



**MINUTES
TOWN OF HILLSBORO BEACH
REGULAR MEETING OF THE TOWN COMMISSION
SEPTEMBER 11, 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	Commissioner Javier Garcia
Vice Mayor Claire Schubert	Commissioner Dick Maggiore
Commissioner Jim Lambert - Absent	

Town Staff:

Town Clerk Jean-Marie Mark	Deputy Town Clerk, Irene George
Town Attorney D.J. Doody	Chief Thomas Nagy

Mayor Dodge opened the meeting requesting a moment of silence in remembrance of the victims and their families lost in the September 11, 2001 tragedy.

1. APPROVAL OF MINUTES

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

- a. Minutes of the July 10, 2012 Regular Town Commission Meeting
- b. Minutes of the August 07, 2012 Special Town Commission Meeting

Commissioner Garcia made a motion to approve the July 10, 2012 and August 07, 2012, meeting Minutes as presented. Commissioner Lambert seconded the motion, which passed unanimously.

2. BUILDING DEPARTMENT

Mr. Julio Briceno, Town of Hillsboro Beach Building Official, reported the constructions projects are doing well; 989 Hillsboro Mile is progressing quickly and 935 Hillsboro Mile is projected to be complete in 2014. Mr. Briceno also reported he has been working on the updating the website with more information regarding environmental requirements. Mr. Briceno met with the Broward County Planning and Zoning Commission regarding the Florida elevation for this area and with the elevation changing by a foot and a half, this Commission may need to consider future the height level of all new structures.

3. CODE ENFORCEMENT

Mr. Chris Weatherdon, Code Enforcement reported the following:

- Complaint regarding turtle nesting for a ladder installed to the sea wall at 1212 Hillsboro Mile potentially interfering with turtle nesting
- Complaint regarding 1223 Hillsboro, Ocean Vista for stairs to the beach. John Conway Architects and the condominium representative Will Smith have been contacted and reported "as-built plans" were submitted to the State of Florida for environmental review on June 28, 2012. A warning notice was issued by the State of Florida on July 11, 2012 for construction without a permit.
- 1021 Hillsboro Mile, several complaints were received regarding flying debris along with equipment and materials in the catwalks. Problems have been resolved.
- 1117 Hillsboro Mile, complaints received regarding overgrowth, property has been cleared

after initial contact.

- Several complaints were received regarding a commercial tanker parked next to the pump station across from 1117 Hillsboro Mile. This is a Broward County sewer tanker on standby due to problems at the lift station.
- 999 Hillsboro Mile, complaint received for high grass and property maintenance. The real estate agent has been notified and a violation is forthcoming.

4. FIRE SERVICES

a. Fire Services Contract – Annual Contract Renewal

Chief Chad Brocato reported he has reviewed the data from the last three (3) years and reported there has been no significant change with the call volume. All inspections and pre-plans have been completed for this year. The difference between the inspections and pre-plans is; with the inspections we are looking at code compliance whereas the pre-plans we are making sure we are prepared in the event there is a fire; proper location of propane tanks, water mains, etc.

Mayor Dodge stated the fire services contract is up for renewal and there may or may not be an increase and requested Commissioner Lambert to handle the approval on this.

Commissioner Maggiore made a motion to have Commissioner Lambert handle the Fire Services Contract and to authorize Mayor Dodge to sign first addendum to the Interlocal Agreement. Commissioner Garcia seconded the motion, which passed unanimously.

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

Mayor Dodge opened the meeting for citizen comments at 9:16 AM

Mr. Al Shore of 1147 Hillsboro Mile stated he had reviewed the proposed budget and under the General Fund there is a proposed 1% increase which is tolerable, but there is a 7.5% increase for the Police Department which is significant since that is 48% of the General Fund. Mr. Shore questioned why would there be \$42,000 in the budget for items that did not exist before and the \$126,000 increase in personnel services for an additional officer. Mr. Shore referred to Highland Beach's proposed budget and stated the Police Department is doing a great job but is not sure if the Town needs an additional officer.

Rabbi Warshal of 1155 Hillsboro Mile stated he is proud of the Police Department and feels safe, but questioned the need of an additional officer. Rabbi Warshal provided a budget comparison highlighting Highland Beach, Pompano Beach, Deerfield Beach and Boca Raton and urged the Commission before hiring an additional officer to first hire a professional consultant to analyze the needs of the department.

