

TOWN OF OCEAN RIDGE

AGENDA



Feb. 7, 2011

6:00 P.M.

TOWN HALL – MEETING CHAMBERS

TOWN COMMISSION

Mayor Kenneth M. Kaleel

Commissioner Lynn L. Allison

Commissioner Betty P.B. Bingham

Commissioner Terry Brown

Commissioner Geoffrey A. Pugh

ADMINISTRATION

Town Manager Kenneth N. Schenck, Jr.

Town Attorney Kenneth G. Spillias

Town Clerk Karen E. Hancsak

Police Chief Chris Yannuzzi

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. The Commission meetings are held for the purpose of discussing and establishing policy and to review such other issues that affect the general welfare of the Town and its residents. Where possible individual grievances should first be taken up with the Town Staff.
 - 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 Regular Town Commission Meeting of Jan. 3, 2011

MOTION	SECOND	DISCUSSION	VOTE
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ANNOUNCEMENTS AND PROCLAMATIONS

2. The Administrative Offices will be closed on Monday, Feb. 21st for the official holiday
3. 2011 Municipal election/Eleccion Municipal 2011
 - a. Proclamation for election Held on March 8, 2011/Proclamacion para eleccion sostenida el 8 de marzo de 2011
 - b. Two Commission Seats Open for a Three Year Term/Comision dos puesto para tres anos cada
 - c. Candidate Filing Dates run January 28, 2011 through 3:00 PM on February 11, 2011/Las fechas de la clasificacion del candidate corren el 28 de enero de 2011 por 3:00 PM el 11 de febrero de 2011

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

PUBLIC HEARINGS

4. An application submitted by the Ralph Choeff Architext , 8425 Biscayne Blvd., Miami FL 33138, representing the owner, Lorelle Enterprises, Inc., 6161 N Ocean Blvd., Ocean Ridge FL 33435, requesting a Land Development Permit from the provisions of the Land Development Code, Article 2; COASTAL CONSTRUCTION, Section 67-17; Coastal Construction and Excavation Setback Line; Sub-Paragraph (a); Setback line Established; and Sub-Paragraph (h) Existing Structures to permit the construction of a new single family home and garage with a maximum finished floor elevation of 21.69' NGVD (replacing a demolished structure), pool, ,cabana, and patio area which would extend a maximum of 177'2" and 188'0" east of the Coastal Construction Control Line located at 6161 No. Ocean Blvd. or legally described as Lot 3, 4, & 5, Block 3, and Lots 3,4, & 5, Block 10 of the Amended Plat of Boyntons Sub (exact description available for review in the Clerk's Office)

RESOLUTIONS (PUBLIC HEARING)

5. Resolution No. 2011-03; Pertaining to Non-Ad Valorem Assessments for Lot Clean-Up and Demolition or Repair of Unsafe Structures (Only to be reviewed/discussed at this meeting – Action to Adopt will be on the Feb. 7, 2011 Commission Meeting Under Public Hearings)

SECOND READING AND ADOPTION OF ORDINANCES (PUBLIC HEARING)

6. **Ordinance No. 592; Pertaining to Public Health and Safety; Amending Article VII of Chapter 67 of the Code of Ordinances Pertaining to the Demolition or Repair of Unsafe Structures by Adding a New Division 2 to Authorize the Town To Utilize the Uniform Non-Ad Valorem Assessment Method to Impose, Levy, and Collect Non-Ad Valorem Assessments if Costs Are Incurred by the Town and not Reimbursed by the Property Owner; Providing the Purpose and Intent of the Revision to Article VII of Chapter 67; Requiring Notices of Assessment; Establishing the Town as a Special Assessment District; Authorizing an Agreement with the Palm Beach County Property Appraiser and Tax Collector; Providing for Annual Non-ad Valorem Assessment Rolls; Providing Transition Provisions and Ratifying Assessments to Recover Costs Incurred by the Town Prior to the Ordinance's Enactment; Providing for Severability; Providing for Inclusion in the Code; Providing for An Effective Date**
7. **Ordinance No. 593; Pertaining to Public Health and Safety; Amending Chapter 34 of the Town's Code of ordinances Adding a New Article V Declaring Certain Conditions on Lots, Parcels, and Tracts Within the Town Boundaries to be a Nuisance; Prohibiting the Accumulation of Trash, Junk, or Debris, Living and Nonliving Plant Material, and Stagnant Water; Prohibiting the Excessive Growth of Grass, Weeds, Brush, and Other Overgrowth; Prohibiting the Keeping of Fill on property that Results in Conditions that Constitute the Imminent Threat to Public Health; Authorizing the Town to Undertake Immediate Abatement and Remedy of Imminent Public-Health Threats; Providing for Enforcement of Violations of This New Article V; Requiring Notices to Owners and, if Applicable, Agents, Custodians, Lessees, and Occupants of Property in Violation of This New Article V; Providing for Appeals of Violation Notices; Authorizing the Imposition and Levy of Special Assessments if Costs are Incurred by the Town and not Reimburses by the Property Owner or, if Applicable, the Property Agent, Custodian, Lessee, or Occupant; Requiring Notices of Assessment; Providing for Assessments for the cost of Lot Clean-up; Establishing the Town as a Special Assessment District; Authorizing the Levy of Non-Ad Valorem Assessments in Connection with Violations of the Provisions of Article V; Providing for the Collection of Non-Ad Valorem Assessments; Authorizing an Agreement with the Palm Beach County Property Appraiser and Tax Collector; Authorizing and Requiring the Adoption of a Resolution Regarding the Town's Use of the Uniform Method of Collecting Non-Ad Valorem Assessments; Providing for Annual Non-Ad Valorem Assessment Rolls; Providing for Severability; Providing an Effective Date**

REGULAR AGENDA

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

REPORTS

8. **Town Manager**
9. **Town Attorney**
10. **Police Chief**
 - a. **December Monthly Report**
 - b. **Annual Police Report 2010**
11. **Town Engineer**

ACTION ITEMS

12. **Approval of Resolution No. 2011-04; Authorizing the Mayor to Execute the DEP Agreement No. G0313 Pursuant to Environmental Protection Agency Grant Award(s) an Amount Not to Exceed \$119,415 for the Coconut Lane Outfall Improvements**
13. **Authorize Purchase of New Police Vehicle and Extended Warranty (2x) at an Amount Not to Exceed \$28,763 from the Contingency Account By: Kenneth Schenck, Town Manager and Chris Yannuzzi, Police Chief**

RESOLUTIONS

14. **Resolution No. 2011-05; Designating the Supervisor of Elections and One (1) Palm Beach County Commissioner as the Canvassing Board or, in the Alternative, Designating the Supervisor of Elections and the Town Clerk as the Canvassing Board, to be in Attendance for the Testing of the Computer Electronic Systems Tabulating Equipment to be Used for the General Election Scheduled for March 8, 2011 and to Canvass Returns of Such Election Including the Absentee Ballots Following the Election; Assigning Supervisor of Elections to Handle the Absentee Ballots**

FIRST READING OF ORDINANCES

None

TOWN COMMISSION COMMENTS

(Information Items Only – 3 minute limit per item)

ADJOURNMENT

**NEXT SCHEDULED TOWN MEETING(S):
MARCH 7, 2011 AT 6:00 P.M. REGULAR TOWN COMMISSION MEETING
MUNICIPAL ELECTION MARCH 8, 2011 POLLS OPEN 7 AM TO 7 PM**