

**CITY OF TREASURE ISLAND
BOARD OF COMMISSIONERS SPECIAL WORKSHOP
April 13, 2004
6:00 p.m.**

A. SILENT ROLL CALL:

Mayor Mary Maloof		Present
Commissioner Phil Collins		Present
Commissioner Ed Gayton		Present
Commissioner Richard Kraus	Vice-Mayor	Present
Commissioner Alan Bildz		Present

B. CITY ATTORNEY INTERVIEW:

1. Mayor Maloof called the meeting to order at 6:00 p.m.
2. The Commission interviewed a 7th candidate for the position of City Attorney. Ms. Maura Kiefer was then asked a series of questions by the Commission.
3. Mayor Maloof adjourned the special workshop at the conclusion of the questions and invited Ms. Kiefer to attend the Commission meeting at 7:00 p.m.

**CITY OF TREASURE ISLAND
BOARD OF COMMISSIONERS MEETING
April 13, 2004
7:00 p.m.**

A. PLEDGE OF ALLEGIANCE: Led by Mayor Maloof

B. ROLL CALL:

Mayor Mary Maloof		Present
Commissioner Phil Collins		Present
Commissioner Ed Gayton		Present
Commissioner Richard Kraus	Vice-Mayor	Present
Commissioner Alan Bildz		Present

C. PUBLIC COMMENTS:

Ms. Dona Beasley made comments regarding a site plan that was granted for 12304 Sunshine Lane on February 14, 2004. She said the fence that encroaches the boat ramp

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area was to be removed as of March 1, 2004 and still remains.

Ms. Beasley asked if residents have been polled regarding whether they would like the bubble to be removed. She said the bubble is unique and that it is not difficult to maneuver around if people are traveling the speed limit. She asked the Commission to reconsider making changes to accommodate those that are speeding.

The City Manager indicated that he would look into the issue of the fence at 12304 Sunshine Lane and report back to the Commission.

Ms. Pam MacIntyre commented that the same contractor was awarded the Crosstown Expressway and the Clearwater Bridge. She asked if the City could make sure that that this contractor does not receive an invitation to bid on the TI bridge. Mayor Maloof stated that FDOT uses low bid while Treasure Island uses a qualifications-based bid process.

Mr. Carl Ystrom stated that City Attorney Jim Denhardt was not responsible for the Land's End lawsuit and he asked the Commission to consider this in its decision making process.

Mr. Earl Pfeiffer stated that he would not remove the bubble if it was up to him.

Mr. Pfeiffer stated that he agrees with Ms. Heidi Horak's comments regarding separating the planning duties of the Planning & Zoning Board. He said that Ms. Horak also commented regarding the City's lack of community planning. He provided the Commission with two portfolios from consensus builders. Mr. Pfeiffer stated that he brought forth a visioning concept for the community that would, "put some teeth into the City's visioning statement". He also said, "A neighborhood community plan would put guidelines in place so developers can follow them and do what we as a city want". He urged the City to consider the portfolios he provided in its funding plans.

Mr. Jim Marvin asked why the barriers around the sand dunes at the beach have been removed.

Mr. Marvin commented regarding the garbage on John's Pass Bridge and asked who is responsible for its cleanup and the City Manager stated that FDOT is responsible. Mr. Marvin requested that the City work with FDOT to have garbage receptacles placed on the bridge.

Mr. Carl Ystrom commented that signs should be placed at each of the islands warning children that snails have been seen there.

Mr. John Burke stated that the Gulf Beaches Rotary has a contract with FDOT to pick up garbage along Gulf Boulevard from 102nd Avenue to 130th Avenue. He said that FDOT has specified in the contract that the Rotary is not to pick up garbage at the John's Pass Bridge

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due to safety issues.

Public Works Director Don Hambidge gave a status report on the trunion repairs and stated that both leaves of the bridge are now operational. He stated that the cracks were deeper than expected in the west leaf; therefore, the assumption is that the cracks in the east leaf are deeper as well and the trunions may need to be repaired on the east leaf in the near future. The Public Works Director said that inspections of the bridge are being conducted each month and that he would keep the Commission advised.

Commissioner Gayton asked for a report on the meeting with Mr. Ken Hartmann, FDOT Secretary – District #7. The City Manager stated that Mr. Hartmann's office cancelled the meeting.

