



**MINUTES
TOWN OF HILLSBORO BEACH
REGULAR COMMISSION MEETING**

TUESDAY

SEPTEMBER 1, 2020

9:00 A.M.

CALL TO ORDER, ROLL CALL, AND PLEDGE OF ALLEGIANCE

Mayor Deborah L. Tarrant called the meeting to order at 9:00 a.m. Roll was called with the Commission members and staff present via zoom video meeting as listed below.

Town Commission:

Mayor Deborah L. Tarrant

Commissioner Andrew R. Brown

Commissioner Barbara Baldassarre

Vice Mayor Irene Kirdahy

Commissioner Vicky Feaman

Town Staff:

Town Manager Mac Serda

DJ Doody, Town Attorney

Town Clerk Sherry D. Henderson, CMC

Town Manager Mac Serda shared the Governor's order allowing for online meeting and outlined the procedure to be followed. He explained the notice given and provided instruction on the Zoom video meeting system being utilized to host the meeting online. He further noted public comment was being accepted by email, as well as on the Zoom system.

APPROVAL OF AGENDA

Motion made by Vice Mayor Kirdahy, seconded by Commissioner Baldassarre, to approve the meeting agenda as amended. In a roll call vote, the **motion** passed unanimously. (5-0)

I. APPROVAL OF MINUTES

- A.** Minutes of the July 7, 2020 Board of Zoning & Appeals / Quasi-Judicial Public Hearing Minutes (Virtual)

Motion made by Commissioner Baldasarre, seconded by Commissioner Feaman, to approve the minutes from the July 7, 2020 Board of Zoning & Appeals Meeting (Virtual) as printed. In a roll call vote, the **motion** passed unanimously. (5-0)

B. Minutes of the July 7, 2020 Regular Commission Meeting (Virtual)

Mayor Tarrant and Commissioner Feaman made corrections to the minutes.

Motion made by Commissioner Feaman, seconded by Commissioner Baldasarre, to approve the minutes from the July 7, 2020 Regular Commission Meeting (Virtual) as amended. In a roll call vote, the **motion** passed unanimously. (5-0)

C. Minutes of the July 15, 2020 Special Commission Meeting (Virtual)

Motion made by Commissioner Baldasarre, seconded by Commissioner Feaman, to approve the minutes from the July 15, 2020 Special Commission Meeting (Virtual) as printed. In a roll call vote, the **motion** passed unanimously. (5-0)

D. Minutes of the July 28, 2020 Special Commission Meeting (Virtual)

Mayor Tarrant made corrections to the minutes.

Motion made by Commissioner Feaman, seconded by Vice Mayor Kirdahy, to approve the minutes from the July 28, 2020 Special Commission Meeting (Virtual) as amended. In a roll call vote, the **motion** passed unanimously. (5-0)

II. PRESENTATIONS

A. 2020 Census Update by Adeline (Lita) Andreano, Town Resident & US Census Enumerator

Adeline (Lita) Andreano provided a brief history and update on the 2020 Census, highlighting its importance. She noted the current deadline is September 30, and responses can be filed by telephone, mail, or in person.

Mr. Serda shared slides explaining the population which should be counted, and the notices of visits being left by Census workers.

Mayor Tarrant thanked Ms. Andreano for her work and noted final reminders to complete the Census were in the August newsletter and an email blast. She stated the Town needed to do the best they could do, and everyone's efforts are appreciated.

III. ORDINANCES

A. Ordinance No. 2020-05 Amendment to Town Code of Ordinance – Seawall Ordinance, Chapter 12 – Land Development, Div. 5 – Zoning, Article XIII, Section 12-268 Seawalls (Second Reading)

Mr. Doody read Ordinance 2020-05 by title only.

Vice Mayor Kirdahy shared comments from a conversation with a local contractor regarding measuring seawalls. She asked if all companies working on seawalls had the ability to calculate the NAVD.

Mr. Serda stated he would reach out to the seawall companies prevalent in Town to follow up. He noted a cap had been in place for years.

Steve Mitchell, Building Official with CG&A, clarified that builders had to submit a survey including the seawall measurements when applying for permits.

Mr. Doody requested an amendment to the Ordinance as presented to include language as follows: "This shall be defined to include any and all new construction of single family residences and multi-family buildings which shall be required to comply with section 12-268 as set forth herein and as amended from time to time."

