

Regular Town Commission Meeting of the Town of Ocean Ridge held on Monday, March 5, 2001 at 6:30 PM in the Town Hall Meeting Chambers

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

Commissioner Bingham
Commissioner Kaleel

Commissioner Bridges
Commissioner Willens

Mayor Aaskov

Pledge of Allegiance

Additions, Deletions, Modifications and Approval of Agenda

Atty Spillias stated that he would like to add a request for an executive session as item #14.

Mayor Aaskov stated that she would like to add a discussion of a bridge party as item #15.

Consent Agenda

1. Minutes of Town Commission Meeting of February 5, 2001
2. Ocean Ridge Resolution No. 2001-05; Authorize execution of a highway beautification grant and maintenance memorandum of agreement between the Town and the FDOT District Four (4) for grant funding the landscaping around the new entry signs on SR A1A at the north and south Town limits and also on SR 804 (Ocean Ave) By: Gregory L. Dunham, Town Manager
3. Ocean Ridge Resolution No. 2001-06; Authorize execution of a lease agreement between the Town and Palm Beach County for a mangrove restoration project within a portion of a Town of Ocean Ridge tract situated at the western terminus of Corrine Street By: Gregory L. Dunham, Town Manager
4. Appointment of Kenneth Kaleel as a regular member to the South Lake Worth Inlet Advisory Committee By: Gregory L. Dunham, Town Manager
5. Authorize hiring of D. S. Eakins to perform stormwater pipe repair to Spanish River Drive and Inlet Cay Drive in an amount not to exceed \$45,000 with \$25,000 from Public Works account and remainder from the contingency account By: Gregory L. Dunham, Town Manager
6. Authorize Shalloway, Foy, Rayman and Newell, Inc. to complete analysis of SR A1A drainage problems in an amount not to exceed \$6,000 from budgeted funds

Comm Willens moved to approve the consent agenda, seconded by Comm Kaleel.

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Motion carried – yea 5.

Announcements and Proclamations

7. Mayor to proclaim May 20th – 26th, 2001 as “National Public Works Week”

Town Clerk Hancsak read the proclamation that had been prepared for the Mayor’s signature.

Public Comment

George Bierlin, 26 Hudson Ave., questioned how the Sabal Island and Inlet Cay bridges that were recently rebuilt were funded to which Comm Bridges advised that the Town budgeted for these items. Mr. Bierlin stated that it bothered him that the Town Commission was discussing making special assessment districts for the drainage improvements. Mayor Aaskov stated that although there was discussion of the topic, she did not feel there was any interest on the part of the Town Commission to do so.

Mr. Bierlin stated that the Town constructed Hudson Ave. improperly to which Comm Bingham stated that the Town did not construct the road, but rather accepted the road.

Comm Kaleel stated that he felt the Town Commission would be remiss if they did not evaluate all the options for financing for a project of this magnitude.

Justus Brown, 39 Coconut Lane, questioned what could be done regarding the coconut pickers soliciting at his home on early Sunday mornings. In response to an earlier complaint by Mr. Brown that the Coconut trees on his street were becoming diseased, Town Manager Dunham explained that two representatives from Palm Beach County had advised that there was no lethal yellowing in the trees and that the machetes used by the pickers can not spread the disease. Town Clerk Hancsak stated that Mr. Brown should call the Department of Public Safety when someone is soliciting in the Town and the officers will ask them to stop and explain the procedures necessary for soliciting in Town.

Lawrence O’Daly, 13 Hudson Ave., stated that he believes that setting up tax districts for the drainage project would be an example of selective taxation. He suggested that the Town Commission let the residents know that this won’t be done. Mayor Aaskov reiterated that it was only being reviewed by the Town Commission as explained earlier by Comm Kaleel.

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Richard Brown, 50 Oceanview Drive, stated that although he has lived in the Town since 1982, there are many new people moving to the area. He suggested that the newspaper print ordinances that may be helpful for new residents who don't understand all of the codes unique to Ocean Ridge. Mayor Aaskov stated that she has intended to put a new ordinance every month in the paper with an explanation of how it relates to life in Ocean Ridge. Comm Bridges commented that he did not believe there was enough respect for laws anymore, but that he hoped it would get better.

