TOWN OF REDINGTON BEACH, FLORIDA
WORKSHOP & REGULAR MEETING MINUTES
January 3, 2006

Having been duly advertised as required by law, the **WORKSHOP MEETING** and the **REGULAR COMMISSION MEETING** of the Board of Commissioners of the Town of Redington Beach, Florida, was held on Tuesday, January 3, 2006, at 7:00 PM, in the Redington Beach Town Hall at 105 – 164TH Avenue, Redington Beach, Florida.

Call to Order – Mayor Wilson called the Workshop Meeting to Order at 7:00 p.m.

Roll Call:	Commissioner Bradbeer	-	Present
	Commissioner Maniotes	-	Present
	Commissioner Baraybar	-	Present
	Vice Mayor Peck-Epstein	-	Present
	Mayor Wilson	-	Present

Also present were Town Attorney Dominic Amadio, and Town Clerk Beverly M. Brown.

1. Approval of Agenda (Workshop Meeting)

No Changes

2. Public Forum:

Anna Wiggers – 16309 2nd Street
Voiced her concerns over the lack of Sheriff Deputies on Gulf Boulevard during the holidays. Drivers are not stopping at the crosswalks and are back speeding. Would like to see the a full time traffic deputy.

Fred Steiermann – 16227 Redington Drive
Traffic is back to the pre-dedicated traffic officer speed. Commission should reconsider.

3. Reports

A. Public Safety – Vice Mayor Peck-Epstein
Recently, there has been a problem with people playing basket ball and hanging out late at night in Friendship Park. The "Special Detail Traffic Officer(s)" were on duty on 12/28 – 12/30 from 3-7; but we were not covered on 12/31 or 1/1 and 1/2. The usual regular shift schedule is: Monday, Wednesday and Friday from 3 – 7 PM; Saturday and Sunday from 11 AM to 3 PM. Spoke with Debra Kennaugh from FDOT and she can attend a night meeting either on a Tuesday or Wednesday to discuss further, safety issues on Gulf Boulevard.

Consensus was to see if she is available on January 18th, 2006 from 7-9 PM. There will be a "Neighborhood Watch" Meeting on January 14, 2006 at 9:30 AM in the Assembly Hall.

B. Building Commissioner – Commissioner Bradbeer

Commissioner Baraybar stated that since he only had a short time left, it was unnecessary for the positions to have been changed. Mayor Wilson stated that she needed Commissioner Baraybar's expertise with problems associated with the sea wall. In addition, we need to start looking at setting up procedures to follow in March when Mr. Baraybar is no longer a Commissioner. Commissioner Baraybar – I have already set up a procedures and will continue to check the plans, but would like a "Hold Harmless Agreement" from the Town. Town Attorney Amadio stated that he would put together a formal agreement for Mr. Baraybar's benefit. Commissioner Bradbeer stated it was in the Town's best interest to continue with the checks and balances. Mayor Wilson – let's schedule a transition meeting with Commissioner Bradbeer and Baraybar, Jack Tipton, Mark Davis, John Kristelas, Town Attorney Amadio and myself. If each of you can notify the Clerk of three morning dates that you are available, we wills contact Jack Tipton to schedule a meeting. Commissioner Baraybar stated that he would complete all permits that are outstanding.

Commissioner Bradbeer – Requested the Clerk request a report from the County indicating what permits are outstanding in Redington Beach. The Ordinance on docks needs to be addressed, in addition to set backs for tie backs and poles. Numerous applications are going before the Board of Adjustment, who are granting variances beyond the set back lines. There is a lot of unfairness to the system. No where does it say docks need to be centered. Mayor Wilson stated in reviewing the regulations do a small section at a time. Comm. Bradbeer – The ordinances need to be fair and equitable to everyone. Comm. Baraybar – We should consider what is in the County Ordinance. Comm. Maniotes – Why is our Ordinances different than the rest of the county. Why do we not accept the counties ordinances? Keep it simple

C. Public Works – No Report

C. Parks & Recreation – No Report

D. Finance – Commissioner Maniotes

Started December with $534,000.00 and ended with $789,628.17. Have not had the time to address the accounting issues. A check was issued without a payee. Town Clerk stated that the ink from the printer had rubbed off. It was the public Works Director regular paycheck. Mayor Wilson stated since there was a problem with the printer why is not being replaced. Comm. Maniotes advised the Clerk to get a quote on replacement. On the other hand, we might consider "outsourcing" all the finances.