Commissioner Kraus asked if the upcoming bridge inspection on Friday would be the first inspection since the weight restrictions were put into place. The Public Works Director indicated that this will be the second inspection since the weight restrictions were put in place. Commissioner Kraus asked for a report on the first inspection and the Public Works Director indicated that the condition of the bridge was the same as when the restrictions were put in place.

Commissioner Collins asked the Public Works Director if he could accompany him on the next inspection and the Public Works Director responded affirmatively.

D. MINUTES:

None.

E. ITEMS OF BUSINESS:

1. Resolution – Referring LDR Temporary Signs and Banners to the Planning & Zoning Board –

After hearing the reading of the resolution referring a proposed amendment to Chapter 73 of the Land Development Regulations of the City of Treasure Island to add regulation pertaining to temporary sign restrictions providing for severability to the Treasure Island Planning and Zoning Board for review and recommendation; providing a time period for the Planning and Zoning Board to report to the City Commission; providing for the holding of advertised public hearings on such proposed ordinance; providing an effective date, motion was made by Commissioner Collins and seconded by Commissioner Kraus to approve the resolution as read. Upon roll call, the vote to approve was unanimous.

2. Resolution – Mutual Aid Agreement with Pinellas County Sheriff’s Office –

After hearing the reading of the resolution authorizing the Mayor and City Manager to enter into an interlocal agreement with the Pinellas County Sheriff’s Department for police mutual aid services, motion was made by Commissioner Gayton and seconded by Commissioner Kraus to approve the resolution as read. Upon roll call, the vote to approve was unanimous.

3. Resolution - Establishing a Special Causeway Permit for Bridge Load Limit Enforcement -

After hearing the reading of the resolution authorizing a special causeway permit relating to load limits on the Treasure Island Causeway Bascule Bridge, motion was made by Commissioner Collins and seconded by Commissioner Gayton to approve the resolution as read.

Commissioner Bildz stated that he did not feel it would be prudent to allow an increase in vehicle tonnage on the bridge considering that the City is unsure whether the current bridge will last for the two to three years that it will take to complete construction of the new bridge.

Commissioner Kraus stated that the resolution would not increase vehicle tonnage but rather would allow for vehicles that did not meet the wheel requirement of our existing ordinance.

Commissioner Collins stated that the resolution addresses vehicle configuration rather than the actual weight of the vehicle.

Commissioner Bildz suggested that the Commission stay with the 2 axle/4 ton restrictions already in place because it would be easier to enforce.

Upon roll call, the resolution was approved with the vote as follows:

Mayor Maloof	Aye
Commissioner Collins	Aye
Commissioner Gayton	Aye
Commissioner Kraus	Aye
Commissioner Bildz	Nay

4. Resolution – Amending St. Petersburg Wastewater Treatment Agreement –

After hearing the reading of the resolution authorizing the Mayor and the City Clerk to enter into an amending agreement with the City of St. Petersburg for wastewater treatment services, motion was made by Commissioner Kraus and seconded by Commissioner Gayton to approve the resolution as read. Upon roll call, the vote to approve was unanimous.

5. Resolution – Declining an Easement for the Sunset Vistas Condo-Hotel –

After hearing the reading of the resolution declining an easement on public property to the Sunset Vistas Condo/Hotel and directing future negotiations, motion was made by Commissioner Gayton and seconded by Commissioner Collins to approve the resolution as read.

Commissioner Kraus asked for confirmation that any further negotiation with the developer and any tentative resulting agreement would come before the Commission for final approval and the City Manager responded affirmatively.

An amending motion was made by Commissioner Bildz and seconded by Commissioner Gayton to strike “or most” from the sentences referring to the existing public parking spaces in City Parking Lot No. 6

Commissioner Gayton stated that he supports striking “or most” from the resolution as well. He said the feedback from his constituents indicates that they are not in favor of losing any parking spaces.

Upon roll call, the vote to approve the amending motion was unanimous.

Upon roll call, the vote to approve the amended main motion was unanimous.

