



TOWN COUNCIL MEETING

NOVEMBER 2, 2011

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 9:06 AM

PRESENT:

COUNCILMEMBER RICHARD DUNLOP
COUNCILMEMBER BUD OATWAY,
COUNCILMEMBER PAUL JOHNSON
COUNCILMEMBER BILL TROXELL
COUNCILMEMBER HARRIS WEBBER

STAFF IN ATTENDANCE:

DEB BRANWELL, TOWN MANAGER
TERRI WALLACE, TOWN CLERK
PHIL REDSTONE, CHIEF OF POLICE
ANTHONY GARGANESE, TOWN ATTORNEY,
VIA TELEPHONE

AGENDA ITEM #2 – PRELIMINARY MATTERS

A. AGENDA ADDITIONS, DELETIONS, OR MODIFICATIONS

ITEM 1 C WAS PULLED FROM THE AGENDA.

VICE-MAYOR OATWAY ASKED TO HAVE A SIGN-IN SHEET AVAILABLE AT FUTURE MEETINGS.

ITEM 4 H WAS PULLED FROM THE AGENDA.

B. ADOPTION OF CONSENT AGENDA

1. APPROVAL OF MINUTES OF TOWN COUNCIL MEETING OF SEPTEMBER 13, 2011 AND FINAL BUDGET HEARING OF SEPTEMBER 16, 2011.

*COUNCILMEMBER JOHNSON MOVED TO APPROVE THE MINUTES OF THE
SEPTEMBER 13, 2011, TOWN COUNCIL MEETING AND THE SEPTEMBER 16, 2011
FINAL BUDGET HEARING.*

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

AGENDA ITEM #3 – COMMITTEE REPORTS

METROPOLITAN PLANNING ORGANIZATION (MPO)

COUNCILMEMBER DUNLOP STATED THAT THE 510 BRIDGE REQUIRES REPAIRS AND THE WORK WILL COMMENCE IN 2013. THE WIDENING OF CR 510 FROM US 1 TO CR 512 WILL BE ACCOMPLISHED IN PHASES WITH A NEW ESTIMATED COMPLETION OF 2020. THE PAVING OF 82ND AVENUE HAS BEEN MOVED TO A HIGHER PRIORITY. THE PROJECT OF WIDENING I-95 IS UNDER WAY FROM INDRIO ROAD TO THE SOUTH, NEXT YEAR THE PROJECT WILL GO TO THE NORTH OF INDRIO ROAD TO SR 60, THEN PROGRESSIVELY MOVE NORTH.

BEACH AND SHORES COMMITTEE/THE COUNTY COMMISSION/THE MAYORS

COUNCILMEMBER DUNLOP REPORTED THIS MEETING, ON SEPTEMBER 19, 2011, WAS INTENDED FOR THE REVIEW THE PAST 10 TO 15 YEARS OF BEACH AND SAND. THEY ALSO DISCUSSED THE SUCCESS OF PREFABRICATED EROSION PREVENTION (PEP) REEFS AND PROPOSED TO GO FORWARD WITH EXPLORING THE COSTS OF, AND WHO WILL CONDUCT, A STUDY ON PLACING PEP REEFS ALONG THE ELEVEN MILE STRETCH OF BEACH NORTH OF THE TWIN TOWERS. MR. DUNLOP FURTHER STATED THAT THERE IS A GENTLEMAN NAMED MIKE WALTHER WHO HAS A VESTED INTEREST IN MAKING CERTAIN PEP REEFS ARE NOT PLACED ALONG THE COUNTY'S SHORELINE AND THAT MR. DUNLOP HAS DOCUMENTATION TO SUPPORT THIS CLAIM.

