

**TOWN OF OCEAN BREEZE
REGULAR TOWN COUNCIL MEETING
AGENDA**

January 9, 2023 10:30 am
Ocean Breeze Resort Clubhouse Pineapple Bay Room
700 NE Seabreeze Way, Ocean Breeze, FL

***PLEASE TURN OFF CELL PHONES –
SPEAK DIRECTLY INTO MICROPHONE***

- 1. Call to Order, President De Angeles**
 - Pledge of Allegiance
 - Roll Call
- 2. Approval of Minutes –**
 - Regular Meeting, Monday, December 12, 2022
(Motion, second, public comments, all in favor)
- 3. FIRST READING: ORDINANCE #331-2023 AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE, FLORIDA CHANGING THE TIME OF REGULAR TOWN COUNCIL MEETINGS FROM 10:30 AM ON THE SECOND MONDAY OF EACH MONTH TO 6:00 PM ON THE SECOND MONDAY OF EACH MONTH; PROVIDING FOR A CONFLICTS CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE, AND PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.**

(Motion to approve on first reading, second, public comment, roll call)
- 4. RESOLUTION #332 -2023 A RESOLUTION OF THE TOWN OF OCEAN BREEZE, FLORIDA URGING MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE 2023 FLORIDA LEAGUE OF CITIES LEGISLATIVE PLATFORM.**

(Motion to accept, second, public comment, roll call)
- 5. Comments from the public on topics not on the Agenda**
- 6. Comments from the Council on topics not on the Agenda**
- 7. Comments from Town Management Consultant, Terry O'Neil**
 - Discussion of moving the date on which newly elected Town officials are sworn in to office from the first regular Town Council meeting following the election to the second regular Town Council meeting following the election.
- 8. Comments from Mayor Ostrand**
- 9. Announcements**
 - Regular Town Council Meeting – Monday, February 13, 2023 at 10:30AM to be held at Ocean Breeze Resort Clubhouse, Pineapple Bay Room, 700 NE Seabreeze Way, Ocean Breeze
- 10. Adjourn** (Motion, second, all in favor)

TOWN OF OCEAN BREEZE
MINUTES REGULAR TOWN COUNCIL MEETING
Monday, December 12, 2022, 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 Bill Arnold, Council Members Kevin Docherty, Gina Kent, Liz Reese, Sandy Keblbeck-Kelley
- Staff Present –Town Management Consultant, Terry O’Neil; Town Attorney, Rick Crary; Pam Orr, Permit Processing Consultant standing in for Town Clerk, and Administrative Assistant Shannon Roger

2. Approval of Minutes – Council Member Arnold, seconded by Council Member Reese, made a motion to approve the minutes of the regular meeting of November 14, 2022.

President De Angeles asked for public comments.

There were none.

All in Favor: Yes: De Angeles, Arnold, Reese, Kelley, Kent, Docherty; No: None; Motion Passed – 6-0

3. SECOND READING: ORDINANCE #330-2022 - AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE, FLORIDA EXPRESSLY APPROVING THE APPLICATION AND ENFORCEMENT OF MARTIN COUNTY ORDINANCE NO. 1182 “RESIDENTIAL RESTRICTIONS ON SEXUAL OFFENDERS AND SEXUAL PREDATORS” WITHIN THE TOWN OF OCEAN BREEZE; PROVIDING FOR A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND FOR OTHER PURPOSES.

Pam Orr, read the Ordinance #330-2022 into the record.

President De Angeles asked for a motion to approve Ordinance #330-2022 on second reading.

President De Angeles asked the public for comments. There were none.

Roll Call: Yes: De Angeles, Arnold, Kelley, Kent, Docherty, Reese; No: None; Motion Passed: 6-0

4. Discussion of Changing the Time for Town Council Meetings – President De Angeles asked Town Management Consultant Terry O’Neil to explain the Charter and Ordinance regarding Town Council Meeting Times.

Mr. O’Neil stated that the charter prescribed that the time and place of Council meetings is established by ordinance. He explained that Ordinance #66, adopted in 1992, prescribed that each Council meeting would take place on the second Monday of each month at 10:30 a.m. He added that should the Council vote to change the time, a new ordinance would need to be drafted, which would require two public hearings before taking affect.

President De Angeles asked if an amendment to the original ordinance was required. Mr. O’Neil referred to Town Attorney Rick Crary for clarification.

Attorney Crary stated that a new ordinance would need to be drafted.

President De Angeles asked for questions or comments from the Council.

Council member Reese noted that there was a big difference between changing the Budget meetings versus changing the regular Town Council meetings, as most residents would prefer the Budget meetings start at 6 p.m. She added that she did not think that residents had a problem with the time of the regular Town Council meetings.

Council Member Kelley stated that the residents to whom she spoke were more concerned about attending the Budget Meetings.

Council Member Docherty stated that the discussion to change the meeting time had been ongoing for two years. He added that the Town had spoken with Sun Communities regarding evening meetings, and was informed that the Clubhouse would be available. He then asked that the Council make a motion to change the time of the Regular Council Meeting to 6 p.m. on the second Monday of every month.

Council Member Docherty, seconded by Council Member Reese, made a motion to change the time of the Regular Town Council Meetings to 6 p.m. on the second Monday of every month.

President De Angeles asked the public for comments.

Ann Kagdis, 111 Bay Drive, commented that the Town would have to check with Sun Communities to confirm use of the Clubhouse for evening meetings.

Council Member Docherty remarked that the Town had received approval from Sun Communities for evening meetings.

Ann Kagdis, Ocean Breeze Resort, asked if the Town had the approval in writing.

Council Member Docherty confirmed that the approval was in writing.

Council Member Kelley asked if the motion to change the time from 10:30 a.m. to 6 p.m. was for all the meetings.

Pam Orr, stated that the motion was to change the regular Town Council meetings to 6 p.m.

Mayor Ostrand asked if Council Member Docherty wanted to discuss changing the meeting time of the Budget meetings as well.

Council Member Docherty responded that he would decline for now, and address it separately.

Roll Call: Yes: Kent, Kelley, Reese, Docherty; No: De Angeles, Arnold; Motion Passed: 4-2

Town Management Consultant Terry O'Neil, stated that procedurally, the Town now had a directive to prepare a new Ordinance to bring forth at the next Town Council meeting. He further explained that Florida Statutes require Budget meetings to be held after 5 p.m., and changing the time to 6 p.m. would not be an issue.

President De Angeles asked for comments from the Council.

Council member Reese asked for clarification as to when the regular Town Council meetings would start.

Attorney Crary explained that the regular Town Council meetings would continue to convene at 10:30 a.m. as the ordinance with the new 6 p.m. meeting time would require two readings followed by a vote.

Cathy Berry, 46 NE Driftwood, remarked that the Council should vote on changing the Budget Meeting times to evenings as well since it will take two months before the new ordinance was passed.

President De Angeles clarified that the Budget Meetings currently took place in the evenings at 5 p.m.

Attorney Crary explained that the times and dates for the Budget Meetings are set separately and are not changed by ordinance.

President De Angeles asked Town staff to prepare a new ordinance with the 6 p.m. meeting times, to be read at the next two regular Town Council meetings.

5. Request for a \$100.00 contribution from the History Museum of Jensen Beach – Ann Kagdis, President of the History Museum of Jensen Beach, asked the Town Council to approve a donation in the amount of \$100.00. She gave a brief summary of the Museum and encouraged residents to visit.

6. Request for a \$200.00 contribution from The Entrepreneurship Foundation – Ann Kagdis, Board member of the Entrepreneurship Foundation, asked the Town Council for a \$200.00 donation which would benefit both the scholarship fund and the schools.

President De Angeles asked Ms. Kagdis if The Entrepreneurship Foundation had a Board.