6. Resolutions – Making Appointments to Planning & Zoning Board, Code Enforcement Board, Beach Stewardship Committee & Marina Committee –

After hearing the reading of the resolution appointing individuals to serve on the Code Enforcement Board, Planning & Zoning Board, Beach Stewardship Committee and the Marina Committee of the City of Treasure Island, setting forth terms and conditions, motion was made by Commissioner Collins and seconded by Commissioner Kraus to approve the resolution as read.

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Commissioner Collins stated that he would like the appointments to be voted on individually rather than including all the appointments on one resolution.

Commissioner Collins withdrew his motion and Commissioner Kraus withdrew his second approving the resolution as read. The Commission agreed to vote on each appointee individually as separate resolutions.

Motion was made by Commissioner Gayton and seconded by Commissioner Bildz to appoint Ms. Ruthie Starkey to the Planning & Zoning Board for district 2. Upon roll call, the vote to approve was unanimous.

Motion was made by Commissioner Kraus and seconded by Commissioner Collins to appoint Mr. Parker Lilya to the Planning & Zoning Board for district 3. Upon roll call, the vote to approve was unanimous.

Motion was made by Commissioner Gayton and seconded by Commissioner Kraus to appoint Mr. Leonard Kaul, Jr. to the Code Enforcement Board. Upon roll call, the vote to approve was unanimous.

Motion was made by Commissioner Bildz and seconded by Commissioner Gayton to appoint Mr. Jeff Warner to the Code Enforcement Board. Upon roll call, the vote to approve was unanimous.

Motion was made by Commissioner Kraus and seconded by Commissioner Gayton to appoint Mr. Larry Hoffman to the Marina Committee. Upon roll call, the vote to approve was unanimous.

Motion was made by Commissioner Kraus and seconded by Commissioner Gayton to appoint Mr. Al Alton to the Marina Committee. Upon roll call, the vote to approve was unanimous.

Motion was made by Commissioner Collins and seconded by Commissioner Bildz to appoint Mr. Gerald Ehly to the Code Enforcement Board. Upon roll call, the vote to approve was unanimous.

Motion was made by Commissioner Collins and seconded by Commissioner Gayton to appoint Commissioner Alan Bildz to the Beach Stewardship Committee. Upon roll call, the vote to approve was unanimous.

7. Resolution – Adjusting the City Manager’s Compensation Package –

After hearing the reading of the resolution amending the compensation package for the City Manager; setting an effective date, motion was made by Commissioner

Kraus and seconded by Commissioner Collins to approve the resolution as read.

Commissioner Bildz read a letter from a resident that suggested the Commission consider giving the City Manager a bonus rather than a raise if it feels he has performed above and beyond the call of duty. Commissioner Bildz recommended setting a maximum rate for the City Manager's salary.

Upon roll call, the vote to approve was unanimous.

8. Resolution – Designating the City's Voting Representative to the BIG-C

–

After hearing the reading of the resolution designating Vice-Mayor Kraus as Treasure Island's voting delegate on the Barrier Island's Governmental Council for the year 2004-2005, and Mayor Maloof as alternate 1 and Commissioner Collins as alternate 2, motion was made by Commissioner Gayton and seconded by Commissioner Collins to approve the resolution. Upon roll call, the vote to approve was unanimous.

9. Resolution – referring LDR Charter Amendment for Building Height to Planning & Zoning Board –

After hearing the reading of the resolution referring a proposed ordinance amending the City Charter and the Land Development Regulations of the City of Treasure Island concerning an increase in the allowable height of buildings to the Treasure Island Planning and Zoning Board for review and recommendation; providing a time period for the Planning and Zoning Board to report to the City Commission; providing for the holding of advertised public hearings on such proposed ordinance; providing for an effective date, motion was made by Commissioner Bildz and seconded by Commissioner Collins to approve the resolution as read.

Commissioner Bildz indicated that last week he recommended the Charter amendment ordinance require a super majority of the voters as is required by the Citizens' Initiated Referendum; but he is now supporting the wording of the Charter amendment ordinance as written because the City's Charter can be changed in the future by a majority vote.

Mr. Frank McConnell suggested a Charter amendment to provide residents with optimum long term protection and to respect the rights of a majority vote.

Mr. Carl Ystrom requested that the City consider changing its definition of height from the top of the roof to the useable area in order to provide architects more freedom to design roofs that are not flat.

