

**MEETING MINUTES**  
**TOWN OF BEVERLY BEACH, FLORIDA**  
**REGULAR MONTHLY COMMISSION MEETING**  
**JUNE 5, 2017 – 6 P.M.**

The regular monthly Commission meeting for the Town of Beverly Beach was duly noticed and held on Monday, June 5, 2017, in the Town Hall Conference Room at 2735 N Oceanshore Boulevard. A quorum was present.

**ATTENDEEES:**

Stephen Emmett	Mayor
Larry Mathies	Commissioner
Sandra Siepietoski	Commissioner
Jeffrey Schuitema	Commissioner
Ernie Sund	Commissioner
Debra Wingo	Commissioner
Donna Francis	Town Clerk
Dennis Bayer	Town Attorney

**CALL TO ORDER** – The meeting was called to order at **6:00 p.m.** by **Mayor Emmett**, who then led the Pledge of Allegiance.

**APPROVAL OF MINUTES**

**Mayor Emmett** called for a motion to approve the Minutes of the regular Commission meeting held on May 1, 2017. Motion made by **Commissioner Schuitema**, **seconded by Commissioner Sund**. There was no further discussion.

***Motion Approved Unanimously 5-0 by Voice Vote***

**MAYOR’S REPORT AND ANNOUNCEMENTS**

- a. **County Administrator Craig Coffey** reported about the dune restoration update. Finding local sand that meets the FDEP standards is a problem. The County is actually looking at buying property to find approved sand. FEMA is also involved, as well as Flagler Beach. The timeframe is still not set due to all the agencies involved. It is now turtle nesting season, which adds another challenge. There are several private property owners who wish to have seawalls installed. The state allocated \$13.3 M to split with St. Johns to assist (Flagler County will likely receive about \$6M) and it must be matched by the County. FDOT is also providing a lot of funding to help with a six-plus mile stretch of A1A through Flagler Beach for dune repair and replenishment. It is nearly impossible to determine a set timeline for the work due to so many agencies being involved, permitting issues, and the turtle season issue. He hopes it is no more than a year to 18 months at most for full completion.
- b. **County Public Safety Emergency Manager Steve Garten** gave a Hurricane Matthew recap and discussed the availability of information for emergency preparation during the 2017 hurricane season that officially started June 1. Projections for the 2017 season are that we are going to have an active season with the probability of two to four storms being at least Category 3. Matthew was a Category 3 but we were “lucky” that it was 35 miles offshore or we could have sustained much more devastating consequences. September 10 is the peak of the average season. He explained the

difference between “watch” and “warning” with regard to hurricanes. *He also emphasized the need for residents with special needs to register with the County* in case special evacuation procedures are necessary. Those who qualify may call 386-313-4249 for information. *(Flagler County had more occupants in the special needs shelter than any other county in Florida during Hurricane Matthew.)* He said 35% of people avoid going to a shelter during an evacuation due to their pets. The County does have a shelter that will accept pets. He strongly encouraged everyone to review their flood and homeowner’s insurance policies to ensure proper coverage in the event of another storm that affects our area. He finished by reviewing the essentials for an emergency supply kit. **NOTE: The Town Hall has copies of an Emergency Preparedness Booklet for anyone who would like one.**

- c. **The Mayor** introduced the new Supervisor of the Flagler County COP’s, **Captain Jack Rigney**. Capt. Rigney explained that the COP volunteers are like a neighborhood watch “on steroids.” The COP volunteers are trained for many tasks to alleviate the workload on the Sheriff’s Deputies. They are looking for volunteers willing to give at least eight hours a week. Anyone interested may stop by the COP Office behind Town Hall or talk to the Town Clerk for his contact information.
- d. **Mayor Emmett** called on former Mayor and Commissioner Gerry Gersbach’s daughter Amanda to present a memorial plaque dedicated to Gerry. The plaque will be displayed in his honor for his years of service to the Town.

## **STAFF REPORTS**

### a. **Town Clerk**

- i. The Clerk presented the **April 2017 financial reports** for the month of April. The YTD report is pending. The most significant revenue item is the receipt of the County grant funding of \$32,000 for the reconstruction of walkovers #3 and #4. There were no significant items of concern for the month. The previous general operating account at BOA could not be closed out in April because of the waiting period for the State to transfer the automatic revenue sharing deposits to the new account at SunTrust. The Clerk closed the account at the beginning of May after those transfers were confirmed.
- ii. **Aquatic Systems** notified the Town that there will be a slight increase in the monthly retention pond water inspections and treatment. It will not impact the budget.
- iii. Payment was made for the annual **termite treatment bond** and the Clerk will call for the inspection.
- iv. **Code Violation Updates:**
  - See attached itemized list and status of code violations noted in Town.