Ms. Kagdis stated that The Entrepreneurship Foundation consisted of a five-member Board which met once a month.

Vice President Arnold, seconded by Council Member Docherty made a motion to approve the \$100.00 contribution to The History Museum of Jensen Beach.

President De Angeles asked for public comments. There were none.

All on Favor: Yes: De Angeles, Arnold, Reese, Kelley, Kent, Docherty; No: None; Motion Passed 6-0

Council Member Docherty, seconded by Vice President Arnold, made a motion to approve the \$200.00 contribution to The Entrepreneurship Foundation.

All on Favor: Yes: De Angeles, Arnold, Reese, Kelley, Kent, Docherty; No: None; Motion Passed 6-0

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

President De Angeles introduced Deputy Andy Adams of the Martin County Sheriff's Department.

Deputy Adams reported that the Golf Cart Parade had the largest turnout in years.

8. Comments from the Council not on the Agenda – Council Member Docherty commented that the Town had been working with FPL on replacing the electric poles on Indian River Drive and that a new representative had been recently assigned. He added that he would like to extend an invitation to the representative to attend a Town Council Meeting to inform the Council of the status.

Council member Reese remarked that she would like to see the Golf Cart Christmas Parade extended to Seawalk next year.

President De Angeles commented that the logistics of the parade need to be considered, as the parade would extend to Jensen Beach Boulevard in order to accommodate Seawalk.

Discussion ensued regarding the Golf Cart Christmas parade.

President De Angeles asked the Town staff to research the necessary permits and related logistics of extending the Golf Cart Christmas Parade to Seawalk.

9. Comments from Town Management Consultant Terry O'Neil – There were none.

10. Comments from Mayor Ostrand. Mayor Ostrand spoke about her attendance at the Florida League of Cities Legislative Conference. She wished everyone a Merry Christmas and a Happy New Year.

11. Announcements – Regular Town Council Meeting – Monday, January 9, 2023 at 10:30 a.m. to be held at Ocean Breeze Resort Clubhouse, Pineapple Bay Room, 700 NE Seabreeze Way, Ocean Breeze.

12. Adjourn Vice President Arnold, seconded by Council Member Reese, made a motion to adjourn the meeting at 10:57 a.m.

Respectfully Submitted,

Kim Stanton
Town Clerk

Minutes approved: _____



**BEFORE THE TOWN COUNCIL
TOWN OF OCEAN BREEZE, FLORIDA
ORDINANCE NO. 331-2023**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE, FLORIDA
CHANGING THE TIME OF REGULAR TOWN COUNCIL MEETINGS FROM 10:30 AM ON THE
SECOND MONDAY OF EACH MONTH TO 6:00 PM ON THE SECOND MONDAY OF EACH
MONTH; PROVIDING FOR A CONFLICTS CLAUSE; PROVIDING FOR A SEVERABILITY
CLAUSE, AND PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.**

*** * * * ***

WHEREAS, the Town Charter requires that regularly scheduled meetings of the Town Council be set by ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE, FLORIDA, THAT:

SECTION ONE: Regularly scheduled meetings of the Town Council shall be held at 6:00PM on the second Monday of each month, unless such day is a holiday, then, such meeting shall take place on the next following Monday which is not a holiday.

SECTION TWO: Special meetings may be held as provided in the Charter.

SECTION THREE: It is hereby acknowledged and confirmed that the foregoing schedule of regular meetings has been a longstanding procedure well known within the community.

SECTION FOUR: If any section, clause, phrase or word of this ordinance is for any reason declared to be unconstitutional, inoperative or void, such holding shall not affect the

remaining portions of this ordinance and the remaining portions shall be deemed and held valid.

SECTION FIVE: Conflicts clause; All ordinances or parts of ordinances in conflict herewith with shall be repealed by the Town Council.

SECTION SIX: This Ordinance shall become effective immediately upon its adoption.

PASSED on First Reading this 9thTH day of January, 2023.

Council Member _____ offered the foregoing ordinance and moved its adoption.

The motion was seconded by Council Member _____ and upon being put to a roll call vote, the vote was as follows

KENNETH DE ANGELES, PRESIDENT

Bill ARNOLD, VICE-PRESIDENT

SANDY KEBLBECK-KELLEY, COUNCIL MEMBER

ELIZABETH REESE, COUNCIL MEMBER

GINA KENT, COUNCIL MEMBER

KEVIN DOCHERTY, COUNCIL MEMBER

| YES | NO | ABSENT |
|-----|----|--------|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

ADOPTED on this second and final reading on this 13th day of February, 2023.

ATTEST:

KIM STANTON
TOWN CLERK

KENNETH DE ANGELES
PRESIDENT

KAREN M. OSTRAND
MAYOR

APPROVED AS TO FORM:

RICK CRARY, II
TOWN ATTORNEY

TOWN OF OCEAN BREEZE
MINUTES REGULAR TOWN COUNCIL MEETING
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Ocean Breeze Resort Clubhouse, Pineapple Bay Room
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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 Bill Arnold, Council Members Kevin Docherty, Gina Kent, Liz Reese, Sandy Keblbeck-Kelley
- Staff Present –Town Management Consultant, Terry O’Neil; Town Attorney, Rick Crary; Pam Orr, Permit Processing Consultant standing in for Town Clerk, and Administrative Assistant Shannon Roger

2. Approval of Minutes – Council Member Arnold, seconded by Council Member Reese, made a motion to approve the minutes of the regular meeting of November 14, 2022.

President De Angeles asked for public comments.

There were none.

All in Favor: Yes: De Angeles, Arnold, Reese, Kelley, Kent, Docherty; No: None; Motion Passed – 6-0

3. SECOND READING: ORDINANCE #330-2022 - AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE, FLORIDA EXPRESSLY APPROVING THE APPLICATION AND ENFORCEMENT OF MARTIN COUNTY ORDINANCE NO. 1182 “RESIDENTIAL RESTRICTIONS ON SEXUAL OFFENDERS AND SEXUAL PREDATORS” WITHIN THE TOWN OF OCEAN BREEZE; PROVIDING FOR A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND FOR OTHER PURPOSES.

Pam Orr, read the Ordinance #330-2022 into the record.

President De Angeles asked for a motion to approve Ordinance #330-2022 on second reading.

President De Angeles asked the public for comments. There were none.

Roll Call: Yes: De Angeles, Arnold, Kelley, Kent, Docherty, Reese; No: None; Motion Passed: 6-0

4. Discussion of Changing the Time for Town Council Meetings – President De Angeles asked Town Management Consultant Terry O’Neil to explain the Charter and Ordinance regarding Town Council Meeting Times.

Mr. O’Neil stated that the charter prescribed that the time and place of Council meetings is established by ordinance. He explained that Ordinance #66, adopted in 1992, prescribed that each Council meeting would take place on the second Monday of each month at 10:30 a.m. He added that should the Council vote to change the time, a new ordinance would need to be drafted, which would require two public hearings before taking affect.

President De Angles asked if an amendment to the original ordinance was required. Mr. O’Neil referred to Town Attorney Rick Crary for clarification.

Attorney Crary stated that a new ordinance would need to be drafted.

President De Angeles asked for questions or comments from the Council.

Council member Reese noted that there was a big difference between changing the Budget meetings versus changing the regular Town Council meetings, as most residents would prefer the Budget meetings start at 6 p.m. She added that she did not think that residents had a problem with the time of the regular Town Council meetings.

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Ann Kagdis, 111 Bay Drive, commented that the Town would have to check with Sun Communities to confirm use of the Clubhouse for evening meetings.

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Ann Kagdis, Ocean Breeze Resort, asked if the Town had the approval in writing.

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Council Member Docherty responded that he would decline for now, and address it separately.