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Ms. Heidi Horak stated that she agreed with Mr. McConnell that a Charter amendment offers protection that an ordinance does not but that it should include a requirement of a 2/3 majority vote.

Commissioner Kraus asked if it would be possible for the Planning and Zoning Board to report back to the Commission on this if the item is not on the board's agenda for Thursday, April 15th. The City Manager stated that the Commission could choose to give the board 60 days to report back to the Commission.

Motion was made by Commissioner Kraus and seconded by Commissioner Collins to amend the time period for the Planning and Zoning board to report back to the Commission to 60 days. Upon roll call, the vote to approve the amending motion was unanimous.

Upon roll call, the vote to approve the amended main motion was unanimous.

10. Resolution – Referring LDR Charter Amendment for Density to Planning & Zoning Board –

After hearing the resolution referring a proposed ordinance amending the City Charter and the Land Development Regulations of the City of Treasure Island concerning an increase in the number of units per acre (density) to the Treasure Island Planning and Zoning Board for review and recommendation; providing a time period for the Planning and Zoning Board to report to the City Commission; providing for the holding of advertised public hearings on such proposed ordinance; providing an effective date, motion was made by Commissioner Kraus and seconded by Commissioner Gayton to approve the resolution as read.

Commissioner Bildz stated that he is in favor of separating the Local Planning Agency (LPA) from the Planning and Zoning Board.

Commissioner Collins stated that years ago Treasure Island had both Planning and Zoning Board and a Board of Adjustments. He asked which board was responsible for local planning issues. The City Manager stated that (although he was not employed with the City during this time) a Board of Adjustments usually hears variances and special exception uses, etc. while the Planning and Zoning Board usually handles site plans, comprehensive plans, etc.

Ms. Heidi Horak suggested that the Commission may want to allow more than 30 days before the Charter amendment ordinance comes back to the Commission to allow for public input since this proposed Charter amendment will go before the electorate in November. She said the definitions of height and density should also be discussed.

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Commissioner Kraus asked if there will still be enough time to submit the ballot language for the August 20th deadline if the Planning and Zoning Board is given 60 days to report back to the Commission and the City Manager responded affirmatively.

Commissioner Gayton suggested that the Planning and Zoning Board hold separate meetings as the LPA to discuss the proposed height and density Charter amendment ordinances. The City Planner Lynn Rosetti stated that the Planning and Zoning Board does schedule separate meetings to hold workshop meetings as the LPA.

Motion was made by Commissioner Kraus and seconded Commissioner Bildz to amend the time period for the Planning and Zoning board to report back to the Commission to 60 days. Upon roll call, the vote to approve the amending motion was unanimous.

Upon roll call, the vote to approve the amended main motion was unanimous.

F. DISCUSSION ITEMS:

1. 2005 Election Timetable –

The City Manager stated that the Deputy City Clerk prepared a calendar of events for the 2005 General Municipal Election.

Commissioner Kraus asked if this calendar is based on the ordinances that are currently in place and the City Manager responded affirmatively.

Commissioner Collins asked why the Runoff election is scheduled for the fifth Tuesday following the General Municipal Election. The City Manager stated that the Pinellas County Supervisor of Elections requires that the Runoff Election be scheduled at least five weeks after the General Municipal Election in order to accommodate certain ballot printing requirements.

Commissioner Bildz stated that the calendar indicates qualification papers are available as of December 16th but they can actually be picked up at any time. The City Manager stated that some of the papers are available now but items such as the petition cards are not made available until the qualification dates specified.

2. Children at Play Signs in Capri –

Commissioner Collins stated that he disagrees with some of the items in Traffic Engineer Jerry Dabkowski's report on "Children at Play" signs. Specifically, he took

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exception to the Traffic Engineer's comments regarding the ineffectiveness of the signs due their overuse and the perception that parents may believe there is an added degree of protection that the signs do not provide. Commissioner Collins stated that these signs provide a safety precaution to help drivers be aware that there are children playing in the street.

Commissioner Bildz stated that the report indicates that federal standards discourage the use of "Children at Play" signs and federal manuals require the use of warning signs be based on an engineering study or on engineering judgment. He asked if this is a requirement for City-owned property. The City Manager responded affirmatively and stated that the City would be required to do an engineering study before the "Children at Play" signs are installed. He said that these signs are no longer recommended by the National Safety Council.

