



MINUTES OF THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF BRINY BREEZES, FLORIDA HELD ON TUESDAY, DECEMBER 20, 2011 AT 4:00 P.M. IN THE TOWN HALL, 4802 NORTH OCEAN BOULEVARD, BRINY BREEZES, FLORIDA.

CALL TO ORDER & PLEDGE OF ALLEGIANCE & ROLL CALL

President Kendrigan called the meeting to order at 4:00 p.m. and led the pledge of allegiance. Roll call was taken by Deputy Town Clerk Shari Canada.

IN ATTENDANCE

Alderman/President Sharon Kendrigan, Alderman Pete Fingerhut, Alderman Lowen Pook and Alderman/Town Clerk Pro Tem Nancy Boczon.

Alderman Kathy Bray was absent with notice.

Also present were Mayor Roger Bennett, Attorney Skrandel and Deputy Town Clerk Canada.

ADDITIONS, WITHDRAWALS, DEFERRALS AND ARRANGEMENT OF AGENDA ITEMS

None

EX-PARTE COMMUNICATIONS

None

APPROVAL OF THE MINUTES

A motion was made and seconded (Boczon/Fingerhut) to approve the minutes for: Regular Meeting of November 17, 2011. Motion passed.

ANNOUNCEMENTS:

The Next Regular Town Council Meetings Will Be Held On January 26, February 23 and March 23, 2012. All Meetings Will Be Held At The Briny Breezes Town Hall and Begin At 4:00 P.M.

CORRESPONDENCE

Deputy City Clerk Canada read correspondence into the record.

REPORTS

Public Safety Services – City of Boynton Beach Police Department

Chief Yannuzzi submitted a monthly report of police activities in Briny Breezes and Ocean Ridge.

Briny Breezes, Inc. – Directors and/or Manager

Steve Best, General Manager Briny Breezes, Inc., spoke about the \$30,000 that Briny Breezes, Inc. did not pay to the Enterprise Fund during Fiscal Year 2010-2011. He requested that the Town Council take action that they are not going to collect on those funds and provide a letter to Briny Breezes, Inc. for their auditors.

Town Attorney Skrandel provided legal advice that the Town Budget from Fiscal Year 2010-2011 can no longer be amended as provided for by Florida Statute (Ref., Section 166.241, F.S.). He suggested that if the Council regarded this unpaid billing as unfinished business, and if it did not want to make a decision on this item at the present time, then the Council could vote to table the matter, and if that were done, then no further action or discussion by the Council would be necessary at today's meeting.

A Motion to Table was made and seconded, (Boczon/Fingerhut) to table any action or discussion regarding the \$30,000 owed to the Town's Enterprise Fund from Briny Breezes, Inc. during Fiscal Year 2010-2011. The Motion to Table passed unanimously.

Chairman, Planning & Zoning Board

None

Mayor

Mayor Bennett noted Pete Fingerhut and himself met with the Palm Beach Post regarding a historical article about the Town. He noted that no forthcoming Town business was discussed and that their picture was taken for the article in various locations around Town.

President

President Kendrigan noted she met with Steve Best regarding the Town's Handyman Ordinance.

Alderman

Alderman Boczon provided a report regarding the Police. She also noted that the Town Council would be having their picture taken on Thursday, January 5, 2012 at 11:00 at the Hobby Club.

Town Attorney

None

Financial Report for October 1, 2010 thru September 30, 2011

Alderman Pooch reported the following:

| | | |
|------------------|----------|--------------|
| Operating Fund: | Revenue | \$155,291.09 |
| | Expenses | \$ 85,164.57 |
| Enterprise Fund: | Revenue | \$ 46,001.84 |
| | Expenses | \$ 37,077.95 |

A motion was made and seconded (Boczon/Fingerhut) to accept the Financial Report. Motion passed.

COUNCIL DISCUSSION

- a. Resolution No. P&Z 2011-2 Containing the Recommendations of the Planning & Zoning Board to the Town Council on the Adoption of Town Ordinance No. 3-2011 Amending the Residency Requirement for the Planning and Zoning Board

The Town Council received the Resolution and discussion ensued. Note the Ordinance was considered under item IX.a. of this agenda.

- b. Discussion of Handyman Ordinance 1-2009

The Town Council discussed the item and took no further action on the item.

Items for Council Action at Public Hearing

- A. Ordinance No. 3-2011 on Second Reading-Amending the Residency Requirement for the Planning and Zoning Board

Town Council discussed the Ordinance.

Motion was made and seconded (Boczon/Fingerhut) to amend the Ordinance by deleting 11.01.02(6). Motion passed.

Motion was made and seconded (Boczon/Fingerhut) to adopt as amended Ordinance 3-2011 on Second Reading. Motion passed.


- B. Resolution No. 2011-17 Adopting Procedural Rules for Public Participation at Town Meetings Dated November 17, 2011

Motion was made and seconded (Boczon/Fingerhut) to approve Resolution No. 2011-17. Motion passed.

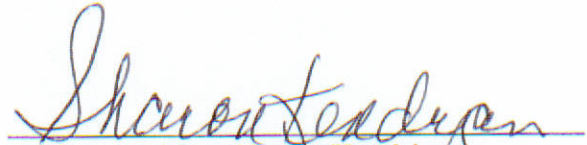
- C. Proclamation for the Town Election on March 13, 2012

Adjournment

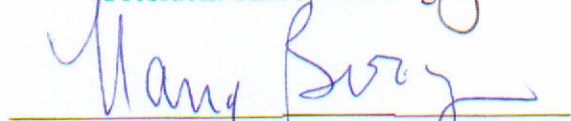
A motion was made and seconded (Boczon/Fingerhut) to adjourn the meeting. Motion passed. Meeting was adjourned at 5:20 PM.



Mayor Roger Bennett



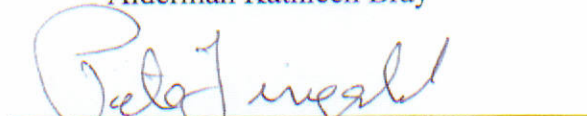
President Sharon Kendrigan



Alderman Nancy Boczon



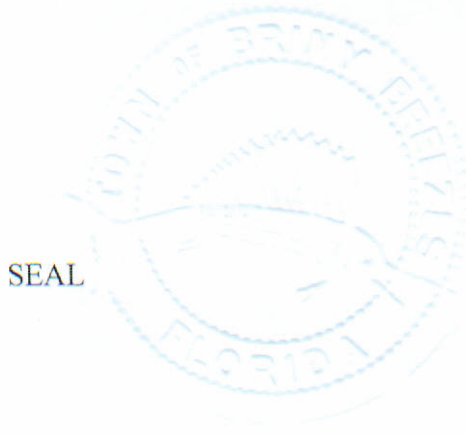
Alderman Kathleen Bray



Alderman Pete Fingerhut



Alderman Lowen Poock



SEAL

ATTEST:



Shari L. Canada, Deputy Town Clerk

(minutes prepared by Shari Canada)