

**Board of Aldermen Virtual Meeting
April 28th, 2020**

(Note: This meeting was held using GoToMeeting online conferencing software due to COVID 19 social distancing guidelines developed by the State of Florida.)

1) ROLL CALL

Attending: Mayor Thiess, Vice-Mayor Grimes, Ingrid Van Hekken, Dale Reed, John Langel, Tim Ritter
Also attending: Attorney Richard Neill, Jr., Marshal Scott Dennis, Building Official Carl Peterson,
Magistrate Patricia Diaz

2) APPROVAL OF RULES/PROCEDURES FOR VIRTUAL MEETING

Mayor Thiess went over some basic rules for the virtual meeting. He asked that everyone wait until prompted for comments on each item. If any resident had a non-Agenda subject to bring up, it should be done during the PUBLIC COMMENT time. The Mayor also advised that no content would be posted on screen since it could be found on the website. Hard copies of documents may be requested from Mr. Neill's office. It was noted that Village residents were given connection information for the meeting via the Village website and other notices to allow public participation during the meeting.

MOTION: A motion was made to approve these rules and procedures for the virtual GoToMeeting format as the Mayor stated

By: Ingrid Van Hekken

2nd: John Langel

Roll call vote unanimously approved

4) TREASURY REPORT - FEBRUARY (out of order)

Clerk Donna Dennis reported the following:

Operations Account-----	\$ 24,163.09
Money Market Account----	\$233,771.29
Ad Valorem Account-----	\$225,511.94
Parks Account-----	\$ 72,542.72
2nd Half Cent Tax-----	\$ 21,914.11
<u>Total-----</u>	<u>\$577,903.15</u>
School Account-----	\$ 3,995.18

MOTION: A motion was made to approve the Treasury Report and payment of the bills for February

By: Jim Grimes

2nd: Ingrid Van Hekken

Roll call vote unanimously approved

MARCH TREASURY REPORT

Operations Account-----	\$ 9771.44
Money Market Account----	\$233,775.44
Ad Valorem Account-----	\$219,397.15
Parks Account-----	\$ 72,542.72
2nd Half Cent Tax-----	\$ 27,097.79
<u>Total-----</u>	<u>\$ 562,584.54</u>
School Account-----	\$ 4,101.18

Donna Dennis advised the Board that she re-sent to them the budget report due to an Excel column table formula that didn't carry over on the Expenses totals.

MOTION: A motion was made to approve the Treasury Report and payment of the bills for March.

By: Jim Grimes

2nd: Ingrid Van Hekken

Roll call vote unanimously approved

3) MINUTES (out of order)

MOTION: A motion was made to approve the minutes of the February 18, 2020 Board of Aldermen meeting

By: Ingrid Van Hekken

2nd: John Langel

Roll call vote unanimously approved

5) MARSHAL'S REPORT - FEBRUARY

Marshal Scott Dennis reported that to date there were 24 incidents resolved in regard to code enforcement. He said a violation was issued on the property at 3429-3463 Old Dixie Hwy and that Mr. Sarasola of Sarasola Marine Generator - 3130 N US1, has destroyed 4 boats from his yard and continues to address the issues there.

The Marshal said the work awarded to Manny's Tree Service to remove and grind the stump of an Australian pine tree on NIRD was approved, completed, and request for payment made. (This is the tree that had a large limb fall near a resident walking on the Drive).

The Marshal said no significant time was spent on Code Enforcement this month so no funds were due for that.

MOTION: A motion was made to approve the Marshal's Report for February 2020.

By: Ingrid Van Hekken

2nd: Tim Ritter

Roll call vote unanimously approved

MARSHAL'S REPORT - MARCH

Marshal Scott Dennis reports that there was a complaint of people camping in both a trailer and a tent at 3417 Old Dixie Highway. The trailer and tent have since been removed, resulting in no violation.

The Marshal reports 26 incidents to date have been resolved. He also stated that the new road signs have been ordered through Universal Signs.