Roll Call: Yes: Kent, Kelley, Reese, Docherty; No: De Angeles, Arnold; Motion Passed: 4-2

Town Management Consultant Terry O'Neil, stated that procedurally, the Town now had a directive to prepare a new Ordinance to bring forth at the next Town Council meeting. He further explained that Florida Statutes require Budget meetings to be held after 5 p.m., and changing the time to 6 p.m. would not be an issue.

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5. Request for a \$100.00 contribution from the History Museum of Jensen Beach – Ann Kagdis, President of the History Museum of Jensen Beach, asked the Town Council to approve a donation in the amount of \$100.00. She gave a brief summary of the Museum and encouraged residents to visit.

6. Request for a \$200.00 contribution from The Entrepreneurship Foundation – Ann Kagdis, Board member of the Entrepreneurship Foundation, asked the Town Council for a \$200.00 donation which would benefit both the scholarship fund and the schools.

President De Angeles asked Ms. Kagdis if The Entrepreneurship Foundation had a Board.

Ms. Kagdis stated that The Entrepreneurship Foundation consisted of a five-member Board which met once a month.

Vice President Arnold, seconded by Council Member Docherty made a motion to approve the \$100.00 contribution to The History Museum of Jensen Beach.

President De Angeles asked for public comments. There were none.

All on Favor: Yes: De Angeles, Arnold, Reese, Kelley, Kent, Docherty; No: None; Motion Passed 6-0

Council Member Docherty, seconded by Vice President Arnold, made a motion to approve the \$200.00 contribution to The Entrepreneurship Foundation.

All on Favor: Yes: De Angeles, Arnold, Reese, Kelley, Kent, Docherty; No: None; Motion Passed 6-0

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

President De Angeles introduced Deputy Andy Adams of the Martin County Sheriff's Department.

Deputy Adams reported that the Golf Cart Parade had the largest turnout in years.

8. Comments from the Council not on the Agenda – Council Member Docherty commented that the Town had been working with FPL on replacing the electric poles on Indian River Drive and that a new representative had been recently assigned. He added that he would like to extend an invitation to the representative to attend a Town Council Meeting to inform the Council of the status.

From: Andrew A. Adams <aaadams@mcsofl.org>
Sent: Tuesday, December 27, 2022 11:33 AM
To: Town Clerk
Subject: RE: Town Council Meetings

Good morning Kim,

I've been closely following the meetings and voting reference changing the meeting time from 10:30 am to 6:00 pm. This should not be a problem and we will do our best to attend each meeting.

Happy New Year!

D/S Andrew A. Adams
Office of Sheriff William D. Snyder
Martin County Sheriff's Office
Community Operations Division
800 SE Monterey Road
Stuart, Florida 34994
(772) 220-7000



From: Town Clerk <townclerk@townofoceanbreeze.org>
Sent: Thursday, December 22, 2022 12:35 PM
To: Andrew A. Adams <aaadams@mcsofl.org>
Subject: Town Council Meetings

Think Before You Click: This Email is from an External Sender

We recently confirmed with your department that a deputy would be attending our Town Council meetings held every second Monday of each month at 10:30 am. The Town Council is currently working on moving the meetings to 6:00 pm instead of 10:30 am. Would that change in meeting times still allow the Town the privilege of having a deputy in attendance?

Thank you, Andy.

Trusting you and yours have a very Merry Christmas and Happy New Year!

Kim Stanton
Town Clerk



Town of Ocean Breeze
Post Office Box 1025
Jensen Beach, FL 34958
Telephone: (772) 334-6826
Cell: (772)-215-2700
Fax: (772) 334-6823
www.townofoceانبreeze.org

TOWN OF OCEAN BREEZE
MINUTES REGULAR TOWN COUNCIL MEETING
Monday, November 14, 2022 10:30AM
Ocean Breeze Resort Clubhouse, Pineapple Bay Room
700 NE Seabreeze Way, Ocean Breeze, FL

Excerpts Regarding Changing the Time for Town Council Meeting

Discussion for Changing the time for Town Council Meetings – Council Member Docherty explained that several years ago he conducted a survey regarding holding Town Council meetings in the evening. With the addition of Seawalk, he proposed that the new Council Members reach out to Seawalk residents and informally ask them about their preferences for meeting times.

Mayor Ostrand added that there were many new residents in Ocean Breeze Resort who preferred evening meetings.

Discussion ensued regarding evening meetings.

President De Angeles asked for comments from the Council

Council Member Reese said that she had spoken with several residents in Seawalk who preferred evening meetings.

Discussion ensued regarding the procedure to change the time of Town Council Meetings.

David Wagner, 124 NE Bay Drive, commented that noise from Clubhouse activities may disrupt an evening meeting.

Mayor Ostrand commented that the Clubhouse restaurant was closed on Mondays, therefore any noise or disruption would be minimal.

Mr. Wagner responded that the pool would remain open and any noise from the pool would disrupt the meeting.

President De Angeles asked Council Member Docherty if he would like to make a motion to change the time of the meetings.

Council member Docherty said he would wait until the next meeting as he wanted to give residents time to consider the change.

Council Member Docherty, seconded by Vice President Arnold, made a motion to continue the discussion of meeting time changes.

Roll Call: Yes: Arnold, Kelley, Reese, Kent, Docherty; No: De Angeles; Motion Passed: 5-1

From: Chris Walters <CWalters@suncommunities.com>
Sent: Tuesday, November 29, 2022 1:23 PM
Subject: RE: Town Council Meeting Times

Hi Kim,

This appears to be workable for us. We obviously will just need to coordinate with you prior to commencement to determine that we do not create any scheduling conflicts with activities.

Best regards,
Chris Walters
District Manager
Ocean Breeze Resort

From: Town Clerk <townclerk@townofoceanbreeze.org>
Sent: Tuesday, November 29, 2022 10:50 AM
To: Chris Walters <CWalters@suncommunities.com>; 'Town Clerk' <townclerk@townofoceanbreeze.org>; Cindy Walters <CWalters1@suncommunities.com>
Subject: RE: Town Council Meeting Times

EXTERNAL EMAIL - Verify sender before opening links or attachments!

Chris,

The meetings would take place monthly on the second Monday of each month. Right now, the Council is reviewing information to help them make their decision and then the Council would have to adopt an Ordinance which takes two readings (2 months) so I think we would be safe to say IF they vote to move the meetings to the evenings, those meetings would likely start in about four to five months.

Don't forget, we always have our three budget meetings each year which take place at 5:01 pm and those meetings we generally clear with you as we go to set the schedule for the meetings because there is a lot of coordination taking place. We have one meeting in July and two meetings in September of each year.

Hope this helps clarify. Please let us know if we would be able to move our monthly morning meetings to evening meetings.

Thank you for all your help and cooperation.

Kim

From: Chris Walters [<mailto:CWalters@suncommunities.com>]
Sent: Monday, November 28, 2022 3:22 PM
To: Town Clerk <townclerk@townofoceanbreeze.org>; Cindy Walters <CWalters1@suncommunities.com>
Subject: RE: Town Council Meeting Times

Kim,

Would you be kind enough to provide further detail as to what day of the month the proposed meetings would be held and the proposed commencement dates in an effort for us to determine any scheduling conflicts?

Thanks and advise.

Chris Walters
District RV Resort Manager
Ocean Breeze Resort

From: Town Clerk <townclerk@townofoceanbreeze.org>

Sent: Monday, November 28, 2022 2:59 PM

To: Chris Walters <CWalters@suncommunities.com>; Cindy Walters <CWalters1@suncommunities.com>

Subject: Town Council Meeting Times

EXTERNAL EMAIL - Verify sender before opening links or attachments!

Hi Chris and Cindy,

The Town Council is in the process of making a decision to possibly move the Town Council meeting times from 10:30 am to the evening (starting between 5:00 pm and 7:30 pm).