Mayor Tarrant agreed previous discussion had led the Commission to believe the issue should apply to new construction across the board.

Mayor Tarrant opened public comment on the matter.

Ms. Henderson read an email comment received ahead of time into the record.

John Carlson wrote that the Town's documentation did not show evidence a seawall would protect properties from a King Tide effect, as the water table rises and falls. He stated raising the land would correct the issue. He asserted flood barriers ought to be struck because seawalls are known to leak and are erosion control structures, not tidal barriers. He commented on the inclusion of riprap and asked that the Army Corps of Engineers Manual be utilized for definitions and asked that paragraph seven (7) be stricken.

The Commissioners and Mr. Doody discussed Mr. Carlson's comments.

Mr. Serda asserted the Ordinance was meant to harmonize with what has been passed by Broward County. He stated he believed all interests were addressed.

Mr. Mitchell stated the Army Corps of Engineers does plan review of every build on the Intercoastal and would integrate the manual discussed in the comments.

Dr. Jackie Brower, Moffat & Nichols, commented briefly regarding Mr. Carlson's comments, noting riprap is specifically not permissible under the County's Ordinance and explaining the referenced manual was utilized by both the Town and County engineers. She stated the variances in paragraph seven (7) were included to ensure the Town was open to innovative ideas.

Mayor Tarrant closed the public hearing.

Motion made by Vice Mayor Kirdahy, seconded by Commissioner Baldassarre, to amend the language in Article 3A of Page 4 as recommended by Mr. Doody to include all new construction. In a roll call vote, the **motion** passed unanimously. (5-0)

Motion made by Vice Mayor Kirdahy, seconded by Commissioner Baldassarre, to adopt the second reading of Ordinance 2020-05 as amended. In a roll call vote, the **motion** passed unanimously. (5-0)

B. Ordinance No. 2020-06 Amendment to Town Code of Ordinance – Seawall Ordinance – “Buildings and Building Regulations” Chapter 4, Amending Section 4-67, Permit Fee Schedule (First Reading)

Mr. Doody read Ordinance 2020-06 by title only.

Mr. Serda explained the Town had long utilized the County's permit fee schedule, as they previously utilized the County's building services. He outlined the changes to the fee schedule, which were meant to streamline the process and eliminate County charges which don't apply in the Town.

Mr. Mitchell stated the Ordinance would give permission to adopt the fee schedule provided later in the agenda via Resolution. He explained the change would take complications out of the process.

Mayor Tarrant noted the new table was more streamline and less convoluted.

Mayor Tarrant opened public comment on the matter.

Town Clerk Henderson stated there were no email comments received.

Mayor Tarrant closed the public hearing.

Motion made by Commissioner Feaman, seconded by Commissioner Brown, to adopt the first reading of Ordinance 2020-06 as amended. In a roll call vote, the **motion** passed unanimously. (5-0)

IV. RESOLUTIONS & CONTRACTS

A. Resolution No. 2020-50 Consideration to Approve and Adopt the Town of Hillsboro Beach Schedule of Building Permit Fees.

Mr. Doody read Resolution 2020-50 by title only.

Mayor Tarrant asked for clarification regarding checks and balances on construction projects, noting the construction contract is not automatically requested by the Building Department to verify charges.

Mr. Mitchell explained the building officials know general costs and don't request contracts unless necessary. He stated some contractors and residents do not want costs included in the public record.

In response to a question from Mayor Tarrant regarding consistency with other communities, Mr. Mitchell stated some municipalities insist on the inclusion of a contract, and others do not request it at all.

Mr. Mitchell stated the Greater Fort Lauderdale Alliance's building permit concierge program asks that contracts not be requested.

The Commissioners discussed whether construction contracts should automatically be included in the permitting process.

Motion made by Commissioner Baldasarre, seconded by Commissioner Brown, to adopt the Resolution 2020-50 as presented. In a roll call vote, the **motion** passed unanimously. (5-0)

B. Resolution No. 2020-51 Consideration to Authorize the Appropriate Town Officials to Execute a Professional Services Agreement to Paint Town Hall and Police Buildings in Response to RFP No. 2020-001.

