

TOWN OF OCEAN BREEZE  
MINUTES REGULAR TOWN COUNCIL MEETING  
Monday, September 14, 2020, 10:30 a.m.  
Ocean Breeze Resort Clubhouse, Pineapple Bay Room  
700 NE Seabreeze Way, Ocean Breeze, FL

1. **Call to Order** – President De Angeles called the meeting to order at 10:30 a.m.
  - Pledge of Allegiance – Mayor Ostrand led the Pledge of Allegiance
  - Roll Call – Mayor Karen M. Ostrand, President Kenneth De Angeles, Council Members Bill Arnold, Kevin Docherty, Terry Locatis and David Wagner  
Absent: Vice-President Richard Gerold,
  - Staff Present – Town Management Consultant, Terry O’Neil; Town Clerk, Pam Orr; and Bookkeeper/Clerical Assistant, Kim Stanton  
Absent: Town Attorney, Rick Crary

2. **Approval of Minutes** – Council Member Arnold, seconded by Council Member Locatis, made a Motion to approve the Minutes of the August 10, 2020 Regular Meeting and the July 22, 2020 Budget Workshop Meeting.

President De Angeles asked for public comments.

There were none.

All in Favor: Yes: De Angeles, Arnold, Docherty, Locatis & Wagner; Absent: Gerold; No: None; Motion Passed - 5 - 0

3. **Request Authorization to Advertise for Annual Auditing Services** – Council Member Locatis, seconded by Council Member Arnold, made a Motion to authorize to advertisement for annual auditing services.

President De Angeles asked for public comment.

There were none.

All in Favor: Yes: De Angeles, Arnold, Docherty, Locatis & Wagner; Absent: Gerold; No: None; Motion Passed - 5 - 0

4. **Comments from the public on topics not on the Agenda** – Ann Kagdis, resident of Ocean Breeze, on behalf of the History Museum of Jensen Beach (a member of the Florida Association of Museums) asked for consideration of support by making a donation to the museum. She discussed how Covid impacted the fund-raising activities for the arts and music programs. She asked the Council to consider adopting two classes (Jensen Beach Elementary and Jensen Beach High School) through the Entrepreneurship Foundation. She spoke about the school-aged children living in the Seawalk community.

Mr. O’Neil stated that unless directed otherwise, Staff would add this item to the discussion during the next budget hearing to take place on Wednesday, September 16, 2020.

Deidre Henry, resident of Ocean Breeze, stated that she agreed with Ann Kagdis’ recommendation.

Anthony Richmond, resident of South Street, Jensen Beach, spoke about his earlier complaint from a year ago, regarding the drainage in his backyard. He spoke about a meeting shortly thereafter, a letter he received stating that lots (1-10), behind his property, drain from the north to the south, pictures in today’s packets, his desire for the Council Members to view the area, in person, the McKenzie Engineering report

letter, his desire for a retaining wall, drainage problems in the area in question, D.R. Horton's fence, a dead tree that had been removed from the property line, lack of sod, seed and silt fence when the area had been cleared in January, 2020, Martin County Engineering, the west side of his property, a letter from the Town of Ocean Breeze dated September 10, 2020, conversations with Pam Orr, Town Clerk, his Attorney's letter and lack of follow-through regarding his complaints.

Mr. O'Neil explained that McKenzie Engineering represented the Town's interest in the matter and that they provided a letter to the Town Council. He stated that the information provided in the packet was due to Mr. Richmond's recent complaint and that staff's responsibility was to respond to all complaints. He added that Mr. McKenzie stated in his letter that there were no adverse impacts on Mr. Richmond's property and that this concurred with the statement from the Martin County Inspector. He commented that the sod issue was relayed to D. R. Horton and that the fence had only been recently been completed. He concluded that he did not believe there were any violations or unfair treatment to report.

Mr. Richmond stated that he contacted Martin County this morning to inquire as to if they were going to have a representative at the Town Council meeting today. Kathleen advised him that they had a meeting on September 4, 2020 and that they saw the area in question and that "she saw erosion; that they see erosion". He invited the Town Council members to come to his property to see the erosion. He read a letter from MacKenzie Engineering from August stating that "everything drained from the north to the south." He expressed his frustration over the situation.

