



**TOWN OF REDINGTON BEACH, FLORIDA
BOARD SPECIAL MINUTES
Wednesday, February 13, 2013**

Having been duly advertised as required by law, the **Special Meeting** of the Board of Commissioners of the Town of Redington Beach, Florida, was held on **Wednesday, February 13, 2013 at 3:00 p.m.**, in the Redington Beach Town Hall at 105 – 164TH Avenue, Redington Beach, Florida.

Mayor Simons called the **Special Meeting** to order and led the **Pledge of Allegiance**.

Roll Call:

	Present	Absent
Commissioner Dorgan	X	
Commissioner Will		X
Commissioner Deighton	X	
Vice Mayor Steiermann	X	
Mayor Simons	X	
Town Attorney Daigneault	X	
Town Clerk Clarke	X	
Mark Davis, DPW, Code Enforcement Officer	X	
Glenn Wardell, PC Bldg Dept	X	

Also present was Board of Adjustment Chairman, Wally Hawthorne, Mr. & Mrs. Backman and Attorney Fee.

Motion by Commissioner Deighton and seconded by Commissioner Dorgan to approve the Agenda.
Agenda approved with all ayes.

NEW BUSINESS **None**

OLD BUSINESS

- A. 15912 Gulf Blvd, Backman Property:** Mayor Simons recapped the sequence of events that brought the commission to meet at a special meeting.

Attorney Daigneault summarized Attorney Fee's February 8th memo and listed the three options to the commission. The first is to pay Mr. Backman a sum of money to compensate him for the direct expenses that are required to bring the walls into compliance with the Town's Codes. The second option is if the town declines such payment, Attorney Fee may bring a suit for damages and declaratory judgment on Mr. Backman's behalf and a judge would then decide. The final option is to propose a lesser amount in exchange for allowing the walls to be constructed in a "reasonable" way and that meets the interest of both parties. Attorney Daigneault did advise the commission that if the proposed wall was outside the Town's codes, it would need to be approved by the Board of Adjustments.

Discussion ensued among the board members and the parties involved. A **Motion** was made by Vice Mayor Steiermann to settle the North, South and East walls for the amount of \$24,000.00 if the gates and pillars can be saved and \$29,000.00 if they cannot be saved and releasing any and all claims relative to Permit # CB12-04923. Motion seconded by Commissioner Deighton.

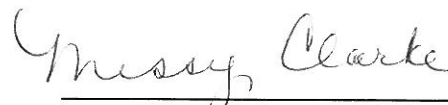
	Motion	Seconded	Aye	Nay	Absent
Commissioner Dorgan			X		
Commissioner Will					X
Commissioner Deighton		X	X		
Vice Mayor Steiermann	X		X		
Mayor Simons			X		

Motion passed with four affirmative votes.

Vice Mayor Steiermann stated the county should be held liable and that the town should pursue payment from the county for settlement costs.

With no further business, a motion was made by Commissioner Deighton to adjourn, seconded by Vice Mayor Steiermann, all ayes. Meeting ended at 4:00 p.m.

ADOPTED: 2-19-13



Missy Clarke, CMC, Town Clerk