The following Code Enforcement hours were documented:

3429 ODH - 2 hours

4101 ODH - 1 hour

Demming Road / Capron Ditch - 2 hours

Total Code Enforcement Hours for March = 5

MOTION - A motion was made to approve the March 2020 Marshal's Report including the 5 hours of Code Enforcement

By: Ingrid Van Hekken

2nd: Tim Ritter

Roll call vote unanimously approved

6) BUILDING OFFICIAL'S REPORT - JAN 2020*

*Due to Mr. Peterson being out sick for the February 2020 meeting

MOTION - A motion was made to approve the January 2020 Building Official's Report, including payment to the Building Official

By: Ingrid Van Hekken

2nd: Dale Reed

Roll call vote unanimously approved

BUILDING OFFICIAL'S REPORT - FEB 2020

Carl Peterson said there were 8 hours spent at the FDEM Regional Floodplain Management Meeting in Vero Beach Feb 10th. Total is 8 Hours @\$25.00 = \$200.00

Ingrid Van Hekken asked why there was an inquiry on the Townsend-King property. Mr. Peterson said it was in regard to their homeowner's insurance.

MOTION: A motion was made to approve the Building Official's Report for February 2020 and payment to the Building Official, including the hours noted for the FDEM meeting in Vero Beach

By: Jim Grimes

2nd - John Langel

Roll call vote unanimously approved

BUILDING OFFICIAL'S REPORT - MAR 2020

Mr. Peterson said he has not been going into peoples' homes due to the virus. He does outside inspections only in person and whenever possible, virtual inspections of the inside of homes and/or buildings.

MOTION: A motion was made to approve the Building Official's report for March 2020 including payment to the Building Official

By: John Langel

2nd: Ingrid Van Hekken

Roll call vote unanimously approved

7) BUSINESS AGENDA

North Indian River Drive / St. Lucie Lane paving project

The Village received a proposal from Tommy Hawkins and Sons to do this work. The Mayor said there is a lot of grade control work to be done, especially in 3 of the lowest areas: area 1: north of Chamberlin on NIRD to the north end of the Pruitt's waterfront home, area 2: from the south of the Hoskins' to the Reed's, and area #3 which continues from the south end of area #2 down to Chris Langel's. The Mayor said this is the reason that survey and prep work for this part of the proposal is over \$6000 - noting that it is tedious and time-consuming. He said that the 2nd item, leveling, is calling for as much as 4.5 to 5 inches of asphalt going in on some areas. The low areas were established on a normal King Tide day. He said RJ with Hawkins is very sure he has calculated enough asphalt to cover and that this is paid by the ton. The Mayor said the final paving will cover the full length of North Indian River Drive from the Lynch's to the Charles', St. Lucie Lane, and Chamberlin Blvd. from the east end curb by the Monument to the east end of the median curb. The Mayor said if driveways are low addressing the driveway connections will be up to the Board to discuss another day. Mrs. Van Hekken asked what the possibility of cost overrun is. The Mayor said Hawkins was very much in line with the original estimate for the overlay and RJ is confident they have estimated high enough to cover the project. She asked if any other

roads are affected by the King Tide and will they be addressed. She said there is \$200k in Ad Valorem funds and she's concerned about using it all. Vice-Mayor Grimes asked about competitive bidding. Mrs. Van Hekken pointed out that in the Attorney's Report Mr. Neill sent out there was a letter confirming that the Village was within the parameters of not needing competitive bids. Attorney Richard Neill said the issue is rightfully brought up but that unless the project is over \$300,000 dollars there is no legal requirement for competitive bids. The Mayor said that for there to be biddable documents created for the job, it would cost an additional \$50,000+ and it could reasonably take up to another 6 months for the bidding process, which would be past the time of the King Tide. The Mayor said he would highly recommend prequalifying contractors if the Village were to go through the bidding process. Vice-Mayor Grimes said he will not vote in favor of the project without competitive bids. Mrs. Van Hekken asked what recourse the Village has if Hawkins doesn't do the job as specified. Mayor Thiess said he trusts Hawkins and that he himself will be on site during the job and that Steve Cooper has some construction services built into his contract for \$2000.00 - he would oversee some of the work as well. The Mayor said that *if* the Board would like to go the route of competitive bidding, the process would need to be done well before a project and not once a bid was already received. He said that Hawkins has previously done some paving and drainage projects and there have been no issues. Mr. Reed said it sounds to him that most of the Board is ok with the line items on the quote. He said that he feels like if Hawkins doesn't do the job right he will come back and make it right, which he has done in the past. The Mayor said on St. Lucie Lane another contractor some years ago did the paving and it came apart immediately. The Mayor said that job was supposed to be a one-inch overlay but that in some areas you would see 1/4" at best. The Mayor said this project will not deplete the Village's reserves to a level that would cause concern.

