



TOWN OF REDINGTON BEACH, FLORIDA
REGULAR MEETING MINUTES
July 1, 2008

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, July 1, 2008, 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.

Mayor Simons led the **Pledge of Allegiance**

Roll Call

	Present	Absent
Commissioner Fox		X
Commissioner Drillick	X	
Commission Steiermann	X	
Commissioner Deighton	X	
Mayor Simons	X	
Town Attorney Salzman	X	
Town Clerk Patrus	X	

Commissioner Fox is away on vacation.

Motion made by Vice Mayor Deighton and seconded by Commissioner Drillick to approve Agenda . **Agenda approved with all ayes.**

PUBLIC FORUM – Non-Agenda Items Only

No Public participation.

REPORTS

Public Safety – Commissioner Fox

- Safety report - Clerk Patrus said that working the July 4th holiday Gulf Blvd. would be regular deputy Menz till 3 p.m.; the POA have arranged for a special deputy from 3:30 to 7:30 p.m.; and the officers working Madeira Beach will be made available to the Town from 7:30 to 10 p.m..

Buildings– Commissioner Drillick

- Nothing to report.

Public Works& Parks- Commissioner Steiermann

- Public Works has completed the beach set-up for the Holiday picnic and is gearing up for the Saturday beach clean up.

Finance– Vice Mayor Deighton

- Finance Committee has completed a draft budget.
 1. Employee's salaries were adjusted to reflect the cost of living rate.
 2. Based on the reports from the speed meters on Gulf Blvd. Committee did not budget for the special deputy detail for fiscal 2008-09.
 3. Consideration will be given to proceed with the tear down of the fire house 2nd floor and re-roofing.
 4. After a review of the SWFWMD project, we should meet with TBE and Mark Davis to review the budget for future phases.
- Attended the Big-C breakfast. Speaker's topic was about tourist spending in the Gulf coast; and Big-C group is against off-shore drilling.
- Attended the Suncoast League of Cities meeting.

Mayor Simons

- Said that the Big-C subcommittee (Mayor Lawrence, Mayor Queen and Mayor Simons) met with Verizon and Progress Energy to get a proposed cost for undergrounding Gulf Blvd. The plan is to use the County 'Penny for Pinellas' contribution to the towns.

Town Clerk

- Reminded Public of Voter Education session to be held Wednesday July 16, at Redington Shore Town hall – 5 to 7 p.m.

Attorney Salzman

- Said that Attorney Yacavone was attempting to get a summary motion judgment in the case. If judgment is obtained it would conclude the matter. Attorney will keep us updated.

Boards or Committee reports

Zoe Roseman, **Twin Towers Project** – The committee has collected over \$9,000 in contributions toward the engraved bricks and received over \$4,000 in-kind donations; the base is in place and the trees trimmed. Park Board and Commissioner Steiermann were at the site today. Bricks are being laid Wednesday and then landscaping will follow.

Planning Board - Mayor Simons read memo from Ed Fernandez, Planning Board Chair.

CONSENT AGENDA Bill List for week ending June 27, 2008 and Regular and Workshop meeting minutes from June 3, 2008 were approved with a **Motion** made by Vice Mayor Deighton and seconded by Commissioner Steiermann to approve the consent agenda.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Fox					X
Commissioner Drillick			X		
Commissioner Steiermann		X	X		
Vice Mayor Deighton	X		X		
Mayor Simons			X		

Motion passed with four affirmative votes.

NO OLD BUSINESS

NEW BUSINESS

a. Adoption of Personnel Manual – this is addressed in Resolution 2008-20.

RESOLUTIONS

RESOLUTION 2008-19

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA AUTHORIZING TRANSFER OF FUNDS FROM SBA (A) ACCOUNTS, STORMWATER, CAPITAL AND GENERAL TO FIFTH THIRD BANK RESPECTIVE ACCOUNTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney read resolution by title. Vice Mayor Deighton explained that this was the standard procedure since SBA released funds from the (b) account into the (a) account; we move funds from the SBA (a) account to Fifth Third Bank respective accounts. No discussion. **Motion** made by Vice Mayor Deighton and seconded by Commissioner Drillick to adopt Resolution 2008-19.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Fox					X
Commissioner Drillick		X	X		
Commissioner Steiermann			X		
Vice Mayor Deighton	X		X		
Mayor Simons			X		

Resolution adopted with four affirmative votes.

