

# MINUTES TOWN COUNCIL MEETING

NOVEMBER 4, 2009

1 BEACHSIDE DRIVE

ORCHID ISLAND GOLF AND BEACH CLUB, ORCHID, FLORIDA

## AGENDA ITEM #1 – CALL TO ORDER AND ROLL CALL

MAYOR DUNLOP CALLED THE MEETING TO ORDER AT 9:00 AM.

### PRESENT:

MAYOR RICHARD DUNLOP  
VICE-MAYOR SUE JOYCE  
COUNCILMEMBER BILL TROXELL  
COUNCILMEMBER BUD OATWAY  
COUNCILMEMBER PAUL JOHNSON  
VIA TELEPHONE

### STAFF IN ATTENDANCE:

DEB C. BRANWELL, TOWN MANAGER  
TERRI WALLACE, TOWN CLERK  
PHIL REDSTONE, CHIEF OF POLICE

## AGENDA ITEM #2 – AGENDA MODIFICATIONS, ADDITIONS AND/OR DELETIONS

THERE WERE NONE.

## AGENDA ITEM #3 – APPROVAL OF MINUTES

MINUTES SPECIAL CALL MEETING OCTOBER 19, 2009

*COUNCILMEMBER OATWAY MOVED TO APPROVE THE MINUTES OF THE SPECIAL CALL MEETING OF  
OCTOBER 19, 2009.  
COUNCILMEMBER TROXELL SECONDED THE MOTION.  
ALL COUNCILMEMBERS AGREED.*

**AGENDA ITEM #4 – COMMITTEE REPORTS**

**METROPOLITAN PLANNING ORGANIZATION (MPO) – MAYOR DUNLOP**

MAYOR DUNLOP REPORTED THE MPO IS DRASTICALLY REDUCING EXPECTED EXPENDITURES ON ROADWAYS THROUGH THE YEAR 2035.

**TREASURE COAST REGIONAL LEAGUE OF CITIES – MAYOR DUNLOP**

THE MAYOR ALSO REPORTED THAT THE TCLOC IS MONITORING SENATE BILL 216 WHICH PROHIBITS CITIES, COUNTIES, MUNICIPALITIES, OR SCHOOL DISTRICTS FROM FINANCIALLY SUPPORTING ANY ISSUE THAT IS ON A BALLOT.

**THE CENSUS COMMITTEE – MAYOR DUNLOP**

THE MAYOR STATED THAT AT THE LAST CENSUS TAKEN, 63% OF THE BARRIER ISLAND RESIDENTS DID NOT ANSWER THEIR QUESTIONNAIRE. THE MAYOR ALSO STATED THAT THE QUESTIONNAIRE IS VERY SIMPLE, CONTAINING ONLY TEN QUESTIONS. VOLUNTEERS ARE NEEDED TO CONDUCT THE HOUSE TO HOUSE, IN-PERSON CENSUS AND WILL BE COMPENSATED FOR THEIR TIME AND MILEAGE.

**BEACH AND SHORES ADVISORY COMMITTEE – COUNCILMEMBER TROXELL**

COUNCILMEMBER TROXELL GAVE COUNCIL AND STAFF A BRIEF OUTLINE ON THE STATUS OF THE SECTOR 3 SAND PROJECT. THE PERMIT MODIFICATION HAS BEEN COMPLETED AND SUBMITTED. THE FULL COMPLEMENT OF SAND WILL BE PROVIDED AND IS ON TRACK TO DELIVER PRIOR TO THE MAY 1, 2010 DEADLINE. MOST OF THE TRUCKS WILL TRAVEL SR510. FDOT ASSURES THIS WILL NOT BE AN ISSUE.

