



## MINUTES OF THE TOWN COUNCIL MEETING HELD ON TUESDAY, DECEMBER 14, 2021

### I. CALL TO ORDER AND ROLL CALL

The Town Council Meeting was called to order on Tuesday, December 14, 2021 at 9:30 a.m. On roll call, all council members were found to be present.

### II. INVOCATION AND PLEDGE OF ALLEGIANCE

Acting Town Clerk Gayle-Gordon gave the invocation and President Zeidman led the Pledge of Allegiance.

### III. MODIFICATIONS TO THE AGENDA

Council President Zeidman stated that, with all of the mitigation measures, Council Members may remove their masks, if they feel comfortable doing so.

#### **The following modifications were made to the agenda:**

- 1) **Item No. VIII.B.6.**  
RESOLUTION NO. 161-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order to Hedrick Brothers Construction Company Inc. for Modular Building Systems to House North Fire Staff during the Rehabilitation of the Station as part of Pre-Construction Services.  
**Deferred to the January Town Council Meeting**
- 2) **Item No. IX.B.**  
Recognition of Kane Baker for his Service on the Shore Protection Board from December 2009 to December 2021  
**Addition to Board/Commission Annual Report**

- 3) **Item No. IX.C.**  
Recognition of James Gavigan for his Service on the Shore Protection Board from December 2015 to December 2021  
**Addition to Board/Commission Annual Report**
- 4) **Item No. XII.D.1.**  
Approval of Nominees to Serve on the Strategic Planning Board  
**TIME CERTAIN: 11:00 AM**
- 5) **Item No. XII.D.2.**  
Discussion Regarding Shore Protection Board  
**TIME CERTAIN: 11:30 AM**

IV. APPROVAL OF AGENDA

**Motion was made by Council Member Crampton and seconded by Council Member Cooney to approve the Agenda as amended. On roll call, the Motion passed unanimously.**

V. COMMENTS OF MAYOR DANIELLE H. MOORE

Mayor Moore congratulated Nina Toscano, Administrative Manager, on her retirement in January and recognized Jim Palmer, who will be leaving the Town in January.

She spoke regarding her attendance at the Civic Association Holiday event at the Breakers; the Ribbon Cutting Ceremony for the new Town Marina; 100<sup>th</sup> Anniversary Event of the Palm Beach Fire Department; and the Menorah Lighting Events. She spoke regarding the passing of Jerry Goldsmith, former Council Member and member of the Retirement Board. She thanked her fellow Council Members for the previous year and wished everyone a happy holiday season.

VI. COMMENTS OF TOWN COUNCIL MEMBERS

Council President Zeidman commended Mayor Moore on her negotiations for the channel dredging project. She also commended the Mayor on her letter regarding the water quality. She mentioned that the next water quality update and the update on the building structural assessment will be presented in January. She spoke regarding an increase in the cases of COVID-19 due to the new variants, but the hospitalizations are not increasing. She encouraged everyone to be fully vaccinated and get the boosters. She spoke regarding letters that have been received by residents regarding electric scooters in Town. She wished everyone happy holidays.

Council President Pro Tem Lindsay spoke regarding the Town Caucus and expressed appreciation for being able to continue to serve on the Town Council for another term. She thanked the Planning, Zoning & Building Department on the Comprehensive Plan Workshop. She commended staff on the excellent Ribbon Cutting Ceremony for the new

Town Marina. She requested that senior staff review the tractor trailer policy due to traffic and parking problems.

Council Member Araskog spoke regarding the passing of Jerry Goldsmith and spoke regarding his contributions to the Town. She spoke regarding electric scooters and expressed support of increasing communications, including the newspapers, to make sure residents and visitors understand the regulations regarding electric scooters. She expressed support in reviewing the tractor trailer regulations. She also spoke regarding increasing code enforcement on landscapers on the weekends. She commended staff and Council President Pro Tem Lindsay on the beautiful new Town Marina and park. She thanked all employees and Council Members and wished everyone happy holidays and a Happy New Year.

Council Member Crampton expressed appreciation for running unopposed in the Town election and for being able to continue to serve on the Town Council for another term. He thanked his fellow Council Members and Town staff for their work and commended Council President Zeidman for her work as Council President, especially during the COVID-19 conditions.