Public Hearings

None

Regular Agenda

Actions and Reports

8. Action to fill appointments to the Board of Adjustment and Planning and Zoning Commission By: Karen E. Hancsak

Town Clerk Hancsak explained that there were one regular and two alternate positions to be filled for the Board of Adjustment. She stated that Dr. Vinas has advised that he would serve again as the regular member and Messrs. Pugh and Brown have both advised they would serve again as alternates or preferably as regular members, if needed. She explained that there were three regular and two alternate positions to be filled for the Planning and Zoning Commission. She stated that all current regular members (Ward Northrup, Peggy Smith and Craig Baskin) have expressed the desire to serve again. She explained that Mauro Walker would like to serve again as an alternate or as a regular member and that the other alternate, Greg Dawson, has moved out of Ocean Ridge and is ineligible to serve again. She advised that separate motions would need to be made for each board.

Mayor Aaskov stated that the Town Commission had requested resumes for board members the previous year. She suggested that the issue be postponed until she can advertise the openings in the newspaper and the Town Commission review any resumes submitted.

Comm Bingham suggested that the Town Commission create a list of questions to ask the board members, both new and re-appointed ones, in order to get some insight into the individuals.

Comm Willens stated that since the Town Commission had discussed this the previous year when the appointments were due and nothing had been done in that time, they should proceed with the appointments at this meeting. Comm Bridges stated that he did not believe the Board of Adjustment was doing a good job and the Town Commission needed to know more about its members. Comm Kaleel stated that whatever criteria is set

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up for the Board of Adjustment needs to be applied to the Planning and Zoning Commission.

Town Manager Dunham stated that he has found the Board of Adjustment members to be prepared and knowledgeable for their hearings.

Mayor Aaskov stated that she would like to see Terry Brown moved to a regular member of the Board of Adjustment.

Comm Kaleel moved to reappoint all members to both the Board of Adjustment and Planning and Zoning Commission with the exception of Greg Dawson for Planning and Zoning Commission. There was no second to the motion.

Comm Kaleel then moved to delay the selection of the new members until the next regular Town Commission meeting after it has been advertised in the local paper (Ocean Ridge Reporter) and interested parties have a chance to contact the Town Hall, seconded by Comm Bridges.

Motion carried – yea 5.

Town Clerk Hancsak advised that in the past they have postponed re-appointments for this same reason and not gotten any additional volunteers. She stated that the advertisement may discourage the current members.

9. Accepting proposal from David Bodker for design of miscellaneous landscape projects in Town not to exceed \$4,400 to be funded from budgeted funds

Town Manager Dunham explained that there are five areas in Town that the staff is requesting to be landscaped which include an area between the seawall and the road at the intersection of Island Drive and Island Drive S, two medians on Sabal Island Drive, median in front of Town Hall, median in cul-de-sac on end of Anna St., and the right-of-way on south side of Beachway near Old Ocean Blvd. He stated that he sent out bid requests to three companies, two of which responded. He stated that this is the lower of the two bids received for landscape design.

Comm Kaleel moved to authorize the hiring of Dave Bodker Landscape Architect/Planning, Inc. to provide landscape design services in an amount not to exceed \$4,400 from funds for Professional Services in the Economic Environment budget, seconded by Comm Bridges.

Comm Bingham questioned the choice of contractor. Comm Kaleel suggested that the same contractor who is doing the Ocean Ave. work for the Town, Steven Bell, be used for this as well to be consistent throughout the Town. Town Manager Dunham advised that Steven Bell was the contractor who declined to return a bid. Comm Bingham questioned if Dave Bodker would have to submit the plans to the Town Commission for

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approval to which Town Manager Dunham explained that he would add that the contract calls for a draft plan and a final plan.

Roll call was taken on Comm Kaleel's motion.

Motion carried – yea 5.

10. Discuss Federal Emergency Management Administration (FEMA) proposed revised maps By: Gregory L. Dunham, Town Manager

Town Manager Dunham explained that FEMA produces a flood zone map which affects resident's insurance rates and they have begun updating it. FEMA has asked the County to receive appeals to review the proposed map for all municipalities. He stated that the staff and engineers for the Town (Shalloway, Foy, Rayman and Newell) do not understand how FEMA arrived at some of their elevations. He stated that Ocean Ridge is one of fifteen municipalities that have appealed the new map and have requested information on how FEMA arrived at their conclusions. He added that there would be public hearings before any changes are made. He explained that Mr. Foy of Shalloway, Foy, Rayman and Newell is currently attending the meetings regarding these changes.

Comm Bridges advised that this issue was discussed at the Intergovernmental Coordination Advisory Board meeting and he was proud of the Town's response to these proposed changes. He added that he has personally had to hire surveyors at times to determine the exact zone of a property since the maps are not very precise.

