

**RESOLUTION NUMBER 38-19UD**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CHAIRPERSON AND DISTRICT CLERK TO EXECUTE THE INTERLOCAL AGREEMENT BETWEEN PALM BEACH COUNTY AND THE CITY OF RIVIERA BEACH, UTILITY SPECIAL DISTRICT REGARDING OPEN CUTS UNDER COUNTY THOROUGHFARE AND NON-THOROUGHFARE ROADS; AND PROVIDING AN AFFECTIVE DATE.**

**WHEREAS**, the COUNTY has adopted certain policies and procedures regarding open cuts across its thoroughfare and non-thoroughfare roads; and

**WHEREAS**, the Utility Special District (DISTRICT) has agreed to follow the policies and procedures set forth by the COUNTY regarding open cuts on COUNTY roads; however, the DISTRICT shall not be required to obtain a surety bond for the open cut, but, instead will be bound by the terms and conditions of this Interlocal Agreement; and

**WHEREAS**, the CITY agrees to be responsible for repairing the open cut, in accordance with COUNTY policies and procedures, and all costs associated with such repair.

**Now, therefore, be It resolved by the Board of Directors of the City of Riviera Beach Utility Special District, Palm Beach County, Florida, as follows:**

**SECTION 1.** The Board of Directors of the Utility Special District of the City of Riviera Beach, Palm Beach County, Florida shall authorize the Chairperson and the District to execute the Interlocal Agreement between Palm Beach County and the City of Riviera Beach, Utility Special District regarding open cuts under COUNTY thoroughfare and non-thoroughfare roads.

**SECTION 2.** This Resolution shall take effect upon its passage and approval by the Utility Special District Board.

**PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019.**

RESOLUTION NO. \_\_\_\_\_  
Page 2 of 2

APPROVED:

\_\_\_\_\_  
KASHAMBA MILLER-ANDERSON  
CHAIRPERSON

ATTEST:

\_\_\_\_\_  
CLAUDENE L. ANTHONY  
CERTIFIED MUNICIPAL CLERK  
UTILITY SPECIAL DISTRICT CLERK

\_\_\_\_\_  
JULIA A. BOTEL, Ed.D  
CHAIR PRO TEM

\_\_\_\_\_  
TRADRICK MCCOY  
BOARD MEMBER

\_\_\_\_\_  
SHIRLEY D. LANIER  
BOARD MEMBER

\_\_\_\_\_  
DOUGLAS A. LAWSON  
BOARD MEMBER

MOTIONED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

T. MCCOY \_\_\_\_\_

K. MILLER-ANDERSON \_\_\_\_\_

S. LANIER \_\_\_\_\_

J. BOTEL \_\_\_\_\_

D. LAWSON \_\_\_\_\_

REVIEWED AS TO LEGAL SUFFICIENCY

\_\_\_\_\_  
DAWN S. WYNN, DISTRICT ATTORNEY

DATE: \_\_\_\_\_