Mayor Moore spoke regarding the importance of residents reaching out to Town Council Members on any issues in order for them to be handled.

## VII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

Donald Singer, 2295 S. Ocean Blvd., Co-Chair of the Citizens Association, congratulated Council President Zeidman, Council President Pro Tem Lindsay and Council Member Crampton on their re-election. He spoke regarding new State regulations pertaining to bicycle safety, specifically in regards to packs of cyclists, and offered to work with the Police Department to educate the public on these regulations. He spoke regarding upcoming events in the new year.

Town Manager Kurt Blouin addressed the issue with educating the public and cyclists on the new regulations and spoke regarding Florida Department of Transportation installing signage. Police Chief Nick Caristo explained that the new law states that if there is no bike lane, then bicyclists must ride single file.

Diane Buhler, Friends of Palm Beach (via Zoom), provided an update on beach clean up efforts in the Town. She spoke regarding obtaining sponsors for two beach clean up bucket stands and would appreciate the Town Council's approval for installing those bucket stands. She spoke in support of the Shore Protection Board and expressed support for that board not being disbanded.

The Town Council provided consensus to approve the installation of the two bucket stands.

VIII. APPROVAL OF CONSENT AGENDA

**Motion was made by Council Member Cooney and seconded by Council President Pro Tem Lindsay to approve the Consent Agenda. On roll call, the Motion passed unanimously.**

A. MINUTES

1. Town Council Meeting Minutes  
*Pat Gayle-Gordon, Acting Town Clerk*  
  
October 12, 2021, Town Council Meeting  
November 9, 2021, Town Council Meeting  
November 10, 2021, Town Council Development Review Meeting
2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of November 19, 2021.  
*Wayne Bergman, Director of Planning, Zoning and Building*

B. RESOLUTIONS

1. RESOLUTION NO. 150-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Ten Year Renewal of the Sovereignty Submerged Lands Lease Between the Town of Palm Beach and the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida, for the Continued Operation of the Town Marina; Authorizing the Mayor to Sign the Lease on Behalf of the Town of Palm Beach.  
*Carolyn Stone, Assistant Town Manager*
2. RESOLUTION NO. 151-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Kimley-Horn and Associates, Inc. in the Amount of \$114,876 and a Project Budget of \$126,363 for Landfill Compliance and Sampling for Skees Road and Okeechobee Boulevard Landfill Facilities.  
*H. Paul Brazil, P.E., Director of Public Works*
3. RESOLUTION NO. 153-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFQ No. 2021-27 Professional Engineering Services for Town of Palm Beach Facilities Assessment to Nelson Engineering Co. and Awarding a Contract for Services for the Project in the Amount of \$76,215.28 and Establishing A Project Budget of \$87,500.  
*Dean Mealy, Purchasing Manager*

4. RESOLUTION NO. 154-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Purchase Order to Ten-8 Fire Equipment LLC, for a Demers MXP170 Ambulance in the Amount of \$270,077 and Establishing a Project Budget of \$297,084 Utilizing the Florida Sheriffs Association Contract #FSA20-VEL14-01.  
*Dean Mealy, Purchasing Manager*
5. RESOLUTION NO. 155-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Rechten International Trucks Inc. for the Purchase of Two Replacement Dump Trucks in the Amount of \$197,954 and Approve a Budget Contingency of \$1,954 for the Equipment Replacement Fund for this Award.  
*Dean Mealy, Purchasing Manager*
6. RESOLUTION NO. 161-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order to Hedrick Brothers Construction Company Inc, for Modular Building Systems to House North Fire Staff during Rehabilitation of the Station as part of Pre-Construction Services.  
*Dean Mealy, Purchasing Manager*

C. OTHER

1. RESOLUTION NO. 157-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for the De-Designation and Designation of Tree Number Twenty-Six (26) a Caracas Fig as Historic and Specimen Tree at 174 Via Del Lago, and Providing an Effective Date.  
*H. Paul Brazil, P.E. Director of Public Works*
2. Consideration of Waivers to Town Code for Construction Dates and Noise for Lake Worth Lagoon Channel Dredging  
*H. Paul Brazil, P.E., Director of Public Works*

