TOWN OF OCEAN BREEZE REGULAR TOWN COUNCIL MEETING AGENDA

September 8, 2025, 10:30 a.m. Ocean Breeze Resort Clubhouse Pineapple Bay Room 700 NE Seabreeze Way, Ocean Breeze, FL

PLEASE TURN OFF CELL PHONES – SPEAK DIRECTLY INTO MICROPHONE

CIVILITY GUIDELINES

- Complete one "Request to Speak" card for each Agenda item on which you wish to comment.
- All remarks shall be addressed to the Town Council as a body.
- There will be one speaker at a time, without interruption. Speakers will be limited to 3 MINUTES.
- Anger, rudeness, ridicule, impatience, and lack of respect for others are unacceptable behaviors.
 Demonstrations to support or oppose a speaker or idea are not permitted.
- Persons who refuse to abide by reasonable rules of civility and decorum or ignore repeated requests by the President to finish their remarks within the time limit adopted by the Town Council, shall be removed from the meeting room at the President's request.

1. Call to Order, President Docherty

- Pledge of Allegiance
- Roll Call

2. Approval of Minutes -

- Regular Meeting, August 11, 2025
- Budget Workshop/Setting Tentative Millage Rate, July 16, 2025 (forthcoming)
 (Motion, second, public comments, all in favor)
- 3. In Memoriam of former Town Council President, Ken De Angeles Mayor Ostrand
- 4. Environmental Studies Center Council Member George Ciaschi introduce Valerie Gaynor
- 5. Confirmation of Employment of Wendy Price Dan Hudson, Town Management Consultant
- 6. Traffic Circulation Memo Dan Hudson, Town Management Consultant
- 7. Contraction (aka Deannexation) of Seawalk Dan Hudson, Town Management Consultant (Motion, second, public comments, roll call vote)
- 8. Comments from the public on topics not on the Agenda
- Comments from the Council on topics not on the Agenda President Docherty Consideration of updating the Noise Ordinance
- 10. Comments from Town Management Consultant, Dan Hudson

- 11. Comments from Town Attorney Gemma Torcivia
- 12. Comments from Mayor Ostrand Update on FLC Annual Conference
- **13. Announcements** The following meetings will be held at the Ocean Breeze Resort Clubhouse, Pineapple Bay Room, 700 NE Seabreeze Way, Ocean Breeze:
 - Thursday, September 11, 2025, at 6:00PM Public Hearing for Setting of Tentative Millage Rate & Budget for FY 2025/2026
 - Wednesday, September 24, 2025, at 6:00PM Public Hearing for Adoption of Final Millage Rate & Budget for FY 2025/2026
 - Monday, October 13, 2025, at 6:00PM Regular Town Council Meeting
 - Town Election will be held on November 4, 2025, at the Hoke Library located at 1150 NW Jack James Way, Jensen Beach. POLLING TIMES will be 9:00 am - 7:00 pm.

14. Adjournment

(Motion, second, all in favor)

TOWN OF OCEAN BREEZE

MINUTES REGULAR TOWN COUNCIL MEETING Monday, August 11, 2025, 10:30 a.m. Ocean Breeze Resort Clubhouse, Pineapple Bay Room 700 NE Seabreeze Way, Ocean Breeze, FL

- 1. Call to Order President Docherty called the meeting to order at 10:30 a.m.
 - Civility Guidelines President Docherty reviewed the Civility Guidelines.
 - Pledge of Allegiance Mayor Ostrand led the Pledge of Allegiance
 - Roll Call Present: Mayor Karen M. Ostrand; President Kevin Docherty; Vice President Kelley; Council Members George Ciaschi, Janet Galante, and Michael Heller Absent: Matthew Squires
 - Staff Present Town Management Consultant, Dan Hudson; Attorney Gemma Torcivia; Town Clerk, Pam Orr
- 2. Approval of Minutes Council Member Ciaschi, seconded by Vice President Kelley made a motion to approve the minutes of the July 14, 2025, meeting. Council Member Galante stated the following changes, on page 5, paragraph 9, it should be corrected to "Vice-President" Kelley not "President Kelley".

President Docherty asked for public comments.

There were none.

President Docherty asked for comments from the Council.

There were none.

(All in favor: Yes: Docherty, Kelley, Ciaschi, Galante, Heller; Absent: Squires; No: None; Motion passed 5-0)

3. Request Approval of Proclamation Honoring Martin County Deputy Sheriff Andrew Adams – Council Member Galante introduced Deputy Adams. Mayor Ostrand read the Proclamation into the record and presented it to Deputy Adams.

Council member Galante, seconded by Council Member Ciaschi made a motion to approve the Proclamation.

President Docherty asked for public comments.

There were none.

(All in favor: Yes: Docherty, Kelley, Ciaschi, Galante, Heller, Absent Squires: Motion passed 5-0)

4. Second Reading Ordinance #360-2025 – AN ORDINANCE OF THE TOWN OF OCEAN BREEZE, FLORIDA, AMENDING CHAPTER 10, "TAXATION" OF THE GENERAL ORDINANCES BY PROVIDING FOR A PUBLIC SERVICE TAX; PROVIDING FOR THE TAXATION OF ELECTRIC UTILITY SERVICES WHICH ARE SUBJECT TO SUCH PUBLIC SERVICE TAX AUTHORIZED BY SECTION 166.231, ET. SEQ., FLORIDA STATUTES; PROVIDING THE LEVY AND IMPOSITION OF THE PUBLIC SERVICE

TAX UPON THE PURCHASES OF ELECTRICITY WITHIN THE TOWN; PROVIDING FOR CONFLICTS, CODIFICATION, SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk, Pam Orr, read ordinance #360-2025 into the record.

Dan Hudson, Management Consultant, discussed Ordinance #360-2025. He remarked that at the July 14th meeting the Council approved a 6% levy on electric utilities and bottled gas. Mr. Hudson stated there were two important reasons to continue with the approval, first was to balance the budget, and the second, was to address the equity issue. He added that if approved at 6%, the equity share for Ocean Breeze Resort would increase from 23% to 38% overall funding of the budget. He commented that Seawalk would decrease from 61% to 45% and that Ocean Breeze Plaza would remain the same at approximately 16%, increasing 1% to 17%.

Council Member Galante, seconded by Council Member Ciaschi made a motion to approve Ordinance #360-2025.

President Docherty asked for public comment.

Liz Reese, 1363 NE White Pine Terrace, expressed her concern that the Ordinance should only include electric.

Discussion ensued.

Attorney Torcivia read the correct title of Ordinance #360-2025 and clarified that the ordinance covered electricity and bottled gas.