E. Mayor's Report

Mayor Wilson there are continuing issues with the seawall. Part of it has collapsed. Town Attorney Amadio stated that the County is investigating the section that has collapsed. Comm. Bradbeer stated as a resident it is her responsibility to call for inspections. Should Mark have been contacting the County for inspections? Mayor Wilson – Mark is the Public Works Director; the contractor comes in with the Project Manager. Mark does not have the time to inspect. Comm. Bradbeer – Who will be the Project Manager on the storm water project? We need better checks and balances. Comm. Maniotes – Can we ask the contractor to attend our next meeting? Comm. Bradbeer – What is the life expectancy of the seawall?

Comm. Maniotes questioned why the water was still turned off on the beach shower. Mayor Wilson stated when the Town Clerk was paying the utility bills she realized the bill for the beach park had gone up 1000%. She immediately notified the County of the situation and made arrangements to have the bill adjusted. Mark was on vacation so Terry turned the water off until they were able to get into the area to look for a leak. With all the trees and benches one person was unable to do the job. Mark is back this week and they will be working on it.

F. Town Attorney – No Report

G. Town Clerk – Due to the fact that there are only enough qualified candidates to fill the positions to be elected at the March 2006 Election. In accordance with state law, an election will not be held in March. Qualifying for the two-year Commission Terms are: Leslie Peck-Epstein and Deborah Bradbeer; and qualifying for the one-year Commission Term is Anna Yadevia. Received a number of letters from residents informing the Commission of how happy they were to see the angels on display during the holidays.

H. Boards

Planning Board – Rob Epstein
The Planning Board will be meeting this Thursday to finalize details for the "Public Input Session" scheduled for January 10, 2006, 7:30 p.m. A facilitator from the "Gil Easley Group" will conduct the meeting. A draft of the Vision Statement prepared by the Planning Board was included in the December '05 Town Newsletter, and we will be reviewing the results. Have not received a reply from Jack Voshardt on his status as a member of the Planning Board. The Board does recommend Sal Rapuano for the term as a "regular Member" and one additional candidate as a alternate date. Vice

4. Resolution 2006-01 – Resolution Urging Members of the Florida Legislature for Support of Issues

Mayor Wilson stated that this Resolution is as a result of a request received from the Florida League of Cities to be sent to our Legislative Delegation" in addition to the Governor and the Legislative Leadership. Commissioner Maniotes felt on page two it should state "Governor of the State of Florida" rather than Governor Jeb Bush. Vice Mayor Peck-Epstein felt the tone was harsh. It also has a sweeping statement on "local affordable housing." Town Attorney Amadio stated that if you are uncomfortable with the Resolution do not pass it.