Mayor Tarrant stated the first step in addressing Resolution 2020-51 was to discuss bids and select a contractor so the name could be inserted in the Resolution prior to approval. She clarified that the first bids received included replacing the shutters, and the second set of bids contemplated painting only.

Mr. Serda explained the scope of work, noting an amendment was sent out to obtain pricing without replacement.

Mayor Tarrant pointed out the cost of stucco repair was not included in the bids, as the breadth was unknown. She stated her assumption was that where there were major stucco repairs needed once work was started.

Continuing, Mayor Tarrant stated she wanted to make sure the shutters were removed and painted properly. She asserted the shutters should be pulled from the bid and addressed separately.

Mr. Serda responded that the Commission should hold off on approving a vendor so he could further research the methods to be used by each.

Commissioner Feaman stated the extra cost of stucco should also be addressed separately, as it may be best to have a specialist handle the issue.

Mr. Serda stated he would investigate the issues presented by the Commissioners as well as alternative options and bring the information back to the Commission.

Vice Mayor Kirdahy commented on the project but had audio issues.

Motion made by Commissioner Feaman, seconded by Commissioner Brown, to table Resolution 2020-51 pending Mr. Serda's research of additional information. In a roll call vote, the **motion** passed unanimously. (5-0)

C. Resolution No. 2020-52 Consideration to Approve and Authorize the Proper Town Officials to Execute Renewal Letter with Limousines of South Florida, Inc. for FY21 Community Shuttle Services.

Mr. Doody read Resolution 2020-52 by title only.

Mr. Serda stated the Resolution was the continuation of the contract for the shuttle service. He explained the cost was completely reimbursed by the County utilizing the one (1) cent transportation surtax. He noted the service was continuing with the hope a micro-transit program would be approved in the future.

Mayor Tarrant asked if there was discussion regarding adding a full schedule back to the shuttle, noting COVID-19 had resulted in less ridership.

Mr. Serda stated he did not have any updates on expansion or changes.

Commissioner Feaman agreed the contract should be renewed, as it did not cost the Town anything.

Motion made by Commissioner Feaman, seconded by Commissioner Brown, to adopt Resolution 2020-52 as presented. In a roll call vote, the **motion** passed unanimously. (5-0)

D. Resolution No. 2020-53 Consideration to Ratify Work Authorization No. 2 of the Professional Services Agreement with Moffat & Nichol dated October 1, 2019, Relative to Hillsboro Beach Nourishment Project, for Posts-Construction Physical Monitoring.

Mr. Doody read Resolution 2020-53 by title only.

Mr. Serda explained the waiver of bid before the Commission was regarding the post-storm and post-construction survey of the beach nourishment.

Mayor Tarrant clarified the line items regarding contractors.

Commissioner Feaman asked if there was any information available on the extent of the storm impacts. She noted erosion at 1172 Hillsboro Mile.

Mr. Serda stated the results of the survey were not yet complete.

Mr. Doody outlined the motions required to move forward.

Motion made by Commissioner Baldasarre, seconded by Commissioner Brown, to waive the procurement requirements. In a roll call vote, the **motion** passed unanimously. (5-0)

Motion made by Commissioner Feaman, seconded by Commissioner Brown, to adopt Resolution 2020-53. In a roll call vote, the **motion** passed unanimously. (5-0)

E. Resolution No. 2020-54 Consideration to Ratify Waiver of Bid for Turtle Monitoring During Hillsboro Beach Renourishment, Procurement Code Sec. 2-61.

Mr. Doody read Resolution 2020-54 by title only.

Mayor Tarrant explained there was only one (1) option of vendor for turtle monitoring.

Mr. Serda stated this item, as well as the post-storm monitoring previously discussed, was reimbursable by FEMA.

Motion made by Commissioner Feaman, seconded by Commissioner Brown, to adopt Resolution 2020-54. In a roll call vote, the **motion** passed unanimously. (5-0)

- F. Resolution No. 2020-55** Consideration to Approve and Authorize the Appropriate Town Officials to Execute Engagement Letter with Grau & Associates Certified Public Accountants for Required Auditing Services for FY20.

Mr. Doody read Resolution 2020-55 by title only.

Mr. Bloom responded to questions from the Commissioners regarding wording in the audit agreement.

Mayor Tarrant reminded Mr. Bloom that he had agreed to provide a summary of the audit findings once received.