Gene Simmons, 267 NE Coastal Drive, asked for clarification on how much of the tax money would be going into the reserve fund and clarification on the benefits to the residents.

Discussion ensued.

Pamela Hurlock, 2840 NE Breezeway Circle, asked that the wording be changed to exclude water.

Council Member Galante, seconded by Council Member Ciaschi, made a motion to pass Resolution #366-2025.

Discussion ensued.

(All in favor: Yes: Docherty, Ciaschi, Galante, Heller; No: Kelley; Absent: Squires Motion passed 4-1)

5. Resolution #366-2025 – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF OCEAN BREEZE IN SUPPORT OF MAKING WEST END BOULEVARD A ONE-WAY, NORTH-BOUND ROADWAY, EXITING ONTO JENSEN BEACH BOULEVARD, AND IN SUPPORT OF OTHER VEHICLE, PEDESTRIAN, AND RAILROAD SAFETY IMPROVEMENTS – Dan Hudson, Town Management Consultant, discussed the Resolution and stated that the procedure was that the District 1 Commissioner would make the final determination.

Council Member Galante, seconded by Council Member Ciaschi, made a **motion** to approve Resolution #366-2025.

President Docherty announced that there would be a Neighborhood Advisor Council meeting September 3, 2025, at the Chamber of Commerce building at 5pm. (All in favor: Yes: Docherty, Kelley, Ciaschi, Galante, Heller; No: None; Absent: Squires Motion passed 5-0)

6. Resolution #361-2025 – A RESOLUTION OF THE TOWN OF OCEAN BREEZE, FLORIDA; CREATING AND IMPLEMENTING POLICIES AND PROCEDURES FOR THE INVITATION OF SPEAKERS, REQUESTS FOR PROCLAMATIONS, CERTAIN RESOLUTIONS, AWARDS, CERTIFICATES, PLAQUES, AND OTHER CEREMONIAL ITEMS; PROVIDING FOR CONDITIONS, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE – Attorney Torcivia stated that there were two provisions to discuss. The suggested language that was added to Section 5 would be that requests that were made would be limited to one proclamation per calendar year, unless there was a special circumstance. She continued with Section 6, a sentence be added at the end, that the limitation would apply to proclamations only unless and until extended by future action.

Discussion ensued

Council Member Galante asked for clarification, that the Council did not want to have first responder awards every month.

Discussion ensued.

President Docherty asked for comments from the public.

Pamela Hurlock, 2840 NE Breezeway Circle, expressed her concerns regarding costs to the Town. She commented that Section 9, regarding prohibited requests, stating that requests for commercial purposes, were not permitted. She continued that any petitions concerning these subjects may be rejected in due course by the Town Mayor. She asked if the last sentence could be stricken due to redundancy.

Attorney Torcivia explained why it needed to remain.

Michele Dolan, 1434 NE White Pine, expressed her concern about the cost of paying Town employees for the time to prepare the recognition.

Kevin Stroud, 443 W. Intercoastal Drive, suggested recognition of First Responders for above and beyond performance.

President Docherty asked for further comments from the Town Council.

There were none.

President Docherty asked Attorney Torcivia for clarification of changes.

Attorney Torcivia clarified that the only changes would be to Section 5 adding D: "Requests for proclamations shall be limited to one proclamation per calendar unless a special circumstance is found by majority vote of the Council." She continued that the second change was to Section 6, Issuances of Certain Requests, a sentence was added at the end, which states "This limitation shall apply to Proclamations only unless it is extended by future actions of the Council."

Council Member Heller, seconded by Vice President Kelley made a motion to make the changes as discussed by Attorney Torcivia.

(Roll Call Vote: Yes: Docherty, Ciaschi, Kelley, Heller; No: Galante; Absent: Squires Motion passed 4-1)

7. Contribution Request Environmental Studies Center – Mayor Ostrand requested that the Town Council consider donating \$250 to the Environmental Studies Center each year.

President Docherty asked for comments from Council.

Council Member Heller commented that he did not approve of asking taxpayers to contribute to this cause.

President Docherty asked for comments from the public.

Pamela Hurlock, 2840 NE Breezeway Circle, agreed with Council Member Heller's comment to not donate using taxpayers' money.

Dana Pace, 193 Buoy Drive, remarked that if the contribution was voted down, she would like to personally donate the money.

No motion was made and no action was taken.

8. Comments from the public on topics not on the Agenda

Gina Kent, 1733 NE White Pine Terrace commented that the noise decibels as stated in the Charter are up to 80, upon research, Martin County commercial decibels from 7am to 9 pm were 60. She wanted to propose an Ordinance to lower the decibel level to 60-65.

Melissa Heller, 2760 NE Breezeway Circle, remarked that the residents of Seawalk were grateful to the Town for their continued pursuit of the developer to complete the infrastructure work in the community. The only open issues were related to common area infrastructure. She stated that they were waiting for crews to remove debris and they had not completed a scope of work. She encouraged the Town to compel the developer to finish the work and close out the permit.

Shelia Raver, 1519 NE Skyhigh Terrace requested that the Developer provide a plan for the work on her lot to be approved by the Engineer.

Melissa Heller, 2760 Breezeway Circle, explained that the issue was that the bulk of communication with the Developer and what the Developer was willing to do to complete the work, had been verbal, during walk through on July 2. She remarked that Forestar had not answered the Town's request for a map of what they were willing to do. She continued that the developer provided by email, to the Town engineer, attorney and the Town's staff, a one-page plan which was a survey drawing and that the document told him nothing about the work that was going to be done. The Developers had not provided any information to the HOA as to what they had planned to do to fix the major problems in the community.

9. Comments from Council on topics not on the Agenda

President Docherty announced that the Local Mitigation Strategy meeting with Martin County Emergency Management would be held in the Pineapple Bay Room on August 20, 2025, at 2:30 pm.

10. Comments from Town Management Consultant, Dan Hudson – Mr. Hudson announced that the Tentative Budget hearing date had been changed from September 10, 2025, to September 11, 2025, at 6 p.m.

Council Member Ciaschi, seconded by Council Member Galante, made a motion to change the public hearing date from September 10, 2025, to September 11, 2025. (Roll Call Vote: Yes: Docherty, Ciaschi, Kelley, Heller, Galante; Absent: Squires Motion passed 5-0)

Mr. Hudson added that he prepared a memo describing an overview of Town Services. He added that the Town, as a municipal corporation, had home rule authority, which meant that decisions could be made regarding these matters; and the Town Council had authority to determine how the services were delivered.

President Docherty asked for public comments.

