

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

**SPECIAL CALL TOWN COUNCIL MEETING
CCNA & Town Manager Transition
Friday, May 7, 2010
3:00 p.m.**

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

STAFF PRESENT: Richard Jefferson, Interim Town Manager
Laura Aldrich, Town Clerk
Judith Lewis, Town Treasurer

OTHERS PRESENT: Jack Mitchell, Resident; Debbie Carson, Vero Beach 32963; Dr. Stephen Faherty

1. **Call to Order.** Mayor Kenyon called the meeting to order at 2:30 p.m. The items below were performed including roll call, which is reflected above.
 - a. Pledge of Allegiance
 - b. Invocation – Councilman Ochsner
 - c. Roll Call
2. **Personnel Matter** (Town Manager Transition)

Mayor Kenyon stated that there are many important issues coming before the Town Council, and last time there was an upcoming vacancy in the town manager's position it took nine (9) months before Mr. Bradshaw was selected and began to work. He said that there is an employee on staff who has inadvertently been groomed as a town manager, and asked the Council to consider appointing Richard Jefferson as the permanent Town Manager. A **motion to accept the appointment of Richard F. Jefferson as the permanent Town Manager for the Town of Indian River Shores** was made by Councilmember Atchison and supported by Councilman Weick.

Discussion ensued with Councilmember Atchison asking Mr. Jefferson if he wanted this position, and he replied that he does. Councilman Weick asked if there would need to be a replacement hired as the Building Official, and Mr. Jefferson said he can do both, and maybe hire a part time building inspector or use a per diem employee. Mayor Kenyon said that the staff in the Town is very capable in their jobs. Councilman Weick added that they can always readdress additional staff later if needed.

The Mayor asked Mr. Clem if the contract would remain the same, and he said they could pattern Mr. Jefferson's contract after Mr. Bradshaw's, with modifications to add both positions. Mayor Kenyon said that the salary would remain the same for the time being, with the possibility of overtime.

Councilman Weick noted that Mr. Jefferson had a Town vehicle and therefore would not need a car allowance as Mr. Bradshaw had been receiving. Mayor Kenyon said this contract would be personalized to the situation.

Please Note: The Town of Indian River Shores does not routinely keep verbatim minutes. Any party interested in such an appeal relating to any decision made by the council with respect to any matter considered at this meeting is responsible to record the meeting and include the testimony and evidence upon which the appeal is to be based.

The departure date for Mr. Bradshaw was discussed, with the Mayor stating that Mr. Bradshaw and Mrs. Aldrich had agreed that there was quite a bit of paperwork for them to sort out, which would take about four or five days. It was determined that Friday, May 14, would be Mr. Bradshaw's termination date. However, Mr. Jefferson could be appointed immediately. Councilmember Atchison **amended her motion** as follows: **motion to accept the appointment of Richard F. Jefferson as the permanent Town Manager for the Town of Indian River Shores effective immediately, with the effective date of termination for the current Town Manager as Friday, May 14, 2010 with the contract to be negotiated and approved by the Council.** It was seconded by Councilman Ochsner and **passed unanimously.**

They congratulated Mr. Jefferson before moving on to the next item.

3. CCNA (Competitive Consultant Negotiation Act) Committee Status

Mr. Tom Cadden said Richard Jefferson witnessed most of this at their committee meetings. The estimate provided by GAI was surprisingly large for the program. If the top phase alone were done, it would cover all that the Town wanted until the report came back. Then the Town would have experts to tell them what their options were. Everyone agreed at that time, including the County, to interview the elected officials as Phase I, Part A for \$39,000. The consultants had told them that if they proceeded with Phase I, there was no obligation to go further, but grant funds could possibly be obtained for an in-depth evaluation through the St. Johns River Water Management District.

At the last meeting at the County, Eric Olsen kept repeating it was a good approach, but it just won't do. The CCNA vote was 4-2 with both County representatives voting against the concept. The meeting was held at 2:00 p.m. this week on Monday to accommodate Eric Olsen's request to meet before the Indian River County Commissioners met. Sometime between Wednesday afternoon and Monday afternoon, the County changed their whole program. The Commissioners voted 4-1 against it. Chairman Cadden has no idea why the minds were changed. Chairman Cadden asked the Council to consider a motion in favor of the support of Phase I Part A for \$39,000. Councilman Weick, supported by Councilman Ochsner, **made a motion to support the approach of starting with Phase I Part A of the GAI Proposal for \$39,000.**

Councilmember Atchison asked what this would do, and Mr. Cadden said he would be able to say that the Town and the City of Vero Beach both voted to follow the contractor's recommendation, what happened to the county? Vice Mayor Ahrens asked if we would not be saying in effect that we can decide this for ourselves, and use our own engineering. Mr. Cadden said that is part of it. **The motion passed unanimously.**

Mayor Kenyon asked Mr. Cadden if he would recommend that they go to the second on the list, and he said if GAI would minimally revise their quote, it would be okay, otherwise he would not recommend going further. Mr. Cadden continued explaining that if the Committee cannot come to an agreement, it may be time to conclude the committee.

Councilman Ochsner speculated further about continuing with the City providing the water with the County also as a possible provider, which puts us in a good position with a better opportunity. Mr. Cadden said we may have assets in the ground (pipes), and we may have an option to do our own study to determine our best course of action. Mayor Kenyon asked Mr. Jefferson to look up who we could use as a source (to conduct a study for the Town) and possibly get some idea of the cost.

Mr. Cadden said he was very disappointed in how it went. Mayor Kenyon told him that the Town owes him a great deal of gratitude for all that he has done with this Committee. Councilmember Atchison asked if he saw it coming back around, and he said no.

Mr. Cadden said there is a third possibility; we could be our own water provider. The third largest water provider in the county is John's Island Water Company.

Whether or not a motion was needed for the CCNA topic was discussed, with Mr. Cadden stating he just wanted direction. If a proposal is put forth, will bring it back to the council. Mr.

Clem said that the Mayor should be kept up to date constantly as things develop to keep misunderstandings to a minimum. Councilman Weick said that Mr. Jefferson would still be on the committee, and any decisions will be coming back for the Council to determine.

3. **Adjournment**

Mayor Kenyon adjourned the meeting at 3:01 p.m.

/s

Laura Aldrich, CMC, Town Clerk

(Approved by the Town Council at the 5-27-10 Meeting)