5. Parks & Rec – Pergola – Commissioner Bradbeer

Commissioner Bradbeer as the Building Commissioner, I reviewed a "change of work order" on this project, and was going to ask for Commissioner Baraybar's opinion. Town Attorney Amadio inquired what is the change? Park Board Member Bob Fay stated it was to make it smaller. The cost of the footings was not included in the original quote. The Park' Board history is not to spend everything that we given. Since the footings would be an additional, I negotiated to install a smaller pergola to keep the price in the same ball park. Met with Mark Davis and the County Building Inspector who both agreed that the footings would be necessary. Since the project has extended into fiscal years, it is getting a little complicated. Comm. Bradbeer inquired the location of the pergola. Mr. Fay stated that it would be installed on the east side of the current deck. Comm. Baraybar questioned the hardware being used and the PSI. Mr. Fay stated that it will be metal and aluminum. At the beginning of December, Tim Gregson had asked you to review the "change of work order", and I thought this had already been completed. Comm. Bradbeer – what is going to happen to the red brick? Mr. Fay – It is going to be cut with a saw. Comm. Baraybar – The change order does not specify the size. Vice Mayor Peck-Epstein – inquired about the process and procedure in place. The Park Board is the only Board that has their own money. Do we grant them the authority to sign contracts? Town Attorney Amadio – As long as the funds are in their budget. Vice Mayor Peck-Epstein – Does t his make the Town liable? Town Attorney Amadio – You and I have previously talked about this. Comm. Baraybar – There are still some questions that need to be answered. Mayor Wilson – The major concerns seem to be: cutting into the concrete/brick and the size of the footers. Does the Commission want to establish a policy? Vice Mayor Peck-Epstein – Any legal agreement needs to be reviewed by the Town Attorney prior to signing.

6. Board of Adjustment Appeal Process – Town Attorney Amadio

Any person aggrieved by a decision of the Board of Adjustment may appeal to the town commission for a review of the decision by the Board. He can elect for a "Trial de Novo" or a "direct appeal." The "Trial de Novo" is governed by the Florida Rules of Civil Procedures and is a completely new trial. They have the right to submit all new evidence. By "direct appeal," the petitioner requests the Commission review all the evidence previous submitted and determine if the outcome was correct. Comm. Maniotes – Should the Clerk be supplying more information to the applicant? Town Attorney Amadio – She cannot give legal advice. If anything, recommend going to an attorney. Vice Mayor Peck-Epstein – Does the form need to be revised. Town Attorney Amadio – When the appeal form is supplied to an applicant, she should give a copy of Charter Section 6-291 (appeals) along with the application. Comm. Bradbeer – Also feel that a representative from the Board of Adjustment should attend the hearing before the Commission. They also need some guidelines. Variances are being granted without any hardship. Do not require setbacks with dock variances. Feel the Board should be going out to inspect all these properties before issuing a variance. Vice Mayor Epstein – Ongoing problem with docks and variances. Town Attorney Amadio – Board members cannot go out individually and review the problem. Comm. Bradbeer – The approvals are taking away the ability for the property owners to enjoy the full sue of their property. Town Attorney Amadio – The Board of Adjustment is not your jurisdiction. Would suggest that the all "Appeals" be heard on a different night than the Commission Meeting.

7. Board of Commissioners – Records Request Policy – Mayor Wilson

Mayor Wilson – I have been reviewing the volume of requests for information from the Commission along from the public. It is a top priority that your requests are handled in a timely manner. Effective immediately, I am instituting a policy that you put them in writing. This would allow the staff to prioritize them and understand your request completely. Vice Mayor Peck-Epstein – stated she has emailed requests and has not receive acknowledgement of the request. Her latest request is to start a paper trail on all contracts whether verbal or written that the Town has. Mayor Wilson stated that the request was extensive. Town Clerk Brown stated that they will work on it on a weekly basis and supply an update weekly.

8. Board Appointment Procedures – Mayor Wilson

Mayor Wilson – The past couple of meetings, we have been discussing Board Appointments. There are no procedures in place. After thoroughly discussing this with the Town Attorney and Town Clerk – we have developed the enclosed procedure. Comm. Maniotes – It also should include that the Clerk should notify the alternates when there is a resignation on the Board that they sit. Vice Mayor Peck-Epstein – The application should also include the following: "Would you be willing to serve as an alternate. Dominic have you reviewed this? Reply – Yes.