Liz Reese, 1363 NE White Pine Terrace stated that services provided such as law enforcement, Fire Rescue, water/sewer were provided by Martin County and waste collection was provided by the Seawalk HOA.

11. Comments from Town Attorney Gemma Torcivia – Attorney Torcivia discussed potential impacts of new legislation. She stated that the first item was to implement a simplified permitting process for fire prevention. She commented that the second item would require that the Town would need to adopt an ordinance requiring condominiums and cooperatives, that are subject to milestone inspections, to schedule and commence repairs. She added that although the Town currently does not have any condominiums or cooperatives, it may arise in the future. She indicated that another change was related to Senate Bill 1080, local government land regulations. She continued that she would work with staff to make sure the form and website were up to date. She discussed Senate Bill 180, which hopefully would never impact Ocean Breeze, but the Town would have to maintain minimum information on the website about emergency preparation and response, and that she would work with staff to make sure the Town was compliant.

12. Comments from Mayor Ostrand – encouraged everyone to register to vote and thanked the Council for all the work that you were doing.

President Docherty commented that The Treasure Coast Regional League of Cities voted to recommend a person for the second Vice President. He recommended voting for Greg Lukowski, this would give the Town a voice and could open the door for him to get into the Florida Municipal Insurance Trust.

- **13. Announcements** The following meetings will be held at the Ocean Breeze Resort Clubhouse, Pineapple Bay Room, 700 NE Seabreeze Way, Ocean Breeze:
 - Emergency Management Martin County, August 20 at 2:30PM
 - Monday, September 8, 2025, at 10:30AM Regular Town Council Meeting
 - Thursday, September 11, 2025, at 6:00PM Public Hearing for Setting of Tentative Millage Rate & Budget for FY 2025/2026
 - Wednesday, September 24, 2025, at 6:00PM Public Hearing for Adoption of Final Millage Rate and Budget for FY 2025/2026
- **14. Adjournment** Vice President Kelley, seconded by Council Member Ciaschi made a motion to adjourn the meeting at 12:10 p.m.

Pam Orr		
Town Clerk		
Minutes approved:		



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ALL PROCEEDS BENEFIT THE ENVIRONMENTAL STUDIES CENTER









ENVIRONMENTAL STUDIES CENTER OPEN HOUSE











Join us for a day of fun and exploration at the gem of Martin County, the Environmental Studies Center!

Visitors will enjoy food, games, tours, art projects, and even meet Joey the Alligator and say goodbye to Saylor the Sea Turtle.

OCTOBER 11, 2025 10:00 AM-1:00 PM



2900 NE INDIAN RIVER DRIVE, JENSEN BEACH, FLORIDA 34957

To: Town Council Via: Mayor Ostrand

From: Dan Hudson, Town Management Consultant Subject: Confirmation of Employment of Wendy Price

Date: Council Meeting – September 8, 2025

SUMMARY: Ordinance 275-2018 requires that Mayoral employment appointments are subject to subsequent confirmation by the Town Council.

RECOMMENDATION: Motion to confirm the appointment of Wendy Price as Bookkeeper/Office Assistant.

The Town received approximately 77 applications for the position. Mayor Karen Ostrand and Town Clerk Pam Orr interviewed six applicants. Mayor Ostrand offered employment to Wendy Price on the following terms:

- Starting date: August 21, 2025
- Starting rate of pay: \$20.00/hour, to be increased to \$21.00 per hour after a 90-day probationary period.
- Office Hours: 9:00 am 3:00 pm, Monday through Thursday. Work hours may vary depending on workload, averaging 25-30 hours per week.
- Probationary period: 90 days
- Paid Time Off: one workday per month
- Starting Vacation: five (5) days per year, after one year
- Holidays: Same as those observed by Martin County Clerk of Court
- Health insurance and retirement: Not applicable

Please note these terms are consistent with Town policies and budget constraints.

Ordinance 275-2018 pertaining to Mayoral hiring states in part: "...any actions taken by the Mayor under paragraphs 5, 6 and 7 of Section 2.03 of the Town Charter shall require subsequent confirmation by vote of the Town Council..."

Therefore, the appointment is submitted to the Council for confirmation.

Wendy Price

Ft. Pierce, FL 34949 616-481-1457 wmp45044@yahoo.com WWW: Bold Profile

Skills

- Professional, flexible, efficient, reliable and organized. Ability to multi-task and thrive in a highly active environment. Very personable and interacts well with clients, vendors, customers and co-workers.
- Able to communicate effectively with team members
- Willing and able to take on new challenges, fast learner
- Payroll software proficiency
- New employee onboarding
- Excel proficiency
- Accounts payable
- Payroll processing
- Quickbooks
- Accounts receivable

Dynamic individual with hands-on experience in Accounts Payable/Accounts Receivable/Payroll and talent for navigating challenges. Brings strong problem-solving skills and proactive approach to new tasks. Known for adaptability, creativity, and results-oriented mindset. Committed to making meaningful contributions and advancing organizational goals.

Work History

Accounts Payable, Accounts Receivable, Payroll Clerk

G3 Technologies, Byron Center, MI

November 201 - July 2024

- Using Quickbooks, entering and processing all accounts payable invoices.
 Running check runs to vendors weekly for payment of said invoices
- Create invoices, process and forward to clients, log invoices into Quick books and record all incoming accounts receivable payments
- Responsible for weekly processing of payroll using Quickbooks, as well as filing all weekly, monthly, quarterly and annual company tax forms.
- Verified timekeeping records and handled any discrepancies with employees
- Update employee filed with new details such as dependent changes, address changes, salary increases and garnishments.
- Reconciling bank statements for 4 companies

Accounts Payable/Payroll Clerk

TG-Manufacturing, Byron Center, MI

December 2016 - November 201

- Responsible for processing of account payable invoicing for 4 companies, using Quickbooks, Jobboss and DBA processing systems
- Entering approximately 200+ invoices per week, which includes matching of invoices to purchase orders and receivers before inputting
- Communicating with all vendors regarding invoice payment, incorrect invoicing and reconciling all vendor statements
- Producing aging reports for all companies and selecting vendors needing payment and running all checks runs
- Weekly processing of payroll for 4 companies using Paychex (formerly used Quickbooks) including hourly and salaried employees, entering new employees into the system, tracking 401K employee and employer contributions
- Preparing 401K spreadsheet for Financial company

Payroll Clerk/Accounts Payable

Griffin Transportation, Wyoming, All

September 2015 - December 2016

- Responsible for weekly payroll for 3 companies, 130 employees
- Entering hours, mileage, advances, reimbursements, truck lease payments, etc for all employees
- Produce journal entry spreadsheets regarding payroll, taxes, etc for corporate accountant
- Track 401K contributions for participating employees
- Track mileage totals for all drivers and payout monthly bonus'
- Process all accounts payable invoices