IX. BOARD/COMMISSION ANNUAL REPORT

A. Shore Protection Board Annual Report  
*Kane Baker, Chair*

Chair Baker expressed appreciation for being able to serve on the board for 11 years and commended Town staff, especially Paul Brazil and Rob Weber, for their help and support. He spoke regarding accomplishments, such as beach renourishment, cost sharing, Beach Management Agreement, and the sand transfer plant. He spoke regarding the importance of the water monitoring and beach monitoring and spoke

in support of bolstering that process. He spoke regarding items that need to be addressed, such as groin rehabilitation and improving public access. He expressed appreciation for the Mid-town Beach improvements.

**Motion was made by Council Member Araskog and seconded by Council Member Cooney accept the Shore Protection Board Annual Report. On roll call, the Motion passed unanimously.**

Mayor Moore recognized Kane Baker, James C. Gavigan and Reuben Johnson for their service on the Shore Protection Board.

## X. COMMITTEE REPORTS

- A. Report of the Ordinances, Rules and Standards Committee Meeting Held on November 8, 2021  
*Julie Araskog, Chair*

Council Member Araskog spoke regarding the provision for limiting the height of vegetation adjacent to neighboring structures and stated that staff is reviewing whether the nuisance provision can be utilized when there are issues with pests, such as iguanas and rats.

Ms. Araskog spoke regarding the Committee's discussion on the truck study and the decision to have staff look at a logistics plan in order to limit streets for trucks to traverse.

**Motion was made by Council Member Araskog and seconded by Council Member Cooney to accept the report of the Ordinances, Rules and Standards Committee Meeting held on November 8, 2021. On roll call, the Motion passed unanimously.**

## XI. PUBLIC HEARINGS

- A. RESOLUTION NO. 158-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Abandoning an Existing Public Utility Easement within the Property Commonly Known as 369 S. Lake Drive, in the Town of Palm Beach, Florida.  
*H. Paul Brazil, P.E., Director of Public Works*

Patricia Strayer, Town Engineer, provided background information on the item.

**Motion was made by Council Member Crampton and seconded by Council Member Araskog to approve Resolution No. 158-2021. On roll call, the Motion passed unanimously.**

## XII. REGULAR AGENDA

B. Matters Pulled From Consent Agenda: If needed

C. Old Business

1. Town-wide Undergrounding Project:  
*H. Paul Brazil, P.E., Director of Public Works*

a. Review of Project and Dashboard, Summary of Project Status

Patricia Strayer, Town Engineer, provided an update on Phase 2 South and stated that the conversions should be completed by the end of March. She announced that they are down to zero chicanes in Phase 5 and stated that Phase 6 easements are going very well.

b. RESOLUTION NO. 156-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFQ No. 2022-01 CMAR Services, Town-Wide Overhead Undergrounding Program for all Remaining Phases and Awarding a Purchase Order for Preconstruction Services to Burkhardt Construction Inc. for Phase 6, North and South in an Amount of \$48,540.

Town Engineer Strayer provided background information on the item and answered Council Member's questions.

**Motion was made by Council Member Crampton and seconded by Council President Zeidman to approve Resolution No. 156-2021. On roll call, the Motion passed unanimously.**

c. RESOLUTION NO. 159-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Chen Moore and Associates for Engineering Design Services for North County Road Drainage Improvements in the Amount of \$155,936.18 and Establishing a Project Budget of \$187,123.42.

Town Engineer Strayer provided background information on the item and answered Council Members' questions. In response to a question from Council Member Cooney, Public Works Director, Paul Brazil, provided information on the potential replacement of trees in the landmark vista and explained that the plan will be coming back to the Town Council.

Mayor Moore commended staff on their coordination and for finding ways to minimize disruption to the residents.

**Motion was made by Council Member Araskog and seconded by Council President Pro Tem Lindsay to approve Resolution No. 159-2021. On roll call, the Motion passed unanimously.**

d. RESOLUTION NO. 160-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Mock Roos Consulting Engineers for Engineering Design Services for Clarke Alley Drainage Improvements in the Amount of \$59,907 and Establishing a Project Budget of \$71,888.40.