Mrs. Rhea Weiss of 1149 Hillsboro Mile presented her reasons and argument on why she does not support the hiring of an additional police officer and urged the Commission to look at changes without adding additional cost.

Having no one else come forward, Mayor Dodge closed the Citizens Comments at 9:26 AM

Mayor Dodge reminded the audience of the first budget hearing for this Thursday, September 13th at 5:01 PM.

6. CONSENT AGENDA

Commissioner Garcia request item J-Financial Report and item L-Police Department Report be pulled.

Vice Mayor Schubert made a motion to approve the Consent Agenda minus items J and L. Commissioner Maggiore seconded the motion, which passed unanimously.

Commissioner Garcia referred to the notes under the Financial Report and requested clarification.

Mr. Stephen Bloom of Severn Trent stated on the whole the Town is doing well with the General Fund. There are some areas that are tighter than others such as solid waste. The complete true-up has not been completed and the beach is one area that is over budget. Whereas, building and engineering are doing better than anticipated. Mr. Bloom further reported there will be an increase in the health and general insurances.

Commissioner Garcia referred to the Police Department Report.

Chief Nagy reported the department currently had utilized a consultant to assist him with promotion testing and is pleased to announce the two recent promotions.

Chief Nagy stated the position of Lieutenant has been open for several years and is pleased to announce the promotion of Lieutenant James Pugliesi, who has been the town for 15 years. Chief Nagy also stated Lt. Pugliesi earned his bachelor degree last year.

Chief Nagy next announced the promotion of Sergeant Robert Lockery who has over 20 years of experience overall and has been with the Hillsboro Beach for the last 5 years.

Chief Nagy reported the recent home burglaries are under investigation, the boat thefts have declined and the department continues to work with the Cities of Delray Beach, Boca Raton and Pompano Beach. Chief Nagy further reported the department has been busy with the turtle patrol and during the evening, the ATV cannot be used.

Chief Nagy clarified the Town of Hillsboro Beach Police Department consist of 14 sworn officers and 4 dispatchers, equaling to a total of 18 employees within the department. The 4 dispatchers allows for around the clock coverage. Whereas the City of Highland Beach currently has 15 sworn officers plus reserves but City of Highland Beach does not have their own dispatch and their fire services are provided through the City of Delray Beach.

Chief Nagy further stated by law we need to have two officers on the road and with an additional officer, there would be sufficient road coverage and when needed, he would still be available to do so. The additional officer would allow the time for himself and Major Szesnat to complete the administrative duties and responsibilities required of each of them. Chief Nagy also noted all the AED's will need to be replaced.

Vice Mayor Schubert made a motion to approve items J-Financial Report and L-Police Report under the Consent Agenda as presented. Commissioner Garcia seconded the motion, which passed unanimously.

7. **BEACH**

Vice Mayor Schubert reported the meeting between the three cities was productive and is looking forward to the joint project. Due to budget cuts, the Department of Environmental Protection (DEP) sediment budget will not be able to fund a study for the inlet but believe this joint project is a good idea and would look favorably to provide reimbursements towards a joint project.

Ms. Penny Cutt of Coastal Systems International (CSI) stated at the request of Mayor Dodge, she had put together a summary regarding the Boca Inlet to include the cost, benefits and what would need to be done based on the Dean report. Ms. Cutt also reported the DEP had preliminary indicated this would be looked upon favorably. The application for funding needs to be submitted by September 18, 2012. The cost for CSI to complete a study would be \$51,000.

Mayor Dodge spoke briefly about his initial reservation on this project but believes this may be a long term solution and stated instead of doing a large beach renourishment every 10-12 years, the Town could cost share the expenses and do more frequent smaller renourishments, which would stabilize the north end.

Commissioner Lambert made a motion to have Coastal Systems International (CSI) do a study based on the Dean Report. Commissioner Maggiore seconded the motion, which passed unanimously.

Mayor Dodge requested Ms. Cutt to calculate the potential dollar amount the Town could receive from FEMA.

Mayor Dodge requested Commissioner Garcia and Vice Mayor Schubert to explore possible lobbying within the scope of beach renourishment.