Mr. Bloom stated he would provide a *PowerPoint* presentation to simplify the results.

Motion made by Commissioner Feaman, seconded by Commissioner Baldassarre, to adopt Resolution 2020-55 as presented. In a roll call vote, the **motion** passed unanimously. (5-0)

V. CONSENT AGENDA – INVOICES FOR APPROVAL

1. **Akerman:** Invoice #9526965 Services rendered through 12/31/2019 **\$13,070.72**
2. **Calvin, Giordano & Assoc, Inc (CG&A):** Invoice #78956 6/31/2020 **\$32,913.62**
3. **Goren, Cherof, Doody & Ezrol, P.A.:** Invoice # 32278 Services rendered from 06/01/2020 through 07/28/2020 **\$7,035.50** (General Matters)
4. **Goren, Cherof, Doody & Ezrol, P.A.:** Invoice # 32279 Services rendered from 07/01/2020 through 07/31/2020 **\$3,430.85** (Deerfield Beach)
5. **Goren, Cherof, Doody & Ezrol, P.A. :** Invoice # 32280 Services rendered from 07/06/2020 through 07/29/2020 **\$871.05** (Purchase from Winter Sun Investments)
6. **Goren, Cherof, Doody & Ezrol, P.A.:** Invoice # 32281 Services rendered from 06/29/2020 through 07/30/2020 **\$5,561.50** (adv. State of Florida (Bond Validation 2020))
7. **Goren, Cherof, Doody & Ezrol P.A. :** Invoice # 32282 Services rendered from 07/14/2020 through 07/31/2020 **\$1,012.50** (adv. David Pratt (Seagrape Revocable Trust) Appeal)
8. **Goren, Cherof, Doody & Ezrol P.A. :** Invoice #32468 Services rendered from 08/04/2020 through 08/24/2020 **\$2,840.95** (General Matters)
9. **Goren, Cherof, Doody & Ezrol P.A. :** Invoice #32469 Services rendered from 08/10/2020 through 08/21/2020 **\$270.00** (Deerfield Beach)
10. **Goren, Cherof, Doody & Ezrol P.A.:** Invoice #32470 Services rendered from 08/04/2020 through 08/13/2020 **\$1,394.60** (Purchase from Winter sun Investments LLC)

11. **Goren, Cherof, Doody & Ezrol P.A.:** Invoice #32471 Services rendered from 08/03/2020 through 08/24/2020 **\$1,102.50** (adv. State of Florida (Bond Validation 2020))
12. **Goren, Cherof, Doody & Ezrol P.A.:** Invoice #32472 Services rendered from 08/03/2020 through 08/19/2020 **\$2,340.00** (adv. David Pratt (Seagrape Revocable Trust) Appeal)
13. **Inframark:** Invoice #54429 August 2020 **\$7,434.72**
14. **LSF Shuttle:** Invoice # 20-0630-26 June 2020 **\$ 6,083.87**
15. **LSF Shuttle:** Invoice # 20-0430-26 April 2020 **\$6,083.87**
16. **Moffat & Nichol:** Invoice # 753128 Services rendered from 04/26/2020 through 07/25/2020 **\$11,272.25**
17. **Moffat & Nichol:** Invoice # 750386 Services rendered from 01/20/2020 through 03/28/2020 **\$41,195.38**
18. **Shutts & Bowen LLP:** Invoice # 1463136 Services rendered through 6/30/2020 **\$3,900.00**
19. **Shutts & Bowen LLP:** Invoice # 1475033 Services rendered through 07/31/2020 **\$7,314.59**
20. **Sweetapple, Broeker & Varkas:** Invoice #10941 services rendered June 2020 **\$4,875.00**

Motion made by Commissioner Baldasarre, seconded by Commissioner Feaman, to approve the Consent Agenda invoices as printed. In a roll call vote, the **motion** passed unanimously. (5-0)

Mayor Tarrant pointed out a correction to the agenda listing for item 6, noting it should be listed as July 31, not July 30.

VIII. STAFF UPDATES

A. Police Department – June and July 2020 Report

Police Chief Jay Szesnat presented his written report and asked if there were any questions.

Mayor Tarrant stated she appreciated the focus on the cyclists and the marine unit in the report.

