



**TOWN COUNCIL OF BRINY BREEZES  
REGULAR MEETING AT TOWN HALL  
4802 N. OCEAN BLVD., BRINY BREEZES, FL 33435**

**AUGUST 24, 2017 4:00 P.M.**

**MINUTES**

- I. Call to Order, Pledge of Allegiance, and Roll Call:** President Thaler called the meeting to order at 4:02 p.m. and led the Pledge of Allegiance. Deputy Town Clerk Jackie Ermola called the roll: Jack Lee, Sue Thaler, Robert Jurovaty, Christina Adams, Chick Behringer, James McCormick and John Skrandel were present.
- II. Additions, Withdrawals, Deferrals, and Arrangement of Agenda Items:** None
- III. Ex-Parte Communications:** None
- IV. Minutes for Approval: Motion** made and seconded (Adams/Behringer) to approve minutes of Regular Town Council Meeting July 20, 2017. After a call for public comment, motion passed unanimously.
- V. Announcements:**
  - a. The next Regular Meetings of Town Council will be held at 4:00 p.m. September 28, and October 26, 2017 at Briny Breezes Town Hall. The November meeting would fall on Thanksgiving, so an alternate date was discussed and November 30, 2017 was decided upon. MOTION made by Behringer/Jurovaty for November 30, 2017 Town Council Meeting. After a call for public comment, motion passed unanimously.
- VI. Correspondence:** (1) A letter from Resident Barbara Molina regarding green sheet requirements. Anyone with comments should respond back to Barbara as she requested. (2) National Task Force for Therapy Equality letter to the Town. No action regarding this letter. (3) A letter from PFC Bruce W. Carter and the Young Marines, Red Ribbon week. They are looking for a Town Proclamation. Council Members are to respond to Jackie Ermola with interest in Red Ribbon week.
- VII. Reports:**
  - a. **Public Safety Services:** Captain Yannuzzi gave the July report. There were no major incidents and no parking citations. Resident Victoria Penaldea said the Police seem confused of what to do regarding the parking violations. Victoria did not know if it was the Boynton Police or the Parking Patrol. Captain Yannuzzi to follow up with the Police.
  - b. **Briny Breezes, Inc.:** (1) Theresa reported that the Library will be closed on Saturday, August 26 for roof repairs. (2) There will be a discussion about the budget at the Briny Breezes Corporate Board Meeting on September 7. Theresa asked that The Council present why, what and justification prior if possible regarding any budget questions. (3) Qualman started the work at the Marina on the Sea Wall. (4) Briny Breezes will be celebrating its 60<sup>th</sup> Anniversary and there will be information in the Briny Bugle regarding the upcoming celebratory events.

**TOWN COUNCIL OF BRINY BREEZES  
REGULAR MEETING AT TOWN HALL  
MINUTES, AUGUST 24, 2017(cont'd)**

---

- c. **Mayor:** Talked about the recent League of Cities Meeting. He discussed the Amazing Town Community Government program. Mayor Lee also thanked Nason/Yeager for attending the Town Meeting and there will be a discussion later in the meeting regarding their proposal for legal services.
- d. **President:** President Thaler reported there is still a need for volunteers to get training on the Incident Command System. Mayor Lee said he take care of it. Sue asked Mayor Lee if there were any updates on the LMS Committee as the October date is getting closer. What is the status of the grant application submission, which opens September 15? Mayor Lee had no update. He mentioned the system that is used is not operable at this. A special meeting may need to be held regarding LMS. Mayor Lee to follow up at the next Town Council Meeting. Terry Miller from Florida Highway Safety and Motor Vehicles was in Briny Breezes on Thursday, August 17 to discuss the tie down and anchoring program. Each year this program for Mobile homes is reviewed and Mobile Home Communities can apply to get free tie downs and anchoring on trailers. There is some criteria. We applied a few years ago and were denied due to trailers being too close together. This program is being reviewed again and we will apply again next year. There is a minimum as well for participation. Modular homes do not fall under this category. Ethics training is coming up on October 18<sup>th</sup>; this is for the County and State. More information to follow. There is a seminar coming up for ADA compliance as well. We will forward the information as it comes in. Jackie is on vacation September 7 to September 15 and Sue asked about closing Town Hall on Fridays while Jackie is gone. Mayor Lee and Christina Adams volunteered to cover Town Hall on Friday so there is no need for closing.
- e. **Aldermen:** (1) Bob Jurovaty discussed the Challenging from the Board of Directors regarding the fiduciary duties of the Town. (2) Jim McCormick inquired; what if anything can be done if the Board does not act regarding to repairs in the Community and also enforcing Community rules. Attorney Skrandel said you could act, but if it was legally there would be costs associated with that action. (3) Regarding the Town Manager position, Bob Jurovaty visited Towns in Palm Beach that are the size of Briny Breezes and some smaller; to obtain info regarding City and Town function, with and without a Town Manager. Most Towns do have Town Managers, and there are a few that are Part Time. Attorneys attend all Town Meetings. Building and code violation in place and all have a Magistrate on call for any code violation issues. In addition, Bob did get the names of their Town Attorneys to contact in the bid process for Town Attorney. Discussion followed by Mayor Lee asking about voting power for himself to be able to vote regarding a Town Manager. Attorney Skrandel explained that he does not have voting power. Roger Bennett stood up and stated he was Mayor for 7 years and never voted. Town Manager position will be an Independent Contractor role. Contractors do not get benefits. Who the Town Manager will answer to; pay, benefits if any, will be all laid out in an Ordinance.