Independent Consultant, Tastefully Simple

January 2004 - January 2022

- Ran a successful gourmet food home party business
- Marketed business through parties and social media to increase business sales and recruit team members
- Leadership development and coached a team of 32 consultants with over \$560,000 in team sales
- Top 10% personal sales achiever company wide 6 years
- Silver leaf achiever (trip earner) 7 years
- Personal sales over \$350,000

Education

Western Michigan University at Kalamazoo, MI

Bachelor of Business in Business

Item #6

To:

Mayor & Council Members

From:

Dan Hudson, Town Management Consultant

Subject:

Traffic Circulation Updates

Date:

Council Meeting – September 8, 2025

Summary: This report gives an update on traffic circulation matters. The purpose is: 1) seeking approval to proceed with refurbishing of crosswalks on Indian River Drive; 2) providing alternatives for left turn exits from Ocean Breeze Plaza onto Skyline Drive; and 3) permission to submit the re-direction of West End Boulevard as a Local Mitigation Strategy project.

Recommendations:

- 1. Motion to proceed with the Indian River Drive crosswalk renovations as described.
- 2. Without object, staff will pursue left turn improvement options for the left turn exit from Ocean Breeze Plaza.
- 3. Motion to submit the re-direction of West End Boulevard as a Local Mitigation Strategy project.

DISCUSSION

I. Indian River Crosswalks

Town Council has identified the need to refurbish the markings for the speed tables and pedestrian crossings on Indian River Drive. This section of road is governed by an interlocal agreement between the Town and Martin County. Under the agreement, the Town is responsible for maintaining these aesthetic features. There are six locations needing attention. Items labelled 1, 3, & 5 on Attachment A are speed tables. Items 2 and 4 are actual crosswalks. Item 6 is a combination crosswalk and speed table¹.

Estimates for updating the markings indicate about \$54,000 to update five of the six. However, this does not include all necessary work, and the pricing is likely out of date. A more likely order of magnitude is about \$75,000. Funding would be through the Town's Gas Tax Reserves.

Based upon meeting with Martin County Public Works Director and County Engineer, staff recommends the following:

- Items 2, 4, & 6 crosswalks should be resurfaced using "Liquid Brick" materials which have a longer life cycle than the paints used in the original markings.
- Items 1, 3, & 5 speed tables should be marked with conventional "chevron" style markings, using thermoplastic materials, rather than the previous brick patterns.
- Item 6 should receive both "Liquid Brick" and chevrons.
- There is a need to identify any other improvements to be completed in conjunction with the refurbishing.

¹ Item 6 is outside the Town limits, but is delegated to the Town under the Martin agreement. This type of arrangement is not uncommon. Also note this crossing supports the Environmental Studies Center

Procedure for moving forward:

- Council approves project as described.
- Town submits a Right-of-Way Use Permit application to Martin County.
- Upon approval, Town solicits proposals from the County pre-approved vendors list.
- Council approves final project pricing.
- Work is completed.

II. Ocean Breeze Plaza Left Turn Onto Skyline

A second traffic circulation matter is the left turn exit from Ocean Breeze Plaza onto Skyline Drive. Attachment B shows the right turn only orientation of the exit. This has been the alignment since the Plaza was developed in 1983. The Pedestrian Safety Island was added when the sidewalk was constructed in 2018. There was formerly a "No Left Turn" sign, but it has been removed.

There is some speculation that left turns would facilitate increased traffic on South Street, and that is the reason for the right turn only orientation. However the addition of the Seawalk neighborhood would appear to justify left turns. Additionally, modern urban planning theory emphasizes "connectivity," which means good design includes connections between neighborhoods.

One option for the Town is to continue with the status quo as an existing condition. A second option would be to simply realign the divider curbing, however this would likely be denied by Martin County² for technical reasons.

A third option would be to align the exit to Hilltop Street. Attachment C is an illustration of how this would work. This is the preferred option because it creates a standard intersection which drivers are used to. This would require a three-way arrangement between the Town, the Plaza owner, and Martin County [Skyline is a county road].

Ocean Breeze Plaza is anticipated to be seeking approval for the use of the two outparcels seen on the attachments. Staff will investigate whether the Plaza is interested in the realignment and report to the Council at a future date.

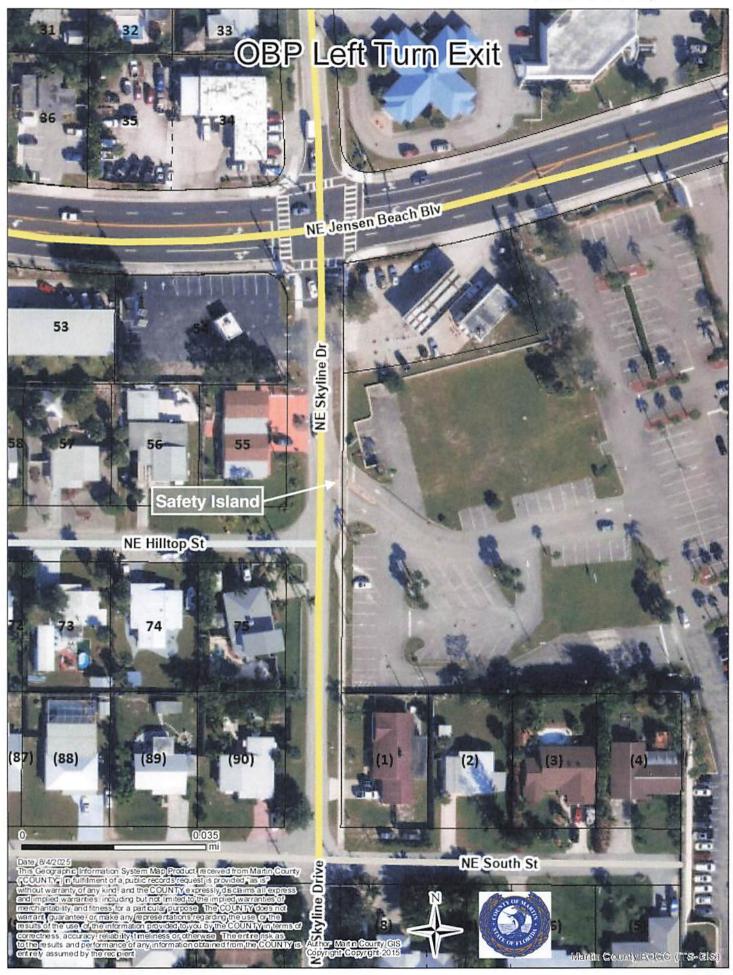
III. West End Boulevard One-Way Northbound

