

Regular Town Commission meeting of the Town of Ocean Ridge held on Monday, March 1, 1999 at 6:30 PM in the Town Hall meeting chambers.

The meeting was called to order by Mayor Kaleel and roll call was answered by the following:

Commissioner Aaskov	Commissioner Bingham
Commissioner Bridges	Commissioner Stamos
Mayor Kaleel	

After the Pledge of Allegiance, an invocation was read by Comm Stamos.

### **Additions, Deletions, Modifications and Approval of Agenda**

#### **Consent Agenda**

1. Minutes of the Town Commission Meeting of February 1, 1999
2. Minutes of the Special Town Commission Meeting of February 5, 1999
3. Minutes of the Special Town Commission Meeting of February 12, 1999
4. Confirmation of New Town Hall Employee

Town Manager Dunham requested that a discussion of future special meetings and a discussion of authorizing the Town Manager to grant temporary variances to the ordinance regarding working hours be added as items 8a and 8b, respectively.

Comm Bingham requested that the minutes of the Special Town Commission meeting of February 12, 1999 be changed to reflect the correct commissioners and mayor.

Comm Aaskov moved to approve the agenda and consent agenda as amended, seconded by Comm Stamos.

Motion carried – yea 5.

#### **Announcements and Proclamations**

5. Reminder-----Special County Election will be held on March 9, 1999 Re: Two different bond issues. Polls will be open at Town Hall from 7:00 AM – 7:00 PM.

Town Clerk Hancsak made the above announcement. Mayor Kaleel stated that there would be two bond issues decided. He explained that one would concern the agricultural reserve in the amount of \$150 million and the other would concern the Parks and Recreation department in the amount of \$25 million.

**Public Comment**

George Bierlin, 26 Hudson Ave., read a letter that was written by his wife, Ellen, in which she stated that she was against the ordinance which requires the removal of Australian Pines within the town. She stated that she thought the ordinance was shortsighted and did not take into consideration the birds and requested it not include areas within 50' of the waters.

Mr. Bierlin stated that he would like to comment again on the issue of the stagnant water on Hudson Ave. and the sinkhole which is forming on the south side of the unpaved portion of the road. He stated that the southeast corner of Anna and A1A was repaired last month, but no consideration was given to the repairs needed on Hudson Ave. He added that he felt some fill would solve the problem. Mr. Bierlin also read a letter from Mr. Howell, 8 Hudson Ave., who also felt that the sinkhole should be filled before any accidents occur.

Dezzie Lerner, 19 E Ocean Ave., read a letter which she had written to the Town Commission which explained her request to extend the working hours for the bridge construction to 6 AM through 7 PM. She cited the heat and related problems of working through a hot, Florida afternoon as her reason for extending the hours.

Gail Matrunola, 56 Ocean Ave., advised that her reason for requesting extended hours was that the extra time needed for an ambulance to come across the Woolbright bridge or the time used waiting for the Woolbright bridge could possibly cost a resident their life.

Ted Ritota, 4 Hudson Ave., questioned how many times the residents of Hudson Ave. would have to come before the Town Commission to defend their request not to allow the extended hours. Mayor Kaleel stated that the hours would not be changed unless it was brought up by a Commissioner on a future agenda.

Vera Klein, 7 Sailfish Lane, stated that she felt Ken Kaleel had done a fine job as Mayor for the past year and that the Commission would be wise to re-elect him.

**Public Hearings**

None

**Regular Agenda**

**Actions and Reports**

6. Action to fill appointments to Board of Adjustment, Planning and Zoning Commission and Environmental Resources Advisory Board. By: Karen E. Hancsak, Town Clerk

Town Clerk Hancsak advised that two regular members for three-year terms and two alternate members for one-year terms of the Board of Adjustment were up for reappointment. She advised that the two current regular members, Philip Barlage and Barbara Souther, and the two alternate members, Geoffrey Pugh and Terry Brown, have all agreed to serve again.

Comm Aaskov moved to reappoint the regular members, Philip Barlage and Barbara Souther, and the two alternate members, Geoffrey Pugh and Terry Brown, to the Board of Adjustment, seconded by Comm Bridges.

Motion carried – yea 5.

Town Clerk Hancsak explained that the same appointments were up for the Planning and Zoning Commission. She advised that Bruce Gimmy, one of the regular members has expressed his desire to serve again, but that the other regular member, Betty Bingham, would have to be replaced. She added that the two alternate members, Peter Vrouhas and Gregory Dawson, have both stated that they would like to remain as either regular or alternate members.

Comm Bridges moved to reappoint Bruce Gimmy as a regular member of the Planning and Zoning Commission, seconded by Comm Aaskov.