Town Engineer Strayer provided background information on the item and answered Council Member's questions.

**Motion was made by Council Member Cooney and seconded by Council President Zeidman to approve Resolution No. 160-2021. On roll call, the Motion passed unanimously.**

*The Town Council recessed at 10:54 AM and reconvened at 11:00 AM.*

D. New Business

1. Approval of Nominees to Serve on the Strategic Planning Board TIME  
TIME CERTAIN: 11:00 AM  
*Danielle H. Moore, Mayor*

Mayor Moore introduced the members that she selected for the Board. The Town Council expressed appreciation to Mayor Moore on the excellent selection of the Strategic Planning Board members. Mayor Moore spoke regarding the importance of having a large group of community members and leaders who will be involved in this process. Council Member Crampton stated that the Town is at a critical point and spoke regarding the importance of the process and the important job that the Board is undertaking.

In response to questions by Council Member Araskog, Mayor Moore explained the process by which she selected the members of the Board. She also spoke regarding how the Board meetings will be conducted and the process that the Board will be undertaking. Council Member Araskog expressed support for distributing a survey to residents for their ideas and expressed concern that this process may divert resources from the Zoning Code review. Mayor Moore stated that the priority of the Town Council is the Zoning Code review and that the Strategic Planning Process will be separate and not take precedence.

**Motion was made by Council Member Cooney and seconded by Council Member Crampton to approve the nominations of Alfred Aldridge, Elizabeth Dowdle, Kristen Kelly Fisher, Nicki McDonald, Peter McKelvy, Katherine Ostberg, Michael Pucillo and Michael Reiter to the Strategic Planning Board. On roll call, the Motion passed unanimously.**



The following item was heard out of order of the agenda:

3. Review of Chapter 106, Article VII - Special Events on Public Property  
*Jay Boodheshwar, Deputy Town Manager*

Deputy Town Manager, Jay Boodheshwar, provided background information on the item and explained that staff is anticipating an increase of interest in individuals using Town properties for special events.

Council Member Araskog expressed support to keep Lakeside Park and Memorial Park as passive parks that are not used for special events. She spoke regarding whether limiting events to only Town residents would be constitutional and expressed support for limiting usage.

Council Member Cooney expressed appreciation to Town Manager Blouin and Deputy Town Manager Boodheshwar for bringing the item forward and stated that he looks forward to working through the issues.

Council Member Crampton spoke regarding looking at this issue on a park by park basis due to the different natures of each park.

Council President Pro Tem Lindsay expressed concern of allowing special events at all Town parks and spoke regarding being respectful of the Town's residents. She stated that special events should be held at the hotels and clubs rather than at the Town's parks.

In response to questions by Council President Zeidman, Town Attorney Randolph stated that staff will need to discuss constitutionality of restricting to Town residents and/or organizations and Town Manager Blouin spoke regarding limiting special events to only the two larger parks.

Council Member Crampton stated that there are many local events that are positive for the community and spoke regarding the special event permit application process. He spoke regarding limiting the use of the parks to residents or organizations.

Council President Zeidman spoke regarding allowing events that are beneficial to the community. She questioned whether Bradley Park is only a passive park and Deputy Town Manager Boodheshwar explained that there are no construction activities allowed at Bradley Park, but events like the Menorah Lighting are allowed.

The Town Council provided consensus that Lakeside Park should remain a passive park only and provided direction to staff to bring an item back to the January meeting to discuss special events at other Town parks.

2. Discussion Regarding Shore Protection Board  
TIME CERTAIN: 11:30 AM  
*Margaret A. Zeidman, Town Council President*

Council President Zeidman spoke regarding discussions pertaining to the roles and future of the Shore Protection Board. She spoke regarding the Board having four vacancies out of seven seats. She outlined the Board's responsibilities that are included in the ordinance that created the Board and recommended certain responsibilities that should no longer be included.

Public Works Director Brazil provided background information on the history and work of the Shore Protection Board and explained where the Town is currently with shore protection projects. He stated that the coastal protection program is currently in maintenance mode.