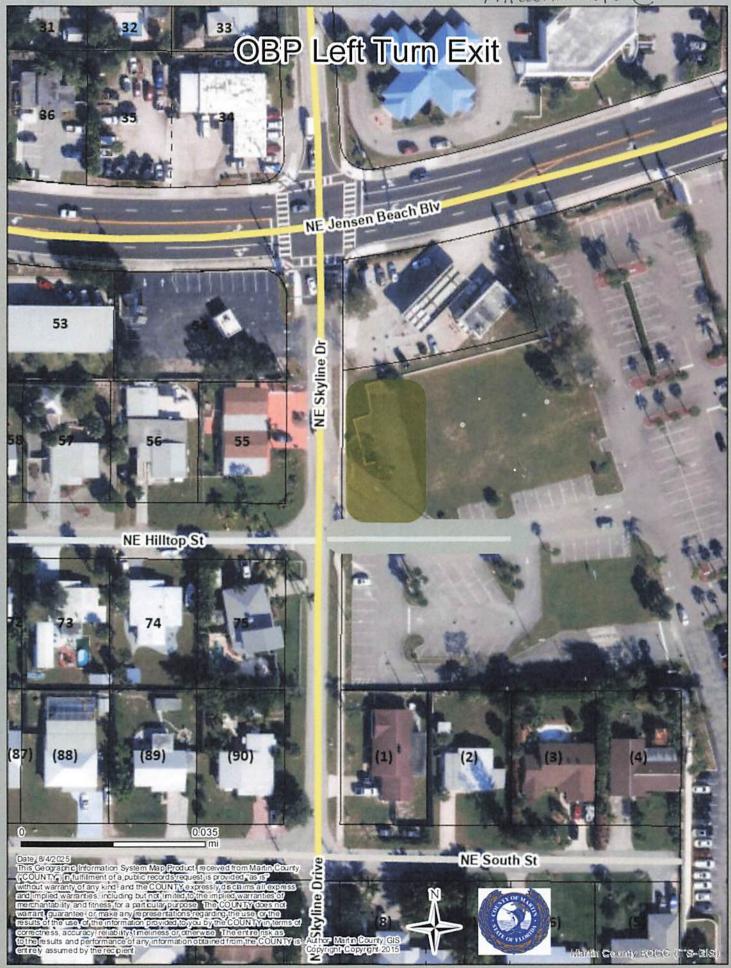
West End Boulevard is identified as a priority for the Town. The Town Council recently adopted Resolution 366-2025 in support of making the road one-way northbound.

Martin County is soliciting Local Mitigation Strategy [LMS] projects from each municipality. Staff believes re-directing West End Boulevard traffic qualifies as an LMS project because it will enhance emergency evacuations from the Ocean Breeze Resort community. Council is asked to approve the submission of West End Boulevard as an LMS project. Please see Attachment D.

² Skyline is a county road.









Date Submitted: Date Approved/Denied	Applicant Final Sco		For Committee	Use Only
Jurisdiction:	TOWN OF OCEAN BREEZE			
Department:	COUNCIL			
Contact Name & Title:	DAN HUDSON, TOWN MANA	GER		
Email Address:	dhudson@townofoceanbreeze	e.org		
Phone Number:	772.233.1396			
Is this initiative new or a	revision of an earlier initiative?	⊠ New	☐ Revision	
	re consistent with the Guiding Objectives of the Martin County /?	⊠ Yes	□ No	
List all the objectives to order of priority.	hat this project addresses, in	1.5 [evacuation]; 1.3 [retrofit]		
Is this initiative aligned v	vith a Community Lifeline? (Che	ck all that apply)		ATE OF
Safety & Security Law Enforcement /Security; F	ire Service; Search & Rescue; Governi	ment Services; Community	Safety	
Food, Water, & Shelter Food; Water; Shelter; Agricult	ure			
Health & Medical Medical Care; Public Health; F	Patient Movement; Medical Supply Cha	ain; Fatality Management		
Energy Power grid; Fuel				
Communications Infrastructure; Responder Cor	mmunications; Alerts, Warnings, & Mes	sages; Finance; 911 & Dis	patch	
Transportation Highway/Roadway/Motor Veh	icle; Mass Transit; Railway; Aviation; N	Maritime (\boxtimes
Hazardous Material	s: Contaminants			



Mitigation Initiative Project Title:	WEST END BOULEVARD ONE-WAY NORTHBOUND
Description: Include elements of infrastructure, area of benefit, financial readiness,	Project Overview: This project calls for the retrofit of NE West End Boulevard into a one-way northbound roadway. Northbound traffic exiting the Ocean Breeze Resort community is only through either a left turn onto Indian River Drive, or through a circuitous route to get to NE Maple Avenue.
community benefits, organization project priority, and population benefit,	This project provides an easily maneuverable northbound exit directly onto the Jensen Beach Boulevard roundabout, thereby enhancing emergency evacuations.
repetitive damage mitigation (see Project Initiative Scoring Sheet for details).	This project is part of a larger plan to enhance the downtown Jensen Beach community in the areas of traffic circulation, safety enhancements for the roundabout at Jensen Beach Boulevard and Florida East Coast Railway, plus it includes pedestrian improvements, and parking.
actancy.	Infrastructure: Existing roadway will need updated signage.
	Area of Benefit: Ocean Breeze Resort is a modular home community within the Town of Ocean Breeze, which lies between Florida East Coast Railway and Indian River Drive, and just south of downtown Jensen Beach.
	Community Benefit: This project greatly improves emergency evacuation of the Resort, plus it improves daily usage of nearby businesses.
	Organizational Project Priority: This is the only project submitted this year, therefore it is highest priority. TOWN COUNCIL adopted Resolution Number 366-2025 in support of the project.
	Population Benefit: Estimated population within the Resort is about 350, with additional homes under construction.
	Repetitive Damage Mitigation: Not applicable
	Project Funding Availability: Project is fully funded through the Jensen Beach Community Redevelopment Area.
Total Cost to Implement the Mitigation Initiative:	Under \$10,000



Agency's Share of Total Cost (25%):			zero		
Project Funding Availability:	 □ Match funding encumbered ⋈ Match funding identified □ No match funding identified 				
Implementation Timeline:	⊠ < 2 Years □	2-3 years ☐ 4-5 yea	rrs □ > 5 years		

