

REGULAR TOWN COMMISSION MEETING HELD AUGUST 2, 2010

Regular Town Commission Meeting of the Town of Ocean Ridge held on Monday, August 2, 2010 at 6:00 PM in the Town Hall Meeting Chambers.

Pledge of Allegiance

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

Commissioner Allison	Comm. Bingham
Commissioner Brown	Commissioner Pugh
Mayor Kaleel	

Clerk Hancsak was absent with notice.

ADDITIONS, DELETIONS, MODIFICATIONS, AND APPROVAL OF AGENDA

Mayor Kaleel noted that Item #2 should read "FY 2009/10 instead of FY 2008/09".

CONSENT AGENDA

1. Minutes of Regular Town Commission Meeting of July 12, 2010
2. Approval of Annual Floodplain Management Report for FY 2009/10

ANNOUNCEMENTS AND PROCLAMATIONS

3. The Tentative Budget Adoption and Regular Town Commission Meeting will be held on Wednesday, Sept. 8, 2010 at 5:01 PM and Regular Meeting Immediately to Follow
4. The Administrative Office will be Closed on Monday, Sept. 6, 2010 for the Official Holiday

Comm. Bingham motioned to approve the agenda and consent agenda as amended. Seconded by Comm. Allison

Motion Carried – yea (5).

PUBLIC COMMENT

Nancy Hogan, 37 Hibiscus Way stated her concern that it had been over a year since her neighbor's pool had been treated. She asked if there were any legal means by which the Town could resolve the matter. She thanked Manager Schenck for calling her 2 times on the matter and keeping her informed.

Chief Yannuzzi reported that since January 2008 there had been 14 complaints of the property. In June 2008 there was a code violation in regards to the concrete patio and dock. The property is scheduled for the September Code Violation Meeting for a pool code violation found on July 12th, and a 2nd floor balcony that was found unsafe and falling apart. Palm Beach County Health Department had been contacted in regards to the pool, and it was found not in violation. There had been a delay in serving the owners as the female owner of the property is not living there, and the male had moved to a different jail facility and had to be tracked down. Manager Schenck reported that Ocean Ridge did spray the pool for mosquitoes last month which should alleviate part of the problem.

4. Manager Report

Manager Schenck reported the following: 1) Coconut Lane Drainage-This project is on hold due to the availability of funds. We are in line for a grant of \$119,000, with funds to be available next summer. 2) Island Drive Bridge – Construction was proceeding as planned. 3) Old Ocean Blvd, The Garden Club Dune Committee has developed a plan to landscape this section and remove the invasive vegetation before planting new. 4) Spanish River and Douglas Drainage Improvements – We plan to go out for bids in August. 5) Energy Grants – We have received a notice to proceed

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from the County for \$50,000 for energy improvements on Town Hall and Ocean Ave. We have also received notification from the State that we have been awarded the energy grant which could be about \$230,000. This grant is for 2 hybrid vehicles and a rebate program for the residents. 6) Entrance Signs – The cost will be addressed later in the meeting. 7) Landscape – We are working with an owner on Old Ocean to replace the dead vegetation on the right of way. He said there is no water source at the location, so he is waiting for the rainy season which so far hasn't cooperated. 8) Town Landscaping – We will be receiving bids on August 19th for this service. 9) No-seeum Spraying – We will advertise for this service in August.

Manager Schenck reported that Tallahassee had recently reduced the energy grant by a total of \$191,000. The Town of Lantana is the lead applicant and is trying to reinstate the original amount, and he will keep the Commission advised of any updates.

Comm. Allison stated that 2 weeks ago, the Garden Club had removed the vegetation from the dunes at the crossover along Old Ocean and had done the first plantings. One more planting was needed before they installed the bench. Over 20 volunteers were present and she thanked them for their hard work and that it was looking great.

5. Town Attorney

Atty Spillias reported that to be in compliance with Florida Statutes, Ocean Ridge would need to a Charter Amendment for the March ballot, for a policy procedure in regards to fulfilling vacancies in office caused by death. This was not an emergency and could be held off for the November election if needed.

Comm. Allison motioned to authorize the Town Attorney to draft an amendment to the Charter for procedures in regards to fulfilling vacancies in office caused by death. Seconded by Comm. Bingham.

