



**MINUTES
TOWN OF HILLSBORO BEACH
REGULAR MEETING OF THE TOWN COMMISSION
DECEMBER 04, 2012**

TUESDAY

9:00AM

CALL TO ORDER, ROLL CALL, AND PLEDGE OF ALLEGIANCE

The Mayor called the meeting to order at 9:00 AM. The Town Clerk called the roll with the Commission members and staff present as listed below, followed by the Pledge of Allegiance.

Town Commission:

Mayor Dan Dodge
Vice Mayor Claire Schubert
Commissioner Jim Lambert

Commissioner Javier Garcia
Commissioner Dick Maggiore

Town Staff:

Town Clerk Jean-Marie Mark
Town Attorney D.J. Doody

Deputy Town Clerk Irene George
Chief Thomas Nagy

BOARD OF ZONING & APPEALS MEETING

Mayor Dodge opened the Board of Zoning & Appeals Meeting at 9:02 AM

1. **ZONING** **REDEVELOPMENT MANAGEMENT ASSOCIATES**
 - a. Ordinance No. 263 - Amending Chapter 12 Land Development Code - Second Reading

Town Attorney Doody read into record by title only.

Mayor Dodge opened the meeting for public comments at 9:05 AM with no one coming forward Mayor Dodge closed this portion of the meeting at 9:05 AM.

Vice Mayor Schubert made a motion to approve Ordinance No. 263 Amending Chapter 12 Land Development Code. Commissioner Maggiore seconded the motion, which passed unanimously.

The Board of Zoning & Appeals meeting adjourned at 9:06 AM.

REGULAR TOWN COMMISSION MEETING

Mayor Dodge opened the Regular Town Commission meeting at 9:07 AM

1. **APPROVAL OF MINUTES**

Mayor Dodge asked if there were any additions or deletions to the minutes presented.

 - a. Minutes of the November 05, 2012 Regular Town Commission Meeting

Commissioner Garcia made a motion to approve November 05, 2012 minutes as presented. Vice Mayor Schubert seconded the motion, which passed unanimously.

2. **BUILDING DEPARTMENT**

Julio Briceno Building Official reported complaints were received on the following:

- 1159 Hillsboro Mile (Seabonay) - beach steps on the west side are decayed and unsafe
- 1237 Hillsboro Mile #401 - excessive construction noise

- 1175 Hillsboro Mile - landscaping issues
- 1150 Hillsboro Mile #413 and #1006 - minor work was being done where permitting was not required.

3. **CODE ENFORCEMENT**

Mr. Chris Weatherdon, Code Enforcement reported the following:

- 1159 Hillsboro Mile (Seabonay) - beach steps on the west side are decayed and unsafe
- 921 and 923 Hillsboro Mile - Real estate signs, company has been notified of violation

3. **FIRE SERVICES**

Chief Brocato reported it was a quiet month with 9 fire response calls and 12 ALS (Advanced Life Support calls. Chief Brocato wished everyone a happy holiday

5. **CITIZEN COMMENTS - NON AGENDA ITEMS ONLY / ALLOTMENT OF 3 MINUTES PER PERSON**

Mayor Dodge opened the meeting for citizen comments at 9:11 AM

- Mr. Renee Males of 1155 Hillsboro Mile an ad hoc shore committee of local residents has been formed and the group invited Vice Mayor Schubert as an observer. The group's focus is on
 1. Get politicians at the State and National level involved
 2. Cape Canaveral settlement - how will it affect us here in Hillsboro Beach
 3. Negotiations with the City of Boca Raton
 4. Number of individuals interested in installing sea walls

With no one else stepping forward, Mayor Dodge closed the citizen comments at 9:14 AM

6. **CONSENT AGENDA**

Commissioner Garcia made a motion to approve the Consent Agenda as presented. Vice Mayor Schubert seconded the motion, which passed unanimously.

7. **BEACH**

Vice Mayor Schubert provided pictures of Port de Mer taken during low tide.