**AGENDA ITEM #5 – TOWN COUNCIL MATTERS**

**A. ELECTION OF MAYOR**

1. CALL FOR NOMINATIONS – TOWN CLERK WALLACE

*COUNCILMEMBER TROXELL NOMINATED  
COUNCILMEMBER RICHARD DUNLOP TO BE RE-ELECTED AS MAYOR.  
THERE WERE NO FURTHER NOMINATIONS.*

2. MOTION FOR ELECTION OF NOMINEE(S) FOR MAYOR – TOWN CLERK WALLACE

*COUNCILMEMBER TROXELL MOVED TO RE-ELECT  
COUNCILMEMBER RICHARD DUNLOP AS MAYOR OF THE TOWN OF ORCHID.  
VICE-MAYOR JOYCE SECONDED THE MOTION.*

THE CLERK THEN CALLED FOR A ROLL CALL VOTE:

COUNCILMEMBER DUNLOP	<u>AYE</u>
COUNCILMEMBER JOYCE	<u>AYE</u>
COUNCILMEMBER JOHNSON	<u>AYE</u>
COUNCILMEMBER OATWAY	<u>AYE</u>
COUNCILMEMBER TROXELL	<u>AYE</u>

3. MAYOR-ELECT DUNLOP ASSUMED CONTROL OF THE MEETING.

**B. ELECTION OF VICE-MAYOR**

1. CALL FOR NOMINATIONS – MAYOR-ELECT DUNLOP

*COUNCILMEMBER OATWAY NOMINATED  
COUNCILMEMBER SUZANNE JOYCE TO BE RE-ELECTED AS VICE-MAYOR.  
THERE WERE NO FURTHER NOMINATIONS.*

2. MOTION FOR ELECTION OF NOMINEE(S) FOR VICE-MAYOR – MAYOR-ELECT DUNLOP

COUNCILMEMBER OATWAY MOTIONED TO RE-ELECT  
COUNCILMEMBER SUZANNE JOYCE AS VICE-MAYOR OF THE TOWN OF ORCHID.  
COUNCILMEMBER JOHNSON SECONDED THE MOTION.

THE CLERK CALLED FOR A ROLL CALL VOTE:

MAYOR-ELECT DUNLOP	<u>AYE</u>
COUNCILMEMBER JOYCE	<u>AYE</u>
COUNCILMEMBER OATWAY	<u>AYE</u>
COUNCILMEMBER TROXELL	<u>AYE</u>
COUNCILMEMBER JOHNSON	<u>AYE</u>

**C. COMMITTEE APPOINTMENTS FOR COUNCIL MEMBERS**

THE TREASURE COAST REGIONAL LEAGUE OF CITIES APPOINTMENTS ARE:

APPOINTEE: VICE- MAYOR SUE JOYCE  
ALTERNATE: MAYOR RICHARD DUNLOP

THE LAND ACQUISITION ADVISORY COMMITTEE

APPOINTEE: COUNCILMEMBER BILL TROXELL  
ALTERNATE: COUNCILMEMBER BUD OATWAY

ALL OTHER APPOINTMENTS REMAINED THE SAME.

**D. FIRST READING OF ORDINANCE 2009-05 CAPITAL IMPROVEMENTS ELEMENT ANNUAL UPDATE**

MAYOR-ELECT DUNLOP ASKED THE TOWN CLERK TO READ THE TITLE OF ORDINANCE 2009-05.

COUNCILMEMBER JOHNSON MOVED TO APPROVE THE FIRST READING OF  
ORDINANCE 2009-05 CAPITAL IMPROVEMENTS ELEMENT.  
COUNCILMEMBER TROXELL SECONDED THE MOTION.

AFTER READING AND DISCUSSION, THE MAYOR-ELECT TOOK A ROLL CALL VOTE:

MAYOR-ELECT DUNLOP	<u>AYE</u>
VICE-MAYOR ELECT JOYCE	<u>AYE</u>
COUNCILMEMBER JOHNSON	<u>AYE</u>
COUNCILMEMBER OATWAY	<u>AYE</u>
COUNCILMEMBER TROXELL	<u>AYE</u>

**E. STREETLIGHT MAINTENANCE BIDS**

COUNCIL DISCUSSED THE BIDS SUBMITTED BY CHIBAS PAINTING CONTRACTORS, INC., DENMARK PAINTING, JOE VASQUEZ & SON, AND RUSSELL PAYNE, INC. IT WAS DECIDED THAT CHIBAS PAINTING CONTRACTORS, INC. PROPOSED THE MOST COMPLETE AND COST EFFECTIVE BID.

