

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

REGULAR (AUGUST) TOWN COUNCIL MEETING
Friday, September 9, 2011
5:01 p.m.

PRESENT: **Thomas W. Cadden, Mayor**
 Gerard A. Weick, Vice Mayor
 Frances F. Atchison, Councilmember
 Michael B. Ochsner, Councilman
 Richard M. Haverland, Councilman

STAFF PRESENT: **Richard Jefferson, Town Manager**
 Laura Aldrich, Town Clerk
 Chester Clem, Town Attorney
 Judith Lewis, Town Treasurer
 Bill Schauman, Director, Public Safety
 Mike Jacobs, Captain, Public Safety
 Lou Puchala, Sergeant, Public Safety

OTHERS PRESENT: **Town Residents David Becker, Jack Mitchell, Buck Davis**
 Reporter Janet Begley, Press Journal

1. **Call to Order**

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

Mayor Cadden called the meeting to order at 5:16 p.m., with the Pledge and Invocation foregone as they were previously given. The Town Clerk called the roll for the Council as reflected above.

2. **Consent Agenda**

- a. Acceptance of Finance Committee Minutes dated July 15, 2011
- b. Approval of Budget Workshop Minutes dated July 28, 2011
- c. Approval of Regular Town Council Meeting Minutes dated July 28, 2011

A **motion** by Councilmember Atchison, seconded by Vice Mayor Weick, **to approve the consent agenda** was made. With no comments or questions, the **motion passed 5-0**.

3. **Mayor's Items**

Mayor Cadden invited Linda Carlson to move forward on the agenda from **Item 6 a.** with concurrence by the Council.

Ms. Linda Carlson addressed the Council and the audience about the Family Jamboree that is planned for October at the Indian River County Fairgrounds. She is employed by CrossLife Counseling, a non-profit 501c-3 agency that has been in Vero Beach for 18 years and is not affiliated with any church. They see struggling families and businesses, and do not charge a set fee for their service. She handed out a packet of information about this second annual Family Jamboree event, which is an outreach to the community. They rented the fairgrounds, and had over 10,000 people show up last year. No parking or admission fee is charged, and the only cost is optional for food from the vendors.

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.

They decided to come to each municipality and explain what the Jamboree is all about so if there were any questions, they would be informed and able to answer. They lost money last year, it is not a fundraiser. This year's event is on October 8 (Saturday), from 11 a.m. - 8 p.m. Only Indian River County businesses, civic organizations, city groups, non profits are invited, and most bring fun with them. This year the Busch wildlife animals, LaPorte Farms, an over-55 dance contest, music all day with several local bands, a battle of the middle school bands are on the agenda.

Although the Town's Public Safety Department was invited to have equipment there that would showcase the Town and let the families see them in a non-crises situation, Chief Schauman declined due to financial reasons as overtime costs are involved.

There is a Victim's Awareness booth, voter registration, the Heritage Center, the Recreation Department, and other businesses will be there. There is no cost for a booth, just a donation for a 20 x 20 space. One corporate sponsor gave \$4,000. There will be an area set aside for many types of vehicles called Digs and Rigs Zone. The Mayor said he wouldn't mind seeing us have a booth of some kind, and asked the Town Manager and Town Clerk to see if they could come up with something.

Councilman Haverland said that it could open the door for a thousand 501c's to come and ask for money. This is not a fundraiser, Linda said. Since they have no budget for advertising, the Town offered to place a flyer on the bulletin board and put it on the website.

4. **Planning, Zoning and Variance (PZV) Board Report** (Bill Beardslee, Chairman)
Jack Mitchell, Vice Chairman of the PZV Board, reported that there was no meeting this month.

5. **Town Attorney**

- a. Final Reading of Ordinance 505, Town Boards Term Limits and Attendance

Mr. Clem said this has to do with the boards and committees of the Town, and explained the details before reading Ordinance 505 in title as follows:

AN ORDINANCE OF THE TOWN OF INDIAN RIVER SHORES, FLORIDA SETTING TERM LIMITS AND ATTENDANCE STANDARDS FOR CERTAIN BOARDS; AMENDING SECTION 30.33 RELATING TO THE PLANNING, ZONING AND VARIANCE BOARD; AMENDING SECTION 30.81 RELATING TO THE CODE ENFORCEMENT BOARD; AMENDING THAT PORTION OF THE TOWN OF INDIAN RIVER SHORES PUBLIC SAFETY OFFICERS AND FIREFIGHTERS' DEFINED BENEFIT PLAN RELATING TO COUNCIL APPOINTEES TO THE BOARD OF TRUSTEES; AND PROVIDING AN EFFECTIVE DATE.