**TOWN COUNCIL OF BRINY BREEZES  
REGULAR MEETING AT TOWN HALL  
MINUTES, AUGUST 24, 2017(cont'd)**

---

There have been 4 individuals to date interested in the position. It was stated that the interested parties be contacted and ask for informal proposals and qualifications.

Kris Weir commented that Briny isn't like every other Community and Council does a good job, but we must be careful how big we grow Government here.

There was discussion of the Corporation doing some of the work. It was asked, if it was possible for volunteers to do some of the work? President Thaler mentioned that we have asked for volunteers many times and no one steps up.

Beth Foland stated the Town represents the people of the community and to protect them and property. She feels the position should be voted on when more residents are back.

President Thaler mentioned that the Town must function all year long, not just in the winter months.

James Arena asked if the position was budgeted. The answer is yes. He asked about the budget and it was explained that the Corporation has a budget and the Town has a budget. They are separate.

Edith Beam talked about the amenities in Briny and the buildings and feels everyone should pay the same and mentioned some other issues she has. It was communicated that the issues she has are Corporate related.

Victoria Penaldea says the culture of Briny Breezes has changed and we must grow and agrees that a Town Manager is needed. She said it is the full-time residents who are here that understand. She also said Town Hall needs a remodel, and that should be included in budgeting in the near future.

Kathy Gross mentioned that all the people, snow birds and full-time residents should decide this matter.

President Thaler said we are not rushing this, it is time sensitive and it needs to be done.

MOTION was made and seconded by (Jurovaty/McCormick) to hire a Part Time Town Manager. After a call for public comment, motion passed unanimously.

President Thaler is currently working on a list of functions that she currently performs in this job.

- f. **Chairman, Planning & Zoning Board:** The Planning and Zoning Board will have a meeting in September. Jerry to ask other members and have a response by the end of the meeting on the date. MOTION was made and seconded by (Adams/Jurovaty) to set Planning and Zoning meeting date; September 21, 2017 at 4:00 p.m. After a call for public comment, motion passed unanimously.
- g. **Attorney:** Attorney Skrandel said he will comment during Agenda items.
- h. **Financial Report for July 2017:** Reported by Christina Adams and stands as read.

**VIII. Items for Council Discussion:**

- a. **Land Development Code with Green Sheet Changes:** Chris Weir handed out papers to Council. She reviewed the Green Sheet and went through the Town Code and highlighted the areas. The only one was the Tie down and Leveling permitting and the not modular homes are included in this. Also in Florida Building Code; Awnings can be removed and replaced, but impact doors and windows need permitting. Town Council will coordinate changes to the green sheet with existing code. Mayor Jack Lee

**TOWN COUNCIL OF BRINY BREEZES  
REGULAR MEETING AT TOWN HALL  
MINUTES, AUGUST 24, 2017(cont'd)**

---

volunteered to work on the Land Development Code and Green Sheet for Council review before it is sent to Attorney Skrandel.

- b. **Discussion of agreement with corporation to use corporate space for debris staging in the event of a hurricane.** Discussion regarding the debris staging areas. BB Inc. stated this was discussed there are no concerns about the staging of debris. On the subject of hurricane preparation, it was noted that BB Inc. Maintenance Dept. should make sure all drains are clear and the lift pumps are monitored.
- c. **Local Mitigation Strategy Project Submission and Recruitment of Volunteers to Assist with Proposal Writing.** Mayor Lee said he would be getting more information regarding the Submission. Mayor Lee to discuss at the next Town Council Meeting.
- d. **Discussion of Recruitment of Volunteers to take FEMA ICS Incident Command System online training and become certified.** Captain Yanuzzi gave some informative direction regarding this and suggested everyone on Council take at least the on-line training. Mayor Lee said he will handle this.

**IX. Other Items for Council Action:**

- a. **Consideration of Contract with Nason Yeager Law Firm- Mayor Lee** cannot authorize a contract or sign a contract without Council approval. Representatives from Nason Yeager Law Firm were at the meeting and answered questions from the public as well as Council Members. Roger Bennett asked if we spoke with Boynton Beach about their Legal Counsel. It would be considered a conflict since they hold our services contracts. After much discussion regarding Legal Service Contracts. It was decided by Council to send out an RFP to various law firms. MOTION by Jurovaty/McCormick to request proposals for legal services. After a call for public comment, motion passed unanimously. Invitations to propose will go out in the next few days
- b. **Second Reading of Ordinance No. 1-2017-Amending Chapter 10 of the Town of Briny Breezes Code of Ordinances to Update the Date of the Flood Insurance Study and Flood Insurance Rate Maps.** MOTION Adams/Jurovaty to approve on Second Reading Ordinance 1-2017. After a call for public comment, motion passed unanimously.
- c. **Accounts Payable-** None

**X. Public Comments: None. Others captured above.**

**TOWN COUNCIL OF BRINY BREEZES  
REGULAR MEETING AT TOWN HALL  
MINUTES, AUGUST 24, 2017(cont'd)**

---

**XI. Adjournment: Motion** made and seconded to adjourn at 6:35 p.m. (Jurovaty/Adams), passed unanimously.

\_\_\_\_\_  
Jack Lee, Mayor

\_\_\_\_\_  
Susan Thaler, President

TOWN SEAL

\_\_\_\_\_  
Christina Adams, Alderman

\_\_\_\_\_  
Allen Behringer, Alderman

\_\_\_\_\_  
Robert Jurovaty, Alderman

\_\_\_\_\_  
James McCormick, Alderman

ATTEST:

\_\_\_\_\_  
Robert Jurovaty, Town Clerk Pro Tem

For relevant testimony, discussion, or oral reports, etc. please refer to the audio CD available at the Town Hall.