

Regular Town Commission Meeting of the Town of Ocean Ridge held on Monday, January 3, 2005 at 6:00 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 Allison
Commissioner Schulte

Commissioner Bingham

Mayor Kaleel

Comm Pugh was absent with notice.

Pledge of Allegiance

Additions, Deletions, Modifications and Approval of Agenda

Consent Agenda

1. Minutes of the Special Town Commission Meeting of Dec. 6, 2004
2. Minutes of the Regular Town Commission Meeting of Dec. 6, 2004
3. Minutes of the Special Town Commission Meeting of Dec. 22, 2004
4. Appointment of Poll Workers
5. Ocean Ridge Resolution 2005-01; Authorizing the Town to Adopt the Revised Unified Palm Beach County Local Mitigation Strategy Plan
- 5a. Ocean Ridge Resolution 2005-02; Awarding the Bid for the South Phase of the Stormwater Drainage Improvements to Chaz Equipment Company, Inc. of Wellington and Authorizing Execution of Same

Comm Bingham moved to approve the agenda and consent agenda, seconded by Comm Allison.

Motion carried - yea 4.

Announcements and Proclamations

6. The administrative offices will be closed for the official holiday on Monday, January 17, 2005
7. 2005 Municipal Election/2005 Elecciones Municipales
 - a. Proclamation for Election Held on February 8, 2005/8 de febrero, 2005
 - b. Two Commission Seats for a Three Year Term Each/dos (2) Comisionado por un termino de tres (3) anos
 - c. Candidate Filing Dates run Dec. 20, 2004 through Jan. 14, 2005

Mayor Kaleel read the above announcements.

REGULAR TOWN COMMISSION MEETING HELD JANUARY 3, 2005

Public Comment

Jerry Magruder, 9 Ridge Blvd., stated that the drainage construction behind her residence apparently has started and four trees have been removed that should have been tagged. She advised that the Town agreed to work with the Magruder Family and the Audobond Society to try to preserve as many trees as possible. Manager Mathis stated that the construction is being done on Ixora Way and he will look into the tree situation. Mrs. Magruder also commented that the Town is becoming a cement city and felt the beauty of Ocean Ridge should be preserved.

Harold Stolinzky, 47 Spanish River Dr, requested an update on the code enforcement investigation at 46 Bimini Cove. Director Hillery advised that the investigation is complete and the property owners have been cited. He stated that the code enforcement hearing is scheduled for February 7, 2005. Mr. Stolinzky asked when meeting minutes are available and Town Clerk Hancsak advised that when the minutes are complete they are available in draft form. She added that the official minutes are adopted by the Commission at the following meeting.

Cory Heith, 7 Hudson Ave., stated that the house at 1 Hudson has been under construction for 4 years and is a nuisance to the neighbors. He stated that the house is a cement block with a dumpster on site and there is no landscaping. Town Clerk Hancsak advised that the new code requires that construction be completed within a year however the house at 1 Hudson was filed under the old code. Town Clerk Hancsak stated that she would contact the Property Appraisers office and the Palm Beach County Building Department for assistance. Comm Bingham questioned if the owners were staying in the home overnight. Director Hillery advised that he has checked the property personally and no one is staying in the house.

Regular Agenda

Reports

8. Town Manager

Manager Mathis summarized his memo and stated that the Town has signed a contract with Chaz Equipment Co., Inc. for the South Phase of the stormwater drainage project. He also advised that all of the easements necessary for the Tropical Drive drainage project have been received. Manager Mathis stated that the Town has requested Morrison Builders of Dania Beach to give an estimate to repair all of the Town Walkovers and should have an estimate before the February Commission Meeting.

Comm Allison questioned if bids were requested for the strategic planning meeting planned for possibly April 2005. Manager Mathis advised that he would work on it.

REGULAR TOWN COMMISSION MEETING HELD JANUARY 3, 2005

9. Town Attorney

Atty Spillias advised that the Town previously approved intervening in the lawsuit filed by Wellington & Delray Beach regarding the passage of the Charter Amendment regarding annexation in unincorporated areas based on it being at no cost to the Town. He stated that after further review and conversations there could be some modest cost to the Town for review of forms, monitoring and concurring fees. Atty Spillias mentioned that he was not sure how much the costs could be.