MOTION: A motion was made to approve the Tommy Hawkins and Sons quote for the paving of North Indian River Drive and St. Lucie Lane.

By: John Langel

2nd: Dale Reed

Roll call vote:

Voting yes - Ingrid Van Hekken, Dale Reed, John Langel and Tim Ritter

Voting no - Jim Grimes

Motion passed with a vote of 4 to 1

8) PUBLIC COMMENT - REGARDING OTHER MATTERS - No comments

9) ATTORNEY'S REPORT

Attorney Richard Neill, Jr. advised that for the virtual meetings, what needs to be addressed are matters that need to be done currently and with the matter of the road project there was a timing issue that created a need to be addressed. He said the Vacation Rental issue was not something that qualified as needing to proceed. Attorney Neill said the same went for the Alcohol Sales issue or Business Hours. (These 3 items were on the (canceled) March Agenda.

Mr. Neill said that the All Aboard Florida project was still in the planning process. He said the Village is counting on the County to continue to address safety issues. Mr. Neill also said that the County advised their new Safety consultant will be on Board with the County by the end of the week and will be doing a safety review on all the crossings. Mr. Neill asked that the County and the Safety consultant to look into the Quiet Zones for the Village. Mr. Neill said that the last time plans were reviewed the safety features were adequate to support Quiet Zones. Mr. Neill said he is staying in touch with Mark Satterlee and Don West to keep up to date with all goings on. Mayor Thiess said he would like Mr. Neill to look at the Village liability that goes with established Quiet Zones. Mr. Neill said he would be looking into this.

10) VICE-MAYOR'S REPORT

Vice-Mayor Grimes said he would like to report the separation of the pavement on Chamberlin Blvd. The Mayor said that one is not as bad as the Drive but that he asked Hawkins to consider how they do the overlay on the East end of Chamberlin in the current project - for when it comes time to do the overlay on the rest of Chamberlin - so that pavements will match up well. Vice-Mayor Grimes said there is still a lot of sand on the Drive just north of Chamberlin. The Mayor said that should go away during the paving project since the contractors sweep the roads prior to the asphalt going down.

**The Building Official said he forgot to mention getting the Board's opinions on cargo containers as sheds in the Village. The general opinion was that they should be enhanced to not have the typical cargo container red color - that maybe the Village will maybe require painting and landscaping around them.

11) MAYOR'S REPORT

Mayor Thiess said he once had a call from a man that wanted to build a home out of several cargo containers. He said he felt cargo containers should be site-approved and architecturally conforming. The Mayor said the Village wants to do a face-to-face meeting with Stan Payne in regard to the flight school air traffic over the Village. He said it would only take an hour or two to fill a page he sent out showing the air traffic (and using the Flight Radar 24 app) to give a good picture of what is going on. He asked that others do the same.

Mayor Thiess said the two Demming Road culverts were removed and placed at the Ft. Capron ditch. The Mayor said he met with the County and that they provided a map of the National Wetlands Inventory in that area. He said he would like to get a determination of high and low levels in the wetlands areas, which should not be very expensive to get. He said if it ends up being expensive, then he felt the Board would not be going down that road.

The Mayor said the Board would need to vote on the Grimes' A/C maintenance contracts for both the School and the Town Hall. These were delayed due to no meeting in February.

MOTION: A motion was made to approve the Grimes' A/C maintenance contracts for the School and Town Hall

By: Dale Reed

2nd: John Langel

Roll call voting yes: Ingrid Van Hekken, Dale Reed, John Langel, Tim Ritter

Jim Grimes abstained

Motion passed with 4 votes

The Mayor said most of the underground boring work has been done on the south end of NIRD for the underground utilities project.

Mayor Thiess said that he received a letter from a DEP Consulting firm wanting to involve the Village in a lagoon Basin Management study. The Mayor asked if it would help the Village if it changed all septic tanks over to sewer. He was advised that yes that would put the Village over the top in a positive way, and that there may be some help for that as far as funds. The Mayor said that he felt that in order for this to happen, the Village would need a 75% contribution by way of outside funds for the residents to approve the change.

The Mayor said the next virtual meeting would be scheduled as usual - the third Tuesday of the month (May 19th).

No further business, meeting adjourned.