COUNCILMEMBER TROXELL STATED THAT HE HAD PASSED THE SUPPORTING DOCUMENTATION ALONG TO BOB ANDERSON, COMMITTEE CHAIR, AND MR. ANDERSON'S POSITION IS THAT HE WILL LET THE COUNTY COMMISSIONERS HANDLE THIS SITUATION. MR. TROXELL FURTHER STATED THAT IF HE SEES THE OCCURRENCE OF OPPOSITION FORCES AGAINST ALTERNATIVES ON THE RISE, HE WILL STEP IN AND TAKE A VERY VOCAL POSITION FRONT AND CENTER. MR. TROXELL INFORMED COUNCIL THE SUBCOMMITTEE WILL HAVE THEIR FIRST MEETING ON MONDAY, NOVEMBER 7, 2011.

COUNCILMEMBER DUNLOP TURNED THE MEETING OVER TO TOWN CLERK WALLACE FOR THE NOMINATION AND ELECTION OF MAYOR OF THE TOWN OF ORCHID.

AGENDA ITEM #4 – TOWN COUNCIL MATTERS

A. NOMINATIONS FOR MAYOR

TOWN CLERK WALLACE OPENED THE FLOOR FOR NOMINATIONS FOR MAYOR. COUNCILMEMBER TROXELL NOMINATED MR. RICHARD DUNLOP FOR MAYOR.

***COUNCILMEMBER TROXELL MOVED TO ELECT RICHARD DUNLOP AS MAYOR.
COUNCILMEMBER WEBBER SECONDED THE MOTION.
ALL COUNCILMEMBERS AGREED.***

TOWN CLERK WALLACE TURNED THE MEETING OVER TO MAYOR-ELECT RICHARD DUNLOP.

B. NOMINATIONS FOR VICE-MAYOR

MAYOR-ELECT DUNLOP OPENED THE FLOOR FOR NOMINATIONS FOR VICE-MAYOR. COUNCILMEMBER WEBBER NOMINATED COUNCILMEMBER OATWAY.

***COUNCILMEMBER WEBBER MOVED TO ELECT FRANCIS 'BUD' OATWAY AS VICE-MAYOR.
COUNCILMEMBER TROXELL SECONDED THE MOTION.
ALL COUNCILMEMBERS AGREED.***

C. COUNCIL COMMITTEE APPOINTMENTS

ALL COUNCILMEMBERS RETAINED THEIR PREVIOUS COMMITTEE APPOINTMENTS.

D. FIRST READING OF ORDINANCE 2011-03 E.A.R. BASED COMPREHENSIVE PLAN AMENDMENTS TRANSMITTAL

MAYOR DUNLOP ASKED TOWN CLERK WALLACE TO READ THE TITLE OF ORDINANCE 2011-03.

COUNCILMEMBER TROXELL MOVED TO APPROVE THE FIRST READING OF ORDINANCE 2011-03 E.A.R. BASED COMPREHENSIVE PLAN AMENDMENTS TRANSMITTAL.

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

E. ACCESSORY USE APPLICATION BY ORCHID ISLAND REALTY

AFTER A LENGTHY DISCUSSION REGARDING THE PARKING REQUIREMENTS ASSOCIATED WITH THIS ACCESSORY USE, THE FOLLOWING MOTION WAS MADE:

***COUNCILMEMBER WEBBER MOVED TO APPROVE THE ACCESSORY USE APPLICATION BY ORCHID ISLAND REALTY.
COUNCILMEMBER TROXELL SECONDED THE MOTION.***

VICE-MAYOR OATWAY QUESTIONED WHETHER TO AMEND RESOLUTION 2004-05 TO REDUCE THE REQUIRED NINETY-SEVEN (97) PARKING SPACES TO NINETY (90). COUNCIL DISCUSSED THIS SUGGESTION.

