



TOWN OF REDINGTON BEACH, FLORIDA
REGULAR MEETING MINUTES
September 16, 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, September 16, 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 Lokenauth	X	
Town Clerk Patrus	X	

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

PUBLIC FORUM – Non-Agenda Items Only

Tom Owen, 1st Street East – submitted a resident petition opposing installation of storm drains between 155th and 156th Avenue on 1st Street. Mayor Simons said that once the budget is adopted, there will be a hearing to review the proposed project. We plan on notifying the residents in the area to attend. Letter received from resident June Crowell on 1st Street supporting the storm drain project will be included in the discussion.

Lt. Gavin of the Pinellas County Sheriff's office – Lt. Gavin introduced and read a short biography of the officers and deputies present.

REPORTS

Public Safety – Commissioner Fox

- Nothing to report.

Buildings– Commissioner Drillick

- Researched the installation of close-down valves for the storm drains. He said several towns in Pinellas County have these installed in storm drains.

Public Works& Parks– Commissioner Steiermann

- Thanked Mark Davis and the crew for their hard work in preparing the park grounds for the Twin Towers dedication.
- Deferred to agenda item on vacated and foreclosed properties.

Finance– Vice Mayor Deighton

- Reiterated that we would be having a final budget hearing on Thursday, September 18.
- Read letter from Mayor Bombula of Pelhrimov, Czech Republic acknowledging the Twin Towers memorial.
- Acknowledged Ken Markgraf of Madeira Beach, for his dedication and hard work in the creation of the Twin Towers memorial.

Mayor Simons

- Nothing to report.

Town Clerk

- Read Thank-You notes received by the Town for dedication of the Twin Towers memorial.

Attorney Lokenauth

- In the pending Melton case; we are still waiting for settlement decision.

Boards or Committee reports

- No boards or committee reports

CONSENT AGENDA: Bill List for week ending September 12; and Regular September 2 meeting and September 4 Special Budget Hearing minutes were approved with a Motion made by Commissioner Drillick and seconded by Vice Mayor Deighton to approve the consent agenda. Vice Mayor Deighton posed a question on invoices paid to American Lawn Services Inc. for work done on code violation properties. This will be discussed under NEW BUSINESS (a) vacant and foreclosed properties. No further discussion.

	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 five affirmative votes.

8. OLD BUSINESS

a. Discussion of budgeted items: Acct. 511.820 Donations - Board discussion of request for a donation to Neighborly Care Network. Based on the services they provide Town residents, a \$500 donation was discussed. Commissioners Drillick and Fox said the government shouldn't be making charitable donations, suggestion was to have the Property Owners Association create a fund raiser in lieu of a donation. Comment heard from resident Charlotte Martin, 2nd Street. **Motion** made by Vice Mayor Deighton and seconded by Commissioner Steiermann to allocate \$500 in the budget for Neighborly Care Network donation.

	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 three affirmative votes.

Acct. 512.20; 513.120 and 539.120 Salaries and Wages – Vice Mayor Deighton said the finance committee considered the cost of living rates for the Southern region in the employee salary increase calculation. They allocated 5% COL increase; this is slightly on the conservative side, based on today's economy. Commissioner Steiermann proposed that employees be given a 3-1/2 % increase not categorized as COL and Deputy Clerk Clarke an additional 1-1/2% merit. Board discussion. Comments were heard from residents Gladys Rock, Gulf Blvd. and Charlotte Martin, 2nd Street. No further Public comments, Mayor closed Public. **Motion** made by Commissioner Steiermann to give 3-1/2% salary increase to Town Clerk, Public Works Director and Asst. Public Works and 5% to Deputy Clerk. **Motion** seconded by Commissioner Fox.

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

Motion passed with four affirmative votes.

Acct. 539.200 Temporary Help – Mark Davis memo, regarding the hourly wage paid to Cindy Repetto, was read. Cindy Repetto provides town lawn services. Discussion of the Board was whether to allocate an increase to \$13.50 per hr. or \$15.00 per hour. Ms. Repetto has been employed by the Town over two years, provides her own equipment, tools and does an excellent job. Comments were heard from residents Ed Fernandez, 161st Ave., Charlotte Martin, 2nd St. and Gladys Rock, Gulf Blvd. supporting the \$15.00 per hr. rate. **Motion** made by Commissioner Steiermann and seconded by Vice Mayor Deighton to allocate \$15.00 per hr. to the temporary help account.

	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 five affirmative votes.

9. NEW BUSINESS

a. Discussion of ordinances for vacant and foreclosed properties – Commissioner Steiermann led the discussion, about incurred costs in maintaining vacant, foreclosed or code violation properties. In addition to the lawn service, there are pool and pest issues that need to be resolved. We need to keep the Town's safety and aesthetics in mind.

Attorney Lokenauth outlined the process of filing for costs. It is a scheduled process that takes 90 days before court makes a decision to foreclose. We need to file our claims prior to the 90 day window. We follow Florida Statute 162.09, Town code and Code Enforcement schedule in updating our ordinance. We have to revise the code enforcement fines to conform to FS and Code Enforcement guidelines. Board discussion.