As an example, Town Manager Dunham stated that every residence in Lake Clarke Shores would change in zone, but that the proposed changes to Ocean Ridge are not as numerous.

Comm Kaleel moved to reopen the consent agenda, seconded by Comm Willens.

Motion carried – yea 5.

Comm Kaleel moved to defer item #3 (Ocean Ridge Resolution No. 2001-06) until the next Regular Town Commission meeting and approve the consent agenda as amended, seconded by Comm Bingham.

Motion carried – yea 5.

Resolutions

11. No. 2001-02; Electing a Mayor

Town Clerk Hancsak read Resolution No. 2001-02 by title.

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Mayor Aaskov stated that she would like to nominate Comm Kaleel for Mayor. There were no other nominations.

Comm Willens moved to close the nominations and appoint Kenneth Kaleel to the position of Mayor, seconded by Comm Bridges.

Comm Kaleel stated that the Town Commission would have to re-examine some issues in the forthcoming year such as how the Mayor is selected and the members of the Board of Adjustment and Planning and Zoning Commission. He stated that the Town Commission would need to sit down at some point this year to discuss potential improvements in the Town.

Town Clerk Hancsak read resolution No. 2001-02 in its entirety with Kenneth Kaleel listed as Mayor. There was applause from the audience.

Roll call was taken on Comm Willens' motion.

Motion carried – yea 5.

Comm Kaleel took his seat as Mayor and thanked Mayor Aaskov for her work for the Town as Mayor for the past two years.

12. No. 2001-03; Electing a Vice Mayor

Town Clerk Hancsak read Resolution No. 2001-03 by title.

Mayor Kaleel nominated Comm Bridges as Vice Mayor.

Comm Bingham nominated Comm Aaskov. Comm Aaskov declined the nomination.

Comm Willens moved to close the nominations and appoint Digby C. Bridges to the position of Vice Mayor, seconded by Comm Aaskov.

Town Clerk Hancsak read resolution No. 2001-02 in its entirety with Digby Bridges listed as Vice Mayor. There was applause from the audience.

Roll call was taken on Comm Willens' motion.

Motion carried – yea 5.

13. No. 2001-04; Designating depositories, authorizing Treasurer or Deputy Treasurer to sign checks; authorizing any one of the five Town Commissioners to countersign Town checks

Town Clerk Hancsak read Resolution No. 2001-04 in its entirety.

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Comm Bridges moved to accept Resolution No. 2001-04, seconded by Comm Bingham.

Motion carried – yea 5.

First reading of ordinances

None

Second reading, public hearing and adoption of ordinances

None

Town Commission comments

14. Executive Session

Atty Spillias advised that he would need to have another executive session meeting with the Town Commission to discuss the Kelso litigation. He stated that he would like the Town Clerk to poll the Commissioners for a time within the next two weeks. The Town Commission consented to have the meeting.

15. Bridge Party

Town Clerk Hancsak advised that the City of Boynton Beach is waiting to get a response from the Coast Guard on their request to keep the bridge closed for a period of time for the celebration. She stated that the Town Hall has received phone calls from residents who are not in favor of a party for the bridge opening. She added that representatives from Boynton Beach have not indicated how much they would like the Town to contribute and that they are unsure if they want to ask their sponsors for more money so soon after the Boynton GALA.

Mayor Kaleel suggested that the Town have their own small party. Comm Willens agreed commenting that it could be held at the Town Hall. Mayor Kaleel stated that the Support Group used to have a BBQ at the Town Hall every year. Town Clerk Hancsak advised the Town Commission that it would be the Town's 70th Anniversary this year if they did not want the theme to be for the bridge opening.

Comm Willens moved to have a Town BBQ for the 70th Anniversary and bridge opening, seconded by Comm Bridges.

Mayor Kaleel suggested that the staff look into the issue and present ideas to them at the executive session/special meeting scheduled for later in the month.

Comm Willens amended his motion that the Town Manager present information and possible dates for the party at the special meeting, seconded by Comm Bridges.

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Motion carried – yea 5.

Mayor Kaleel suggested that the Town Manager contact the city of Lake Clarke Shores as they have a citywide BBQ every year.

Adjournment

The meeting was adjourned at 7:30 PM.

Mayor Kaleel

Commissioner Aaskov

Commissioner Bingham

Commissioner Bridges

Commissioner Willens

Attest By:

Town Clerk