X	Natural Hazards	X	Technological Hazards	X	Societal Hazards
	Dam/Levee Failure		Hazardous Materials Incidents		Civil Disturbances
	Drought	\boxtimes	Radiological/Nuclear Accidents		Mass Migration
	Epidemics/Pandemics	\boxtimes	Transportation System Incidents		Terrorism and Sabotage
	Extreme Temperatures		Cyber Incidents		Other Societal Hazard
	Harmful Algal Blooms		Other Tech. Hazard Click here to enter text.		
	Invasive Species				
	Floods				
	Tropical Cyclones				
	Sea Level Rise				
	Severe Thunderstorms				
	Shoreline Erosion				
\boxtimes	Tornadoes				
	Tsunami				
	Wellfield Contamination				
	Wildfire				



	Other Natura Click here to	17 1000000			
	tential Fundin lect the most a		ource opriate category of funding for the	prop	osal from the list below.
	General Fund		Flood Mitigation Assistance (FMA) Program		Residential Construction Mitigation Program
	BRIC Grant		Hazard Mitigation Grant Program		Community Development Block Grant (CDBG)
\boxtimes	Other: Jense	n Be	each Community Redevelopment	Area	ı
Thi	is section to b	e co	ompleted by Steering Committe	e Ch	nairperson or designee
			iative been approved by the Steer		
Tel.	es, date accep				
Ste	ering Committ	ee F	Priority Ranking Score:		
No	tes:				

Item #7

To: Mayor & Council Members

From: Dan Hudson, Town Management Consultant
Subject: Contraction (aka Deannexation) of Seawalk
Date: Council Meeting – September 8, 2025

Summary: Some have expressed that the Seawalk neighborhood is paying an inequitable share of taxes in support of the Town of Ocean Breeze. One method of resolving the equity question would be to deannex Seawalk. In the event there is consensus for Seawalk to be removed from the Town of Ocean Breeze, there is a procedure for municipal contraction¹ defined in Florida Statutes 171.051.

Recommendation: For discussion and direction.

INTRODUCTION

Seawalk residents have asked for relief from paying taxes into the Town of Ocean Breeze. Florida law provides a procedure for deannexing property from a municipal boundary. There are details and policy decisions which need to be developed through a feasibility study. However, at this point it is reasonable to believe that it can be considered on an informed, thoughtful, and timely basis. Similarly, it is reasonable to believe that the Town of Ocean Breeze can continue to operate without the Seawalk neighborhood.

SUMMARY OUTLINE OF PROCESS

- 1. May be initiated by either:
 - a. Council may initiate a contraction ordinance, or
 - b. Petition of 15% of Seawalk voters may propose an ordinance
- 2. Ordinance is prepared
 - a. A feasibility study is prepared
 - b. Boundary defined
 - c. Effective date is established
- 3. Referendum is scheduled
 - a. May be either regular election or special election
 - b. Specific advertising is required
 - c. Only Seawalk voters will vote
- 4. Ordinance is finalized, based upon outcome of the vote

¹ Please note the law defines the procedure as "contraction" however, contraction and deannexation are used synonymously.

DISCUSSION

The feasibility study will address policy questions. Most of these are straightforward answers which simply need compiling into a report with recommendations. However, some involve important policy decisions, such as the effective date and the Ocean Breeze West Planned Unit Development (aka Seawalk PUD) closeout. Policy considerations include:

- 1. What will be the effective date?
- 2. How will the Seawalk PUD closeout be affected?
- 3. How will coordination with Martin County be handled?
 - a. Town Comprehensive Plan, Intergovernmental Coordination Element Policies 1.5 & 1.6 requires coordination with Martin on annexation.
 - b. What will be the transition plan for waste collection?
 - c. How are land use and zoning affected?
 - d. How is the Seawalk Preserve Area Management Plan affected?
- 4. How will the sunsetting and replacement of Council Members residing in Seawalk be handled?
- 5. What are the financial impacts to Seawalk property owners?
- 6. What are the financial impacts to the Town?
- 7. Other matters to be identified.

POTENTIAL COSTS

Costs are discussed in general terms at this point, and may be refined once the process is initiated.

- 1. Professional services should generally be within existing budgets and there is no need to secure additional consultants. The Town attorneys will draft the ordinance and guide the procedure. The Town Management Consultant will prepare the feasibility study. The Town Engineer will prepare a revised legal description of Town limits (if necessary).
- 2. If a special election is required, there would be additional election costs, with associated advertising and printing costs.
- 3. Specific advertising is required for the ordinance. The Town budget includes some advertising expenses.

GENERAL INFORMATION ITEMS

The attached items (i.e.: correspondence, emails, 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.

- A. Ordinance No. 348-2024 Re: vehicular noise
- B. FLC President Docherty Recognition:
 - Gold Certificate of Excellence
- C. FLC President Docherty Recognition:
 - · Appointment to Serve on FLC Legislative Policy Committee

Inst. # 3083915
Bk: 3450 Pg: 643 Pages: 1 of 7
Recorded on: 7/26/2024 4:14 PM Doc: GOV
Carolyn Timmann
Clerk of the Circuit Court & Comptroller
Martin County, FL
Rec Fees: \$61.00



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

ORDINANCE No. 348-2024

AN ORDINANCE OF THE TOWN OF OCEAN BREEZE, FLORIDA AMENDING THE CODE OF ORDINANCES AT CHAPTER 2, ARTICLE I. ADMINISTRATION BY ADDING A SECTION 2-1 PROVIDING FOR A CODE COMPLIANCE OFFICER: AT CHAPTER 5. ARTICLE I. MISCELLANEOUS OFFENSES, BY PROVIDING FOR CODE COMPLIANCE MEASURES AND PENALTIES. AND IMPLEMENTING REGULATIONS PURSUANT TO GENERAL LAW BY PROVIDING FOR NON-VEHICULAR NOISE; AMENDING PROVISIONS FOR THE DISCHARGE OF FIREARMS, EXPLOSIVES, AND FIREWORKS; PARKING OF VEHICLES; STORING OF JUNKED OR ABANDONED VEHICLES, ETC.; CONTRACTING WITHOUT A LICENSE; AND ZONING VIOLATIONS; AT CHAPTER 5, ARTICLE II. PENALTIES, BYCLARIFYING THE PROVISIONS ADMINISTRATIVE FINES AND COSTS; AND PROVIDING FINES AND COSTS FOR REPEAT VIOLATIONS: AND OTHER PROCEDURES; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

WHEREAS, the Town Council adopted Ordinance No. 1 on February 12, 1961, creating a procedure for the enforcement of ordinances; and

WHEREAS, over the passage of time, the need for the addressing of additional

offenses and a more detailed procedure has become apparent, and in light of changes to the Florida Statutes, and court methods and procedures; and

WHEREAS, the Town Council seeks to achieve its goal of obtaining a more effective means for code compliance and enforcement of its ordinances; and

WHEREAS, the Town Council has determined that additional provisions and amendments are required to improve the existing code compliance system.