Comm Schulte was concerned regarding the unknown cost, however, he felt it was an important issue to support. Mayor Kaleel also agreed that the issue was important and would rather have input than not because it could affect the Town ultimately.

Manager Mathis advised that many of the municipalities were intervening because this could be one step in removing Homerule from individual Towns.

The Commission concurred to continue on with expenses taken from the Special Counsel account.

Atty Spillias advised that the attorney for the Cory Heith et al case regarding the right-of-ways has requested another Executive Meeting.

There was a consensus to schedule an attorney client meeting on February 1, 2005 at 5:00 PM.

10. Police Department Director

Director Hillery gave his update during public comment and had no other reports.

11. Town Engineer

Engineer Tropepe was not present for an update.

Action Items

12. Discuss and Award Landscape Contract By: D. Bill Mathis, Town Manager

Town Manager Mathis stated that 4 bids were received for landscape maintenance for the Town and A Classy Cut Property Maintenance was the lowest bidder with an amount of \$74,450.00. He advised that the Town has used A Classy Cut in the past and has been satisfied with the work. Manager Mathis added that the remaining bids were substantially higher and recommended that the landscape maintenance contract be awarded to A Classy Cut Property Maintenance, Inc. He advised that the award would be contingent upon receiving additional information that was inadvertently left out of the bid documents that does not affect the bid price as submitted.

REGULAR TOWN COMMISSION MEETING HELD JANUARY 3, 2005

Comm Schulte questioned how long the company had been in business and if they worked in any other municipalities. Joseph Nill, owner of A Classy Cut Inc., advised that the company has existed for 8 years and has done residential and commercial work.

Comm Schulte moved to award the landscape maintenance contract to A Classy Cut Inc., in the amount of \$74,450.00 and to waive the minor irregularities in the bid proposal as they did not ultimately affect the results of the bid process, seconded by Comm Bingham.

Motion carried - yea 4.

As a point of information, Donald Magruder, 9 Ridge Blvd., stated that he was advised not to touch the landscaping on Ridge Blvd because Blue Water Lake Management had guaranteed the landscaping for a two year period. He questioned if the plantings would still be guaranteed by Blue Water Lake Management for the remaining year. Mayor Kaleel advised he was unsure but thought Blue Water would be responsible.

13. Approve Sale of the Two Firetrucks Unit 50 (\$30,000) and Unit 60 (\$20,000) By:
D. Bill Mathis, Town Manager

Director Hillery stated that an offer was received to buy Engine 50 and Engine 60 from Fire Unlimited LLC of Appleton, WI, and added they already issued a cashiers check for \$50,000 to purchase the trucks. He also advised that the Town has a tentative offer on the third truck for \$90,000 provided that the Town can get the truck certified. Director Hillery stated that it will cost the Town approximately \$7,000 to repair and certify the third ladder truck.

Comm Schulte moved to approve the sale of the two Firetrucks Unit 50 and Unit 60 in the amount of \$50,000 combined and to approve that sale of the third ladder truck at the stated price of \$90,000 with a 20% +/- contingency, seconded by Comm Allison.

Motion carried - yea 4.

Second Reading of Ordinances

14. Ordinance #551; Exempting Itself from the Provisions of Sections 101.657, F.S. Specifically Related to Early Voting; Repealing all Ordinances or Parts of Ordinances in Conflict Herewith

Comm Schulte moved to adopt Ordinance #551, seconded by Comm Allison.

There was no public comment.

Motion carried – yea 4.

REGULAR TOWN COMMISSION MEETING HELD JANUARY 3, 2005

Town Commission Comments

Mayor Kaleel stated that he received a letter from the City of Boynton Beach asking for our support regarding their request to study the possibility of altering the bridge located at the Inlet. He advised that he will be responding to the letter because the matter could affect several municipalities and he felt if a study was approved it should be approached as a joint venture so all aspects would be considered. Mayor Kaleel also mentioned that it is in the early stages but he will make sure Ocean Ridge is involved.

Meeting adjourned at 6:45 PM

Attest By:

Town Clerk

Mayor Kaleel

Commissioner Allison

Commissioner Bingham

Commissioner Pugh