President De Angeles stated that the Town would be relying on the information provided by the professional engineering company that represented the Town.

Mayor Ostrand asked for pictures or video of the running water.

Mr. Richmond stated that he could prove there was erosion because when it rains the sand erodes onto a metal roof...

Discussion ensued regarding pictures of running water, pictures provided in the packet, Mr. Richmond's property line, the fence which was erected on September 1, 2020, the rotting tree removal process and the engineer's comments.

President De Angeles recommended that if Mr. Richmond had proof of any problem that he should contact MacKenzie Engineering and the Town's Attorney's office.

President De Angeles asked for further comments from the public not on the agenda.

There were none.

Janet Galante, resident of Ocean Breeze Resort, asked about the upcoming anniversary of the Town and that she did not see this moving forward. She stated that she was told her they would be looking for some proclamations and publicity. She asked the Mayor for an update.

Mayor Ostrand answered that the 60<sup>th</sup> anniversary would be in October and the Town would be planning some activities.

Ms. Galante stated that she would assist if needed.

President De Angeles asked for further comments from the public.

There were none.

**5. Comments from the Council on topics not on the Agenda** – Council Member Docherty provided updated statistics regarding the Town of Ocean Breeze’s response rates to the 2020 Census. He added that due to further investigations and updated calculations by Mr. O’Neil, it was more likely that the Town’s participation rate was around 83%. He stated that he would like to bring forth discussion regarding the Town regular meeting time adding that he had performed a survey of ten Town residents regarding their possible, future attendance of the Town meetings as it would pertain to changing the meeting time. He commented that he had performed an investigation regarding Town meeting times and that normally, the meetings were held in the evening, after regular work hours. He mentioned the new community at Seawalk which consisted of younger residents working full time. He suggested that in November, when the new Town Council was re-organized and the different committee meetings were assigned, discussion take place regarding a change to the Town meeting time from morning to an early evening time adding that he was missing a BPAC meeting this day because of the Town Council meeting conflict.

President De Angeles asked for further comments from the Council on items not on the Agenda.

There were none.

**6. Comments from Town Management Consultant - Terry O’Neil** – There were none.

**7. Comments from Mayor Ostrand** – Mayor Ostrand thanked everyone for reelecting her as Mayor. She spoke about the importance of the Census and her work on the Complete Count Committee. She stated that she had worked diligently to make sure that the Town of Ocean Breeze was recognized as an incorporated Town for sixty-years and spoke about the importance of using “Ocean Breeze” as one’s address – not Jensen Beach. She spoke about the problems at the state and federal level caused by not using “Ocean Breeze” as ones address especially with the Census and federal dollars at stake. She stated that the Post Office identified that the zip code belongs to Ocean Breeze and by default, Jensen Beach. She spoke about the importance of Home Rule and stated that she would provide anyone interested with numbers and emails for the legislators and others at the State Capitol.

Mr. O’Neil stated that ordinarily the Supervisor of Elections would have attended this Town Council meeting regarding the upcoming elections but due to the virus, they could not attend this year. He commented that brochures were available from the Supervisor of Elections’ office with the details of this year’s elections and that this information had been posted to the Town’s website.

**8. Announcements** – Council Member De Angeles announced the following meetings to be held at Ocean Breeze Resort Clubhouse, Pineapple Bay Room, 700 NE Seabreeze Way, Ocean Breeze, Florida:

- Proposed Budget and Tentative Millage Hearing, Wednesday, September 16, 2020 at 5:01 pm
- Final Budget and Millage Rate Hearing, Wednesday, September 23, 2020 at 5:01 pm
- Regular Town Council Meeting, Monday, October 12, 2020 at 10:30 am

**9. Adjourn** – Council Member Arnold, seconded by Council Member Docherty, made a motion to adjourn the meeting at 11:20 a.m.

All in Favor: Yes: De Angeles, Arnold, Docherty, Locatis, Wagner; Absent: Gerold; No: None; Motion Passed - 5 - 0

Respectfully Submitted,

*Pam Orr*

Town Clerk

September 14, 2020 Minutes

Minutes approved: \_\_\_\_\_

*October 12, 2020*