Ms. Penny Cutt of Coastal Systems International also reported DEP is putting out a comprehensive appeal and needs to obtain a more accurate cost through the field surveys and based on the past cost, Ms. Cutt believes their maybe some funding through FEMA.

Vice Mayor Schubert reported potentially there is money out there for sand. CSI has provided a proposal to conduct a study to determine the amount of sand that was lost due to Hurricane Sandy.

The Commission discussed the problem at the Port de Mer and Ms. Cutt stated the southern-most three groins were reconstructed during the 1998 project and a gap was deliberately left to allow for sand to pass through. An estimated cost to permit this would be in the ballpark of \$8,500.

Vice Mayor Schubert reported she will be reaching out to the City of Boca Raton Commission after the holidays and as a reminder the Town is still interested in working with them on the ebb shoal dredge.

8. WATER

Mr. Jim Rabideau reported filters will not be up until the first week of February 2013. FPL has sent a majority of their crews to the northeast region to assist with the damage caused by Superstorm Sandy resulting in a shortage of crews for local projects. Broward County Health Department conducted their annual inspection and it went fairly well. There were a couple of items which needs to be addressed; drains on the new filters, modify some of the lines from the existing well and faulty valves at the beach pump station. Mr. Rabideau requested additional funding to cover these costs.

Mr. Rabideau requested approval for Change Order #3 with a not to exceed amount of \$107,000.00. This would cover a sensing line at the beach tank, lighting at the well house, chemical transfer line for easier access and conduits and check valves for the beach pump.

Commissioner Garcia made a motion to Change Order #3 to not to exceed \$107,000.00 and final approval by Commissioner Lambert. Commissioner Maggiore seconded the motion, which passed unanimously.

Vice Mayor Schubert made a motion to approve additional funding to not to exceed \$20,000.00 to cover the sewer repairs with final approval by Commissioner Lambert. Commissioner Maggiore seconded the motion, which passed unanimously.

9. FINANCE

a. Finance Update

Mr. Stephen Bloom of Severn Trent reported all departments remain under budget. Mr. Bloom referred to the Treasurer's Report on page 18 which showed through all accounts the cash reserve is at 4.2 million versus 2.2 million the previous year. Mr. Bloom will put together a 3, 6, 9 and 12 month forecast to show where historically the high and lows of the cash funds.

b. Police Department COLA

Mayor Dodge stated this was approved at the last meeting.

Mr. Stephen Bloom indicated the backup information provides an overall cost and the new position would not be receiving the COLA increase

10. POLICE

a. Police Update

Chief Nagy reported there had been another burglary over the weekend that was a forced entry.

b. New Department Vehicle Proposal

Chief Nagy reported it would be approximately an additional \$10,000 to the budget to move forward with two SUV's. The SUV's would provide a greater presence over a pickup truck and the pickup truck would not be able to be equipped with the protective partition.

Vice Mayor Schubert made a motion to approve the purchase of two SUV's. Commissioner Lambert seconded the motion, which passed unanimously.

c. Rapid ID - Interlocal Agreement with the Broward County Sheriff's Office

Chief Nagy reported the interlocal agreement would allow the department to access to the Broward County database on fingerprints.

Commissioner Maggiore made a motion to approve the Rapid ID Interlocal Agreement with Broward County Sheriff's Office, subject to legal approval. Vice Mayor Schubert seconded the motion, which passed unanimously.

d. Cell Phone Bank USA

Chief Nagy requested approval to donate the department's old cell phones to the Cell Phone Bank USA organization which provides them to the needy, elderly or victims of crime.

Commissioner Lambert made a motion to approve the donation of old cell phones. Commissioner Garcia seconded the motion, which passed unanimously.

Chief Nagy also reported the decaling on the bus has been completed. He has a call into the Department of Transportation regarding the crosswalks and new markings will be completed in January in front of Diamondhead (1057 Hillsboro Mile).

Commissioner Garcia suggested possibly borrowing an electrical sign board to educate the drivers that come through town.