Vice Mayor Kirdahy asked for clarification regarding how many cyclists could ride abreast on the road.

Chief Szesnat stated they were working with FDOT to clarify requirements.

Mr. Serda stated it appears the cycling laws are contradictory and vague. He noted he was working to get the issue before a Legislative committee.

Chief Szesnat asserted the Police Department was working the issue and educating 100 or more cyclists each weekend.

The Commissioners and staff discussed continuing issues with bicyclists impeding traffic, specifically surrounding the bridge.

Mayor Tarrant thanked Sgt. Gianino for taking the initiative to write a letter of commendation for CRS Franco.

Chief Szesnat stated the Town has great front-line supervisors.

Commissioner Baldassarre thanked the Police Department for the hard work on sea patrol.

B. Finance Department – July 2020 Report

Steven Bloom gave a brief overview of the financial report through July, sharing slides of the report. He noted the general fund had a surplus of \$330,000, which would be utilized over the final months of the Fiscal Year. He noted expenditures were being managed to remain under budget for the year despite some reductions in intergovernmental funds as a result of COVID-19.

Mr. Bloom pointed out the community bus had a surplus, as the County was matching dollar for dollar of the Town's spending, and additional fuel funds were being received.

Continuing, Mr. Bloom outlined the water fund and associated debt service payments. He presented a chart showing water usage and comparing usage with the prior year. He stated use was up slightly and expenses were under budget.

Mr. Bloom closed with trend analysis, including fuel cost and gallons purchased, as well as Workers' Compensation expenses. He noted there were open claims dating back to 2013 which would be added in as needed.

Mayor Tarrant stated she was happy to see a lot of back taxes were collected. She pointed to the intergovernmental revenues and noted they will continue to be down. She said it was beneficial to the Town that they don't rely on a large amount of State funds like other municipalities might.

Mayor Tarrant noted a lobbyist had not been hired this year, but some lobbying was being conducted through the Town's attorneys. She asked about the line item for quarterly maintenance on the air conditioning.

Mr. Serda stated there was a dispute with the air conditioning vendor and outlined issues which had been noted.

The Commissioners and staff discussed sand dredging opportunities.

Mayor Tarrant asked if there were any updates on FEMA reimbursements.

Mr. Serda stated back and forth activity between the Town and FEMA continues, but no reimbursements had been received.

Mayor Tarrant asked for an update on potential loan rate correction with the reduction in interest rates nationally.

Mr. Bloom stated he had investigated, but the rate through the State Revolving Loan Program was the best rate the Town could currently secure.

C. Building Services Report - June and July 2020 Report

Steve Mitchell, Building Official with CG&A, provided his report. He stated there were very few inspections being conducted, but several projects were on the horizon. He noted one (1) large house was planning to be completed this year.

Commissioner Baldasarre reported Mr. Mitchell had participated in her recent condo forum and his participation was appreciated. She noted he had updated permitting information on the Town's website in relation to condos.

Mayor Tarrant asked how many condo associations were participating, noting the forum was an excellent tool for networking.

Commissioner Baldasarre stated there were eight (8) associations represented at the recent meeting, and the group is working to increase the numbers.

D. Code Compliance Report - June and July 2020 Report

Mario Sotolongo, Code Supervisor with CG&A, gave a brief update on Code Compliance. He stated one (1) new complaint was created in June and six (6) cases were created in July. He noted all are now in compliance, which will show in the month of August. Mr. Sotolongo stated it is obvious the homeowners care about the turtles.

Continuing, Mr. Sotolongo stated he had provided the Commissioners with a written report on a COVID-19 complaint which was filed through the Broward County 311

system. He noted the Town had received four (4) complaints through the system and said he had used the in-person visits as an opportunity to educate.

Mr. Sotolongo followed up on the previous discussion regarding vacation rentals. He stated there are a few condo units which are being advertised in Hillsboro Beach, but no single-family residences. He noted it is a challenge to identify units and said the issue remains a work in progress.

Mayor Tarrant asked for clarification regarding the 311 complaints, noting all four (4) were for face coverings. She asked if compliance was going up or down over time.

Mr. Sotolongo stated compliance and willingness to enforce is going up. He said for the most part people are wearing their masks and doing what they need to do.