At this time, we are gathering information for the Council and one of the items of concern is whether or not those starting meeting times would be open for the Town to use the resort clubhouse. As you know our meetings run from about one-half hour to an hour long.

Would you be so kind as to respond to this email to let us know that if the meetings times get changed, the Ocean Breeze Resort clubhouse would be available to the Town for these public meetings?

Thank you, in advance, for your help in this matter.

Kim

Kim Stanton
Town Clerk



Town of Ocean Breeze
Post Office Box 1025
Jensen Beach, FL 34958
Telephone: (772) 334-6826
Cell: (772)-215-2700
Fax: (772) 334-6823
www.townofoceanbreeze.org

5. Discussion of Changing the Time for the Town Council Meetings – Kevin Docherty

Council Member Docherty stated that he wanted Council to discuss the option of changing the Town Council Meeting time from 10:30 am to 5:00 pm or later. He explained that he felt that there would be more participation if the Regular Town Council meeting was held in the evening.

Council Member Docherty made a motion to change the Town Council Meetings from 10:30 am to 5:00 pm.

Vice-President Gerold asked if the Town Charter would need to be amended to adjust the meeting times.

Town Management Consultant Mr. O'Neil stated that the time could be changed by an ordinance, but that two public hearings would need to be held prior to approving.

Council Member Locatis commented that he had spoken with various residents and the consensus was that the Seawalk residents attended the recent budget meetings because the meetings were regarding the Town budget and the millage rate. He commented that these meetings are mandated to take place at 5:01 pm and that he didn't believe there were any benefits to moving the Regular Town Council meeting time.

Council Member Arnold concurred with Council Member Locatis.

Council Member Wagner agreed with both Council Member Locatis and Council Member Arnold.

Mayor Ostrand stated the importance of discussing the matter especially in light of the fact that there were working residents of the Town who are interested in running for Council, but were not willing because the current Town meeting time interfered with their work schedule. She added that the meetings, typically, were generally over within one hour.

Vice-President Gerold informed the Council about the other cities and their meeting times.

Deirdre Henry, Ocean Breeze Resort, stated her concerns regarding paying staff overtime to attend evening meetings and agreed with Council Member Locatis.

President De Angeles asked for a second.

Motion failed due to lack of a second.

6. Comments from the public on topics not on the agenda – Jay Spicer, Martin County Fair Manager, provided background information on the current programs that the fair was providing to encourage youth to get involved with various areas of farming, etc. Mr. Spicer, asked for the Town's support in funding to get the new fair grounds infrastructure in place.

Discussion ensued regarding how the Town could support the new fairgrounds.

President De Angeles asked for further public comment.

There was none.

Attorney Crary stated that the decision to accept the lot should be with the Mayor (conditionally authorized by the Council) and that he would certainly advise her of his opinions once the new title commitment arrives. He stated that the Council would authorize the Mayor, under these circumstances, to make the decision to accept and move forward.

Council Member Docherty asked Attorney Crary for an estimation of fees associated with accepting ownership of Parcel "A".

He commented that it was difficult to predict such a thing but that his costs are based on hours. He spoke about the strange complexity of this particular lot. He spoke about the poorly written de-annexation statute, possible obstacles regarding de-annexation and that he estimated a possible ten thousand dollar range outside of any litigation.

Discussion ensued regarding the background of the Seawalk exits, maintenance of the parcel, a possible de-annexation ordinance, possible uses for the parcel, history of the parcel and Ocean Breeze West, accepting the parcel with contingencies, possible closing issues, Forestar's unwillingness to extend the deadline to accept the parcel, easement with Martin County Utilities for the water main, procedures for accepting or not accepting the parcel, possible conditions for acceptance, maintenance of the parcel, septic conversion, PUD language, sewer connections to the site, size of the parcel not suitable for a Town office/meeting facility, possible long range plans for a Town office, possible future sewer assessments.

Mayor Ostrand stated that she believed the Council should not accept the property and stated her reasons.

Council Member Arnold, seconded by Council Member Wagner, made a motion to reject taking ownership of Parcel "A".

Roll Call Vote: Yes: Locatis, Wagner, De Angeles, Arnold, Gerold & Docherty; No: None; Motion Passed - 6 - 0

8. Discussion of Changing Time of Regular Town Council Meetings – Council Member Docherty spoke about the Town's growth, the Seawalk development and the possibility of moving the time of the regular town council meetings from 10:30 a.m. to an evening meeting. He added that he took a simple survey of forty residents over the past couple of weeks and asked them one simple question. He reported that 34 residents of those surveyed stated that they would be more inclined to attend an evening meeting versus 6 people who would leave the meeting time at 10:30 a.m. He also reported the meeting times of surrounding towns and cities were in the evening. He spoke about how he volunteered for Mayor Flynn and Mayor Menino of Boston and that city meetings were at 7:30 pm. He asked for a discussion to look into changing the meeting time to five, six or seven o'clock p.m. He spoke about the Seawalk community and the fact that it was not a 55 and older community. He spoke about full-time workers and how working during the day might interfere with attending town council meetings. He asked staff to look into the possibility of changing the meeting time sometime after April 1, 2021. He asked for comments from the Town Council in order to take the next step.

President De Angeles asked for comments from the Town Council.

Council Member Locatis stated that Seawalk would have a home owner's association and would be hiring a manager to enforce the rules, etc. and he did not believe those residents would be attending the Town meetings unless they wanted a PUD change. He added that he did not want to change the meeting time unless the residents of the resort wished to change the time.

Mayor Ostrand commented that the residents of Seawalk should be able to attend the meetings and that they would be more inclined if the meetings were in the evening.

Council Member Arnold stated that he believed the majority should rule, but that he was not for making that change.

Vice-President Gerold stated that he would like to think about the issue more and get more feedback from the residents before making a decision.

President De Angeles asked Pam Orr, Town Clerk, for her opinion on the matter.

Mrs. Orr stated that when she and Kim were hired it was with the understanding that the meetings were in the morning. She stated that would be something to think about.

President De Angeles asked Mr. O'Neil for his opinion.

Mr. O'Neil stated that if staff were to bring back a draft ordinance sometime in April, this would give the individual council members time to hear from residents. He added that the staff could do some research on the impacts of moving the meeting time to an evening time and bring forward a draft ordinance as a placeholder and that the Council could then deliberate to make a decision.

Council Member Arnold asked the audience to indicate if they would prefer evenings. He then asked the audience to indicate if they would prefer daytime.

President De Angeles asked the Town Clerk if everything (pertaining to the Town Council meetings) was on the Town website.

Pam Orr indicated "yes."

President De Angeles asked the Council if they would like to get a draft ordinance for a future meeting.

Council Member Docherty, seconded by Vice-President Gerold, who stated he did not agree but to get some research done and questions answered, made a Motion that the Town Manager and staff look into this and come back with a draft ordinance by April 1, 2021 and let the Council know the pros and cons of changing the regular town council meeting time from the morning to an evening time including any additional costs to the Town.

Attorney Cray stated that his rate would probably be the same even though it would be inconvenient for him to attend at night.

Pam Orr, Town Clerk asked if a draft ordinance was to be brought forth.

President De Angeles answered "no."

The Council Member concurred.

Mr. O'Neil stated that the motion mentioned by April 1, 2020 and asked if that meant for the first meeting in April, 2021.

Council Member Docherty answered "yes."

