

**BOARD OF COMMISSIONERS
TOWN OF REDINGTON SHORES
REGULAR MEETING
TUESDAY, NOVEMBER 8, 2005 – 7:00 P.M.
MINUTES**

Present upon roll call: Commissioner Armstrong, Commissioner Holmes, Vice Mayor Lishamer, Mayor Beyrouti and Attorney Denhardt

APPROVAL OF MINUTES – Regular Meeting, Tuesday, October 11, 2005; Special Meeting, Tuesday, October 25, 2005; Workshop Meeting, Tuesday, October 25, 2005.

Commissioner Holmes moved to approve the minutes as stated, seconded by Vice Mayor Lishamer. Roll call: all yes.

APPROVAL OF BILLS – November 2005

Commissioner Holmes moved to approve the November 2005 bills, seconded by Commissioner Armstrong. Roll call: all yes.

COMMISSION REPORTS

Mayor Beyrouti

Mayor Beyrouti reported the 50th Luau was a great success and very well attended. Mayor Beyrouti thanked Commissioner Armstrong and the 50th Anniversary committee for all their hard work on all the events held throughout the year.

Mayor Beyrouti announced that Pinellas County would be here on February 10, 2006 for all who would like to submit applications for the extra homestead exemption for our senior citizens.

Vice Mayor Lishamer, Commissioner District No 1

No Report

Commissioner Armstrong, Commissioner District No 3

Commissioner Armstrong thanked Darci Sheffield, Doris Boggs, and Bob and Martha Holthaus for all their work on making the 50th Anniversary Luau a great success. Commissioner Armstrong announced the following dates:

Town Wide Garage Sale – November 18th and 19th

Annual Holiday Tree Lighting – December 4th

Holiday Boat Parade – December 18th

House Decorating – December 15th

Commissioner Armstrong announced that the speed limit on Gulf Blvd., has been lowered to 35mph., and encouraged all to drive safely.

Commissioner Holmes, Commissioner District No 4

Indian Shores Police Department – Criminal, arrest, and traffic citations were slightly up.

Commissioner Holmes reported that Gary Windon has been hired as a part-time employee in the Public Works Department. Also an ad has been placed to hire a part-time Administrative Secretary, and Patti Herr will be moved to Deputy Town Clerk and will attend the schooling required to obtain her Certified Municipal Clerk.

Three applications have been received for Building Official. Commissioner Holmes announced the times that interviews are set and asked that any Commissioner that would like to participate should let him know so that the times can be arranged. Mayor Beyrouti encouraged all the Commission to participate in this process.

Commissioner Holmes reported on a letter of concern from resident Charles Parker in regard to the fire down in North Redington Beach and the fire department not being sure on where the fire hydrants were located. Commissioner Holmes spoke with Chief Graves of the Seminole Fire Department and he assured that all fire hydrant locations are electronically located on maps that are available in each fire apparatus vehicle. Mayor Beyrouti also stated that multiple agencies responded to the fire and some of the agencies that are not familiar with the area were asking for location of the hydrants.

OLD BUSINESS

Second Reading and Advertised Public Hearing – Ordinance 05-07, Amending Section 90-96

Attorney Denhardt read Ordinance 05-06 by title. Commissioner Holmes moved to adopt Ordinance 05-07 on second reading, seconded by Commissioner Armstrong. Roll call: Commissioner Armstrong, yes; Commissioner Holmes, yes; Vice Mayor Lishamer, yes; Mayor Beyrouti, abstain. Mayor Beyrouti announced that he does have a conflict, as he owns a property on the street and he will be filling out the proper paperwork with the Town Clerk.

Approval of Change Order #2 – Phase 1 Project Conflicts

Vice Mayor Lishamer explained that a lateral was in conflict with the project and the company needed to reroute the line. The change order is in the amount of \$5,419.04. Vice Mayor Lishamer moved to approve the change order, seconded by Commissioner Armstrong. Roll call: all yes. Mayor Beyrouti explained that there would be change orders throughout the project as there are utilities that are underground and have been there for a long period of time. The contractor will do the best they can to keep the change orders to a minimum. When a conflict occurs Public Works Director Steve Jordan will be notified and will work with the contractor to solve in the least expensive way

Stormwater Project Curbing 174th Ave. East

Vice Mayor Lishamer explained that some of the curbing in Phase 1 has not been poured to specification. The Town sent a letter to the contractor asking them to replace the curbing to conform to the specifications. Mayor Beyrouti explained that he has spoken to the engineers and will write a letter stating that the curbing will still work as anticipated. The engineers will send a letter stating this and will re-certify the plans for that area if the Commissioners so desire. The option would be to tear out the curbing. This curbing amounts to about \$33,000.00 worth of work. The Town can receive a credit of \$20,000.00 and sprinkler systems replaced that are damaged in the right-of-way area. After further discussion Commissioner Holmes moved to write a letter to Cumbey and Fair to ask them to approve the ¼ “ instead of 1 ¼” and to re-certify the plans as built, seconded by Vice Mayor Lishamer. Roll call: all yes. Commissioner Holmes moved to allow Mayor Beyrouti to negotiate for a \$20,000.00 credit to apply towards the renovations of the damages in the right-of-ways, seconded by Commissioner Armstrong. Roll call: all yes. A letter will be sent to all residents that any thing they have placed in the right-of-ways will be replaced at their expense.

