



TOWN OF HIGHLAND BEACH TOWN COMMISSION MEETING MINUTES

**LIBRARY COMMUNITY ROOM,
3618 S. OCEAN BLVD.
HIGHLAND BEACH, FL**

**Date: August 01, 2023
Time: 1:30 PM**

1. CALL TO ORDER

Mayor Moore called the meeting to order at 1:30 P.M.

2. ROLL CALL

Commissioner Judith Goldberg
Commissioner Donald Peters
Commissioner Evalyn David
Vice Mayor David Stern
Mayor Natasha Moore
Town Manager Marshall Labadie
Town Attorney Glen Torcivia
Town Clerk Lanelda Gaskins

3. PLEDGE OF ALLEGIANCE

The Town Commission led the Pledge of Allegiance to the United States of America.

4. APPROVAL OF THE AGENDA

MOTION: David/Stern - Moved to approve the agenda as presented, which passed unanimously 5 to 0.

5. PRESENTATIONS / PROCLAMATIONS

A. Resolution No. 2023-015

A Resolution of the Town Commission of the Town of Highland Beach, Florida, ratifying the selection, appointments, and term of office of members of the Natural Resources Preservation Advisory Board; and providing for an effective date.

Mayor Moore read the title of Resolution No. 2023-015. She introduced applicant Kenneth Shriberg.

Mr. Shriberg, applicant, provided a brief introduction of himself including his involvement with his condominium association, his educational and professional experiences, and his interest in sea turtles.

Mr. Allen Blumberg, applicant, provided background information about his experiences, PhD in Ocean Physics, and his interest in beach erosion.

The Town Commission interviewed applicants Kenneth Shriberg and Alan Blumberg followed by a motion.

MOTION: David/Goldberg - Moved to approve Resolution No. 2023-15, which passed unanimously 5 to 0.

6. PUBLIC COMMENTS

There were no public comments.

7. ANNOUNCEMENTS

Mayor Moore read the announcements as follows:

Board Vacancies

Board of Adjustment and Appeals

Two (2) vacancies, all for three-year terms and

One (1) vacancy for an unexpired term ending September 21, 2024

Meetings and Events

August 08, 2023 1:00 P.M.

Code Enforcement Board Regular Meeting

August 10, 2023 9:30 A.M.

Planning Board Regular Meeting

August 15, 2023 1:30 PM

Town Commission Meeting

Board Action Report

Financial Advisory Board Workshop Meeting of July 27 - Board Member Richard Greenwald

Board Member Richard Greenwald provided an update on the July 27, 2023, Financial Advisory Board Meeting. He spoke about the presentations and indicated that they were well-polished and well-received. Eric Marmer presented a revised Purchasing Policy at the meeting and there were no major concerns from the members.

8. ORDINANCES

A. Fire Code Proposed Ordinance

An ordinance of the Town of Highland Beach, Florida, adopting the current edition of the Florida Fire Prevention Code and providing for local amendments; providing for the repeal of all ordinances in conflict; providing for severability and codification; and providing for an effective date.

Mayor Moore read the title of the Fire Code Proposed Ordinance. This was the first reading of the proposed ordinance.

Fire Chief Welhalf and the Town Commission discussed the liability insurance related to Sec. 9.31 - Fireworks, pyrotechnic special effects, flame effects, Sec. 9-32. Public Safety Radio Communication System of the Fire Code Proposed Ordinance, and standards on lightning protection.

MOTION: David/Stern - Moved to approve the Fire Code Proposed Ordinance as presented. Upon roll call: Commissioner David (Yes); Vice Mayor Stern (Yes); Commissioner Goldberg (Yes); Commissioner Peters (Yes); and Mayor Moore (Yes). The motion passed 5 to 0.

9. CONSENT AGENDA (These are items that the Commission typically does not need to discuss individually, and which are voted on as a group.)

A. July 18, 2023 Town Commission Meeting Minutes

B. Approve and authorize Town Staff to purchase the 3M™ Scott™ Air-Pak X3 Pro Self-Contained Breathing Device (SCBA) from Fisher Scientific in an amount of \$219,454.56 for Fire Station #116 in accordance with Lake County Contract, 22-730C.

MOTION: David/Peters - Moved to approve the Consent Agenda as presented, which passed unanimously 5 to 0.

10. UNFINISHED BUSINESS

A. Fire Rescue Implementation Update

Mayor Moore read the title of Item 10.A.

Fire Chief Glenn Joseph provided an update on the following:

The construction slab has been moved to August 2, the ADA ramp will be installed on Thursday in Town Hall, cylinder block and steel will be delivered.

Recruiting process: 11 candidates have been sent letters for Captain interviews, 34 applicants have applied for firefighter paramedic, and 11 have applied for firefighter drivers.

There have been three direct buy purchases to date to lower construction costs.

The project is on time and there is a new permanent onsite superintendent.

B. Florida Department of Transportation (FDOT) RRR Project Update

Mayor Moore read the title of Item 10.B.

Town Manager Labadie mentioned that FDOT is working out details on utility work with the Public Works Department. There is not a date set for the public construction meeting yet.

1. Approve and authorize the Mayor to execute an agreement with the State of Florida Department of Transportation (FDOT) in the amount of \$126,140.00 for the paving and expansion of State Road A1A.

Mayor Moore read the title Item 10.B.1.