Mayor Simons said code enforcement hearing may recover the costs but we need to maintain the appearance of the property until court decision and/or when adjudicated; and there is no guarantee that fines and costs will be recovered. Code enforcement is to create compliance with the code not to fine. Attorney Lokenauth will draft an ordinance in liaison with Commissioner Drillick and Mark Davis.

b. Committee to study solution to street flooding at high water levels – Vice Mayor Deighton said that a time before the SWFWMD project, we would have water in the street for days, now that new larger pipes have been installed, the water drains away quickly. However, with high tide the salt water backs up into the street. We could get a group together and evaluate what we can do.

Mayor Simons said during recent Hurricane Ike, even though it was 300 miles away, the easterly winds created higher than usual tides on the beaches. The Tampa bay area was alerted of a high tides, all during this storm. The storm drains backed up and receded and then the seawall was breached. The valves that Commissioner Drillick mentioned may work during astronomical tides, but not in a seawall breach.

Board discussion with Commissioner Fox and Commissioner Steiermann. Consensus was to have Commissioner Drillick find an engineering department from other town and discuss a basis for evaluating the valves. Public Comment from resident Tom Owen, 1st St. East was heard. Commissioner Drillick will pursue checking the installation of these valves at other towns, as to their effectiveness and report back at an October meeting.

RESOLUTIONS

Resolution 2008-33

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 Lokenauth read the resolution by title. No discussion. Vice Mayor Deighton said this is the usual transfer of funds from the SBA 'a' accounts to Fifth Third Bank. **Motion** by Commissioner Drillick and seconded by Commissioner Fox to adopt.

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

Resolution 2008-33 passed with five affirmative votes.

10. ORDINANCES 2nd and final reading.

ORDINANCE NO. 08-10

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF REDINGTON BEACH, FLORIDA AMENDING CHAPTER 6 BUILDINGS AND BUILDING REGULATIONS, BY PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND

AMENDING Section:: Chapter 6, **Article I**, sec. 6-4, posting of address numbers. sec. 6-31 Department of building inspection, Sec. 6-33 Re-inspection fee; **Article III** Sec. 6-56 Codes adopted; conflicting provisions, Sec. 6-57 Amendments to Standard Building code, Sec. 6-58 General requirements for new building, Sec. 6-60 Additional certifications required for Certificate of Occupancy, Sec. 6-61 Certification of building setback, Sec. 6-65 Permanent installations in building setback areas prohibited, Sec. 6-67 Portable Storage Units; Sec. 6-76 Permits Required, Sec. 6-77 Exceptions to Permits, Sec. 6-78 Application of Permits, Sec. 6-79 Submission of plans, Sec. 6-80 State or county contractor's license required, Sec. 6-81 Inspections, and **Article X** Sec. 6-285 Fences, Walls and Hedges; AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney Lokenauth read Ordinance 08-10 by title. Ordinance 08-10 was first read on August 21 and published on August 27. Mayor Simons thanked Commissioner Drillick for his diligence in revising Chapter 6 and writing this ordinance. Commissioner Drillick said that this is the final reading and brings the Town code Chapter 6 up-to-date. **Motion** made by Commissioner Drillick to adopt Ordinance 08-10 on the 2nd and final reading, seconded by Commissioner Fox. No discussion by Board or Public. Roll Call vote:

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

Ordinance 08-10 adopted on the 2nd and final reading with five affirmative votes.

ORDINANCE NO. 08-11

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF REDINGTON BEACH, FLORIDA AMENDING CHAPTER 14 PERSONNEL, OF THE TOWN OF REDINGTON BEACH CODE OF ORDINANCES, BY PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AMENDING **Section 1**: Chapter 14, **Article I** In general Sec. 14.1 Police department terminated. **Article II** Policy and Procedures, Sec. 14-27 Salary generally; Sec. 14-28 Overtime pay; Sec. 14-29 Holidays; Sec. 14-30 Vacation; Sec. 14-31 Sick leave; and Sec. 14-32 Insurance are repealed; and **Article III**, Retirement and Certain Other Benefit Programs, Sec 14-66 Benefits authorized; Sec 14-67 Exclusions; Sec. 14-68 Agreement with state; Sec. 14-69 withholding, Sec. 14-70 Payment of contributions, Sec. 14-71 Records and reports; conformance with state regulations, Sec. 14-72 Adopt of terms of social security act, and Sec. 14-73 Duties of town clerk, are repealed; AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney Lokenauth read Ordinance 08-11 by title. Ordinance 08-11 was first read on August 5 and published on August 13. Mayor Simons explained for the Public that this ordinance will up date the Town code regarding Chapter 14 Personnel, it refers all employee policy issues to the newly adopted manual; any changes in the policy will be enacted by resolution. **Motion** by Commissioner Drillick to adopt Ordinance 08-11 on its 2nd and final reading, seconded by Commissioner Fox. No discussion by Board or Public. Roll Call vote:

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

Ordinance 08-11 adopted on the 2nd and final reading with five affirmative votes.

OTHER BUSINESS

a. Proclamation – October National Domestic Violence Awareness Month. Mayor Simons read, and with the Board consensus, signed the proclamation; stating that October 2008 be declared domestic violence awareness month, at the request of CASA (Community Action Stops Abuse) group. Resident Gladys Rock, Gulf Blvd. commented on the quality of CASA's work.

No further Business, **Motion** made by Commissioner Drillick and seconded by Commissioner Fox to **adjourn**. All ayes. **Regular Meeting adjourned** at 8:50 p.m.

Adopted: October 7, 2008

JANINA PATRUS, RMC
Janina Patrus, Town Clerk RMC