
Name: Thomas A. Masters
Its: Mayor

ATTEST:

By:  4/17/12
Name: Carrie E. Ward, MMC
Its: City Clerk

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

By: 
Name: Pamela Hanna Ryan
Its: City Attorney

By: 
Name: Jolinda Herring
Its: Bond Counsel

IN WITNESS WHEREOF, the parties to this Agreement have caused their names to be affixed hereto by the proper officers thereof as of the ____ day of _____, 2012.

CAPITAL TRUST AGENCY
the Issuer,

(SEAL)

By: Ed Gray III
Name: Ed Gray, III
Its: Executive Director

**THE CITY OF RIVIERA BEACH,
FLORIDA**
the Local Agency

(SEAL)

By: _____
Name: Thomas A. Masters
Its: Mayor

ATTEST:

By: _____
Name: Carrie E. Ward, MMC
Its: City Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: _____
Name: Pamala Hanna Ryan
Its: City Attorney

By: _____
Name: Jolinda Herring
Its: Bond Counsel

STATE OF FLORIDA

COUNTY OF PALM BEACH

I, CLAUDENE ANTHONY, a Notary Public in and for the said County in the State aforesaid, do hereby certify that Thomas A. Masters, the Mayor of the City of Riviera Beach, Florida and Carrie E. Ward, MMC, the City Clerk of the City of Riviera Beach, Florida, subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that he/she, being thereunto duly authorized signed and delivered the said instrument as the free and voluntary act of said City for the uses and purposes therein set forth and took an oath.

IN WITNESS WHEREOF, under my hand and notarial seal this 18th day of April, 2012.

Claudene L. Anthony
Notary Public

(SEAL)

My Commission Ends: _____
Name: _____
Address: _____
 **CLAUDENE L. ANTHONY**
MY COMMISSION # DD 792064
EXPIRES: June 29, 2012
Bonded Thru Budget Notary Services

Personally Known or
Produced Identification _____
Type of Identification Produced _____

STATE OF FLORIDA

COUNTY OF SANTA ROSA

I, Constance Presnell, a Notary Public in and for the said County in the State aforesaid, do hereby certify that Ed Gray, III, the Executive Director of the Capital Trust Agency, subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that he, being thereunto duly authorized signed and delivered the said instrument as the free and voluntary act of said Authority for the uses and purposes therein set forth and took an oath.

IN WITNESS WHEREOF, under my hand and notarial seal this 9th day of April, 2012.

Constance Presnell
Notary Public

(SEAL)



CONSTANCE J. PRESNELL
NOTARY PUBLIC
STATE OF FLORIDA
Comm# EE159033
Expires 2/21/2016

My Commission Ends: 2-21-16
Name: CONSTANCE PRESNELL
Address: 315 FAIRPOINT
Gulf Breeze FL 32561

Personally Known or
Produced Identification _____
Type of Identification Produced _____

SCHEDULE I

LOCAL PROJECT

Financing or refinancing the costs of acquiring, upgrading, reconditioning, improving and beautification of an existing 216 unit low income multifamily rental housing facility for the elderly and families known as Stonybrook Apartments, located at 1555 Martin Luther King Jr. Blvd., Riviera Beach, Florida 33404.

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IN RE: Stonybrook Public Hearing

1555 Martin Luther King Boulevard
Riviera Beach, Florida

wednesday, March 28th, 2012
8:00 a.m.- 8:05 a.m.

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Proceedings reported by:

Sonja D. Hall
Florida Professional Reporter
Palm Beach Reporting Service, Inc.
1665 Palm Beach Lakes Boulevard, Suite 1001
Page 1

Stonybrook (2).txt
West Palm Beach, FL 33401
(561) 471-2995

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APPEARANCES:

ED GRAY, III - Capital Trust Agency
RICHARD HAMLET - Global Ministries Fellowship
PHILIP GUISTOLISE - CTA
ALEX BELL - CTA
MARK WHITAKER - Community Development
CEDRICK THOMAS - Riviera Beach Council

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1 MR. GRAY: It is now two minutes after
2 eight. We will call the public hearing to
3 order. My name is Ed Gray. I am the
4 executive director of the Capital Trust
5 Agency. We are proposing to be the issuer
6 of the bond on behalf of Global Ministries
7 Foundation or a wholly-owned single member
8 subsidiary of that organization.

9 with us today from the roster are:
10 Mr. Richard Hamlet, who is the President of
11 Global Ministries Foundation; Mr. Philip
12 Guistolise, who works for Capital Trust
13 Agency; Alex Bell, employee of Capital Trust
14 Agency; and Mr. Mark Whitaker, signing in,
15 from the City of Riviera Beach. No one else
16 is in attendance as of this time.

17 The public hearing was duly noticed in
18 the Palm Beach Post. It was published on
19 March 13th, and we have, as pursuant to
20 regulations, allowed for a full two-week
21 period since the notice for the hearing to
22 be held. The notice also indicated if
23 someone wanted to comment on the project by
24 mail that could be done. But as of this
25 date, we have received no mail responses to

4

1 the notice.

