

TOWN OF OCEAN BREEZE  
MINUTES REGULAR TOWN COUNCIL MEETING  
Monday, December 13, 2021, 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 – Present: Mayor Karen M. Ostrand, President Kenneth De Angeles, Vice-President Richard Gerold, Council Members, Kevin Docherty, and David Wagner  
Absent: Council Member Bill Arnold and Terry Locatis
  - Staff Present – Town Management Consultant, Terry O’Neil; Town Attorney, Rick Crary; and Bookkeeper/Assistant, Maria Pierce

President De Angeles introduced Martin County Sheriff Deputy Andy Adams. Deputy Adams spoke about various events in Downtown Jensen Beach. He added that there were some burglaries isolated in Jensen Beach and reminded citizens to keep their cars locked and devoid of valuables. He asked for questions.

There were none.

- 2. Approval of Minutes** – Council Member Wagner, seconded by Council Member Docherty, made a motion to approve the minutes of the November 8, 2021 regular meeting.

President De Angeles asked for public comments.

There were none.

All in Favor: Yes: De Angeles, Gerold, Docherty, Wagner; No: None; Motion Passed - 4 - 0

Council Member Wagner, seconded by Council Member Docherty, made a motion to approve the minutes of September 15, 2021 Tentative Budget and Proposed Millage Rate Hearing.

President De Angeles asked for public comments.

There were none.

All in Favor: Yes: De Angeles, Gerold, Docherty, Wagner; No: None; Motion Passed - 4 - 0

Council Member Wagner, seconded by Council Member Docherty, made a motion to approve the minutes of September 22, 2021 Final Budget and Proposed Millage Rate Hearing.

President De Angeles asked for public comments.

There were none.

All in Favor: Yes: De Angeles, Gerold, Docherty, Wagner; No: None; Motion Passed - 4 - 0

- 3. Budget to Actual Report: Fourth Quarter of Fiscal Year 2021** – Town Management Consultant, Terry O’Neil, explained that the increase in revenues was due to the accelerated pace of construction at the Seawalk development, and recommended accepting the report.

President De Angeles asked if any Council Members had any questions.  
There were none.

Council Member Wagner, seconded by Council Member Docherty, made a motion to approve the Budget to Actual Report for the Fourth Quarter of Fiscal Year 2021.

President De Angeles asked if there were any public comments.

There were none.

All in Favor: Yes: De Angeles, Gerold, Docherty, Wagner; No: None; Motion Passed - 4 - 0

**4. Approval of Letter waiving staff review pass-through costs in the event Sun Communities seeks a minor PUD Amendment to allow for speed bumps** - President De Angeles introduced the request to approve a letter waiving the staff review pass through costs to Sun Communities in the event they seek a minor PUD Amendment to allow for speed bumps. He also stated that Vice President Gerold asked this letter be brought before the Council for approval.

President De Angeles asked if any Council Members had any questions.

Town Attorney, Rick Crary, provided an explanation of Sovereign Immunity.

Discussion ensued regarding sovereign immunity.

Mr. O'Neil stated that the letter would go to Sun Communities and it would be up to them whether or not they would apply for the amendment.

President De Angeles asked if Council Members had any questions.

Council Member Wagner stated he did not think it was in the Town's best interest to waive the fees for a potential, future event.

Discussion ensued regarding the matter.

Council Member Docherty, seconded by Vice President Gerold, made a motion to approve the Mayor to sign a letter waiving staff fees and costs associated with any future PUD amendment for speed bumps.

Resident Janet Galente thanked Vice President Gerold for bringing this to Council for consideration because she believed the matter to be a public safety concern.

Council Member Wagner stated that he was in favor of the speed bumps and that the issue was that the work was to be done properly.

Discussion ensued regarding fees, possible delays, the letter from the Mayor and waiving only staff pass-thru costs associated with a PUD amendment for installation of speed bumps.

President De Angeles asked for further comments from the Council.

There were none.

President De Angeles asked for further public comments.

There were none.

Roll Call Vote: Yes: Docherty, Gerold; No: Wagner, De Angeles; Vote 2 – 2 No Action Taken

**5. Approval of Letter supporting the Town of Sewall’s Point in its application for Indian River Lagoon improvements grant funds** – Mayor Ostrand explained the background of the approval and support letter for the Town of Sewall’s Point to obtain grant dollars for storm-water improvements.

President De Angeles asked for public comments.

Discussion ensued regarding some of the controversial views amongst the Town of Sewall’s Point Commissioner’s, prior grants, prior/current referendum, House Bill 2123, House Bill 2059 and local delegation support.

Council Member Wagner, seconded by Council Member Docherty, made a motion to approve the letter to the Town of Sewall’s Point.

President De Angeles asked for public comment.

There were none.

Roll Call Vote: Yes: Docherty, Wagner, Gerold, De Angeles; No: None; Motion Passed - 4 - 0

**6. Comments from the public on topics not on the agenda** – There were none.

**7. Comments from the Council on topics not on the Agenda** – Council Member Wagner stated that there was an accident involving a train and an automobile at the downtown Jensen Beach round-a-bout. He commented that several residents had shared their concern about vehicles traveling east, making a right-hand turn onto West End Blvd at the railroad tracks when a pedestrian was present. He suggested that the timing of the train track crossing arms be adjusted to prevent a vehicle from being stuck on the tracks while waiting for a pedestrian to cross. He remarked that this was out of the Town’s jurisdiction, but that he believed Martin County should be made aware of this issue.

Mayor Ostrand commented that she would be in at the Florida League of Cities Advocacy meeting in Tallahassee on January 18<sup>th</sup> and that she would have an opportunity to discuss this issue with the state representatives.

President De Angeles asked for further comments from the Council.

There were none.

**8. Comments from Town Management Consultant, Terry O’Neil** – Mr. O’Neil stated that the Town had received a letter from Florida Department of Revenue that stated that the millage process had been completed properly. He added that the Town also received a letter from the Florida Department of Economic Opportunity stating that the Department was issuing a Notice of Intent to find the Town’s EAR based Comprehensive Plan Amendment in compliance.

**9. Comments from Mayor Ostrand** – Mayor Ostrand wished everyone a Merry Christmas and Happy New Year. She also thanked the audience for attending the meeting.

President De Angeles echoed Mayor Ostrand’s sentiments.

**10. Announcements** – President De Angeles announced the regular Town Council meeting would be held on Monday, January 10, 2022 at 10:30 a.m. at Ocean Breeze Resort Clubhouse, Pineapple Bay Room, 700 NE Seabreeze Way, Ocean Breeze, Florida.

**12. Adjourn** – Council Member Wagner, seconded by Council Member Docherty, made a motion to adjourn the meeting at 11:13 a.m.

Respectfully Submitted,

*Pam Orr*  
Town Clerk

Minutes approved: February 14, 2022