All in Favor: Yes: De Angeles, Gerold, Arnold, Docherty & Locatis; No: Wagner; Motion Passed - 5 - 1

Memorandum

To: Town Council and Mayor

From: Terry O'Neil, Town Management Consultant

CC: Pam Orr, Town Clerk
Kim Stanton, Town Bookkeeper
Rick Crary, Town Attorney
Holly Vats, Town Financial Advisor

Date: April 6, 2021

Re: Town Council meetings

During last November's Council meeting, Member Docherty raised the issue of moving the Town's once-a-month Council meetings from 10:30 AM to 5 PM, or perhaps later. In prompting the discussion, Mr. Docherty pointed out that both the Resort and Seawalk communities are developing rapidly and that more and more of our new residents have jobs – thus making daytime meetings more difficult to attend (minutes attached). It was agreed that staff would look into the matter, particularly in terms of operations, and report back in April 2021. This memo has been drafted for that purpose.

At present, the Town Charter requires that the Council meet at least once a month at a date and time determined by ordinance. Ordinance No. 66, copy attached, requires that regular Council meetings be held on the second Monday of each month at 10:30 AM. Unlike Town Charter amendments, which require voter approval, ordinances may be changed by a simple majority vote of the Council upon two public hearings.

Staff/Operational Considerations

Both the Town Clerk and Bookkeeper were hired with the understanding that monthly meetings would take place during the day, which continues to be their preference, however, each is willing to adapt if need be. The Town Attorney prefers daytime meetings but is willing to attend evening meetings as circumstances permit. Mr. Crary cautions that his practice calls for him to appear before other local jurisdictions that hold night meetings and that scheduling conflicts may occasionally arise. Town Financial Consultant, Holly Vath, has no preference with regard to daytime or evening meetings. As the Town's Management Consultant, I prefer daytime meetings but can adjust if there's a change.

Under the Ocean Breeze East PUD agreement, Town meetings are held at the resort clubhouse. The owner, Sun Communities, offers no objection to evening meetings provided its options for holding other events, (i.e.: food and bar service, parties, group activities, etc.) are not curtailed. At present, Sun's restaurant/bar is not open on Mondays, but this is subject to change. In sum, if Council meetings are to be held in the evening, all parties should be aware that other events or activities elsewhere in the clubhouse may be occurring at the same time.

As for the meeting practices of neighboring jurisdictions, a list of other Treasure Coast local governments and their meeting schedules is attached.

Staff awaits any further direction on this matter.

AN EMERGENCY ORDINANCE OF THE TOWN
OF OCEAN BREEZE PARK, FLORIDA
SETTING AND CONFIRMING THE TIME
AND PLACE OF REGULAR MEETINGS OF
THE TOWN COUNCIL;

WHEREAS, the revised Town Charter requires that regularly scheduled meetings of the Town Council be set by ordinance;

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE PARK, FLORIDA:

SECTION I: That an emergency exists within the Town of Ocean Breeze Park affecting the health, welfare and safety of the citizens of said town.

SECTION II: That regularly scheduled meetings of the Town Council shall be held at the Town Hall at 10:30 a.m. on the second Monday of each month, unless such day is a holiday, in which such event such meeting shall take place at the aforesaid time and place upon the next following Monday which is not a holiday.

SECTION III: Special meetings may be held as provided in the Charter.

SECTION IV: It is hereby acknowledged and confirmed that the foregoing schedule of regular meetings has been a longstanding procedure well known within the community.

SECTION V: This Ordinance shall become effective immediately upon its adoption.

PASSED AND ADOPTED AS AN EMERGENCY ORDINANCE this 14th day of September, 1992.

TOWN COUNCIL
TOWN OF OCEAN BREEZE PARK

BY: Barthelme Lee
Its President

ATTEST:
Sharon Chicky
Town Clerk

APPROVED:
Barthelme Lee
Mayor

APPROVED AS TO FORM:
[Signature]
TOWN ATTORNEY

| Jurisdiction | Regular meeting(s) per month | Time |
|--------------------------|-------------------------------------|-------------------|
| Martin County | 2nd and 4th Tuesday | 9:00 AM |
| City of Stuart | 2nd and 4th Monday | 5:00 PM |
| Village of Indian Town | 2nd and 4th Thursday | 6:30 PM |
| Town of Sewall's Point | 2nd and 4th Tuesday | 5:30 PM & 7:00 PM |
| Town of Jupiter Island | one (varies) | 9:30 AM |
| Town of Ocean Breeze | 2nd Monday | 10:30 AM |
| St. Lucie County | 1st and 3rd Tuesday | 6:00 PM & 9:00 AM |
| City of Port Saint Lucie | 2nd and 4th Monday | 6:30 PM |
| City of Fort Pierce | 1st and 3rd Monday | 6:00 PM & 4:30 PM |
| St. Lucie Village | 3rd Tuesday | 6:30 PM |
| Indian River County | 1st, 2nd and 3rd Tuesday | 9:00 AM |
| City of Vero Beach | 1st and 3rd Tuesday | 8:30 AM |
| Indian River Shores | 4th Thursday | 9:00 AM |
| City of Sebastian | 2nd and 4th Wednesday | 6:00 PM |
| City of Fellsmere | 1st and 3rd Thursday | 7:00 PM |
| Town of Orchid | 1st Wednesday | 9:00 AM |
| Okeechobee County | 2nd and 4th Thursday | 9:00 AM |
| City of Okeechobee | 1st and 3rd Tuesday | 6:00 PM |



RESOLUTION 332-2023

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE, FLORIDA URGING MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE 2023 FLORIDA LEAGUE OF CITIES LEGISLATIVE PLATFORM.

WHEREAS, the Florida Legislature will convene the 2023 Legislative Session on March 7, 2023; and

WHEREAS, the membership of the Florida League of Cities adopted the 2023 FLC Legislative Platform during the FLC Legislative Conference on December 2, 2022; and

WHEREAS, the Town Council of the Town of Ocean Breeze, Florida supports the 2023 FLC Legislative Platform, which includes:

Supporting the preservation of municipal authority to manage municipal revenue sources, and realize a reasonable rate of return on their proprietary assets, investments, and services.

Supporting legislation that defines and clarifies mobility plans in order to provide a clear and concise regulatory framework for Florida cities to acquire, construct, and implement both traditional and alternative modes of transportation.

Supporting legislation that restores authority to local governments for the regulation of short-term rental properties as necessary for quality of life, public safety, and the creation of fair lodging standards. Supporting legislation clarifying that existing, grandfathered municipal short-term rental ordinances can be amended without penalty. Opposing legislation that

preempts municipal authority as it relates to the regulation of short-term rental properties.

Supporting legislation that requires all money from the Sadowski State and Local Housing Trust Fund be used only for Florida's affordable housing programs that are targeted to meet the needs of workforce housing, including home ownership and rental availability.

Supporting legislation establishing a statewide coordinated planning and prioritization approach for water resource investments that funds Florida's current and projected water needs in an equitable manner and authorizing Comprehensive Watershed Management projects to qualify for funding under the state Water Protection and Sustainability Trust Fund.

WHEREAS, the Town Council of the Town of Ocean Breeze also supports the FLC policy positions relating to:

- Property Tax Protection
- Residential Zoning
- Transportation Funding
- Water and Wastewater Plant Operator Licensure

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE:

Section 1. The Town Council of the Town of Ocean Breeze, Florida will work with our local legislative delegation in support of these and other issues affecting Florida's cities, towns, and villages during the upcoming 2023 Legislative Session.

Section 2. A copy of this resolution shall be provided to members of our local legislative delegation and the Florida League of Cities, Inc.

PASSED AND ADOPTED at the regular meeting of the Town Council of the Town of Ocean Breeze, Florida, this 9th day of January, 2023.