9. Appointments – Planning Board – Mayor Wilson

Mayor Wilson stated that Sal Rapuano is an "Alternate" on Planning at present and has expressed the desire to assume the "Regular" Position. He was unable to attend tonight's meeting. We will ask all the candidates to come up and say something about themselves, also allowing the Commission to ask any questions.

Candidates:

David Will – 16049 Redington Drive
Has been a resident of the Town for the past fourteen years; married with two children; wife is active in the Homeowners Association; have been active on the Christmas Boat Parade Committee. Comm. Maniotes – What is your background? D. Will – Background is in construction; employed by the Pinellas County Schools System. Vice Mayor Peck-Epstein – Have you attended any meetings? D. Will – Participated in discussion on the EAR Report. Believe the "Town Square" is a good idea.

Paul Harris – 16203 3rd Street
Resident of Redington Beach with extensive construction experience, which would be beneficial to the Planning Board. Want to be part of the 20/20 vision. Vice Mayor Epstein - Have you attended any meetings? Reply – No – but will attend in the future, even if I am not selected for the Board. Comm. Maniotes – How did you hear about the vacancy and does it matter whether it is the Regular Term or the Vacancy? Reply – Sal Rapuano told me that there was a vacancy position open. How much construction experience do you have? Reply – Have owned my own construction business for 15 years and worked construction with the union for 5 years prior to that.

Dianne Oeste – 16015 Redington Drive
Even though I have been coming to Florida since I was a child, and have seen the Barrier island grow. I am a relatively new resident of Redington Beach, and have attended a number of Planning Board Meetings. Have also participated in the EAR Meetings. Feel I have something to offer the Planning Board. Comm. Maniotes – How did you hear about the vacancy. Mrs. Oeste – By attending the Planning Board Meetings and observing a "lack of quorum." Vice Mayor Peck-Epstein - Were you not employed as a "temporary employee" for the Town? Reply – Yes. Which position are you interested in? Reply – Whichever is the Board's desire. Mrs. Oeste – Prior to moving to Redington Beach I

participated in the Montgomery County "Perkioman Trail" recreation project, which I received a "Certificate of Appreciation" from the County Commission. Vice Mayor Peck-Epstein – Do you have a legal background. Reply – Yes.

10. Adjournment

A **MOTION** to adjourn was made by Vice Mayor Peck-Epstein. The Workshop was adjourned at 9:10 p.m.

A five-minute recess was taken at 9:10 p.m.

REGULAR MEETING

Call to Order – Mayor Wilson called the Regular Meeting to Order at 9:15 p.m.

Roll Call:

Commissioner Maniotes	-	Present
Commissioner Bradbeer	-	Present
Commissioner Baraybar	-	Present
Vice Mayor Peck-Epstein	-	Present
Mayor Wilson	-	Present

Also present was Town Attorney Dominic Amadio, and Town Clerk Beverly M. Brown.

1. Approval of Agenda (Regular Meeting):

MOTION was made by Commissioner Bradbeer, seconded by Commissioner Maniotes, to approve the Agenda. All in favor.

2. Public Forum

Dorothy Conley – 16315 Redington Dr.
Ms. Conley stated that she has heard someone is interested in building a Skate Board Park. She feels the town is too small and non-residents will end up using it. She is very much against the Skate Park.

3. Approval of Minutes – December 6, 2005

Vice Mayor Peck-Epstein has several changes to the minutes. They will be appended to the minutes of the December 6, 2005 meeting.

