



**TOWN OF REDINGTON BEACH
BOARD OF COMMISSIONERS MEETING
REGULAR MEETING
October 2, 2007**

Having been duly advertised as required by law, the **Regular Meeting** of the Board of Commissioners of the Town of Redington Beach, Florida, was held on **Tuesday, October 2, 2007, at 7:00 p.m.** in the Redington Beach Town Hall at 105 – 164TH Avenue, Redington Beach, Florida.

Mayor Simons called the **Regular Meeting** to order.

Pledge of Allegiance

Roll Call

	Present	Absent
Commissioner Bradbeer	X	
Commissioner Peck-Epstein		X
Commission Steiermann	X	
Commissioner Deighton	X	
Mayor Simons	X	
Town Attorney Salzman	X	
Town Clerk Patrus	X	

Record to reflect that Commissioner Peck-Epstein is out of town.

Motion made by Vice Mayor Deighton and seconded by Commissioner Bradbeer to approve the agenda as amended: Remove the September 18 meeting minutes from the Consent Agenda; insert under NEW BUSINESS item 'a' Melton Property. **Agenda approved as amended with all ayes.**

Ed Fernandez, 161st Avenue spoke of the side-set-back requirements for boat lifts. There will be further discussion of this item under Attorney reports.

Debi Schutte, Redington Drive spoke of the Planning Board review on privacy on the water and in your back yard.

REPORTS

Public Safety – Commissioner Peck-Epstein, absent

Building – Commissioner Bradbeer

- Nothing to report; deferred to Attorney reports.

Public Works - Commissioner Steiermann

- Nothing to report; on agenda for storm drain replacement.

Finance – Vice Mayor Deighton

- Town audit set for October 29. We will be sending preliminary closing reports to the auditor in a couple of weeks.
- At the recent Big-C meeting, a presentation of some innovative methods for getting tourists to the Gulf Beaches.

Mayor Simons

- Deferred to the agenda item on SWFWMD, Phase III.

Town Clerk

- Town wide yard sale set for Oct. 26 and 27th.
- Auxiliary autoback up has been installed on the Town server.
- Paul Warren, Tech Committee will have a demo of the proposed Town web site, at our October 16 meeting.

Attorney Salzman

- The Melton case will be discussed under NEW BUSINESS as item 'a'.
- About a dozen nuisance abatements have been cleared. Board discussion as to the procedure. Consensus was that if no action was taken by the property owner to conform, the second letter would be written with notice that attorney fees will be added to the fine.

See clarification written October 3rd:

Note: Clarifications to the Attorney's report on processing of liens. Mark Davis, Town Code Enforcement officer, as per Florida statute, Chapter 162, handles issuing citations. Once all steps of enforcement have been exhausted, he refers it to the Attorney to file the liens; under Florida statutes 162.9 only the Attorney can file liens.

- Regarding the Fernandez appeal on dock side-set-back requirements – in conversations with Jack Tipton, Pinellas County Building and Tom Hogan of Pinellas County water and navigation, it is their interpretation of our code; that they have reviewed and responded with a letter stating that all permits have been issued properly. Our Code provides for an appeal process by the Board of Commissioners. Consequently the Fernandez's need to exhaust all avenues of recourse and are entitled to an appeal hearing by the Board. Board and Public discussion.

Consensus that a special meeting be set to address the issue of County interpretation of our code. Town Clerk will post notice of meeting and letters will be sent to all property owners (within 300 ft. of this dock), the Board of Adjustment and the Planning Board to attend Special Meeting set for 5 p.m. on Tuesday October 16. Attorney will provide notice letter and contact Jack Tipton and Tom Hogan.

No Committee or Board reports.

CONSENT AGENDA

Motion made by Vice Mayor Deighton and seconded by Commissioner Steiermann to adopt the following items under consent agenda.

- Minutes from Final Budget Hearing of September 20, 2007
- Approval of Bill Lists for week ending September 28, 2007
- Town commissioners acted upon this Motion at the September 18 Regular Meeting.

Resolution 2007-28

A Resolution of the Town Commissioners of the Town of Redington Beach Authorizing the Purchase of Buffalo Technology Linkstation Autobackup, Belkin cables from Wareforce and installation of equipment by White Hat, not to exceed Cost of \$600.00

	Motion	Seconded	Aye	Nay	Absent
Commissioner Bradbeer			X		
Commissioner Peck-Epstein					X
Commissioner Steiermann		X	X		
Vice Mayor Deighton	X		X		
Mayor Simons			X		

Consent Agenda passed with four affirmative votes.