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

<u>SECTION 1:</u> Chapter 2, Administration, Article I. In General, of the Town Code of the Town of Ocean Breeze, Florida, is hereby amended by adding a Section 2-1 to read in its entirety as follows:

Sec. 2-1 Town Code Compliance Officer. There shall be one or more town code compliance officer(s) appointed by the Mayor, and who shall be responsible to the Mayor, pursuant to Sec. 2.03, Town Charter, for the enforcement of laws and ordinances of the Town, and who shall execute charging documents and serve process upon persons who violate the Town Code. The duties of such town code compliance officer may be assigned, modified, or withdrawn in writing by the Mayor to any Department officers or employees of the Town, or to any person contracted for such purpose, subject to the appropriation of the Town Council. Such officer may resign the position of town code compliance officer in a writing to the Mayor.

SECTION 2: Chapter 5, Miscellaneous Offenses, Article 1. of the Town Code of the Town of Ocean Breeze, Florida is hereby amended at Section 5-17, Unnecessary Noises Prohibited, to read in its entirety as follows:

Sec. 5-17. Noise; prohibited. For all noise, except vehicle noise regulated by Florida Statutes, the maximum permissible sound levels, at the property line from which the

sound originates, shall be 80 decibels from 9:00 a.m. until 9:00 p.m., and 60 decibels from 9:00 p.m. until 9:00 a.m. at all locations throughout the town. Measurement of any sound level shall be made using a commercially manufactured sound level meter. No court or magistrate shall require any particular user certification in the prosecution of offenses where it can be demonstrated the officer or witness using the sound level meter possesses the general knowledge and ability to accurately use the sound level meter, and the sound meter is self-calibrating, and was self-calibrated prior to its use. The first violation of this section shall be subject to a fine in the amount of \$50.00; a second violation of this section shall be subject to a fine in the amount of \$100.00; any third or more violations of this section shall be subject to a fine in the amount of \$250.00 per occurrence.

<u>SECTION 3.</u> Chapter 5, Miscellaneous Offenses, Article I. In General of the Town Code of the Town of Ocean Breeze, Florida is hereby amended at Section 5-25, Discharging Firearms, Fireworks, etc., to read in its entirety as follows:

Sec. 5-25. Discharging Explosives and Fireworks, etc. It shall be unlawful for any person to discharge explosives, firecrackers or fireworks within the town. This shall not apply to persons granted a fireworks permit by the town, subject to the payment of a permit fee approved by the town council.

<u>SECTION 4.</u> Chapter 5, Miscellaneous Offenses, Article I. In General of the Town Code of the Town of Ocean Breeze, Florida is hereby amended by adding a new Section 5-27 titled Other Miscellaneous Offenses, and including subsections, to read in its entirety as follows:

CHAPTER 5. MISCELLANEOUS OFFENSES ARTICLE I. IN GENERAL

Sec. 5-27. Other Miscellaneous Offenses.

Sec. 5-27.1 Contracting without a license. Except for work permitted to be done by a homeowner in accordance with the Florida Building Code, no work regulated by or for which a permit is required by this code shall be done by, nor a permit issued to, any person who has not been licensed by the proper licensing authority as competent to do such work, and no person shall engage in the business or act in the capacity of a contractor or advertise as being available to engage in the business or act in the capacity of a contractor without being duly registered or certified or having a certificate

of authority.

Sec. 5-27.2 Parking vehicles; and storing junked or abandoned vehicles, etc.

- (a) It shall be unlawful for any person to park any vehicle or watercraft in any location where prohibited by a traffic control device. A first violation for illegal parking shall be subject to a fine in the amount of \$25.00; a second violation for illegal parking within a five (5) year period shall be subject to a fine in the amount of \$50.00; and any subsequent violation for illegal parking within a five (5) year period shall be subject to a fine in the amount of \$75.00.
- (b) It shall be unlawful for any person to store, leave, or permit the storing or leaving of any of any wrecked, junked or abandoned vehicle, watercraft, machinery, or building materials upon any public or private property within the Town.
- (c) It shall be unlawful for any person to park, store, leave, or permit the parking, storing or leaving of an inoperable motor vehicle or watercraft on public property for a continuous period of more than 72 hours. A vehicle or watercraft shall be deemed inoperable if it has an expired registration, license plate or decal, or if the vehicle or watercraft has one or more inoperable or missing required parts including but not limited to tires, lights, engine, transmission, propeller, or steering apparatus. Violation of this section shall constitute a public nuisance which following not less than ten (10) days written notice to the owner of such vehicle or watercraft, sent by certified mail return receipt requested or given by posting on the abandoned property and at the Town offices, may be abated by the Town and the reasonable cost thereof shall be added to any fines and administrative costs levied by the court.
- (d) Violations of this section are subject to a fine in the amount of \$250.00 per occurrence per day for each and every day of violation.
- Sec. 5-27.3 Zoning. For any violation of a provision of Chapter 9, Zoning and Land Development for which no specific fine has been levied there shall be a fine not to exceed \$500 per day for each and every day of violation. Violations shall include but shall not be limited to: failure to obtain required zoning approvals, or obtain and maintain proper zoning and building development orders or permits from the Town; construction of any unpermitted use or structure upon property within the Town; excavation, demolition, or construction not in accordance with approved plans and specifications; any construction in violation of a required setback or building line; erecting or allowing signs to be erected which have not been permitted by the Town; or

failure to complete construction and obtain a valid Certificate of Completion or Certificate of Occupancy of a permitted structure within the time required by a valid or expired building permit or within the approved conditions of development.

SECTION 5: Chapter 5, Miscellaneous Offenses, Article II. Penalties of the Town Code of Ordinances of the Town of Ocean Breeze, Florida, is hereby renumbered as Section 5-28, and amended to read in its entirety as follows:

CHAPTER 5. MISCELLANEOUS OFFENSES ARTICLE II. PENALTIES

Sec. 5-28. Violation fines and costs. Unless provided elsewhere in this Town Code, any person who violates a provision of this Town Code, upon conviction thereof, may be fined in a sum not to exceed Five Hundred (\$500.00) Dollars for each and every day such violation continues. In addition to any court costs assessed against a defendant according the Florida Statutes, the court shall separately assess costs incurred by the Town for the enforcement of this code, including reasonable attorneys fees, filing fees, and other Town administrative costs.