2 This project is proposed to finance the
3 acquisition by Global Ministries of
4 Stonybrook community, apartments here in
5 Riviera Beach. I am going to submit for the
6 record certain pertinent facts to the
7 financing, including the fact that neither
8 the Capital Trust Agency, Gulf Breeze, City
9 of Riviera Beach, the State or any other
10 municipality will have any liability for the
11 financing. We are simply the conduit for
12 the issuance of the bond. The bond holders
13 will understand and know that the revenues

Stonybrook (2).txt
14 of the project are the sole source of
15 payback for the bonds.

16 The maximum that will be issued for the
17 bond finance will be \$14,725,000. Again,
18 some of these details and questions will be
19 made a part of the transcript.

20 I also want to point out there is a
21 significant enhancement plan for the
22 community of stonybrook that Global
23 Ministries is going to implement.

24 Richard, would you like to comment
25 briefly on some of the plans you have for

5

1 Stonybrook and the positives that you are
2 going to bring to this project?

3 MR. HAMLET: Yes, my name is Richard
4 Hamlet. I am the President of Global
5 Ministries Foundation, GMF -- also known by
6 GMF, those initials. We are affordable
7 housing developers, and we are looking
8 forward to acquiring this property and
9 having substantial upgrades in the social
10 services that will be provided to the
11 residents of this housing community versus
12 the previous ownership. And also we will be
13 doing significant property improvement work
14 to the physical structure here, upfront out
15 of the bond proceeds, as well as each year
16 going forward substantial reserves will be
17 funded to enhance and upgrade the physical
18 facility.

19 So our goal is not only to provide
20 safe, decent and sanitary housing, which is
21 a minimum that's required by HUD on this
22 type of property, but also it's to provide
23 the residents an opportunity to better
24 themselves and improve themselves through
25 education and through health and wellness

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1 procedures and other things that will
2 hopefully add to their productivity within
3 this wonderful municipality.

4 MR. GRAY: Very good, thank you.

5 As already mentioned, the proposed
6 financing is due to take place within the
7 next few weeks. Procedurally there is --
8 there are documents being prepared. And
9 again, the documents all reinforce the fact
10 that the revenues of the project are the
11 sole source of revenue for the bond debt
12 service.

13 I see another gentleman arrived. Did
14 you have any questions? Did you want to say
15 anything? welcome.

16 If there's no other comments from
17 anyone else -- Mr. Whitaker, do you want to
18 say anything, ask anything?

19 MR. WHITAKER: No, I'm fine.

20 MR. GRAY: Well, if there are no other
21 comments or questions from anyone in
22 attendance, then the public hearing will be
23 closed. Thanks everyone.

24 Stonybrook (2).txt
(The above proceedings were
25 concluded at 8:05 a.m.)

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1 COURT CERTIFICATE

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4 STATE OF FLORIDA)
5 : SS
COUNTY OF PALM BEACH)

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Dated this 28th day of March, 2012.

SONJA D. HALL

RESOLUTION NO. 48-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASING DIRECTOR TO PUBLICLY SOLICIT A REQUEST FOR QUALIFICATIONS (RFQ NO. 353-12) FOR PROFESSIONAL PLAN ADMINISTRATORS TO ESTABLISH A DEFINED CONTRIBUTION RETIREMENT PLAN FOR NEW EMPLOYEES; AUTHORIZING THE GENERAL TERMS AND CONDITIONS, SPECIAL CONDITIONS, SCOPE OF SERVICES, MINIMUM QUALIFICATIONS AND SELECTION CRITERIA FOR SAME; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City's existing Defined Benefit Retirement Plans are very expensive and expose the City to substantial future liabilities; and

WHEREAS, many governmental entities within the State of Florida have moved away from the more expensive Defined Benefit Retirement Plans to Defined Contribution Retirement Plans as a means of reducing annual operating costs and limiting future liabilities associated with providing employee retirement benefits; and

WHEREAS, the Riviera Beach City Council has established the replacement of the existing Defined Benefit Plans with a less costly alternative is an important priority for the future financial vitality of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA THAT:

SECTION 1. The City Council hereby authorizes the Purchasing Director to solicit qualifications from professional plan administrators to establish a Defined Contribution Retirement Plan for new employees.

SECTION 2. The City Council hereby authorizes the general terms and conditions, special conditions, scope of services, minimum qualifications and selection criteria for RFQ 353-12.

SECTION 3. This Resolution shall take effect upon its passage and approval by the City Council.

APPROVED:

Thomas A. Masters
THOMAS A. MASTERS
MAYOR

Absent
BILLIE E. BROOKS
CHAIRPERSON

ATTEST:

C. E. Ward
CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK

Dawn S. Pardo
DAWN S. PARDO
CHAIR PRO TEM

Judy L. Davis
JUDY L. DAVIS
COUNCILPERSON

Cedrick A. Thomas
CEDRICK A. THOMAS
COUNCILPERSON

Shelby L. Lowe
SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: Lowe
SECONDED BY: Davis
B. BROOKS Absent
D. PARDO Aye
J. DAVIS Aye
C. THOMAS Aye
S. LOWE Aye

REVIEWED AS TO LEGAL SUFFICIENCY

Pamela H. Ryan
PAMALA H. RYAN, CITY ATTORNEY

DATE: 4/13/12