Commissioner Baldasarre noted she had noticed a few places looking shabby and asked how compliance reports were initiated.

Mr. Serda stated building-related code compliance complaints are a combination of proactive, generated complaints and may not have hit the report yet.

Commissioner Baldasarre asked if there was a requirement for addresses to be clearly identified on properties.

Mr. Doody stated emergency services generally requires identification on each building in Town, noting he did not know the Town's Code on the issue off hand.

VIII. TOWN MANAGER REPORT

A. Town Manager Performance Evaluation

Mayor Tarrant asked if Mr. Serda had any comments regarding the completed performance evaluation.

Mr. Serda stated he appreciated each of the Commissioners taking the time to provide feedback to make him better. He thanked them for the opportunity to serve as Town Manager of Hillsboro Beach.

Mayor Tarrant reviewed items from the evaluation, highlighting positive comments on professional skills, interactive skills, and communication skills. She noted Mr. Serda maintains decorum under pressure and is the ultimate professional. She stated he is available 24/7 and has a great relationship with his colleagues.

Continuing, Mayor Tarrant stated residents compliment Mr. Serda's communication skills frequently and noted his ethics and integrity are without question. She added that he had the "patience of a saint."

Mayor Tarrant noted evaluation of the field operatives at the water plant was an area for growth and pointed out there is a list of objectives for the coming year that Mr. Serda will work with.

Vice Mayor Kirdahy added that Mr. Serda does it all with a kind heart, which is important to her.

Mayor Tarrant recommended a pay increase for Mr. Serda of five (5) percent for the FY21 budget year and add \$50.00 to his car allowance.

Mr. Doody stated an amendment to Mr. Serda's contract would be prepared for consideration at the September 2021 meeting.

Mr. Serda thanked the Commissioners for their thoughts, and pointed out it was the blood, sweat, and tears of a large number of people on the team. He stated he can't row the boat with one (1) oar, he needs the others doing the heavy work. He said he knew they meant the kudos to be addressed to the collective outstanding team.

Commissioner Feaman pointed out though she had no written comments on the review, she thanked and shared her verbal comments to Mr. Serda.

Commissioner Brown thanked Mr. Serda for doing a great job, and noted he always has the time to extend himself.

B. Town Sign Update

Mr. Serda stated the Town sign update was good news and bad news. He said the deadline of August 31 had passed, but the vendor is reporting a lag due to COVID-19 supply chain issues. He noted he continues to monitor the progress and hopes the replacement signs will be constructed and installed soon.

Commissioner Feaman pointed out nearly every industry is dealing with delays.

Mr. Serda added that the Water Plant staff was currently doing some outstanding work and commended that team for their efforts.

IX. TOWN ATTORNEY REPORT

Mr. Doody requested a Shade Session during the month of September on a date acceptable to the Commission to discuss the Deerfield Beach litigation.

XII. TOWN COMMISSION COMMENTS/REPORTS

A. Governor DeSantis Daily Brief COVID-19 Update

Mayor Tarrant noted Governor DeSantis was sending out daily COVID-19 reports, and stated she was finding them helpful to cut through the hyperbole. She reviewed a few recent reports and noted a decline related to recent mask wearing. She stated the age distribution of the deaths is very telling.

Mr. Serda shared *PowerPoint* slides of the reports.

B. Commissioner Andrew R. Brown

Commissioner Brown stated things were going well on his end.

C. Commissioner Barbara Baldassarre

Commissioner Baldassarre stated the condominium forum was Thu, Sept 10, 2020

D. Commissioner Vicky Feaman

Commissioner Feaman stated the waste committee was still in fact-finding mode.

Vice Mayor Kirdahy thanked her for getting Waste Management to respond to complaints in her condo building.

E. Vice Mayor Irene Kirdahy

Vice Mayor Kirdahy stated there was no MPO meeting during the month of August, and the September meeting was also cancelled.

F. Mayor Deborah L. Tarrant

Mayor Tarrant stated the August newsletter was brought to the Post Office on August 21, but it had not yet been delivered. She noted the delivery was a mystery and said the West Palm Beach Post Office was used.

Mayor Tarrant asked people to be wary of voting by mail because it is uncertain what is happening with the Post Office right now.

