



TOWN COUNCIL MEETING

SEPTEMBER 1, 2010

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 5:04 PM

PRESENT:

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

STAFF IN ATTENDANCE:

DEB C. BRANWELL, TOWN MANAGER
TERRI WALLACE, TOWN CLERK

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

VICE-MAYOR JOYCE ASKED TO ADD RESOLUTION 2010 – 05 – OPPOSING THE EPA'S PROPOSED NUMERIC NUTRIENT CRITERIA FOR FLORIDA. MAYOR DUNLOP SUGGESTED MAKING THIS ITEM 5 C ALL COUNCILMEMBERS AGREED.

AGENDA ITEM #3 – APPROVAL OF MINUTES

A. MINUTES OF THE REGULAR TOWN COUNCIL MEETING ON JULY 29, 2010 WITH CHANGES

*VICE-MAYOR JOYCE MOVED TO APPROVE THE MINUTES, WITH CHANGES OF THE REGULAR TOWN COUNCIL MEETING ON JULY 29, 2010.
COUNCILMEMBER TROXELL SECONDED THE MOTION.
ALL COUNCILMEMBERS AGREED.*

AGENDA ITEM #4 – COMMITTEE REPORTS

VICE MAYOR JOYCE STATED SHE WOULD GIVE HER COMMITTEE REPORT WHEN ITEM 5 C IS READ.

COUNCILMEMBER TROXELL REPORTED THAT HE ATTENDED A TURTLE MEETING LAST MONTH AND THERE ARE APPROXIMATELY 1,200 ADDITIONAL NESTS THIS YEAR. WHETHER OR NOT THE HATCHLINGS CAN DIG THEIR WAY OUT OF THE SAND WILL BE THE TEST.

MAYOR DUNLOP REPORTED THAT THE MAYORS MET WITH THE INDIAN RIVER COUNTY CHAMBER OF COMMERCE AND THEY WERE SURPRISED AND SADDENED AT THE MONETARY CONSTRAINTS PLACED ON THE CHAMBER BY THE COUNTY. THESE CONSTRAINTS MAKE IT DIFFICULT FOR THE CHAMBER TO LURE NEW BUSINESS INTO THE COUNTY. ALSO, THE MAYORS WILL PROBABLY NOT MEET WITH THE COUNTY COMMISSIONERS REGARDING ECONOMIC DEVELOPMENT UNTIL AFTER THE ELECTIONS.

AGENDA ITEM #5 – TOWN COUNCIL MATTERS

A. SECOND READING OF ORDINANCE 2010 – 02 – CAPITAL IMPROVEMENTS ELEMENT

MAYOR DUNLOP ASKED TOWN CLERK WALLACE TO READ ORDINANCE 2010 – 02.

*COUNCILMEMBER OATWAY MOVED TO APPROVE THE SECOND READING OF
ORDINANCE 2010 – 02 – CAPITAL IMPROVEMENTS ELEMENT.
COUNCILMEMBER TROXELL SECONDED THE MOTION.
THE MAYOR THEN ASKED FOR A ROLL CALL VOTE.*

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

B. SECOND READING OF ORDINANCE 2010 – 01 – BAN ON CHUM/BLOODBAIT FISHING

MAYOR DUNLOP ASKED TOWN CLERK WALLACE TO READ ORDINANCE 2010 – 01. THE MAYOR THEN CALLED FOR A ROLL CALL VOTE:

*COUNCILMEMBER OATWAY MOVED TO APPROVE THE SECOND READING OF
ORDINANCE 2010-01 – BAN ON CHUM/BLOODBAIT FISHING.
COUNCILMEMBER TROXELL SECONDED THE MOTION.
THE MAYOR THEN ASKED FOR A ROLL CALL VOTE.*

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

C. RESOLUTION 2010 – 05 – OPPOSITION TO THE EPA’S PROPOSED NUMERIC NUTRIENT CRITERIA

MAYOR DUNLOP ASKED TOWN CLERK WALLACE TO READ ORDINANCE 2010 – 03.

*COUNCILMEMBER OATWAY MOVED TO APPROVED RESOLUTION 2010 – 03 – OPPOSITION TO
THE EPA’S PROPOSED NUMERIC NUTRIENT CRITERIA.
COUNCILMEMBER JOHNSON SECONDED THE MOTION.
THE MAYOR THEN ASKED FOR A ROLL CALL VOTE.*

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

PRIOR TO PUBLIC COMMENT, THE MAYOR ASKED TOWN MANAGER BRANWELL IF SHE KNEW OF ANY OTHER MUNICIPALITIES, IN INDIAN RIVER COUNTY, CONSIDERING CHANGING OVER TO WASTE PRO. MS. BRANWELL STATED, TO THE BEST OF HER KNOWLEDGE, THERE ARE OTHER MUNICIPALITIES CONSIDERING MAKING THE CHANGE.

AGENDA ITEM #4 – PUBLIC COMMENT

DR. THOMAS SPACKMAN STOOD UP TO ASK THREE (3) QUESTIONS:

- 1) IS ORCHID ABLE TO PARTICIPATE IN 'FAST TRACK RECYCLING?' MAYOR DUNLOP EXPLAINED THAT RECYCLING IS HANDLED BY THE COUNTY AND NOT THE TOWN.
- 2) WHERE ARE WE ON THE SAND ISSUE? COUNCILMEMBER TROXELL EXPLAINED THAT PHASE I IS COMPLETE, WITH THE EXCEPTION OF THE UPPER END OF ORCHID, AND PHASE II IS DEPENDENT UPON THE TURTLE HATCHLINGS.
- 3) WHERE DOES THE INTERLOCAL SERVICE BOUNDARY AGREEMENT (ISBA) STAND? MAYOR DUNLOP EXPLAINED THAT FOUR (4) OUT OF FIVE (5) COUNTY COMMISSIONERS HAVE STATED THEY WOULD NOT VOTE FOR CHARTER GOVERNMENT, INDIAN RIVER SHORES HAS FORMALLY PULLED OUT OF ISBA, NO ONE IS PUSHING TO GO FORWARD, AND THE ISSUE IS BASICALLY DEAD.

AGENDA ITEM #5 – ADJOURNMENT

THE MEETING ADJOURNED AT 5:31 AM.

APPROVED AT THE _____ FINAL BUDGET HEARING.

**TERRI WALLACE
TOWN CLERK**