A motion by Councilman Haverland to **approve the final reading of Ordinance 505 setting term limits and attendance expectations for Town Boards and Committees as presented**, which was seconded by Councilmember Atchison. The **motion passed unanimously 5-0** with Councilmember Atchison asking the Town Clerk to make sure that there was a rotation set up for the committees so that the entire membership would not be changed at once.

- b. First Reading of Ordinance 506, Special Revenue Funds

Mr. Clem said this Ordinance is required by the State to be passed before the end of this Fiscal Year. It is a practice that we are currently following, but it has not been documented in our Code. If it meets with Council approval, he continued, this would constitute the first reading, then it would be published at least ten days before final passage. In order to accommodate the publishing requirements by the newspapers, a Special Call meeting would need to be held after the 26th of September. He then read Ordinance 505 in title as follows:

AN ORDINANCE ESTABLISHING SPECIAL REVENUE FUNDS FOR ROAD AND BRIDGE FUND; BUILDING PERMIT SURCHARGE FUND;

BIKE PATH AND PEDESTRIAN WAY FUND; AND PLANNING, ZONING, AND BUILDING FUND; PROVIDING THAT SAID FUNDS ARE NOT A PART OF THE GENERAL FUND OF THE TOWN; PROVIDING FOR USE OF THESE SPECIAL FUNDS; PROVIDING FOR FUND ACCOUNTING; PROVIDING FOR CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

A **motion to approve the first reading of Ordinance 506** was made by Councilman Haverland and seconded by Councilmember Atchison, which **passed 5-0**. Discussion ensued regarding the Special Called Meeting date for the second reading, which concluded with a **motion** by Councilman Ochsner and second by Councilman **Haverland to hold a Special Called meeting at 9 a.m. on Thursday, September 29, passing 5-0**. Councilman Ochsner, the Mayor and Vice Mayor Weick all plan to attend. Councilmember Atchison asked if she could attend by telephone on the 22nd, and Mr. Clem said that would be fine.

6. Town Manager

- a. Family Jamboree Presentation by CrossLife International (Linda Carlson)
(This item was heard prior to this portion of the agenda at the Mayor's bidding, item 3)
- b. Code Enforcement Board Applicants Roy Sowley, Art Culver and John Brady
Mr. Jefferson said that there are three openings for the Code Enforcement Board and three applicants, Mr. Sowley, Mr. Culver and Mr. Brady. A **motion** was made by Vice Mayor Weick, supported by Councilmember Atchison, **to place Roy Sowley, Art Culver and John Brady on the Code Enforcement Board**, which passed 5-0.
- c. Finance Committee Applicant John Porta
There is one opening and one applicant, Mr. Porta for the Finance Committee, Mr. Jefferson continued. A **motion to approve the appointment of John Porta to the Finance Committee**, was made by Vice Mayor Weick, seconded by Councilman Ochsner, **which passed unanimously 5-0**. This completes vacancies on the Town Committees and Boards.

7. Call to Council

- a. Council Items
 - 1) Long Range Financial Planning (Councilman Haverland)
Councilman Haverland said that he had listened to a meeting when County Manager Joe Baird was talking about what they were doing in regards to financial planning, mentioning an expected decrease in assessed values, and his thoughts about what the revenues, expenses, and the implications on taxes would be based on that anticipated decrease. Councilman Haverland continued that we should be looking forward on our own projections to see where we are going, what our assumptions are, and how we can plan for the capital items. His concern was that we need to be aware of the impact on Town financials and that we are prepared to tell the constituents that there may be a gradual tax increase. We need to look forward a couple of years, maybe by the year-end, to gain a better sense of direction with the Town's financial picture.
Vice Mayor Weick said that the capital expenses like a fire truck wouldn't come out of the ad valorem tax, but inflation and salaries would, and we only have about 200 building lots available. They discussed this and real estate values briefly with no resulting action.

a. Committee Reports

Beach & Shores. Councilman Ochsner said that this meeting was cancelled.