SECTION 6: Chapter 5, Miscellaneous Offenses, Article II. Penalties of the Town Code of Ordinances of the Town of Ocean Breeze, Florida, is hereby added to read in its entirety as follows:

Sec. 5-29. Repeat violation fines and costs. A repeat violation of this Town Code means a violation of a provision of a code or ordinance by a person who has been previously found, by a court or by other judicial, quasi-judicial, or administrative process, to have violated or who has admitted violating, the same provision of the Town Code within five years prior to the violation, notwithstanding that the violations occurred at different locations. Any person who violates a provision of this Town Code and who is found to to be a repeat violator shall be fined in a sum not to exceed Five Hundred (\$500.00) Dollars at the discretion of the court for each and every day such violation continues, beginning upon the day the repeat violation is cited by the Town's Code Compliance Officer. In addition to any court costs assessed against a defendant according the Florida Statutes, the court shall separately assess costs incurred by the Town for the enforcement of this code, including reasonable attorneys fees and filing fees and other Town administrative costs.

SECTION 7: Conflicts. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

<u>SECTION 8</u>: Severability. If any section, sentence, 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 to be valid.

SECTION 9: Codification. The operative provisions of Sections 1 through 6 of this ordinance shall be codified.

<u>SECTION 10</u>: Effective Date. This ordinance shall take effect immediately upon adoption.

PASSED on first reading this 8th day of July, 2024.

Council Member Docherty offered the foregoing ordinance and moved its adoption. The motion was seconded by Council Member Kent and upon being put to a roll call vote, the vote was as follows:

SANDY KELLEY, COUNCIL PRESIDENT KEVIN DOCHERTY, COUNCIL MEMBER MICHAEL HELLER, COUNCIL MEMBER GINA KENT, COUNCIL MEMBER MATTHEW SQUIRES, COUNCIL MEMBER

YES	МО	ABSENT	ABSTAIN
X			
X			
X			
X			
X			

ADOPTED on second and final reading this 24th day of July, 2024.

	Cou	ıncil	Member .	Docher	ty	0	ffered the f	orego	oing ordin	ance and
move	d	its	adoption.	The	motion	was	seconded	by	Council	Member
_d	qui	w		and upo	n being p	ut to a	roll call vote	, the	vote was a	s follows:

SANDY KELLEY, COUNCIL PRESIDENT KEVIN DOCHERTY, VICE-PRESIDENT MICHAEL HELLER, COUNCIL MEMBER GINA KENT, COUNCIL MEMBER MATTHEW SQUIRES, COUNCIL MEMBER

YES	NO	ABSENT	ABSTAIN
X			
X			
	-	X	
X	-		

ATTEST:

KIM STANTON

TOWN CLERK

KAREN R. OSTRAND

MAYOR

APPROVED AS TO FORM AND CORRECTNESS:

PAUL J. NICOLETTI ATTORNEY AT LAW ONWOL TO POPULATE INDO



301 S. Bronough St., Suite 300 • Post Office Box 1757 • Tallahassee, FL 32302-1757 850.222.9684 • Fax: 850.222.3806 • Website: *flcities.com*

The Town of Ocean Breeze President, Kevin Docherty Receives Gold Certificate of Excellence from the Florida League of Cities

Kevin Docherty earns recognition from Certificate Program for Elected Municipal Officials

FOR IMMEDIATE RELEASE: August 11, 2025

CONTACT: The Town of Ocean Breeze

townclerk@townofoceanbreeze.org /772-334-6826

Jensen Beach, FL – The Town of Ocean Breeze, today announced that Council President, Kevin Docherty recently received the Gold Certificate of Excellence from the Certificate Program for Elected Municipal Officials hosted by the Florida League of Cities (FLC).

The certificate achievement program rewards municipal officials for their commitment and dedication to training and continuing education. The program offers three certificate levels:

- Level One: Bronze Certificate of Merit
- Level Two: Silver Certificate of Leadership
- Level Three: Gold Certificate of Excellence

"The Florida League of Cities continues to offer outstanding educational opportunities for municipal leaders at every stage of their public service," said Michael C. Blake, 2024-2025 FLC

President and Mayor for the City of Cocoa. "By participating in the FLC's training opportunities, elected leaders are strengthening their knowledge, growing professionally, and ensuring they are prepared to meet the needs of their communities with confidence and integrity."

Docherty completed the certificate program between July 2024 and July 2025. Officials earned points for participating in training events offered by FLC, including monthly webinars, online orientation, the Institute for Elected Municipal Officials (IEMO I and II), the State-Mandated Continuing Education in Ethics, and the League's Annual Conference and legislative events.

Certificate recipients at all levels will be featured in the League's online magazine (<u>qualitycities.com</u>) and at the FLC Annual Conference.





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The Town of Ocean Breeze President, Kevin Docherty Appointed to Serve on Florida League of Cities Legislative Policy Committee

Kevin Docherty appointed to Legislative Policy Committee

FOR IMMEDIATE RELEASE: August 27, 2025 CONTACT: The Town of Ocean Village

townclerk@townofoceanbreeze.org/772-334-6826

TALLAHASSEE, FL – The **Florida League of Cities**, the united voice for Florida's municipal governments, announced that The Town of Ocean Breeze, Council President, Kevin Docherty was recently appointed to serve on the Florida League of Cities 2025-2026 Legislative Policy Committee, one of the League's five Legislative Policy Committees.

Legislative Policy Committee chairs, vice chairs and members were appointed by Florida League of Cities **President Holly D. Smith, Vice Mayor** of **Sanibel**.

As a Legislative Policy Committee member, Kevin Docherty will help develop the League's Legislative Platform, which details priority issues that are most likely to affect daily municipal governance and local decision-making during the upcoming legislative session, as well as help League staff understand the real-world implications of proposed legislation. Committee members are also asked to serve as advocates for local decision-making throughout the legislative process.

For a complete list of committee members, as well as more information on each committee and the League's legislative policy development process, click here.

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Founded in 1922, the Florida League of Cities is the united voice for Florida's municipal governments. Its goals are to promote local self-government and serve the needs of Florida's cities, which are formed and governed by their citizens. The League believes in "Local Voices Making Local Choices," which focuses on the impact citizens and city leaders have in improving Florida's communities. For more information, visit flcities.com.

GENERAL INFORMATION ITEMS

The attached items (i.e.: correspondence, emails, 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.

- 1. Ordinance No. 348-2024 Regarding noise levels
- 2. FLC President Docherty Recognition:
 - Gold Certificate of Excellence
 - Appointment to Serve on FLC Legislative Policy Committee