Motion Carried – yea (5)

Mayor Kaleel commented that with the new election costs, the Commission should consider changing our election times to reduce our costs.

6. Police Chief

Chief Yannuzzi reported that yesterday a fellow officer, Robert Farrell passed away. He was a Lieutenant in Boynton Beach, then Vice Mayor of Boynton, and then later transferred to the Sheriff's Office. He was known as a man larger than life and would be greatly missed. He requested a moment of silence.

Chief Yannuzzi reported that he was still researching for the surveillance/red light camera and would have a full report for the September meeting. The new 12 hr schedule went into affect for the sergeants and was going well so far.

Comm. Allison asked about sleeping outdoors. Chief Yannuzzi stated that sleeping outside on the beach or on other people's property is not allowed.

7. Town Engineer

Engineer Tropepe was absent with notice.

ACTION ITEMS

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9. Approval of Transferring Funds in the Amount Not to Exceed \$16,000 from the Beautification Reserves to the General Fund for Four New Town Entrance Signs By: Kenneth Schenck, Town Manager (THIS ITEM WAS DEFERRED UNTIL THE JULY THEN THE AUGUST MTG)

It was discussed that they would like to have more than 2 sign choices to pick from, that may not be as expensive. It was also discussed to get pricing from other companies like the company who does our wooden street signs.

Comm. Brown asked why this was on the agenda. Mayor Kaleel stated that at the July meeting there had been a motion, but with no second. It was on the Agenda because they had asked the Town Manager to get further pricing for the bases.

A consensus was made for the Town Manager to research for wooden signs and designs.

10. Request for Promotion for Hal Hutchins from Investigator to Lieutenant with a 10% Salary Increase and Exempt Status By: Kenneth Schenck, Town Manager

Comm. Allison motioned to approve the request for promotion for Hal Hutchins from Investigator to Lieutenant with a 10% Salary Increase and Exempt Status affective August 2nd, 2010. Seconded by Comm. Bingham.

Motion Carried – yea (5).

Chief Yannuzzi then swore in Hal Hutchins as Lieutenant. Applause from Commission and the audience.

Lieutenant Hutchins thanked the Commission and Ocean Ridge for allowing him to serve them and the community. He also recognized the presence of his wife and family and thanked them for their love and support.

11. Request Authorization Regarding Representation as to Public Employee Relation Commission (PERC) Petition from Budgeted Funds By: Kenneth Spillias, Town Attorney

Atty. Spillias reported that on July 15th a representation certification petition had been filed by the Palm Bch County Police Benevolent Association with the Public Employee Relations Commission regarding establishing a collective bargaining unit. Atty. Glen Thomas from their Tallahassee office would handle the legal matters and has already started. He would be working with the Town Manager and Chief as to the appropriate response. He did not anticipate a significant cost, and it would be funded from the budgeted Special Projects Account. Mayor Kaleel asked for an estimated cost. Atty. Spillias stated approximately \$5000.

Comm. Brown asked for council as to what to say. Atty. Spillias stated that here is a “Do’s/Don’t List that is available to avoid coercion. The petition is a public document. It is scheduled for a September or October hearing. Mayor Kaleel stated that it would be safe to just not say anything.

Comm. Bingham motioned to authorize representation From Lewis Longman & Walker as to Public Employee Relation Commission (PERC) Petition from Budgeted funds. Comm. Allison Seconded.

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Motion Carried. – yea (5)

It was discussed if Ordinance No. 588 for the Bird Sanctuary could be brought again for a second reading at the next meeting.

Comm. Brown motioned to have the 2nd Reading of Ordinance No. 588; Amending the Code of Ordinances; Chapter 66, Article I, General Provisions, Sea Turtles and Wetlands, by Adding a New Section 66-3 to be Entitled Bird Sanctuary, Providing for the Designation of the Town of Ocean Ridge as a Bird Sanctuary on the September Commission Meeting. Seconded by Comm. Allison

Motion Carried – yea (4); nay (1) Comm. Pugh.

Comm. Brown asked the Commission to consider a proclamation to the Ocean Ridge Garden Club in recognizing their appreciation for their help to the community.

It was discussed that it could be presented at the completion of the dune restoration project.

Adjournment at 6:37p.m.

Attest By:

Deputy Town Clerk

Mayor Kaleel

Commissioner Allison

Commissioner Bingham

Commissioner Brown

Commissioner Pugh