Pat Roman, Public Works Director, presented this item.

MOTION: David/Stern - Moved to approve and authorize the Mayor to execute an agreement with the State of Florida Department of Transportation (FDOT) in the amount of \$126,140.00 for the paving and expansion of State Road A1A.

C. Fiscal Year 2023-2023 Proposed Budget Recap Update

Mayor Moore read the title of Item 10.C.

Town Manager Labadie mentioned that the employee health insurance will be changed to Florida Blue Cross Blue Shield and there will be no additional costs.

Finance Director David DiLena gave a brief update on the proposed budget and will provide further information at a future meeting.

There was discussion about the millage rate in regard to saving for future projects.

11. NEW BUSINESS

A. Consideration of a request for a Town of Highland Beach Right-of-Way (ROW) permit for the property located at 3805 South Ocean Boulevard

Mayor Moore read the title of Item 11.A. followed by Town Planner Allen who presented the item.

Mayor Moore opened the item for public comments.

There were no public comments.

MOTION: David/Goldberg - Moved to approve the Right-of-Way permit for the property located at 3805 South Ocean Boulevard, which passed unanimously 5 to 0.

B. Resolution No. 2023-016

A Resolution of the Town Commission of the Town of Highland Beach, Florida, authorizing the Mayor to execute Amendment Number Six (6) to the State of Florida Department of Transportation (FDOT) District Four (4) Landscape Inclusive Memorandum of Agreement on behalf of the Town of Highland Beach, Florida and providing for an effective date.

Mayor Moore read the title of Resolution No. 2023-016, followed by Town Planner Allen who presented the item.

MOTION: David/Goldberg - Moved to approve Resolution No. 2023-016 as presented, which passed unanimously 5 to 0.

C. Resolution No. 2023-017

A Resolution of the Town Commission of the Town of Highland Beach, Florida, approving a Declaration of Unity of Title submitted by Gunther K. Buerman and Margaretha Buerman for the properties located at 4015 South Ocean Boulevard and 4019 South Ocean Boulevard; and providing for an effective date.

Mayor Moore read the title of Resolution No. 2023-017, followed by Town Planner Allen who presenting the item.

Mayor Moore opened the item for public comment.

Kristy Armada, the property attorney from Olive Judd Attorneys, provided comments on this item in regard to building a single-family home.

MOTION: David/Goldberg - Moved to approve Resolution No. 2023-017 as presented. Upon roll call: Commissioner David (Yes);

Commissioner Goldberg (Yes); Commissioner Peters (Yes); Vice Mayor Stern (Yes); and Mayor Moore (Yes). The motion passed 5 to 0.

D. Clarification on Section 106.113, Florida Statutes, regarding educational campaign for upcoming referendum questions.

Town Attorney Glen Torcivia presented this item and explained the legal opinion outlining what actions the Town may take to engage the community on upcoming projects that may require referendums.

There was discussion between the Town Commission and Town Attorney Torcivia about what is permissible in regard to referendum questions.

E. Consideration of Proposed Amendment No.5 to Tower Siting Lease Agreement between the Town of Highland Beach and Sprint/T-Mobile

Mayor Moore read the title of Item 11.D., followed by Assistant Town Manager Terisha Cuebas who presented this item. She briefly reviewed the proposal and asked the Board for guidance.

There was extensive discussion about the proposal in regard to costs, length of the agreement, cancelation terms, and similar agreements in surrounding areas. Town Manager Labadie and Town Attorney Torcivia will reevaluate the contract. Attorney Torcivia suggested a five-year period. The agreement will be presented to the Town Commission at a future meeting.

12. TOWN COMMISSION COMMENTS

Commissioner Judith M. Goldberg thanked everyone for appearing at the meeting today and commented on the Florida League of Cities Meeting that was on July 26, 2023.

Commissioner Donald Peters thanked the new Natural Resources Board Members and Richard Greenwald for his FAB update.

Commissioner Evalyn David had no comments.

Vice Mayor David Stern congratulated the new members and inquired about the stop sign near Delray Sands Hotel.

Town Manager Labadie said he would look into it.

Mayor Natasha Moore had no comments.

13. TOWN ATTORNEY'S REPORT

Town Attorney Torcivia acknowledged Lanelda Gaskins, Town Clerk, for her hard work in putting together and presenting the election workshop.

14. TOWN MANAGER'S REPORT

Town Manager Labadie had no comments.

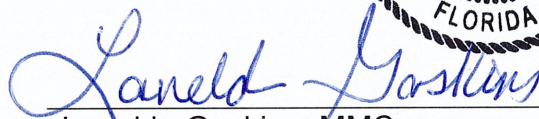
15. ADJOURNMENT

The meeting was adjourned at 4:09 P.M.

APPROVED: August 15, 2023, Town Commission Meeting.

ATTEST:




Lanelda Gaskins, MMC
Town Clerk


Natasha Moore, Mayor

Transcribed by
Jaclyn DeHart and Lanelda Gaskins

08/15/2023

Date

Disclaimer: Effective May 19, 2020, per Resolution No. 20-008, all meeting minutes are transcribed as a brief summary reflecting the events of this meeting. Verbatim audio/video recordings are permanent records and are available on the Town's Media Archives & Minutes webpage: <https://highlandbeach-fl.municodemeetings.com/>.