RESOLUTION 2008-20

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA ADOPTING AN EMPLOYMENT MANUAL; GOVERNING EMPLOYEE STANDARDS OF CONDUCT, COMPENSATION, BENEFITS AND COMMUNICATION POLICES; AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney read resolution by title. **Motion** made by Commissioner Drillick to adopt the employment manual, seconded by Vice Mayor Deighton. Mayor Simons thanked Clerk Patrus for creating the manual, the Attorney and Board for their diligence in work shopping and finalizing the manual. Vice Mayor Deighton commented that this is a goal the Town has been trying to achieve over the past ten years.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Fox					X
Commissioner Drillick	X		X		
Commissioner Steiermann			X		
Vice Mayor Deighton		X	X		
Mayor Simons			X		

Resolution adopted with four affirmative votes.

RESOLUTION 2008-21

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA
ENTERING INTO AN AGREEMENT WITH VALIENTE HERNANDEZ, P.A. FOR AUDITING SERVICES;
AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney read the resolution by title. **Motion** made by Vice Mayor Deighton and seconded by Commissioner Drillick to adopt resolution to hire Valiente Hernandez as the Town auditors for a three year period, per the quoted rates in the RFP. Town has used the services of Valiente Hernandez for the past two audits, and by going out for RFP, Town will save over \$6,000 per year on the future audits. Clerk Patrus stated that the resolution includes a 90 day termination notice, that was not in the engagement letter; therefore engagement letter will have to be modified.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Fox					X
Commissioner Drillick		X	X		
Commissioner Steiermann			X		
Vice Mayor Deighton	X		X		
Mayor Simons			X		

Resolution adopted with four affirmative votes.

ORDINANCES

2nd Reading and adoption

ORDINANCE NO. 08-05

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA AMENDING CHAPTER 2, DIVISION 3. SUPPLEMENTAL CODE ENFORCEMENT PROCEDURE, SECTION 2-92(a), ENFORCEMENT JURISDICTION; BY PROVIDING FOR REPEAL OF ORDINANCE OR PARTS OF ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney Salzman read the Ordinance by title. Commissioner Drillick said that in the preparation of this amendment to Chapter 2, this Ordinance is to enable the Code Enforcement process by having permits prominently displayed. No discussion and no Public comments. **Motion** made by Commissioner Drillick and seconded by Vice Mayor Deighton to adopt at 2nd reading.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Fox					X
Commissioner Drillick	X		X		
Commissioner Steiermann			X		
Vice Mayor Deighton		X	X		
Mayor Simons			X		

Motion passed with four affirmative votes. Ordinance 08-05 is adopted at the 2nd reading and effective.

ORDINANCE NO. 08-06

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA AMENDING CHAPTER 6, ARTICLE I, SECTION 6-3 REMOVAL OF DEBRIS, EQUIPMENT, ETC., FOLLOWING CONSTRUCTION; RESTORATION OF SITE ON FAILURE TO COMPLETE CONSTRUCTION; AND PROVIDING FOR AN EFFECTIVE DATE

Attorney Salzman read the Ordinance by title. No discussion. Commissioner Drillick said the adoption of this Ordinance would set a time limit to 30 consecutive days after construction has been completed for the debris to be removed from the site. Determination as to when construction is complete would be visual by Code Enforcement, neighbors and monitoring of issued permits. **Motion** made by Commissioner Drillick and seconded by Vice Mayor Deighton to adopt at 2nd reading. No public comments.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Fox					X
Commissioner Drillick	X		X		
Commissioner Steiermann			X		
Vice Mayor Deighton		X	X		
Mayor Simons			X		

Motion passed with four affirmative votes. Ordinance 08-06 is adopted at the 2nd reading and effective.