Council Member _____ offered the foregoing resolution and moved for approval. The motion was seconded by Council Member

_____ and upon being put to a roll call vote, the vote was as follows:

KENNETH J. DE ANGELES, PRESIDENT
BILL ARNOLD, VICE-PRESIDENT
KEVIN DOCHERTY, COUNCIL MEMBER
SANDRA KEBLBECK-KELLEY, COUNCIL MEMBER
GINA KENT, COUNCIL MEMBER
ELIZABETH REESE, COUNCIL MEMBER

| YES | NO | ABSENT |
|-----|----|--------|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

KAREN M. OSTRAND
MAYOR

KENNETH J. DE ANGELES
PRESIDENT

APPROVED AS TO FORM:

ATTEST:

WILLIAM F. CRARY, II
TOWN ATTORNEY

PAM ORR
TOWN CLERK

PASSED AND ADOPTED THIS 9TH DAY OF JANUARY, 2023.



Priorities:

Enterprise Fund Transfers

The Florida League of Cities SUPPORTS the preservation of municipal authority to manage municipal revenue sources and realize a reasonable rate of return on their proprietary assets, investments and services.

Mobility Plans

The Florida League of Cities SUPPORTS legislation that defines and clarifies mobility plans in order to provide a clear and concise regulatory framework for Florida cities to acquire, construct and implement both traditional and alternative modes of transportation.

Short-Term Rentals

The Florida League of Cities SUPPORTS legislation that restores authority to local governments for the regulation of short-term rental properties as necessary for quality of life, public safety and the creation of fair lodging standards. The Florida League of Cities SUPPORTS legislation clarifying that existing, grandfathered municipal short-term rental ordinances can be amended without penalty. The Florida League of Cities OPPOSES legislation that preempts municipal authority as it relates to the regulation of short-term rental properties.

Accessible Housing

The Florida League of Cities SUPPORTS legislation that requires all money from the Sadowski State and Local Housing Trust Fund be used for Florida's affordable housing programs that are targeted to meet the needs of workforce housing, including home ownership and rental availability.

Water Resources Planning and Comprehensive Watershed Management

The Florida League of Cities SUPPORTS legislation establishing a statewide coordinated planning and prioritization approach for water resource investments that funds Florida's current and projected water needs in an equitable manner and authorizing Comprehensive Watershed Management projects to qualify for funding under the state Water Protection and Sustainability Trust Fund.



Policy Positions:

Property Tax Protection

The Florida League of Cities SUPPORTS legislation that maintains an equitable property tax system while preserving a municipality's ability to fund public infrastructure, police, fire, emergency services and other essential services. Any further erosions and/or exemptions on the current property tax structure will unfairly shift the tax burden to the business community, renters and others.

Residential Zoning

The Florida League of Cities SUPPORTS legislation that maintains, advances and encourages the fundamental ability for cities to tailor unique land development solutions through local decision-making, preserving the ability for cities to decide how they look and grow. Cities are strong supporters of affordable housing efforts and are best positioned to identify appropriate areas that can support high-density infill redevelopment.

Transportation Funding

The Florida League of Cities SUPPORTS legislation directing the Florida Department of Transportation to provide financial assistance and incentives to develop and implement multimodal transportation plans that optimize different modes of combined transport and are tailored to municipal transportation demands. The Florida League of Cities SUPPORTS identifying additional transportation revenue to fund innovative infrastructure (e.g., electric vehicles) and transit projects to meet the surging transportation demands driven by growth in population throughout Florida.

Water and Wastewater Plant Operator Licensure

The Florida League of Cities SUPPORTS legislation to address workforce shortages in municipal water and wastewater facilities by: one, defining facility operators as critical and essential workers; two, providing reciprocity with other states for licensure of facility operators; and three, allowing credit toward licensure for military experience and time served performing similar functions and providing flexibility for facilities to use retired or out-of-state operators in emergencies.

Item. #7

Memorandum

To: Town Council and Mayor

From: Terry O'Neil, Town Management Consultant

Cc: Town Clerk and Town Attorney

Date: January 2, 2023

Re: Discussion of moving the date on which newly elected Town officials are sworn into office from the first regular Town Council meeting following the election to the second regular Town Council meeting following the election.

In May of 2018, the Town Council adopted Ordinance No. 276-2018 (copy attached) which moved Town elections to partially coincide with the general election held on the first Tuesday of November every two years. As a result, during years when state and federal elections are held, the Town has been able to "piggyback" on the Election Supervisor's county-wide activities, during which she conducts the Town's election and canvases the results at no cost to Ocean Breeze. In "off-year" elections, when no state or federal seats are at issue, the Town pays the Supervisor to conduct its election and convenes its own canvassing board.

This arrangement has worked well for the Town, however, immediately following the November 8, 2022 general election an apparent flaw in Ordinance No. 273-2017, adopted in December of 2017 (copy attached), came to light; namely its provision calling for newly elected Town officials to be sworn in at the first regular Town Council meeting following the election, which in 2022 was November 14.

Because of this provision, the Supervisor was compelled, or more accurately was kind enough, to expedite her canvassing of the Town's results on an expedited/emergency basis in order not to run afoul of the Town's November 14 swearing-in deadline. Ordinarily, the Supervisor has up to ten days to complete her canvassing activities.

Recommendation:

Noting that the Supervisor can pull only so many rabbits out of her hat, it is recommended that the Council direct staff to return with a draft ordinance moving the swearing in date to the second regular Town Council meeting following the election.



BEFORE THE TOWN COUNCIL
OF THE TOWN OF OCEAN BREEZE, FLORIDA

ORDINANCE NUMBER 276-2018

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE, FLORIDA PRESCRIBING THE DATE OF REGULAR MUNICIPAL ELECTIONS; ESTABLISHING THE QUALIFYING PERIOD FOR CANDIDATES; AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY FOR THE TOWN TO PARTICIPATE IN THE MARTIN COUNTY SUPERVISOR OF ELECTIONS' "VOTE BY MAIL" PROGRAM AND OTHERWISE OBTAIN SERVICES AND OVERSIGHT OF TOWN ELECTIONS BY THE MARTIN COUNTY SUPERVISOR OF ELECTIONS; PROVIDING FOR A CONFLICTS CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE, AND PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, Section 4.04 of the Charter of the Town of Ocean Breeze allows for prescribing the date of regular municipal elections by ordinance, and

WHEREAS, the Town wishes to participate in the Martin County Supervisor of Elections' "Vote by Mail" Program; and

WHEREAS, in order for the Town to participate in the said "Vote by Mail" Program it is necessary for the Town's regular elections to coincide with the general election, and

WHEREAS, the said "Vote by Mail" Program requires that ballots for members of the military be mailed at least 45 days prior to an election, it is therefore necessary to establish a corresponding qualifying period for candidates which is not less than the period set forth in Section 4.03 of the Town Charter, and

WHEREAS, the Town wishes to contract for such other services and oversight of Town elections as the Martin County Supervisor of Elections agrees to provide; and

WHEREAS, the Ocean Breeze Town Council has held duly advertised public hearings to consider the matters set forth herein.

NOW THEREFORE, THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE, FLORIDA
ordains, as follows:

SECTION 1. Date of Regular Municipal Elections: Regular municipal elections shall coincide with general elections held in Martin County, which are normally set for the first Tuesday after the first Monday in November of each even-numbered year. In those years when a general election does not take place, regular municipal elections shall also be held on the first Tuesday after the first Monday in November, except in the event of a state of emergency or impending emergency, in which case a delayed municipal election shall be rescheduled pursuant to emergency ordinance. Said elections shall be held at such location(s) and times as shall be designated by the Martin County Supervisor of Elections, but in the absence of such designation, the Mayor shall decide.

SECTION 2. Candidate Qualification Period: Candidates for the offices of Mayor or Town Councilman/Councilwoman shall qualify by filing a written notice of candidacy with the Town Clerk, taking and subscribing to an oath or affirmation substantially in the form required by ordinance. The period for said qualification shall commence on the first weekday in August and shall end twenty-one days thereafter. (In the event such commencement or ending date falls on a legal holiday or during a state of emergency, the closest following weekday shall be used).