Motion carried – yea 5.

Comm Bingham moved to appoint Peter Vrouhas as a regular member to the Planning and Zoning Commission, seconded by Comm Stamos.

Motion carried – yea 5.

Comm Bingham moved to reappoint Gregory Dawson and appoint Craig Baskin as alternate members to the Planning and Zoning Commission, seconded by Comm Aaskov.

At this point, Craig Baskin, 6490 N Ocean Blvd., introduced himself to the Commission and expressed his desire to be on the Planning and Zoning Commission.

Roll call was taken on Comm Bingham's motion.

Motion carried – yea 5.

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Town Clerk Hancsak explained that in regards to the Environmental Resources Advisory Board, Joan Beck and Jerry MaGruder have requested to withdraw from the Board and that Luis Vinas and Don MaGruder have both volunteered for the open positions.

Comm Stamos moved to appoint Luis Vinas and Don MaGruder to the vacant positions on the Environmental Resources Advisory Board, seconded by Comm Aaskov.

Motion carried – yea 5.

Mayor Kaleel stated that he would like to thank all of the residents who give of their time to serve on the Town's boards.

7. Action to authorize Town Manager to develop a request for qualification (RFQ) for professional engineering services RE: drainage By: Comm Bridges

Comm Bridges stated that he would like the Town Manager to begin work on the drainage problems. He advised that he knew that drainage was a priority issue to the Utility Board, but that since it was such an obvious problem, it should be started as soon as possible. He explained that he felt the engineer would need strict guidelines on what to do regarding costs and that the Town Manager could also be exploring alternate funding sources.

Comm Bridges moved to authorize the staff to prepare an RFQ for professional engineering services to perform a stormwater drainage analysis for the town, seconded by Comm Stamos.

Mayor Kaleel stated that at the first meeting of the Utilities Infrastructure Advisory Board, he told them that the Town Commission would be looking at the issue of drainage very soon. Jeffrey Willens, member of the Utilities Infrastructure Advisory Board, stated that he was happy that the Town Commission was moving ahead with this issue.

Roll call was taken on Comm Bridges' motion.

Motion carried – yea 5.

8. Authorize funding for attendance at Palm Beach County Legislation Day in Tallahassee By: Gregory Dunham, Town Manager

Mayor Kaleel advised that at a previous special meeting, authorization was given to the Town Manager to travel to Tallahassee to investigate funding sources for future projects.

Town Manager Dunham explained that the total cost would be less than \$175 including the hotel. He advised that he would be driving to the function as the cost of flying was between \$500 and \$700.

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Comm Aaskov moved to approve the funding from the Town Commission Travel and Per Diem account not to exceed \$175, seconded by Comm Bridges.

Motion carried – yea 5.

- 8a. Future Special Town Commission Meetings By: Gregory Dunham, Town Manager

Town Manager Dunham requested a special Town Commission meeting on March 8 for a presentation from Kilday and Associates on the future Town Hall plans. He added that he would also like to have a special combined meeting with the Planning and Zoning Commission on either March 22, 25 or 29 to discuss zoning with Urban Design Studios.

It was decided that Town Clerk Hancsak would poll the Commissioners for the final dates and times.

- 8b. Giving the Town Manager authority to grant limited variances to the ordinances regarding construction work hours By: Gregory Dunham, Town Manager

Town Manager Dunham explained that he would like the authority to grant variances to the ordinance regarding working hours when needed. He cited times when bridge work would need to be done on a continual, twenty-four hour basis.

Comm Bingham move to give authority to the Town Manager to grant temporary variances to the work hour ordinance, seconded by Comm Bridges.

Town Manager Dunham stated that he would try to give advance notice to the Town Commission whenever possible. Comm Bridges stated that any requests from the contractor for extended hours should be amply justified.

Roll call was taken on Comm Bingham's motion.

Motion carried – yea 5.

Mayor Kaleel clarified that there was no change being made to the working hours for Archer-Western or DOT. Mr. Bierlin reiterated that the residents of Hudson Ave. do not want a change to be made to the working hours or the subject to be brought up again. Mayor Kaleel stated that the issue has been voted on previously, the hours will not be extended, and it will not be on future agendas.

**Resolutions**

9. No. 99-04; Electing a Mayor

Mayor Kaleel stated that he felt the past year has been good for the town citing the donation of land from the National wildlife Assoc., the Focus 2000 meeting, new Town Manager and the Department of Public Safety open house as examples. He added that he felt the Town Commission and the residents should be commended for their work. He thanked those present for allowing him to be Mayor for the past year.

Atty Nicoletti advised that a name must be given for the resolution. He stated that a vote on the part of the commissioners would be needed if more than one person is nominated.

