

TOWN OF OCEAN BREEZE
MINUTES TOWN COUNCIL REGULAR MEETING
Monday, December 11, 2017
Jensen Beach Community Center – 10:30 a.m.

1. Call to Order – President Kagdis called the meeting to order at 10:30 a.m.

- Pledge of Allegiance – Mayor Ostrand led the Pledge of Allegiance
- Roll Call – Present: Mayor Karen Ostrand, President Ann Kagdis, Vice-President Ken De Angeles, Council Members Richard Gerold, Terry Locatis and David Wagner
- Staff Present – Town Management Consultant, Terry O’Neil, Town Attorney, Rick Crary, Town Clerk, Pam Orr and Bookkeeper/Clerical Assistant, Kim Stanton

2. Approval of Minutes – Vice-President De Angeles, seconded by Council Member Wagner, made a motion to approve the Minutes of the September 14, 2017 Tentative Budget Meeting.

All in Favor: Kagdis, De Angeles, Gerold, Locatis, Wagner

Opposed: None

Motion Passed 5 – 0

Vice-President De Angeles, seconded by Council Member Wagner, made a motion to approve the Minutes of the October 3, 2017 Special Meeting Final Millage Rate and Budget.

All in Favor: Kagdis, De Angeles, Gerold, Locatis, Wagner

Opposed: None

Motion Passed 5 – 0

Vice-President De Angeles, seconded by Council Member Wagner, made a motion to approve the Minutes of the November 13, 2017 Regular Meeting.

All in Favor: Kagdis, De Angeles, Gerold, Locatis, Wagner

Opposed: None

Motion Passed 5 – 0

3. Meet the Candidates – Candidates for Town Council positions for December 19, 2017 Election, Mary Jo Geyer, Bill Rouse, Freda Timmons, Ken De Angeles and Ann Kagdis, introduced themselves and gave brief summaries of their qualifications.

4. Resolution #265-2017 – President Kagdis read Resolution #265-2017 into the record:

A RESOLUTION OF THE TOWN OF OCEAN BREEZE, FLORIDA, OPPOSING LEGISLATIVE EFFORTS TO IMPEDE THE CONSTITUTIONAL RIGHT FLORIDA’S CITIZENS HAVE ENJOYED FOR NEARLY 50 YEARS TO GOVERN THEMSELVES UNDER MUNICIPAL HOME RULE POWERS; OPPOSING THE LEGISLATURE’S PERSISTENT INTRUSION INTO LOCAL FINANCES, WHICH ARE NECESSARY TO PROVIDE FINANCIAL STABILITY AND ESSENTIAL SERVICES UNIQUELY REQUIRED BY MUNICIPAL RESIDENTS AND LOCAL BUSINESSES; DIRECTING CITY ADMINISTRATION TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE FLORIDA LEAGUE OF CITIES, THE TREASURE COAST REGIONAL LEAGUE OF CITIES AND ANY OTHER INTERESTED PARTIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

President Kagdis explained the process by which the Resolutions were constructed and named the legislators and organizations to whom the Resolutions were forwarded once passed.

Vice-President De Angeles, seconded by Council Member Gerold, made a motion to approve Resolution #265-2017.

President Kagdis asked for discussion.

There was none.

Roll Call:

In Favor: Kagdis, De Angeles, Gerold, Locatis, Wagner

Opposed: None

Motion Passed 5 – 0

5. Resolution #266-2017 – President Kagdis read Resolution #266-2017 into the record:

A RESOLUTION OF THE TOWN OF OCEAN BREEZE, FLORIDA, URGING ALL MEMBERS OF THE FLORIDA LEGISLATURE TO OPPOSE LEGISLATION THAT WOULD RESTRICT OR ELIMINATE COMMUNITY REDEVELOPMENT AGENCIES; DIRECTING CITY ADMINISTRATION TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE FLORIDA LEAGUE OF CITIES, THE TREASURE COAST REGIONAL LEAGUE OF CITIES AND ANY OTHER INTERESTED PARTIES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Vice-President De Angeles, seconded by Council Member Locatis, made a motion to approve Resolution #266-2017.

President Kagdis asked for comment or questions from the public.

There were none.

Roll Call:

In Favor: Kagdis, De Angeles, Gerold, Locatis, Wagner

Opposed: None

Motion Passed 5 – 0

6. Resolution #267-2017 – President Kagdis read Resolution #267-2017 into the record:

A RESOLUTION OF THE TOWN OF OCEAN BREEZE, FLORIDA, SUPPORTING LEGISLATION REFORMING THE COMMUNICATIONS SERVICES TAX IN A MANNER THAT IS REVENUE NEUTRAL; PROVIDING FOR A BROAD AND EQUITABLE TAX BASE; PROVIDING FOR ENHANCED STABILITY AND RELIABILITY AS AN IMPORTANT REVENUE SOURCE FOR LOCAL GOVERNMENT; AND PROVIDING A UNIFORM METHOD FOR TAXING COMMUNICATIONS SERVICES IN FLORIDA; DIRECTING TOWN OF OCEAN BREEZE ADMINISTRATION TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE FLORIDA LEAGUE OF CITIES, THE TREASURE COAST REGIONAL LEAGUE OF CITIES AND ANY OTHER INTERESTED PARTIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Vice-President De Angeles, seconded by Council Member Locatis, made a motion to approve Resolution #267-2017.

President Kagdis asked for discussion.

There was none.

President Kagdis asked for comments from the public.

Freda Timmons, Ocean Breeze Resort, asked if this Resolution limited the rights-of-way in Ocean Breeze Resort.