***COUNCILMEMBER TROXELL MOVED TO AWARD THE STREETLIGHT PAINTING CONTRACT TO CHIBAS PAINTING CONTRACTORS, INC.***

A BRIEF DISCUSSION REGARDING MATCHING THE LAMPPOSTS WITH THE STREET SIGNS ENSUED.

***COUNCILMEMBER OATWAY SECONDED THE MOTION. ALL COUNCILMEMBERS AGREED.***

**F. TOWN ADMINISTRATIVE FACILITY DISCUSSION**

THE TERMS OF THE 7707-3 US HIGHWAY 1 LEASE WERE DISCUSSED AND CONCERNS WERE ADDRESSED ABOUT LESSOR/LESSEE RESPONSIBILITIES FOR INTERNAL AND EXTERNAL REPAIRS. COUNCIL ALSO ACCEPTED THAT, SHOULD THE TOWN LEASE THIS LOCATION, THE LEASE SHOULD COMMENCE ON THE DATE IT IS FULLY EXECUTED AND END TWO YEARS FROM THAT DATE, AS SUGGESTED BY TOWN MANAGER BRANWELL. TOWN MANAGER BRANWELL BROUGHT TO COUNCIL'S ATTENTION THAT SHE WAS APPROACHED BY A REALTOR® TO INFORM COUNCIL THAT ANOTHER FACILITY ON US 1 WAS AVAILABLE FOR LEASE. COUNCIL MOVED TO EMPOWER THE MAYOR TO INVESTIGATE THE LEASING TERMS ON THIS FACILITY, APPROVED THE MAYOR TO NEGOTIATE A LEASE AMOUNT UP TO \$2500 PER MONTH (WITHOUT IMPROVEMENTS), AND TO SUBSEQUENTLY MAKE THE CHOICE BETWEEN THE TWO SITES. DURING THIS DISCUSSION, COUNCILMEMBER JOHNSON DISCONTINUED HIS TELECONFERENCE CONNECTION WITH THE MEETING.

***COUNCILMEMBER OATWAY MOVED TO AUTHORIZE THE MAYOR AND TOWN MANAGER TO PURSUE THE ALTERNATE LOCATION UP TO \$2,500 PER MONTH WITH NO ADDITIONAL EXPENDITURES.***

***COUNCILMEMBER TROXELL SECONDED THE MOTION. ALL COUNCILMEMBERS REMAINING AGREED.***

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**AGENDA ITEM #6 – TOWN MANAGER MATTERS**

**A. E.A.R.**

THE TOWN HAS RECEIVED THE STATE'S ACCEPTANCE OF THE LETTER OF UNDERSTANDING. THE TOWN CAN NOW MOVE FORWARD ON THE EVALUATION AND APPRAISAL REPORT AND UPDATING THE COMPREHENSIVE PLAN. TOWN MANAGER BRANWELL STATED THAT THE TOWN COUNCIL AND STAFF WILL HAVE TO HOLD WORKSHOPS TO PUT POLICIES IN PLACE AND COMPLETE THE EAR AND COMPREHENSIVE PLAN PROCESS.

MAYOR DUNLOP ASKED CHIEF REDSTONE IF HE HAD ANYTHING TO ADD TO THE MEETING. CHIEF REDSTONE SAID HE DID NOT.

**AGENDA ITEM #7 – PUBLIC DISCUSSION**

COUNCILMEMBER OATWAY COMMENDED THE COMMUNITY ASSOCIATION (CA) FOR ARRIVING AT A BUDGET FOR NEXT YEAR THAT WILL LOWER THE HOMEOWNERS FEES. MR. OATWAY SAID IT WAS DISCUSSED THAT THE CA WOULD BE IN NEED OF FUNDS TO COVER THEIR FUTURE CAPITAL EXPENDITURE NEEDS. HE SUGGESTED THE CA CONSIDER SELLING THE TOWN A PARCEL OF PROPERTY (WITHIN THE TOWN LIMITS) TO PLACE AN ADMINISTRATIVE FACILITY UPON AND THIS WOULD HELP ALLEVIATE THE LACK OF CAPITAL FUNDS. A BRIEF DISCUSSION ENSUED.

APPROVED AT THE \_\_\_\_\_ REGULAR TOWN COUNCIL MEETING.

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TERRI WALLACE  
TOWN CLERK