Vice Mayor Schubert made a motion to have CSI move forward with the permitting process and the funding application. Commissioner Garcia seconded the motion, which passed unanimously.

8. **WATER**

Mr. Jim Rabideau reported all equipment are being procured and scheduled to arrive on site. Work is still being done on the underground piping; the spiractors will be delivered next month, currently working with Town staff to keep the beach pump station in service and is working with Close Construction to have the Water Plant completed in December. Mr. Rabideau requested authorization for the change order in the amount of \$117,129.22.

Commissioner Lambert stated these are all necessary and noted staff had requested the current spiractor be maintained to be used as a backup.

Mr. Jim Rabideau recommended the underground piping from the water plant to the intercoastal be considered for replacement as these pipes date back to the early 1970's. The new pumps will be regulated as to not put out more pressure to avoid any damage to the lines. Mr. Rabideau also commended the Water Plant staff for maintaining what they have on site.

Former Mayor Carmen McGarry stated a study had been conducted a several years ago by CH2MHill and recommended the Commission review it.

Vice Mayor Schubert made a motion to approve the Change Order for the amount of

\$117,129.22. Commissioner Garcia seconded the motion, which passed unanimously.

Commissioner Lambert made a motion to have CH2MHill use some of the contingency funds to conduct a study on the interconnect (waste line) with Broward County. Commissioner Garcia seconded the motion, which passed unanimously.

9. FINANCE

Mr. Stephen Bloom of Severn Trent reminded the Commission on the upcoming budget hearing dates; the first budget hearing is scheduled for September 13, 2012 at 5:01 PM and the followed by the Final Budget Hearing on September 20, 2012. Mr. Bloom also reported his staff is working on the asset inventory at the Water Plant.

Commissioner Maggiore inquired if Mayor Dodge was interested in going out for a RFP for the financial services.

Mayor Dodge stated as he reflects back on this last audit report, where there were no recommendations and is aware of the reviews Severn Trent has conducted on the water billing, they are consistently recommending procedures to us and the financial operation have never been better. Mayor Dodge reported he has spoken to Severn Trent about their renewal to the contract and Severn Trent has agreed without additional cost to expand their services.

Mr. Ken Cassel of Severn Trent stated an agreement has been reached for no additional cost to the Town to serve as the third party to review items on the beach renourishment methodology.

Commissioner Lambert made a motion to amend the scope of service provided by Severn Trent and approve the renewal of their contract. Commissioner Maggiore seconded the motion, which passed unanimously.

Mayor Dodge reported Jean-Marie, Town Clerk has been reviewing the records in the plans room and asked that all the boxes from the Water Plant be returned to Town Hall.

10. POLICE

Chief Nagy provided an explanation of the Law Enforcement Mutual Aid Agreement and answered questions from the Commission.

Vice Mayor Schubert made a motion to approve the Law Enforcement Mutual Aid Agreement. Commissioner Maggiore seconded the motion, which passed unanimously.

11. ADMINISTRATION

a. RFP No. 2012-04 Consulting and Planning Services

Town Attorney Doody stated the RFP for general consulting and planning services needs the opening and closing dates.

Commissioner Maggiore made a motion to approve the RFP for General Consulting and Planning Services and have the results for the October 2, 2012 meeting.. Commissioner Garcia seconded the motion, which passed unanimously.

b. Resolution No. 748 – Together We Serve Week

Town Attorney Doody read into record by title only.

Vice Mayor Schubert made a motion to approve Resolution No. 748 – Together We Serve Week. Commissioner Lambert seconded the motion, which passed unanimously.

c. 75th Anniversary

Mayor Dodge recommended the Town's 75th Anniversary Celebration be held at the Hillsboro Lighthouse and he has spoken with the Lighthouse Preservation Society and they are pleased with the idea with will gladly help us with this. Mayor Dodge also suggested multiple events throughout the year verses everything all in one weekend.

12. SANITATION/RECYCLING

a. Changing of Vendor provider for Waste and Recycling – effective October 1, 2012

Commissioner Maggiore stated Waste Management is working with Choice Environmental on switching out the dumpsters and recycling containers. The cost of the new recycling containers through Choice Environmental will be \$18,000 and the recycling grant money can be used for this.

b. Contract with Choice Environmental

Vice Mayor Schubert requested clarification on whether this was a one year or a two year contract.