SECTION 3. Authorization of Mayor to Contract with Supervisor of Elections: The Mayor is authorized to execute all documents necessary for the Town to participate in the Martin County Supervisor of Elections' "Vote by Mail" Program, and all such documents as may allow the Martin County Supervisor of Elections to provide such other services and oversight of Town Elections as may be available.

SECTION 4. Conflicts Clause: All ordinances or parts of ordinances in conflict herewith shall be repealed.

SECTION 5. Severability Clause: If any word, clause, sentence, paragraph, section or part thereof contained in this Ordinance is declared to be unconstitutional, unenforceable, void or inoperative by a court of competent jurisdiction, such declaration shall not affect the validity of the remainder of this ordinance.

SECTION 6. Effective Date: This Ordinance shall become effective immediately upon adoption.

Passed on first reading this day of April 9, 2018.

Council Member Kagdis offered the foregoing ordinance and moved approval on the second reading. The motion was seconded by Council Member Wagner and upon being put to a roll call vote, the vote was as follows:

KENNETH DE ANGELES, PRESIDENT
 ANN KAGDIS, VICE-PRESIDENT
 RICHARD GEROLD, COUNCIL MEMBER
 MARY JO GEYER, COUNCIL MEMBER
 DAVID J. WAGNER, COUNCIL MEMBER
 TERRY LOCATIS, COUNCIL MEMBER


| YES | NO | ABSENT | ABSTAIN |
|-----|----|--------|---------|
| X | | | |
| X | | | |
| X | | | |
| X | | | |
| X | | | |
| X | | | |

Adopted on second reading this 14th day of May, 2018.

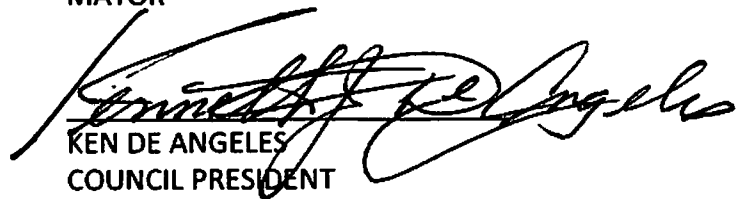
ATTEST:



PAM ORR
 TOWN CLERK



KAREN M. OSTRAND
 MAYOR



KEN DE ANGELES
 COUNCIL PRESIDENT

APPROVED AS TO FORM:



WM F. CRARY II
 TOWN ATTORNEY



ORDINANCE NUMBER 273-2017

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.

WHEREAS, it has been the custom and practice of the Town of Ocean Breeze for newly elected members of the Town Council to assume the duties of office as of the first regular meeting of the Town Council following the date of their election; and

WHEREAS, the Town Council wishes to confirm and ratify that practice, and

WHEREAS, because of the timing of the upcoming election the Town Council has determined it is necessary to take emergency action with regard to the subject matter of this ordinance,

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWN OF OCEAN BREEZE, FLORIDA:

SECTION ONE: Newly elected members of the Town Council shall assume the duties of office as of the first regular meeting of the Town Council following the date of their election; provided however, in the event a duly noticed special meeting of the Town Council takes place prior thereto, then in that event, newly elected members of the Town Council shall assume the duties of office at such special meeting.

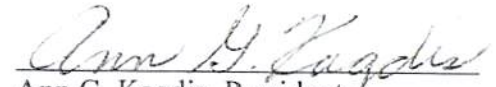
SECTION TWO: All provisions of any resolutions or ordinances in conflict herewith are hereby repealed.

SECTION THREE: If any section, sentence, clause, phrase, or word of this Ordinance is for any reason held or declared to be unconstitutional, inoperative, or void, such holding or invalidity shall not affect the remaining portions of this Ordinance.


SECTION FOUR: This Ordinance is hereby declared to be an emergency measure upon the urgent need to provide clarity as to when newly elected members of the Town Council assume their duties. This Ordinance shall take effect immediately upon its passage and adoption.

PASSED, APPROVED AND ADOPTED THIS 11th DAY OF December, 2017.


Karen M. Ostrand, Mayor


Ann G. Kagdis, President

APPROVED AS TO FORM:


William F. Crary, II, Town Attorney

ATTEST:


Pam Orr, Town Clerk

GENERAL INFORMATION ITEMS

The attached items (i.e.: correspondence, e-mails, reports, etc.) are provided as general information and are not necessarily subject to discussion during this meeting unless Council Members or the Mayor wish to do so.



FYI

ENVIRONMENTAL STUDIES CENTER

2900 NE Indian River Drive • Jensen Beach, FL 34957 • (772) 219-1887 • martinschools.org/o/esc

12/12/2022

Town of Ocean Breeze
PO Box 1025
Jensen Beach, FL 34958-1025

Dear Town Council & Mayor Ostrand :

Thank you so much for choosing the Environmental Studies Center to receive your donation of \$275.00 for the support of our program.

The Environmental Studies Center continues proudly to serve all Martin County students in kindergarten through seventh grade, high school marine biology and environmental science classes, private school students and visitors from the general public. Your support helps us tremendously and we appreciate your generosity.

Please accept our deep gratitude for your support of the Center, the community and the children we serve.

Warmest Regards,

Valerie Gaynor
Coordinator

An Equal Opportunity Employer

Dr. John Millay, Superintendent

School Board Members: Christia Li Roberts, Chair • Michael DiTerlizzi, Vice Chair
Marsha Powers, District 2 • Victoria Defenthaler, District 3 • Tony Anderson, District 4

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From: Town Clerk <townclerk@townofoceanbreeze.org>
Sent: Wednesday, December 28, 2022 9:50 AM
To: 'Dennis McManus'; 'Mayor Karen Ostrand'
Cc: 'Damian Bono'; 'Lukas Lambert'; 'James Hardee'; 'samerson@martin.fl.us'
Subject: RE: Crosswalk / Flasher Activator Sign Destroyed by Traffic Accident in the Town of Ocean Breeze

Hi Dennis,

I saw that the Mayor thanked you for the speedy response by the County the Town's missing crosswalk sign which was destroyed in a traffic accident; however, Terry O'Neil and staff also wish to thank you for going above and beyond to make this happen in such a quick manner.

Have a Happy New Year!

Kim Stanton
Town Clerk



Town of Ocean Breeze
Post Office Box 1025
Jensen Beach, FL 34958
Telephone: (772) 334-6826
Cell: (772)-215-2700
Fax: (772) 334-6823
www.townofoceanbreeze.org

From: Dennis McManus [mailto:dmcmanus@martin.fl.us]
Sent: Thursday, December 22, 2022 12:29 PM
To: bookkeeper@townofoceanbreeze.org; Mayor Karen Ostrand <mayor@townofoceanbreeze.org>
Cc: Damian Bono <dbono@martin.fl.us>; Lukas Lambert <llambert@martin.fl.us>; James Hardee <jhardee@martin.fl.us>
Subject: RE: Crosswalk / Flasher Activator Sign Destroyed by Traffic Accident in the Town of Ocean Breeze

All,
The replacement Edge-Lit sign assembly has been installed and is functioning as designed. We appreciate your patience in this matter.

If there is anything else we can do for you, please contact any one of our team.

Thank you,

Dennis McManus
Traffic Sign & Marking Supervisor
2485 SE Avenger Circle

Stuart, Fl. 34996

772-221-1392

MARTIN COUNTY ▶

PUBLICWORKS
@WORK

From: Dennis McManus

Sent: Monday, December 5, 2022 2:47 PM

To: bookkeeper@townofoceanbreeze.org

Cc: Mayor Karen Ostrand <mayor@townofoceanbreeze.org>; Damian Bono <dbono@martin.fl.us>; Lukas Lambert <llambert@martin.fl.us>

Subject: RE: Crosswalk / Flasher Activator Sign Destroyed by Traffic Accident in the Town of Ocean Breeze

Kim,

We are awaiting replacement parts to make the flashing signs operational. Rest assured they will be installed as soon as we receive them (I haven't received a timeframe yet), until then we have made sure that there are static signs installed to make motorists aware of the crossing.