Melissa Ceriale, Shore Protection Board member, stated the coastal protection is a top priority for the Town. She spoke regarding the Board needing clear direction from the Town Council on the focus of the Board and spoke in support of the Board being the primary conduit of communication to the public and remaining the forum for the public to hear and respond to shore protection issues. She spoke in support of the Board providing input on the budget. She spoke regarding challenges facing the Town with regards to coastal protection and stated that with proper guidance from the Town Council, the Board could be helpful with creating a strategy and be a positive addition to the Town.

Warren Belmar, Shore Protection Board member, spoke in support of keeping the Shore Protection Board active, but stated that certain changes can be made to the ordinance to change its responsibilities that would reflect more of what the needs are and the desire of the Council.

Skip Aldridge, 2295 South Ocean Blvd., spoke in support of retaining the Shore Protection Board and stated that the Citizens Association endorses the continuation of the Board and believes that it can be a very powerful tool for communication and education to the public.

Ronald Massen, 3120 South Ocean Blvd., Secretary of the Citizens Association, spoke regarding the importance of the Shore Protection Board continuing in order to enhance visibility, receive citizen input, provide communication to the public and advise the Town Council.

Council Member Crampton spoke in support of retaining the Shore Protection Board and spoke regarding its role in building the Town's successful beach management plan.

Council Member Araskog expressed concern over the staff time and cost associated with holding Shore Protection Board meetings. She stated that if the Board is retained that there should be a reorganization and consideration of holding meetings only when necessary.

Council President Pro Tem Lindsay provided background information regarding the Shore Protection Board and when it was reconstituted. She spoke in support of updating the ordinance to reflect the professional nature of the way that the Coastal Protection Program is being managed. She stated that some of the Shore Protection Board's current goals should be managed by the Town Council and expressed support for the Shore Protection Board retaining a role in handling the issues.

Council President Zeidman spoke in support of retaining the Shore Protection Board and in support of revising the ordinance to remove budgeting, lobbying and intergovernmental coordination and include creating community consensus. She stated that the Board is looking for direction of the Town Council and the Council will provide that direction once further discussion can take place. She spoke regarding the five current goals of the Shore Protection Board.

Council Member Cooney spoke regarding the current number of vacancies and the disruption that occurs when the majority of the board are new members. He recommended the members' terms being staggered in the future.

The Town Council provided consensus to retain the Shore Protection Board, but will be removing budgeting, lobbying and intergovernmental coordination from the ordinance and keeping long term planning, public education, communication, and consensus building; and will be including other items recommended by staff. Public Works Director Brazil stated that the item will be returning to the Town Council in February.

### XIII. ORDINANCES

#### A. Second Reading

1. Proposed Ordinance to Amend Chapter 66 of the Town Code, Regarding Artificial Turf  
ORDINANCE NO. 23-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 66 Natural Resource Protection, Article I, in General, Section 66-2, Definitions, and Article IV, Vegetation, Division 5, Regulations, by Adding Sections 66-313, Artificial Turf Locations and 66-314, Artificial Turf Standards; Providing for Severability; Providing for the Repeal of

Ordinances in Conflict; Providing for Codification; and Providing an Effective Date.

*Wayne Bergman, Director of Planning, Zoning & Building*

Town Attorney Randolph read the title of the ordinance.

**Motion was made by Council Member Crampton and seconded by Council Member Araskog to adopt Ordinance No. 23-2021 on second reading. On roll call, the Motion passed unanimously.**

2. Proposed Ordinance to Amend Section 42-199 of the Town Code, Regarding Construction Hours

ORDINANCE NO. 26-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 42 of the Town Code of Ordinances at Article V. Noise, Section 42-199, Hours For Construction Work at Subsection (b) Limited, to Provide Additional Limitations on Dates and Hours of Construction; Providing for Quiet Work and Limitations to Indoor Activity; and at Subsection (c) Exceptions to Modify Subsection (4); Providing For Severability; Providing For Repeal of Ordinances in Conflict; Providing For Codification; Providing an Effective Date.

*Jay Boodheshwar, Deputy Town Manager*

Town Attorney Randolph read the title of the ordinance.