Town Attorney Doody stated it was a two year term contact with a two year option.

Mr. Grant Smith Legal Counsel of Choice Environmental stated the contract and RFP was for solid waste pickup only and recycling would be an add-on and if the Town wishes to expand on the contract, the recycling would be an additional 50 cents per unit.

Mayor Dodge stated for acceptance of the contract, it needs to include recycling.

Vice Mayor Schubert made a motion to amend the contract with Choice Environmental to include recycling. Commissioner Garcia seconded the motion, which passed unanimously.

Commissioner Lambert made a motion for Mayor Dodge to enter into contract with Choice Environmental.

Mayor Dodge recommended Commissioner Maggiore would review and oversee the contract with Choice Environmental.

The motion was amended as follows:

Commissioner Lambert made a motion for Commissioner Maggiore to review and oversee the contract with Choice Environmental. Commissioner Maggiore seconded the motion, which passed unanimously.

c. Materials Recovery Facility – Interlocal Agreement with Broward County

Town Attorney Doody stated the Interlocal Agreement with Broward County is soon to expire and recommends this item be tabled until after the October meeting.

Commissioner Lambert made a motion table the Materials Recovery Facility Interlocal Agreement with Broward County until after the October meeting. Vice Mayor Schubert seconded the motion, which passed unanimously.

d. RFP No. 2012-03 Painting Truck Scale Response

Commissioner Maggiore reported the Town Clerk only received one response to the RFP for painting of the truck scale.

Commissioner Garcia made a motion to accept and move forward with the Steel Tech Electroplating. Commissioner Maggiore seconded the motion, which passed unanimously.

Mayor Dodge reported a flyer has been created for the announcement of the new solid waste and recycling provider and this information will be posted on the website and will also be emailed.

13. TRANSPORTATION

a. Community Bus - Update

Commissioner Garcia reported the series of emails regarding the community bus and a new one with the Town's logo will be available in November.

b. Metropolitan Planning Organization (MPO) - Update

Commissioner Garcia reported he had met with a representative Jarrett Smith from Florida Public Utility to discuss the potential of having natural gas lines installed in town. Commissioner Garcia also stated there are natural gas lines in Deerfield Beach ending at the Embassy Suites. Commissioner Garcia expressed interest in creating a survey for residents to complete online to determine what type of interest there would be from the residents.

14. CONSERVATION/ENERGY

(See above - no additional comments provided)

15. LEGAL

a. Ordinance No. 262 Rooftop Photovoltaic Solar Systems - Second Reading
Town Attorney Doody read into record Ordinance No. 262 by title only.

Mayor Dodge opened the floor for public comments at 11:38 AM with no one coming forward Mayor Dodge closed the public comments at 11:38 AM.

Vice Mayor Schubert made a motion to accept Ordinance No. 262 Rooftop Photovoltaic Solar Systems. Commissioner Maggiore seconded the motion, which passed unanimously.

COMMISSIONER'S COMMUNICATION - NON AGENDA ITEMS ONLY

Commissioner Lambert inquired about the status of the Island House Bridge.

Mayor Dodge reported they Homeowners Association are currently obtaining quotes and believe they will have their 75% vote, but has not received anything in writing to this affect.

Commissioner Lambert inquired about the two upcoming budget meetings and the process.

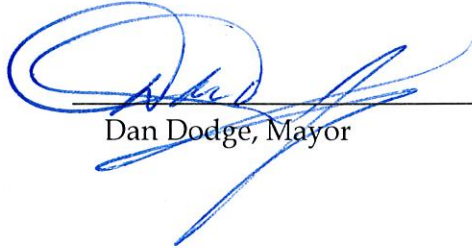
Town Attorney Doody stated the first budget meeting the Commission will first vote on a tentative millage rate followed by the tentative budget each followed with a resolution. The following meeting would be the final budget hearing.

Commissioner Garcia suggested to the Town Clerk to send out an Google Invite for the future meetings.

Having no further business, the meeting adjourned at 11:45 AM.

ADOPTED THIS 2nd DAY OF October 2012.

By:



Dan Dodge, Mayor

ATTEST:



Jean-Marie Mark, Town Clerk