Commissioner Bildz asked how much the study would cost and how long it would take. The City Manager stated that the City would need to find an engineer that would be willing to perform a study that supports the signs.

Commissioner Collins asked if these signs are no longer being used in Florida. The City Manager stated that "Children at Play" signs are still used at playgrounds, school zones and crosswalks where there is a reasonable expectation of children in the area.

Commissioner Bildz recommended that the Commission obtain an estimate to perform the study before authorizing it.

Commissioner Gayton asked what sort of study would be required. The City manager stated that site visits would be conducted and counts of pedestrians and children in the area.

Mayor Maloof stated that the study indicates that 80% of the accidents are attributed to unsafe acts by children. She said that she feels it is up to the parents to make sure their children play in the yard rather than the street.

Mr. Leonard Kaul stated that adding "Children at Play" signs is not the answer. He felt that increased enforcement of speed limits and higher fines would be more effective. Mr. Kaul suggested conducting a telephone survey with other cities regarding the use of these signs.

Commissioner Gayton stated that he supports obtaining a quote to have an engineering study performed.

Commissioner Bildz asked if the City could increase the fines for drivers. The City

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Attorney stated that the City must follow Chapter 316 of the Florida Uniform Traffic Code that governs fines.

Mayor Maloof directed the City Manager to obtain an estimate to have an engineering study performed regarding the use of "Children at Play" signs.

G. CITY MANAGER/CITY ATTORNEY REPORTS:

None.

H. REPORTS BY COMMISSIONERS:

Commissioner Bildz stated that vandalism was reported at the beach Pavilion occurring somewhere between the time that the doors were open at 7:45 a.m. and noon. He suggested installing a security camera to address the problem.

Commissioner Bildz asked to have the Citizen's Finance Committee added to the agenda for next week.

Mayor Maloof stated that the Agency on Bay Management will hold a workshop on low impact development on May 25th at the Marriott located at the Tampa International Airport.

Mayor Maloof reported that the Mayor's Council met last week and discussed the County's decision to exempt facilities of county-wide significance from the codes and fees of the cities where they are located. She stated that when the Mayor's Task Force finishes studying the issues of the Pinellas Assembly, it will meet with the County Commission to vote on these issues.

Mayor Maloof stated that she has been discussing (with several citizens) furthering the conversations that took place at the "Back to the Future" presentations. She said that she would like to set up a meeting with a facilitator to discuss design concepts that some of the landowners here may be interested in. Mayor Maloof stated that these discussions would allow for an exchange of ideas prior to any plans reaching the Planning & Zoning Board and becoming quasi-judicial issues. She said that she hopes that these meetings would help to prevent the misinformation and fear of the unknown regarding development in Treasure Island. Mayor Maloof asked anyone that has any suggestions or ideas to contact her.

I. PUBLIC COMMENTS:

Ms. Olivia Cox expressed concern regarding pedestrians using the crosswalk on Gulf Boulevard in front of Sloppy Joe's. She stated that pedestrians are crossing

the street and disregarding the signs designating that vehicles have the right-of-way. She asked if a survey was performed to warrant the pedestrian crosswalks in this area. The City Manager stated that studies were conducted and crosswalks are warranted on Gulf Boulevard in front of Sloppy Joe's and on 104th Avenue. He said that the issue of pedestrians crossing Gulf Boulevard is a main focus of Phase II of the Downtown Master Plan.

Mr. Rajendra Patel asked why the Commissioners are addressing the needs of the residential community and ignoring the businesses. He said that his Commissioner has not approached business owners to discuss commercial-related issues. Mr. Patel indicated that if this trend continues, businesses in Treasure Island will close and be replaced by condominiums and hotels. He asked the Commission to address business owners' needs. Mr. Patel stated that he appreciates what the City Manager has done for Treasure Island and that Mr. Coward deserves his pay raise.

Mr. John Burke suggested that dead end signs be placed at the entrance of all the fingers of the island so that drivers, not familiar with the area, will be aware that these areas are not thru streets.

J. ADJOURNMENT:

Mary Maloof, Mayor

Phil Collins - District 1

Ed Gayton - District 2

Richard Kraus - District 3

Alan Bildz - District 4

ATTEST:

Charles S. Coward, City Clerk