11. ADMINISTRATION

a. Rhonda Calhoun - Proclamation

Town Attorney Doody read into by title only

Vice Mayor Schubert made a motion to approve the Proclamation recognizing Rhonda Calhoun. Commissioner Garcia seconded the motion, which passed unanimously.

b. Non-Ad Valorem Agreement

Town Attorney Doody reported the current agreement is set to expire in January 2013 and this would extend the existing agreement to January 2017.

Vice Mayor Schubert made a motion to approve the Non-Ad Valorem Agreement extension. Commissioner Maggiore seconded the motion, which passed unanimously.

c. Town Website - Update

Mayor Dodge announced the new website was up and looked good.

Commissioner Garcia stated he was not able to get onto the new site this morning and asked the Town Clerk to look into it.

d. Regional Climate Action Plan

Town Attorney Doody explained the proposed resolution which expresses and support for the Southeast Florida Regional Climate Action Plan, which is a representation of multiply municipalities

Commissioner Maggiore made a motion to approve the Resolution in support of the Southeast Florida Regional Climate Action Plan. Commissioner Garcia seconded the motion, which passed unanimously.

Mayor Dodge requested Commissioner Garcia to include climate change to his agenda.

12. SANITATION/RECYCLING

a. Sanitation/Recycling Update

Commissioner Maggiore reported 46 calls have been received since Choice Environmental starting in October and stated improvement is needed.

Mr. John Lawson, East Coast Regional Manager of Choice Environmental reported a number of changes have been made since last month. The Choice truck will travel up and down Hillsboro Mile several times to accommodate the earlier pickups. Mr. Lawson reported he has met with several of the residents and management representatives. A former Choice employee's business card had been distributed and this was the cause of the phone calls not being returned.

Mayor Dodge stated for the month of November there were five (5) missed pick up, which was greatly reduced from October. There were also five (5) calls requesting additional containers. Mayor Dodge requested literature from Choice Environmental to be used as educational material for the residents and would like to see the recycling percentage rate increased.

Mr. Lawson stated he had spoken to the Town Clerk and will be providing some educational material to her.

b. Wheelabrator Incentive

Town Attorney Doody reported for the past 30 years, most municipalities have been working with Wheelabrator and their contract will be expiring. Wheelabrator has an interlocal agreement with Broward County and is now reaching out to the municipalities and Sunbergeron is competing for the same business.

Commissioner Maggiore recommended this item be tabled until January 2013.

13. TRANSPORTATION

a. Bus Update

Commissioner Garcia stated as reported by Chief Nagy the new bus is here and the decals have been affixed to the bus.

Commissioner Garcia reported there will be a resolution next month to A1A as part of the scenic highway and asked the Commissioners to share any photos of A1A that they may have.

14. CONSERVATION/ENERGY

Commissioner Garcia reported the disappointment he when he had learned Florida Public Utilities does not have the capabilities to provide natural gas as far south as Hillsboro Beach. Commissioner Garcia further stated the next option would be TECO, but they are located on the other side of the inlet and would cost about \$250,000 to run lines under the intercoastal.

15. LEGAL

a. Chandler Public Records Lawsuit

Town Attorney Doody provided a brief history of this case and was optimistic the court will rule in favor of the town.

Town Attorney Doody also mentioned the age discrimination lawsuit is being appealed.

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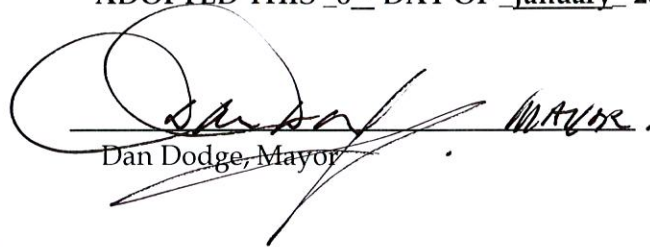
COMMISSIONER'S COMMUNICATION - NON AGENDA ITEMS ONLY

Commissioner Garcia thanked the Town Clerk for setting up the meetings on Google

Having no further business, the meeting adjourned at 11:10 AM.

ADOPTED THIS 8th DAY OF January 2013.

By:


Dan Dodge, Mayor

ATTEST:


Jean-Marie Mark, Town Clerk