### b. **Town Attorney – Dennis Bayer**

- i. Mr. Bayer reported on the Workshop addressing proposed Code revisions, held earlier in the day prior to the Commission Meeting. A few additional areas of concern will be reviewed by the Mayor, Clerk, and Commissioners, and discussed at the July 10 meeting. When the review concludes it will be necessary to draft an Ordinance to adopt the changes, advertise in the paper, and have first and second/final readings to adopt the updates. By consensus the Commission agreed to further review the items discussed at the Workshop and identify any additional concerns for clarification prior to drafting the Ordinance for reading. At this time no additional Workshop is scheduled until the Commissioners have finished reviewing the marked-up document distributed at the Workshop on June 5. After discussion at the July meeting the Commission will determine whether to conduct an additional Workshop.

## OLD BUSINESS

- a. **Removal of Brazilian Pepper Trees in Osprey Point** – **Commissioner Mathies** said that the problem areas had been trimmed and that Island Breezes “did a good job.” The work was paid separately from our monthly contract.
- b. **Final Report on Walkover #1 Conversion** – **Mayor Emmett** reported that the work is complete and that the walkover has been well used by the public since it opened.
- c. **FEMA Update** – **Commissioner Sund** said there was a meeting on May 9 with the newest FEMA representative. Additional information was provided at her request. The biggest challenge has been multiple changes in FEMA representatives assigned to the Town’s application. Another on-site meeting was scheduled that was with a different rep and several FEMA “coastal and environmental specialists” showed up. They requested copies of several additional documents including our deeds for the walkover properties, our Interlocal Agreements with the County, etc. (all of which had been provided to previous representatives but were nowhere to be found). Commissioners Sund and Schuitema continue to communicate with FEMA representatives and try to get our claim processed.
- d. **Nuisance Drone** – **The Town Clerk** reported citizen concerns to the Sheriff’s Department as well as filed a formal complaint with the FAA, which controls operation of drones. According to FAA regulations, the drones are not supposed to be flying after dark and several people have complained about invasion of privacy on their property, particularly over swimming pools.

## NEW BUSINESS

- a. **Parking Problems at Oceanside Condos on A1A** – **Commissioner Wingo** said there has been an ongoing problem on the west side of A1A in front of Oceanside Condos of cars parking right up to the edges of the driveway. It impedes the ability of residents to egress onto A1A. The problem has become much worse since the beach side of the highway can no longer accommodate parking due to the deterioration of the dunes. The issue is also more severe on weekends or during special events at Si Como No Inn. She asked about getting the FDOT to install No Parking signs or if safety cones could be placed near the driveway with signs restricting the area of parking to allow for better vision. The **HOA President** stated that about a year ago they campaigned to reduce the speed in the area as well as installation of anything that could be used to assist with better visual clearance. The Mayor responded that the town has worked regularly to lower the speed limit and get other traffic calming measures. The **Mayor of Flagler Beach** is in agreement and has made efforts to help. Unfortunately, FDOT is resistant to any changes. **Milissa Holland**, the newly elected Mayor of Palm Coast has offered her assistance since she has many contacts in Tallahassee. **The Town Clerk** encouraged the HOA President to have residents take pictures to help the Town’s efforts to pursue the FDOT to make changes. There was additional discussion about using safety cones with or without FDOT approval. **Mayor Emmett** said he would call FDOT to see if they can help in any way.

## COMMISSIONER COMMENTS

- **Mayor Emmett** reported that a resident has donated many plants suitable for planting on the dunes to help with stabilization of the sand. Former Mayor **Jim Ardell** and the Mayor are going to plant them soon and volunteers are welcome.
- **Commissioner Sund** thanked the Mayor for mentioning that turtle-nesting season has begun and that we have nests right outside our newly reconstructed walkway. They are fairly new because the tracks are still visible.

- **Commissioner Wingo** said Shelter Cove residents asked her if the Town would provide service to trim the Brazilian Pepper Trees in Shelter Cove as was done in Osprey Point. Because the roads and right-of-way in Osprey Point is owned and maintained by the Town, that is why the Town pays for the work to be done. Shelter Cove has its own HOA and maintains its own roads and landscaping in common areas, so it is responsible for that type of work. **The Mayor** suggested calling the state since they have a program for eradication of the invasive trees.

### **PUBLIC COMMENTS**

- **Jim Ardell of Surfside Estates** announced an upcoming beach cleanup. In the future they need to have equipment capable of removing some debris that still remains from the storm.
- **Jim Troiano of St. Johns River Water Management District** introduced himself as the new representative/liaison for the Town, replacing Geoff Sample. Mr. Sample still works for SJRWMD in another capacity.

### **ADJOURNMENT**

**There being no further comments or questions, the Mayor called for a Motion to adjourn; so moved by Commissioner Schuitema, seconded by Commissioner Mathies.**

***Motion Approved by a 5-0 Unanimous Voice Vote; Meeting adjourned at 6:59 p.m.***

Respectfully Submitted,

*Donna M. Francis*

**Donna Francis, Town Clerk**