Approval Utility Ordinance

Attorney Denhardt read Ordinance 05-12 by title. Commissioner Holmes referred to Page 2, Section Two;”The Town Clerk of the Board of Commissioners” should be changed to The Town Clerk of the Town of Redington Shores. The Town Administrator should be stricken from the document. Vice Mayor Lishamer moved to approve Ordinance 05-12 with the revisions stated, seconded by Commissioner Armstrong. Roll call: all yes. Mayor Beyrouti explained that previously the Town did not have a bond council when the decision was made that the Town needed a referendum for the approval of the loan. Mayor Beyrouti then asked the bond council how they reached that decision as the way the charter reads it is not necessary. After discussions with the bond council they suggested that the town obtain their own bond council, which is normally what is done. The Town contacted Holland and Knight, who did write an opinion that a referendum is not needed and the Town can move forward with the Undergrounding Project. All the utilities will be contacted for a meeting and hopefully all the contracts that were established will remain the same, with maybe a little increase.

Approval of Bond Council Fee

Commissioner Holmes moved to approve payment to Holland and Knight, LLP not to exceed \$15,000.00, plus expenses and cost and to Nabors, Giblin & Nickerson, P.A. in an amount not to exceed \$2,500.00, seconded by Commissioner Armstrong. Roll call: all yes.

175th Roof Over

Mayor Beyrouti explained that the process of removing this roof is still being worked on. Attorney Denhardt explained that there has been a Special Master Hearing and the property was in violation and the owner was given 21-days to bring the property into compliance. It has been determined that the property is still in violation and another hearing has been set for November 29, 2005. If the property is still in violation a fine of up to \$250.00 a day retroactive to October 28, 2005 will be imposed.

NEW BUSINESSAppoint Commissioner District #2

Mayor Beyrouti explained that no resumes have been received as of today, but he has been contacted by resident John Branch who has stated he is interested and would be submitting a resume. This item is tabled for a future meeting.

Employee Increase

Mayor Beyrouti recommends to the Commission that a salary increase be given to the Town Clerk, Mary Palmer. The Town has lost 50% of their staff and the staff has carried on with all duties. Mayor Beyrouti has surveyed other cities for the salaries of the Clerk's and Town Clerk Mary Palmer is lower than all of them. Mayor Beyrouti is suggesting a substantial increase. After further discussion Commissioner Holmes moved to approve a salary increase to \$60,000.00, seconded by Commissioner Armstrong. Roll call: all yes.

Mayor Beyrouti explained to the Commission that Brad Kelley a member of the Public Works Department has agreed to take classes to obtain his certification for Building Official. Brad has obtained his Provisional License and is already working with the Building Official. Commissioner Holmes moved to increase Brad Kelley's hourly wage to \$14.00, seconded by Commissioner Armstrong. Roll call: all yes.

Approve Capital Improvement Plan

Mayor Beyrouti explained that the Capital Improvement Plan needs to be approved at this time. Commissioner Holmes asked if the \$680,000.00 for Phase 1 project should be carried out to 2006/2007. After discussion it was the consensus of the Commission to delete the amount of \$680,000.00 in 2006/2007. Commissioner Holmes moved to approve the Capital Improvement Plan as amended, seconded by Vice Mayor Lishamer. Roll call: all yes.

First Reading Ordinance 05-11, Amending Fence Code

Attorney Denhardt read Ordinance 05-11 by title. Commissioner Holmes moved to adopt Ordinance 05-11 on first reading, seconded by Commissioner Armstrong. Roll call: all yes.

Phase 2 & 3 Stormwater Project Design and Construction

Vice Mayor Lishamer reported the grant application for the construction needs to be submitted by December 1, 2005. The engineering figures for this project have been approved by SWFWMD. Vice Mayor moved for the Town to move forward with the grant application, seconded by Commissioner Holmes. Roll call: all yes.

Federally Funded FMAP Grant

Tabled

Evaluation and Appraisal Report (EAR) for the Town's Comprehensive Plan

Commissioner Holmes reported that Commissioner Armstrong, Chairmen Bob Holthaus of the Planning and Zoning Board, Town Clerk Mary Palmer and himself attended a meeting hosted by Pinellas County and their consultants to review the process of the EAR. This process is state mandated by the Department of the Community Affairs. The EAR is an appraisal report of the Town of Redington Shores Comprehensive Plan, which needs to be done if the Town plans to make any amendments to the Town's Comprehensive Plan. The report is due by April 1, 2007 and it is suggested to start the process 18-months prior to the due date. Some of the items that are required to be done can be done by town staff and a committee, some items would need to be hired out. The Town does have \$20,000.00 in the budget for this process. A public workshop needs to be held to develop the issues. Commissioner Holmes moved for the Board of Commissioner to approve in concept what is proposed and to hold a public workshop on Tuesday, November 29th, 2005, to develop the issues that need to be dealt with, and to have the Board of Commissioners approve the expenditure of up to \$20,000.00 as needed, seconded by Vice Mayor Lishamer. Roll call: all yes.

Resolution 21-05 Eminent Domain

Attorney Denhardt read Resolution 21-05 by title. Section 1, will be changed to read "for the purpose of economic redevelopment by a private developer". Vice Mayor Lishamer moved to approve Resolution 21-05 as amended, seconded by Commissioner Armstrong. Roll call: all yes.

PUBLIC COMMENTS

Resident Casey Wojeck thanked the Commission for Resolution 21-05. Mayor Beyrouti thanked Mr. Wojeck for his work on the Eminent Domain issue.

MISCELLANEOUS

Mayor Beyrouti announced the following meeting dates:

Opening Date for qualifying for the March 14, 2006 Election is 9:00 A.M. Friday, December 2, 2005 and Closing 12-Noon – Friday, December 16, 2005 - District 1, District 2, District 3 and Mayor
Workshop Meeting – Tuesday, November 29, 2005 – 4:00 P.M.
Regular Meeting – Tuesday, December 13, 2005 – 7:00 P.M.

Respectfully submitted,

Mary F. Palmer, CMC
Town Clerk