President Kagdis stated “no,” that Ocean Breeze Resort was private property and that this Resolution affects the rights-of-way in municipalities.

Roll Call:

In Favor: Kagdis, De Angeles, Gerold, Locatis, Wagner

Opposed: None

Motion Passed 5 – 0

7. Resolution #268-2017 – President Kagdis read Resolution #268-2017 into the record:

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE, FLORIDA, SUPPORTING LEGISLATION TO REQUIRE CERTIFICATION FOR ALL RECOVERY RESIDENCES AND RECOVERY RESIDENCE ADMINISTRATORS TO ENSURE THAT THE VULNERABLE POPULATION IN RECOVERY IS PROTECTED AND THAT RECOVERY RESIDENCE ADMINISTRATORS HAVE THE COMPETENCIES NECESSARY TO RESPOND APPROPRIATELY TO THE NEEDS OF RESIDENTS; DIRECTING CITY ADMINISTRATION TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE FLORIDA LEAGUE OF CITIES, THE TREASURE COAST REGIONAL LEAGUE OF CITIES AND ANY OTHER INTERESTED PARTIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Discussion ensued regarding certification qualifications of recovery residence administrators, zoning applications and restrictions.

President Kagdis asked for comments from the public.

Council Member Gerold, seconded by Council Member Locatis, made a motion to approve Resolution #268-2017.

Roll Call:

In Favor: Kagdis, Gerold, Locatis, Wagner

Opposed: De Angeles

Motion Passed 4 – 1

There were none.

8. Resolution #271-2017 – President Kagdis read Resolution #271-2017 into the record:

A RESOLUTION OF THE TOWN OF OCEAN BREEZE, URGING THE FEDERAL GOVERNMENT TO CLARIFY THE DE-OBLIGATION PROCESS OF PREVIOUSLY APPROVED DISASTER RELIEF FUNDS.

Vice-President De Angeles, seconded by Council Member Wagner, made a motion to approve Resolution #271-2017.

President Kagdis asked for comments.

There were none.

Roll Call:

In Favor: Kagdis, De Angeles, Gerold, Locatis, Wagner

Opposed: None

Motion Passed 5 – 0

9. Resolution #272-2017 – President Kagdis read Resolution #272-2017 into the record:

A RESOLUTION OF THE TOWN OF OCEAN BREEZE, FLORIDA URGING CONGRESS TO REAUTHORIZE THE NATIONAL FLOOD INSURANCE PROGRAM.

Vice-President De Angeles, seconded by Council Member Wagner, made a motion to approve Resolution #272-2017.

President Kagdis asked for comments.

There were none.

Roll Call:

In Favor: Kagdis, De Angeles, Gerold, Locatis, Wagner

Opposed: None

Motion Passed 5 – 0

10. Ordinance #273-2017 – President Kagdis read Resolution #273-2017 into the record:

AN EMERGENCY ORDINANCE OF THE TOWN OF OCEAN BREEZE, FLORIDA, CONFIRMING THE TIME WHEN NEWLY ELECTED COUNCIL MEMBERS TAKE OFFICE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT, SEVERABILITY, APPLICABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney Cray explained the need for this Emergency Ordinance.

Vice-President De Angeles, seconded by Council Member Wagner, made a motion to approve Resolution #273-2017.

President Kagdis asked for comments or questions.

There were none.

Roll Call:

In Favor: Kagdis, De Angeles, Gerold, Locatis, Wagner

Opposed: None

Motion Passed 5 – 0

President Kagdis announced that absentee ballots for the Election were available in the Town Office.

11. Comments from the public on topics not on the Agenda – There were none.

12. Comments from the Council on topics not on the Agenda – Vice-President De Angeles clarified his “no” vote on Resolution #268-2017.

Mayor Ostrand concurred with his explanation.

Discussion ensued regarding recovery residences.

13. Comments from Town Management Consultant Terry O’Neil – Mr. O’Neil explained that D.R. Horton asked for a major amendment to OBW PUD. He explained the amendment process and stated that there would be a Zoning Board meeting, followed by a Town Council meeting for first reading, on Monday, January 8, 2018, and a Special Meeting on Wednesday, January 24, 2018 at 5:30 pm for second reading.

Attorney Crary stated that if the Town Council would like the Zoning Board Members to consist of the newly elected members, the Town Council would have to meet first to swear in the newly elected members before the Zoning Board meeting.

Discussion ensued regarding scheduling the meetings.

It was agreed that the Regular Town Council meeting would convene at 10:30 am on Monday, January 8, 2018, adjourn and then convene as the Zoning Board, adjourn and then reconvene as the Town Council for the purpose of considering the first reading of the Ordinance.

It was agreed that the second reading of the Ordinance would occur at a Special Meeting on Wednesday, January 24, 2018 at 5:30 pm.

14. Comments from Mayor Ostrand – Mayor Ostrand announced that a staff workshop would be scheduled regarding the maintenance regulation Ordinance for the Town.

Vice-President De Angeles asked about including the management of the Ocean Breeze Plaza.

Mr. O’Neil replied that all efforts would be adopted by Ordinance during a public hearing and that all meetings would be advertised.

15. Announcements – Meetings to be held at Ocean Breeze Resort, 700 NE Seabreeze Way, Ocean Breeze:

- Regular Town Council Meeting, Monday, January 8, 2017 at 10:30 am

16. Adjourn – Vice-President De Angeles, seconded by Council Member Wagner, made a Motion to adjourn the meeting at 11:35 am

All in Favor: Kagdis, De Angeles, Gerold, Locatis, Wagner

Opposed: None

Absent: Collins

Motion Passed 5 – 0

Minutes approved: January 8, 2018