4. Resolution No. 2005-34 – General Municipal Election March 14, 2006

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA, CALLING FOR A GENERAL (MUNICIPAL ELECTION) TO BE HELD ON MARCH 14, 2006, FOR THE PURPOSE OF ELECTING TWO (2) TOWN COMMISSIONERS FOR TWO (2) YEAR TERMS;

AND ONE COMMISSIONER FOR A (1) ONE YEAR TERM (TO FILL UNEXPIRED TERM); **AUTHORIZING THE APPROVAL OF AN AGREEMENT BETWEEN THE TOWN OF REDINGTON BEACH AND THE PINELLAS COUNTY SUPERVISOR OF ELECTIONS; PROVIDING THAT THE TOWN CLERK SHALL SUPERVISE THE TOWN OF REDINGTON BEACH GENERAL ELECTION; PROVIDING FOR THE TOWN CLERK TO REPRESENT THE BOARD OF COMMISSIONERS AT THE LOGIC AND ACCURACY TESTS OF THE BALLOT COUNTING EQUIPMENT; PROVIDING FOR THE TOWN CLERK TO REPRESENT THE BOARD OF COMMISSIONERS AT THE COUNTING OF ABSENTEE BALLOTS; AND PROVIDING FOR AN EFFECTIVE DATE**

Town Attorney Amadio read Resolution No. 2005-34. A **MOTION** was made by Commissioner Bradbeer, seconded by Vice Mayor Peck-Epstein to adopt Resolution No. 2005-34. Commissioner Maniotes asked that the Charter reflect the current election dates. Town Attorney Amadio stated that he did not know why this wasn't done and asked Town Clerk Brown to check with Municode.

Roll Call:

Commissioner Bradbeer - Yes
Commissioner Baraybar - Excused Absence
Commissioner Maniotes - Yes
Vice Mayor Peck-Epstein - Yes
Mayor Wilson - Yes

5. **Resolution No. 2005-35 – Establishing Dates for Town Workshop/Regular Commission Meetings – 2006**

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA, ESTABLISHING THE DATES FOR TOWN WORKSHOP / REGULAR COMMISSION MEETINGS FOR CALENDAR YEAR 2006, AND PROVIDING FOR AN EFFECTIVE DATE

Town Attorney Amadio read Resolution No. 2005-35. A **MOTION** was made by Vice Mayor Peck-Epstein, seconded by Commissioner Bradbeer, to adopt Resolution 2005-35. Vice Mayor Peck-Epstein asked if the Meeting Schedule could be posted on the Town bulletin boards in addition to the one at Town Hall. Commissioner Maniotes suggested that it be published in the next newsletter. Mayor Wilson said there was a "typo" that needed to be corrected on the top of the schedule before it is posted.

Roll Call:

Commissioner Bradbeer - Yes
Commissioner Baraybar - Excused Absence
Commissioner Maniotes - Yes
Vice Mayor Peck-Epstein - Yes
Mayor Wilson - Yes

6. **Resolution 2005-36 – Bank of America Signature Authorizations**

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA, AUTHORIZING MAYOR LINDA J. WILSON, VICE MAYOR LESLIE PECK-EPSTEIN, COMMISSIONER ALBERTO F. BARAYBAR, COMMISSIONER DEBORAH BRADBEER, COMMISSIONER SAM MANIOTES AND TOWN CLERK BEVERLY M. BROWN, MMC, TO BE ABLE TO TRANSMIT OR WITHDRAW FUNDS ON BEHALF OF THE TOWN OF REDINGTON BEACH TO

AND FROM ITS ACCOUNTS WITH BANK OF AMERICA, N.T.S.A; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR REPEAL OF ANY RESOLUTION IN CONFLICT HEREWITH.

Town Attorney Amadio read Resolution 2005-36. He said that, due to the resignation of the former Mayor and the appointment of a new Commissioner, it is necessary to re-authorize signatures on all the accounts. A **MOTION** was made by Commissioner Maniotes, seconded by Commissioner Bradbeer, to adopt Resolution 2005-36. Commissioner Maniotes asked for copies of the signature cards before they go back to the bank. They should be attached to the Resolution.

