

TOWN OF OCEAN RIDGE

AGENDA



June 5, 2006

6:00 P.M.

TOWN HALL – MEETING CHAMBERS

TOWN COMMISSION

Mayor Kenneth M. Kaleel

Commissioner Lynn L. Allison

Commissioner Betty P.B. Bingham

Commissioner Nancy L. Hogan

Commissioner Geoffrey A. Pugh

ADMINISTRATION

Town Manager Kenneth Schenck, Jr.

Town Attorney Kenneth G. Spillias

Town Clerk Karen E. Hancsak

RULES FOR PUBLIC PARTICIPATION

1. **PUBLIC COMMENT:** The public is encouraged to offer comments with the order of presentation being as follows: Town Staff, public comments, Commission discussion and official action. Town Commission meetings are business meetings and the right to limit discussion rests with the Commission. **Generally, remarks by an individual will be limited to three minutes or less.** The Mayor or presiding officer has discretion to adjust the amount of time allocated.
 - A. Public Hearings: Any citizen is entitled to speak on items under this section.
 - B. Public Comments: Any citizen is entitled to be heard concerning any matter within the scope of jurisdiction of the commission under this section. The Commission may withhold comment or direct the Town Manager to take action on requests or comments.
 - C. Regular Agenda and First Reading Items: When extraordinary circumstances or reasons exist and at the discretion of the Commission, citizens may speak on any official agenda item under these sections.
2. **ADDRESSING THE COMMISSION:** At the appropriate time, please step up to the podium and state your name and address for the record. All comments must be addressed to the Commission as a body and not to individuals. Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the Commission shall be barred by the presiding officer from speaking further, unless permission to continue or again address the Commission is granted by a majority vote of the Commission members present.

APPELLATE PROCEDURES

Please be advised that if a person decides to appeal any decision made by the Town Commission with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is based. The Town neither provides nor prepares such record.

Persons who need an accommodation in order to attend or participate in this meeting should contact the Town Clerk at 732-2635 at least 2 days prior to the meeting in order to request such assistance.

ROLL CALL

PLEDGE OF ALLEGIANCE

ADDITIONS, DELETIONS, MODIFICATIONS, AND APPROVAL OF AGENDA

CONSENT AGENDA

1. Minutes of the Regular Town Commission Meeting of May 1, 2006
2. Minutes of the Special Town Commission Meeting of May 17, 2006
3. Confirm the Hiring of New Police Officer to Replace Departed Officer Michael Allen
4. Ocean Ridge Resolution No. 2006-07; Authorizing the Execution of a Contract Between Hy-Byrd, Inc. and the Town for a Three Year Term
5. Ocean Ridge Resolution No. 2006-08; Authorizing the Town Manager to Proceed with the Grant Application Process with the Florida Dept. of Community Affairs for a \$500,000 Award for Cultural Facilities and Further Authorizing the Town to Match at Least \$1,000,000 Towards Completion of the Project Upon Grant Award. Matching Funds Will Come From the Town's Fund Balance or any Other Source the Commission Deems Appropriate
6. Authorizing Execution of Interlocal Agreement to Promote Undergrounding Utility Facilities (\$2,000 approved at May 1, 2006)
7. Authorize Purchase of Generator for the Garage from Marine Engine Equipment Co. in the Amount of \$25,600 to be Funded with Excess FEMA Reimbursement Funds from Hurricane Jeanne and Frances in 2004 that are Still Being Received

MOTION	SECOND	DISCUSSION	VOTE
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ANNOUNCEMENTS AND PROCLAMATIONS

8. Presentation of Plaque from the Keep Palm Beach County Beautiful Grant
9. The July Regular Town Commission Meeting will be held on Monday, July 10, 2006 at 6:00 PM and the August Meeting will be held on Aug. 14, 2006 at 6:00 PM

PUBLIC COMMENT – (15 minute maximum with 3 minute individual limit)

PUBLIC HEARINGS

10. An application submitted by Ocean Breeze, LLC, % Ernie Varvarikos, 5582-A N Ocean Blvd., Ocean Ridge FL 33435, requesting a Public Hearing regarding the provisions of the Land Development Code at Chapter 63; General and Administrative Provisions, Article IV; Site Plan Review Procedures, Section 63-53; Major Development Application and Site Plan Requirements, Site Plan Review Procedures, Section 63-51(a)(4) Site Plan approval of minor or major development application or modification, Section 63-51(b)(2) Major Development review and Chapter 64; Zoning, Article 5; Subdivisions; Sections 64-100 through 64-105 pertaining to replatting requirements. The applicants, Ocean Breeze LLC, are requesting to replat the existing property, demolish the current four building, fifteen unit complex and rebuild seven three-story town home units with individual pools, and individual parking spaces, as per the recently adopted Ordinance 565. The property is located at 11 Adams Road or generally described as Lots 3-7, Ocean Shore Estates Subdivision (exact legal description located at Town Hall).

REGULAR AGENDA

(Items Which Require Town Commission Action That Must Be Filed With Town Clerk 1 Week prior to Meeting – Public comment Permitted)

REPORTS

11. Town Manager
12. Town Attorney

- a. Scheduling of Atty/Client Executive Session Meeting re: Cory Heith v. Town of Ocean Ridge for June 28, 2006 at 8:00 AM
 - b. Scheduling of Atty/Client Executive Session Meeting re: Briny Breezes/FDOT for June 8, 2006 at 9:00 AM
13. Director of Public Safety
 14. Town Engineer (SFRN, Inc.) – Drainage Update

ACTION ITEMS

15. Discuss Recommendations by the P & Z Commission Regarding Amending the Noise Ordinance Pertaining to Permanent Generators, Permitted Work Hours, and Shower Installation/Old Ocean Blvd./Crossovers/Beachway Dr. Potential Solutions for Resident Concerns By: Karen Hancsak, Town Clerk
16. Discuss Proposed Parking Ticket Increase By: Ken Spillias, Town Attorney

RESOLUTIONS (Possibly Requiring Discussion)

17. Resolution No. 2006-09; Authorizing Execution of Amendment #3 to the Clean Water State Revolving Fund Loan Agreement SWG12073004P Between the FDEP and the Town for the Purpose of Financing of Construction Activities for Stormwater Pollution Control Facilities

FIRST READING OF ORDINANCES

18. Ordinance No. 568; Amending Chapter 34, Section 34-91, Air Conditioning or Air Handling Equipment, by Adding new Provisions Relating to Noise Abatement and Control for Permanent Generators; Amending Chapter 64, Section 64-50, Location of Exterior Residential Equipment and Accessories, by Including a New Section 64-50(c) Relating to Location of Permanent Generators

SECOND READING, PUBLIC HEARING AND ADOPTION OF ORDINANCES

19. Ordinance No. 566; Amending Chapter 16, Article I, Sections 16-1 through 16-12 of the Code of Ordinances Providing for (1) Substituting “SPECIAL MAGISTRATE” for “SPECIAL MASTER”; (2) the Ex Officio Appointment of Special Magistrates; and (3) Fine Assessment Hearings; Providing for Codification; Providing for Repeal of all Ordinances in Conflict; Providing for Severability and an Effective Date
20. Ordinance No. 567; Amending Chapter 63, Section 63-117; Providing for Codification; Providing for Repeal of all Ordinances in Conflict; Providing for Severability and an Effective Date

TOWN COMMISSION COMMENTS

(Information Items Only – 3 minute limit per item)

ADJOURNMENT

**NEXT SCHEDULED TOWN MEETING(S):
REGULAR TOWN COMMISSION MEETING MON., JULY 10, 2006**