Comm Bridges stated that he felt that the Town Commission should stay with their tradition of appointing a new commissioner as mayor every year, and moved that Resolution No. 99-04 be approved and Gail Aaskov's name be inserted as mayor, seconded by Comm Bingham.

There were no other nominations from the commissioners.

Town Clerk Hancsak read Resolution No. 99-04 in its entirety appointing Gail Aaskov as mayor.

Roll call was taken on Comm Bridges' motion. Mayor Aaskov took her respective seat.

Motion carried – yea 5.

10. No. 99-05; Electing a Vice-Mayor

Comm Bingham moved that Resolution No. 99-05 be approved with Kenneth Kaleel's name inserted as Vice Mayor, seconded by Comm Bridges.

Town Clerk Hancsak read Resolution No. 99-05 in its entirety appointing Kenneth Kaleel as Vice Mayor.

Roll call was taken on Comm Bingham's motion.

Motion carried – yea 5.

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11. No. 99-06; Designating depositories, authorizing treasurer or deputy treasurer to sign town checks; authorizing any one of the five town commissioners to countersign town checks

Town Clerk Hancsak read Resolution No. 99-06 in its entirety.

Comm Stamos moved to approve Resolution No. 99-06, seconded by Comm Kaleel.

Motion carried – yea 5.

**First Reading of Ordinances**

None

**Second Reading of Ordinances**

12. Ordinance No. 516; Amending the Code of Ordinances at Chapter 16, Article I, by adding a new Section 16-3, Establishing an Expedited Procedure for bringing a case in front of the Hearing Officer for Code Violations

Atty Nicoletti advised that all four of the ordinances on the agenda are “housekeeping fixes.” He advised that Ordinance No. 516 codifies the procedure which has been used until this point.

Town Clerk Hancsak read Ordinance No. 516 by title only.

Comm Kaleel moved to adopt Ordinance No. 516 on second reading, seconded by Comm Stamos.

There was no further discussion or comment from the public.

Motion carried – yea 5.

13. Ordinance No. 517; Amending the Code of Ordinances at Chapter 34, Article I, by amending and adding certain provisions to Section 34-6, Removal of Rubbish, Stagnant Water and Weeds; and at Article III, by repealing the existing article and re-enacting a new Article III with amended provisions, revising the procedure to remove Junked, Wrecked and Abandoned Property

Town Clerk Hancsak read Ordinance No. 517 by title only.

Comm Bingham moved to adopt Ordinance No. 517 on second reading, seconded by Comm Kaleel.

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There was no further discussion or comment from the public.

Motion carried – yea 5.

14. Ordinance No. 518; Amending the Code of Ordinances at Chapter 14 by adding new Sections 14-161 through 164 therein; Establishing additional procedures for the repair and/or demolition of unsafe and unfit buildings

Town Clerk Hancsak read Ordinance No. 518 by title only.

Comm Bridges moved to adopt Ordinance No. 518 on second reading, seconded by Comm Kaleel.

Comm Bridges stated that the town needed to be very cautious when condemning property. Comm Stamos added that he was concerned with the authority that this ordinance gave the Department of Public Safety and questioned if professional opinions would be obtained before any actions are taken to which Town Manager Dunham advised that they would.

Comm Bingham questioned if any issues would come before the Town Commission before action was taken to which Atty Nicoletti advised that it would be brought before the Special Master and only on the recommendation of the building department.

There was no further discussion or comment from the public.

Roll call was taken on Comm Bridges' motion.

Motion carried – yea 5.

15. Ordinance No. 519; Amending the Code of Ordinances at Chapter 26, Article XVII, by amending and adding a provision regarding private stormwater management systems, by requiring a maintenance plan, maintenance, inspections, reports, and providing for violation

Town Clerk Hancsak read Ordinance No. 519 by title only.

Comm Kaleel moved to adopt Ordinance No. 519 on second reading, seconded by Comm Bridges.

Comm Bridges questioned if this would be included in the drainage plan being requested by the engineer to which Town Manager Dunham advised that it would.

There was no further discussion or comment from the public.

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Roll call was taken on Comm Kaleel's motion.

Motion carried – yea 5.

**Town Commission Comments**

Mayor Aaskov stated that she would like to thank Ken Kaleel for all of his accomplishments for the past year and all of the hard work he has done for the town. She advised that it would be very hard to fill his shoes.

Town Manager Dunham advised that DOT has agreed to remove all of the signs in town which are currently covered with plastic.

**Adjournment**

The meeting was adjourned at 7:25 PM.

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Mayor Aaskov

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Commissioner Bingham

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Commissioner Bridges

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Commissioner Kaleel

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Commissioner Stamos

Attest By:

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Town Clerk