If you have anymore questions, don't hesitate to give me a call.

Dennis McManus

Traffic Sign & Marking Supervisor

2485 SE Avenger Circle

Stuart, Fl. 34996

772-221-1392

MARTIN COUNTY ▶

PUBLICWORKS
@WORK

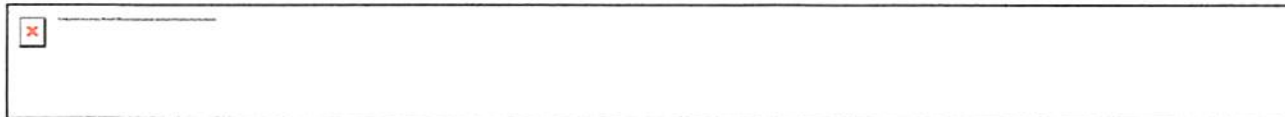
From: bookkeeper@townofoceanbreeze.org <bookkeeper@townofoceanbreeze.org>

Sent: Monday, December 5, 2022 2:29 PM

To: Dennis McManus <dmcmanus@martin.fl.us>

Cc: Mayor Karen Ostrand <mayor@townofoceanbreeze.org>

Subject: RE: Crosswalk / Flasher Activator Sign Destroyed by Traffic Accident in the Town of Ocean Breeze



Dear Mr. McManus,

Just following up on replacement of this push button activated crosswalk sign. Mayor Ostrand was asking about the status of the replacement sign and added that that particular area is very busy with pedestrian activity for which she is highly concerned.

Hope you had a wonderful Thanksgiving!

Talk to you soon,

Kim Stanton

Town Clerk

From: mayor@townofoceanbreeze.org [mailto:mayor@townofoceanbreeze.org]

Sent: Thursday, October 27, 2022 12:42 PM

To: 'Dennis McManus' <dmcmanus@martin.fl.us>

Cc: townclerk@townofoceanbreeze.org

Subject: RE: Crosswalk / Flasher Activator Sign Destroyed by Traffic Accident in the Town of Ocean Breeze

Dear Mr. McManus

Thank you for your quick action putting up a sign for the cross walk. Please keep us informed when you will be installing the original sign.

Again the Town of Ocean Breeze appreciates your quick response.

Karen M Ostrand

Mayor of Ocean Breeze

From: Dennis McManus <dmcmanus@martin.fl.us>

Sent: Tuesday, October 25, 2022 1:19 PM

To: townclerk@townofoceanbreeze.org

Cc: Mayor Karen Ostrand <mayor@townofoceanbreeze.org>; 'Karen Krumbholz' <kkumbholz@gocaptec.com>; icapra@gocaptec.com; cwalters@suncommunities.com; jmangelico@sheriff.martin.fl.us; Damian Bono <dbono@martin.fl.us>; Lukas Lambert <llambert@martin.fl.us>

Subject: RE: Crosswalk / Flasher Activator Sign Destroyed by Traffic Accident in the Town of Ocean Breeze

In the interim we will be reinstalling the old sign assembly as a static sign, it will not be operational, but will provide warning of the crosswalk.

Dennis McManus

Traffic Sign & Marking Supervisor

2485 SE Avenger Circle

Stuart, FL 34996

772-221-1392

MARTIN COUNTY ▶

PUBLICWORKS

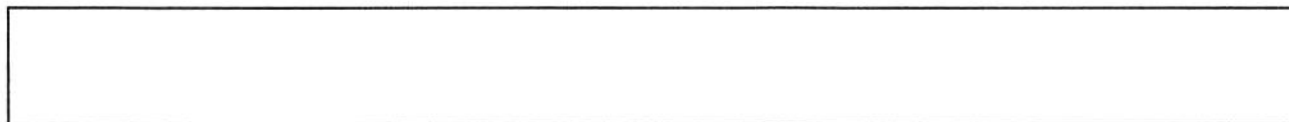
@WORK

From: Town Clerk <townclerk@townofoceanbreeze.org>

Sent: Monday, October 24, 2022 12:33 PM

To: Dennis McManus <dmcmanus@martin.fl.us>

Subject: RE: Crosswalk / Flasher Activator Sign Destroyed by Traffic Accident in the Town of Ocean Breeze



Thank you!

Kim Stanton

Town Clerk



Town of Ocean Breeze
Post Office Box 1025
Jensen Beach, FL 34958
Telephone: (772) 334-6826
Cell: (772)-215-2700
Fax: (772) 334-6823
www.townofoceanbreeze.org

From: Dennis McManus [<mailto:dmcmanus@martin.fl.us>]
Sent: Monday, October 24, 2022 12:27 PM
To: townclerk@townofoceanbreeze.org
Cc: 'Karen Krumbholz' <kkrumbholz@gocaptec.com>; Mayor Karen Ostrand <mayor@townofoceanbreeze.org>; 'Karen Krumbholz' <kkrumbholz@gocaptec.com>; jcapra@gocaptec.com; cwalters@suncommunities.com; jmangelico@sheriff.martin.fl.us; Damian Bono <dbono@martin.fl.us>; Lukas Lambert <llambert@martin.fl.us>
Subject: RE: Crosswalk / Flasher Activator Sign Destroyed by Traffic Accident in the Town of Ocean Breeze

Hi Kim,

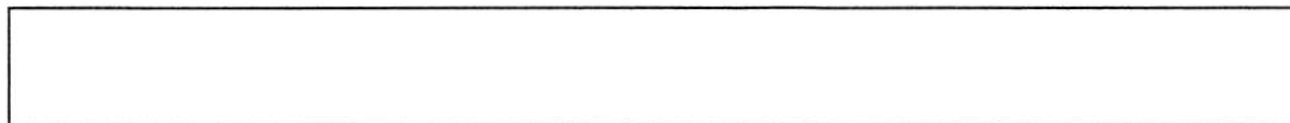
We are in the process of purchasing a replacement assembly. Rest assured it will be reinstalled as soon as possible. Please advise your constituents to use care when crossing Indian River Drive.

Dennis McManus

Traffic Sign & Marking Supervisor
2485 SE Avenger Circle
Stuart, FL 34996
772-221-1392

MARTIN COUNTY
PUBLICWORKS
@WORK

From: Town Clerk <townclerk@townofoceanbreeze.org>
Sent: Monday, October 24, 2022 11:49 AM
To: Dennis McManus <dmcmanus@martin.fl.us>
Cc: 'Karen Krumbholz' <kkrumbholz@gocaptec.com>; Mayor Karen Ostrand <mayor@townofoceanbreeze.org>; 'Karen Krumbholz' <kkrumbholz@gocaptec.com>; jcapra@gocaptec.com; cwalters@suncommunities.com; jmangelico@sheriff.martin.fl.us
Subject: Crosswalk / Flasher Activator Sign Destroyed by Traffic Accident in the Town of Ocean Breeze



Dear Dennis,

The sign and crosswalk flasher activator in the attached photograph, in front of the Ocean Breeze Resort office on Indian River Drive, was recently destroyed in a traffic accident. Our records show that this improvement was part of the Indian River Drive improvement project completed a few years ago and is owned and maintained by the county. Can you confirm that this item has

been targeted for replacement by the County and when that might occur? We have contacted the project's design engineer, CAPTEC Engineering, to request the specifications of the missing sign and will forward them to you as soon as possible.

If there is anything else we can do to expedite the sign's replacement, please let us know.

Kim Stanton
Town Clerk



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