**Motion was made by Council Member Araskog and seconded by Council Member Cooney to adopt Ordinance No. 26-2021 on second reading. On roll call, the Motion passed unanimously.**

B. First Reading

1. Proposed Ordinance to Amend Chapter 18 of the Town Code and the Public Works Right of Way Manual to Include Certain Construction Site Violations as “Strikes” Under the “Three Strike Program”

ORDINANCE NO. 28-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 18, Buildings and Building Regulations, by Creating Article VII. - Construction Site Management, and by Adding Sections 18-309 and 18-310; Providing for Severability; Providing for the Repeal of Ordinances in Conflict; Providing for Codification; and Providing an Effective Date.

*Wayne Bergman, Director of Planning, Zoning and Building*

Director of Planning, Zoning and Building Wayne Bergman provided background information on this item.

Council Member Crampton spoke in support of increased enforcement and stressed the importance of having adequate code enforcement officers.

Police Chief Nick Caristo provided an update on the current hiring of code enforcement officers. He spoke regarding the coordination between the Police and Planning, Zoning and Building Departments. Police Chief Caristo and Town Manager Blouin answered Councilmembers' questions.

Town Attorney Randolph read the title of the ordinance.

**Motion was made by Council Member Crampton and seconded by Council Member Araskog to approve Ordinance No. 28-2021 on first reading. On roll call, the Motion passed unanimously.**

2. Proposed Ordinance to Amend Chapter 42 of the Town Code, Relative to Lawn Maintenance and Prohibited Acts

ORDINANCE NO. 29-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 42 of the Town Code of Ordinances at Article V. Noise at Section 42-197. Specific Acts Prohibited and at Section 42-230. Lawn Maintenance; Providing for Severability; Providing for Repeal of Ordinances in Conflict Herewith; Providing for Codification; Providing an Effective Date.

*Jay Boodheshwar, Deputy Town Manager*

Deputy Town Manager Boodheshwar provided background information on the item and outlined the changes that the ordinance will make to the Code. He stated that Police Chief Caristo has requested that the quiet period time begin at 10:00 p.m. rather than midnight.

Council President Pro Tem Lindsay mentioned an error in the ordinance. Discussion ensued regarding clarification language.

Council Member Araskog and Council Member Cooney expressed concern over changing the time from midnight to 10:00 p.m.

Town Attorney Randolph read the title of the ordinance.

**Motion was made by Council Member Cooney and seconded by Council Member Crampton to approve Ordinance No. 29-2021 as amended in Sec. 12 (b), on first reading. On roll call, the Motion passed unanimously.**

3. Proposed Ordinance to Amend Chapter 74, Article V of the Town Code to Grant Beach Access to Root Trail Residents

ORDINANCE NO. 30-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Ordinance 21-2021 at Article V. - Beach Access Closure at Section 74-281. - Limited Closure of Access from Wells Road South to Sunset Avenue, to Include a New Subsection 2 Recognizing the Right of Root Trail Property Owners to have Continuous Access to the Beach Access Area located at Root Trail; Providing for Severability; Providing for Repeal of Ordinances in Conflict Herewith; Providing for Codification; Providing an Effective Date.

*John C. Randolph, Town Attorney*

Town Attorney Randolph read the title of the ordinance.

Public Comment:

Aaron Williams, on behalf of residents on Root Trail, thanked the Town Council and Town Attorney Randolph for working with the residents on resolving this issue.

Council Member Araskog pointed out that the Town must adopt this ordinance in order to protect private property rights.

**Motion was made by Council Member Crampton and seconded by Council Member Cooney to approve Ordinance No. 30-2021 on first reading. On roll call, the Motion passed unanimously.**

XIV. ANY OTHER MATTERS

None.

XV. ADJOURNMENT

The Town Council Meeting of December 14, 2021 was adjourned at 1:11 p.m. without benefit of a Motion.

APPROVED:

\_\_\_\_\_  
Margaret A. Zeidman, Town Council President

ATTEST:

\_\_\_\_\_  
Pat Gayle-Gordon, Acting Town Clerk

\_\_\_\_\_  
Date