X. PUBLIC COMMENTS

Town Clerk Sherry D. Henderson said there were no emails received prior to the meeting. She noted an email was received during the Police Chief's report from Henry Chavet asking about camera monitoring.

Mr. Serda stated staff would investigate and respond.

XIV. ADJOURNMENT

Motion made by Commissioner Baldassarre, seconded by Vice Mayor Kirdahy, to adjourn the meeting at 11:53 a.m. In a roll call vote, the **motion** passed unanimously.

ADOPTED THIS 6th DAY OF OCTOBER, 2020

By: Deborah L. Tarrant
Deborah L. Tarrant, Mayor

ATTEST:

Sherry D. Henderson
Sherry D. Henderson, CMC Town Clerk



September 1, 2020 Regular Commission Meeting

Written Public Comments Submitted to the Clerk's Office

(entered into the record with Meeting Minutes)

Town Clerk

From: Sea <seafront@comcast.net>
Sent: Tuesday, September 1, 2020 9:25 AM
To: TownClerk@TownofHillsboroBeach.com
Subject: FW: Comment to Seawall Ordinance

From: Sea [mailto:seafront@comcast.net]
Sent: Monday, August 31, 2020 6:37 PM
To: shenderson@townofhillsborobeach.com
Subject: Comment to Seawall Ordinance



*975 Hillsboro Mile
Hillsboro Beach, Florida 33062
954-781-7356, cell 954-778-4430
SeaFront@Comcast.net*

Please find my comments to 4-sections of ORD. NO. 2020-05 Seawall Ordinance Amendment SECOND READING 9/1/2020 in *blue italics*.

WHEREAS, the Town Commission recognizes and determines that seawalls are an effective tool to protect properties within the Town impacted by periodic King Tides effects; and

The Towns documentation does not find that a seawall will protect property from a King Tide effect which is rising water. The fact is the water table rises and falls with tides; adjacent ground is saturated with or without a seawall. The water table is connecting the ocean to the Intracoastal Waterway continuously throughout Hillsboro Beach. Raising the land will protect raised property from King Tide effects.

17 ~~infrastructure~~ shall be designed and constructed to perform as tidal flood barriers

Flood barriers ought to be struck because seawalls are known to leak; they do not hold water or prohibit water transfer. Seawalls may impede the rise of the water table on the landward side for a short time in less than a half hour.

(3) Seawall means vertical or near vertical structures placed between an upland area and a waterway. For the purposes of the Land Development Code, rip rap is not considered a seawall.

Rip rap ought to be struck and replaced by the U.S. Army Corps of Engineers Manual No. 1110-2-1614 Design of Coastal Revetments, Seawalls and Bulkheads.

(7) A property owner may construct an alternate tidal barrier only after filing an application for a variance and having the application for a variance approved by the Town Commission. In addition to proving a hardship the applicant shall be required to prove that the alternate tidal barrier shall not allow any tidal water to flow unto adjacent properties.

Paragraph (7) ought to be deleted. There is no precedent or foundation given to define or warrant a tidal barrier. Seawalls are not tidal barriers; they are erosion control structures.

A property owner should be allowed to implement whatever is deemed necessary to eliminate any flow to adjacent properties such as raising their land. A variance and hardship requirement does not reduce the threat or solve the problem. Adding such bureaucratic hurdles increase the cost and time to implement what would otherwise be, a simple solution.

Submitted by

John Carlson

Town Clerk

From: Henry <hchajet@verizon.net>
Sent: Tuesday, September 1, 2020 11:58 AM
To: TownClerk@townofhillsborobeach.com
Subject: Re: Sept 1 Meeting —(1) Request For Security Status And Review of Potential Upgrades (2) Status of Sand Litigation and Land Acquisition Litigation ??

Please add a second request to my earlier email: an update on our current litigation and costs. Thanks,
Henry

Henry Chajet
Consultant
Hchajet@verizon.net
202 255 6500 (cell)

> On Sep 1, 2020, at 10:33 AM, Henry <hchajet@verizon.net> wrote:
>
> Can the Police Chief please summarize its use of current video monitoring of property entrances and parking areas?
>
> Has there been a study of potential computerized intruder identification and alert systems?
>
> Thanks very much
>
> Henry Chajet
> Ocean Hillsboro
> Hchajet@verizon.net
> 202 255 6500 (cell)
>