

MINUTES
THE TOWN OF INDIAN RIVER SHORES
6001 North Highway A1A, Indian River Shores, FL 32963

SPECIAL CALL TOWN COUNCIL MEETING
Utility Consultant Advisory Committee Appointee
Friday, October 16, 2009
9:30 a.m.

PRESENT: E. William Kenyon, Mayor
William H. Ahrens, Vice Mayor
Michael B. Ochsner, Councilman
Gerard A. Weick, Councilman
Frances F. Atchison, Councilmember

STAFF PRESENT: Laura Aldrich, Town Clerk
Richard Jefferson, Building Official

OTHERS PRESENT: None

ABSENT: Robert J. Bradshaw, Town Manager (Excused)

1. **Call to Order**

- a. Pledge of Allegiance
- b. Invocation – Councilman Ochsner
- c. Roll Call

The Mayor called the meeting to order at 9:30 a.m. and the above items were performed as shown.

2. **Appointees for Consultants Competitive Negotiation Act Committee**

Mayor Kenyon announced that this meeting was called to review the action taken at the Joint Meeting yesterday between the Town, the City of Vero Beach, the City of Fellsmere and Indian River County. He said he had misunderstood what the appointed positions entailed, and in light of term limits and the Council's responsibility of maintaining control of the utilities agreements, chose Councilman Ochsner and Councilman Weick as appointees. There was discussion on the water history between the Town Attorney and the Council. Mr. Clem also brought up the dangers inadvertent violation of Sunshine Law if there were two Councilmen on this Committee. Having staff on the Committee was discussed, as they are not allowed to talk about this particular issue outside of the meeting. This is a business transaction, with price and supply of water the main issue, Mr. Clem added. The financial aspects of consolidation between the City of Vero Beach and the County, focusing on the overhead and infrastructure liabilities, and regionalization of water utilities was also discussed.

Councilman Ochsner resigned his appointment in favor of Tom Cadden being on the Consultants Competitive Negotiation Act Committee, which had one function, to choose a consultant. Councilman Weick agreed. Mayor Kenyon said he had spoken with a willing Mr. Cadden since the meeting, and determined that Mr. Jefferson was also interested. They agreed that the intent of yesterday's meeting was misunderstood. A **motion** was made by Councilman Ochsner to appoint Thomas Cadden and Richard Jefferson as the Town's representatives on the Consultants Competitive Negotiation Act Committee was supported by Councilmember Atchison. It passed unanimously.

3. **Call to Audience**

No comments.

4. **Adjournment**

There being no further business, the meeting was adjourned at 10:05 a.m.

Respectfully submitted,

/s _____
Laura Aldrich, CMC
Town Clerk

(Approved by the Town Council at the 10/22/09 Meeting)