Roll Call:

Commissioner Bradbeer	-	Yes
Commissioner Baraybar	-	Excused Absence
Commissioner Maniotes	-	Yes
Vice Mayor Peck-Epstein	-	Yes
Mayor Wilson	-	Yes

11. Resolution No. 2005-37 – Commitment to set aside $600,000 from the SBA General Investment Fund

A RESOLUTION OF THE TOWN OF REDINGTON BEACH, FLORIDA, PROVIDING FOR A COMMITMENT TO SET ASIDE THE SUM OF $600,000.00 FROM THE SBA GENERAL INVESTMENT FUND FOR FISCAL YEAR 2006-2007 STORMWATER PROJECT CONSTRUCTION IMPROVEMENTS, AND PROVIDING FOR AN EFFECTIVE DATE

Town Attorney Amadio read Resolution No. 2005-37. A **MOTION** was made by Commissioner Maniotes, seconded by Commissioner Bradbeer, to adopt Resolution No. 2005-37. Town Attorney Amadio asked if this was required. Commissioner Maniotes replied that it was in order for the Town to receive its grant. TBE advised that SWFMD requires that we make a commitment even though we do not yet have the grant for Phase 3. Commissioner Bradbeer said she thought we need to have the actual funds. Town Attorney Amadio said, "Not at this time." Commissioner Maniotes stated that the $600,000 was not in the current budget, but was in the reserve funds and would be available for FY 2005-06. Mayor Wilson said that the letter to SWFMD has been sent with the application for the grant.

Roll Call:

Commissioner Bradbeer -	Yes
Commissioner Baraybar -	Excused Absence
Commissioner Maniotes -	Yes
Vice Mayor Peck-Epstein -	Yes
Mayor Wilson -	Yes

12. Planning Board Application

A **MOTION** was made by Vice Mayor Peck-Epstein, seconded by Commissioner Maniotes to set a closing date for receiving Applications for membership (Alternate) on the Planning Board at noon on Friday, December 23, 2005. No discussion.

Roll Call:

Commissioner Bradbeer -	Yes
Commissioner Baraybar -	Excused Absence

Commissioner Maniotes -	Yes
Vice Mayor Peck-Epstein -	Yes
Mayor Wilson -	Yes

13. Commissioner Appointments

Mayor Wilson appointed Commissioner Baraybar as the Public Works Commissioner and Commissioner Bradbeer as the Building Commissioner effective immediately. Mayor Wilson pointed out that the subject of docks keeps coming up before the Board of Adjustment. There seems to be no consistency from the Board of Adjustment and there are real concerns regarding this matter. Mayor Wilson stated that we may consider contracting with an outside company or even Mr. Baraybar to check building plans for the Town. Commissioner Bradbeer said there needs to be someone in place who is really qualified. It was suggested that a meeting be posted to transition from one Building Commissioner to another. Jack Tipton should attend, as well as Mark Davis, Commissioner Bradbeer and Commissioner Baraybar.

14. Other Business

Vice Mayor Peck-Epstein made a **MOTION** to provide funding for a continued Special Detail Deputy to be paid $31.00 an hour for 90 hours for a total of $2,790.00 – four hours a day, 20 hours a week. Funds will be taken from the already allocated Dedicated Traffic Officer funding. Commissioner Maniotes seconded the motion. Town Attorney Amadio asked if a date should be included in the motion. Vice Mayor Peck-Epstein stated that the time period would be from January 7, 2006 until January 17, 2006. Mayor Wilson stated that the Officer will be radar certified. Commissioner Maniotes suggested that the checks paying for this service be brought to the Commission Meetings for signatures during or immediately after the meeting. The **MOTION** was restated to include the dates of the permit.

Roll Call:

Commissioner Bradbeer -	Yes
Commissioner Baraybar -	Excused Absence
Commissioner Maniotes -	Yes
Vice Mayor Peck-Epstein -	Yes
Mayor Wilson -	Yes

15. Adjournment

A **MOTION** to adjourn was made by Vice Mayor Peck-Epstein. The meeting was adjourned at 9:52 p.m.

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Mayor Linda J. Wilson

ATTEST:

Beverly M. Brown, MMC
Town Clerk