1ST Reading and introduction

ORDINANCE NO. 08-07

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF REDINGTON BEACH, FLORIDA AMENDING CHAPTER 6, OF THE TOWN OR REDINGTON BEACH CODE OF ORDINANCES, BUILDINGS AND BUILDING REGULATIONS, AMENDING ARTICLE VII, MECHANICAL CODE; ESTABLISHING SECTION 6-208 TITLED "POWER GENERATOR SYSTEMS"; BY PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH' AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney read Ordinance by title for the 1st reading. Commissioner Drillick had discussions with Mark Davis, John Kostreles and Jack Tipton, County Building Dept. to write up this new proposed ordinance on power generators. Need for an Ordinance was initiated by recent Board of Adjustment hearing and a Board of Commissioners appeal meeting. The Town does not have a code governing the installation of power generations. Commissioner Drillick listed some of the key restrictions in the proposed Ordinance:

- 1) Noise level is established for power generators by the ordinance.
- 2) Only gas or propane not diesel generators.
- 3) Wind powered generators are prohibited, due to area being a bird sanctuary.
- 4) Cannot sell power back to the power companies.
- 5) Routine maintenance hours are set.
- 6) The location of permanent generators is defined.

This is the 1st ordinance of this type in the county that covers these major issues.

Public comment was heard from Charlotte Martin, 2nd Street East.

Motion made by Commissioner Drillick to adopt Ordinance at its 1st reading, seconded by Vice Mayor Deighton.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Fox					X
Commissioner Drillick	X		X		
Commissioner Steiermann			X		
Vice Mayor Deighton		X	X		
Mayor Simons			X		

Motion passed with four affirmative votes. Ordinance 08-07 is adopted at the 1st reading and will be published. 2nd reading is tentatively set for August 5 meeting.

Ordinance was read out of order, to accommodate discussion on Ordinance No. 08-08.

ORDINANCE NO. 08-09

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF REDINGTON BEACH, FLORIDA AMENDING CHAPTER 6, BUILDINGS AND BUILDING REGULATIONS, ARTICLE XI. BOARD OF ADJUSTMENT, SECTION 6-291. APPEAL, BY PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH' AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney read Ordinance by title for the 1st reading. Attorney Salzman explained the need to amend Town code that allowed an appeal of a Board of Adjustment hearing to come in front of the Board of Commissioners. This is not the normal procedure. It is inappropriate for a Board to sit upon a decision of another Board that they have appointed. Normally the appeal would be directed to the circuit court. This ordinance will amend Town code. **Motion** made by Vice Mayor Deighton and seconded by Commissioner Steiermann to adopt Ordinance 08-09 upon its 1st reading. Public comment was heard from Gladys Rock, Gulf Blvd. No further discussion by Board.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Fox					X
Commissioner Drillick			X		
Commissioner Steiermann		X	X		
Vice Mayor Deighton	X		X		
Mayor Simons			X		

Motion passed with four affirmative votes. Ordinance 08-09 is adopted at the 1st reading and will be published. Tentative 2nd reading is set for the August 5 meeting.

ORDINANCE NO. 08-08

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF REDINGTON BEACH, FLORIDA
AMENDING APPENDIX A, ZONING OF THE TOWN OF REDINGTON BEACH, SECTION 5(b), BUILDING REGULATIONS,
REFINING THE SETBACK REQUIREMENTS FOR PROPERTIES BORDERING BOCA CIEGA BAY; PROVIDING FOR
THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT
HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney read Ordinance by title for the 1st reading. Commissioner Drillick briefly introduced the amendment. **Motion** was made by Commissioner Drillick and seconded by Commissioner Steiermann to adopt at 1st reading. Ordinance 08-08 was workshopped. Discussions were held with Jack Tipton and John Kostrels, Pinellas County Building Dept. and Mark Davis Public works. Planning Board did a review of the Ordinance and made written recommendations.

Board discussion as to the exact verbiage of the amendment. Consensus was for the last sentence in 1st paragraph to read: at twenty-five (25) feet from the Bay-front property line, the mean high tide mark or center of seawall cap; if the seawall extends into Boca Ciega Bay beyond the property line and is contiguous with the land and bounded by the side property lines. No Public comments.

	Motion	Seconded	Aye	Nay	Absent
Commissioner Fox					X
Commissioner Drillick	X		X		
Commissioner Steiermann		X	X		
Vice Mayor Deighton			X		
Mayor Simons			X		

Motion passed with four affirmative votes. Ordinance 08-08 is adopted at the 1st reading and will be published. Tentative 2nd reading is set for the August 5 meeting.

NO OTHER BUSINESS

No further Business, **Motion** made by Vice Mayor Deighton and seconded by Commissioner Drillick to **adjourn**. All ayes. **Regular Meeting adjourned** at 8:10 p.m.

Adopted: July 15, 2008

Janina Patrus, RMC

Janina Patrus, Town Clerk RMC