Meeting minutes from Regular Meeting of September 18, 2007 were discussed. Amendment will be made to add statement under NEW BUSINESS item 'b', under Resolution 2007-26, *that employees will be notified in writing and given options to retain their present life insurance coverage; they will sign off acceptance.* **Motion** made by Vice Mayor Deighton and seconded by Commissioner Steiermann to adopt with change.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Bradbeer				X	
Commissioner Peck-Epstein					X
Commissioner Steiermann		X	X		
Vice Mayor Deighton	X		X		
Mayor Simons			X		

Meeting minutes from Regular Sept. 18, 2007 meeting adopted with three affirmative votes.

OLD BUSINESS

a. Phase III SWFWMD project

Vice Mayor Deighton spoke of the changes in construction costs for Phase III. In meetings with TBE, we were told that Phase III construction may be as high as 1.7 million dollars. Since SWFWMD budgeting for this project is at \$990,000, it behooves us to separate Phase III into two sections. We have communicated with Richard Mayor of SWFWMD and Hamid Faraji of TBE Group; it is deemed that if we split Phase III into two, making the second, Phase VI we can qualify for the 50% reimbursement on Phase VI in fiscal 2008-09. Board Discussion as to the start dates of Phase III, the estimated cost of Phase IV and Phase VI. Consensus was that a letter be written to TBE Group and SWFWMD stating that we want to proceed with splitting Phase III into two sections.

Motion was made by Vice Mayor Deighton and seconded by Commissioner Steiermann to have Town send letter to SWFWMD and TBE Group to separate Phase III to conform with funds that have been allocated to the project and to proceed with a design of Phase VI in budget fiscal 2008-09. There were no Public comments.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Bradbeer			X		
Commissioner Peck-Epstein					X
Commissioner Steiermann		X	X		
Vice Mayor Deighton	X		X		
Mayor Simons			X		

Motion passed with four affirmative votes.

b. Storm drain replacement

Commissioner Steiermann spoke of the on going problem with the uneven terrain, due to joint cracks of the outflow pipe, at 16309 Redington Drive. Board discussion went over the quotes received, questioned if the repair will fix the problem, the size of pipes to be used and the need for engineering comments. Attorney said that by not having to see adjacent property owners sign-off on easement, the repair would be simpler; the proposed work can be done on one property.

Public comments from *David Drillick 1st St East and Jim Hoffman, Redington Drive*. Further Board discussion and then consensus for a motion.

Motion made by Vice Mayor Deighton and seconded by Commissioner Bradbeer for letter to be written to TBE Group, requesting they review and sign off on the quote proposal from Kloote Construction, for the repair and replacement of pipe at 16309 Redington Drive.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Bradbeer		X	X		
Commissioner Peck-Epstein					X
Commissioner Steiermann			X		
Vice Mayor Deighton	X		X		
Mayor Simons			X		

Motion passed with all four affirmative votes.

NEW BUSINESS

a. Melton Property, 15930 Redington Drive.

Attorney Salzman reported the history of this case. He described the foreclosure procedure. The accrued fines on this property exceed \$62,000; we have no cooperation from the property owner on settling this issue. Board and Attorney discussion. The sale of the property would enable the Town to recover all fines, administrative fees and expenses. However, Town Attorney said the reason for the foreclosure is compliance.

Attorney recommends instituting foreclosure proceedings. Continued negligence by this property owner, is detrimental to the adjacent properties, as water flow onto the property may erode neighbors property as well.

Motion made by Commissioner Steiermann and seconded by Commissioner Bradbeer for Attorney to proceed with foreclosure process. Vice Mayor Deighton will not vote and will complete a Voting Conflict form [CE Form 8B]. Vice Mayor Deighton is the property owner abutting the Melton property.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Bradbeer		X	X		
Commissioner Peck-Epstein					X
Commissioner Steiermann		X	X		
Vice Mayor Deighton					
Mayor Simons			X		

Motion passed with three affirmative votes. Attorney will proceed with foreclosure procedures.

OTHER BUSINESS

No further Business, **Motion** made by Vice Mayor Deighton and seconded by Commissioner Steiermann to **adjourn**. All ayes. **Regular Meeting adjourned** at 8:45 p.m.

Adopted: October 16, 2007

Janina Patrus, Town Clerk RMC