***COUNCILMEMBER WEBBER STATED TO COUNCIL THAT HE WOULD LIKE TO MOVE TO AMEND HIS PREVIOUS MOTION TO REFLECT THAT RESOLUTION 2004-05 SHOULD BE AMENDED TO REDUCE THE REQUIRED PARKING SPACES FROM NINETY-SEVEN (97) TO NINETY (90).
COUNCILMEMBER TROXELL SECONDED THIS MOTION.
ALL COUNCILMEMBERS AGREED.***

F. AUDITOR SELECTION – VICE-MAYOR OATWAY

ROSS COTHERMAN, OF THE AUDITING FIRM OF HARRIS, COTHERMAN, JONES, PRICE & ASSOCIATES (HCJP), INFORMED COUNCIL, AT A PREVIOUS MEETING, THAT IT WAS NOT LEGALLY NECESSARY FOR THE TOWN TO REQUEST PROPOSALS FROM AUDITING FIRMS EVERY THREE (3) YEARS. THIS WAS CONFIRMED WITH TOWN ATTORNEY GARGANESE. THEREFORE, THE AUDITOR SELECTION COMMITTEE (ASC) COMPRISED OF VICE-MAYOR OATWAY, MR. JOE SCHERPF, AND MR. WARREN CRANDALL UNANIMOUSLY DECIDED TO NOT GO OUT FOR BIDS. HCJP SUBMITTED A LETTER OF AGREEMENT FOR THREE YEARS AND REMAINING AT THE ANNUAL PRICE OF \$10,500. THE ASC AGREED TO ACCEPT THE AGREEMENT PROPOSED BY HCJP.

***VICE-MAYOR OATWAY MOVED TO ACCEPT THE AGREEMENT BY THE AUDITOR SELECTION COMMITTEE TO APPROVE SIGNING THE PROPOSAL FROM HARRIS, COTHERMAN, JONES, PRICE & ASSOCIATES FOR THE NEXT THREE YEARS.
COUNCILMEMBER JOHNSON SECONDED THE MOTION.
ALL COUNCILMEMBERS AGREED.***

G. STREETLIGHT ADDITIONS RFP RESPONSE

COUNCIL, AT A PREVIOUS MEETING, DISCUSSED PLACING ADDITIONAL STREETLIGHTS AT EVERY INTERSECTION (FOR A TOTAL OF 2 AT EACH INTERSECTION – EXCEPT FOR CARIBE WAY). COUNCIL RECEIVED A LETTER FROM THE COMMUNITY ASSOCIATION TO ASKING THEM TO DO SO. TOWN MANAGER BRANWELL RECEIVED A BID FOR INSTALLATION FROM THE TOWN'S ELECTRICIAN, BLAIS ELECTRIC. COUNCILMEMBER WEBBER REQUESTED THAT MS. BRANWELL GO OUT FOR FORMAL BIDS AND BRING THREE (3) PROPOSALS BACK. MS. BRANWELL PUT THE REQUEST FOR PROPOSAL (RFP) IN THE NEWSPAPER AND RECEIVED NO PROPOSALS. THE MAYOR STATED THAT MRS. TRISH JOAQUIM VOLUNTEERED TO WRITE A LETTER TO THE PROPERTY OWNERS EXPLAINING THE ADVANTAGES OF THE ADDITION OF THESE LIGHTS.

***COUNCILMEMBER TROXELL MOVED TO ACCEPT BLAIS ELECTRIC'S PROPOSAL.
COUNCILMEMBER JOHNSON SECONDED THE MOTION.
ALL COUNCILMEMBERS AGREED.***

H. CONTRACTOR PENALTIES – COUNCILMEMBER WEBBER

MAYOR DUNLOP STATED FOR THE RECORD THAT COUNCILMEMBER HARRIS ASKED THIS ITEM TO BE PULLED FROM THE AGENDA, SO THAT HE AND TOWN ATTORNEY GARGANESE COULD EXPLORE THIS SUBJECT FURTHER.

I. TOWN CLERK & TOWN MANAGER SALARY REVIEW

AFTER SOME DISCUSSION, COUNCIL DETERMINED A SALARY INCREASE WAS NOT WARRANTED.

AGENDA ITEM #5 – PUBLIC COMMENT

THERE WAS NO PUBLIC COMMENT.

THE MEETING ADJOURNED AT 9:57 AM.

APPROVED AT THE _____ TOWN COUNCIL MEETING.

**TERRI WALLACE
TOWN CLERK**