

**CITY OF TREASURE ISLAND  
BOARD OF COMMISSIONERS WORKSHOP  
June 1, 2004  
7:00 p.m.**

**I. SILENT ROLL CALL BY DEPUTY CITY CLERK:**

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

**II. PUBLIC COMMENTS:**

Ms. Olivia Cox invited the Commission and the community to attend a meeting hosted by the Treasure Island Citizens for Responsible Progress (TIP) with 2 guest speakers that will address ideas for the future that could be adapted by Treasure Island. She said the meeting will be held at the Community Center on Monday, June 7<sup>th</sup> at 7:00 pm.

**III. MINUTES:**

None.

**IV. ACTION ITEMS:**

**1. Res. – Signature Authority for Interim City Manager –**

The City Manager stated that this resolution is necessary to give Interim City Manager Charlie Fant signature authority for paychecks and other City payables.

After hearing the reading of the resolution relative to signature authority to draw upon funds on deposit in the name of the City of Treasure Island, Florida and the access to safety deposit boxes rented in the name of the City of Treasure Island; authorizing the use of a signature facsimile; providing an effective date, motion was made by Commissioner Kraus and seconded by Commissioner Collins to approve the resolution as read. Upon roll call, the vote to approve was unanimous.

**V. DISCUSSION ITEMS:**

**1. Request to Extend License for Downtown Farmers' Market -**

Ms. Elizabeth Barone requested approval to extend the event permit from

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September to September for the farmers' market. She said she is making this request now because she is in the process of signing up vendors. Ms. Barone stated that the location for the farmers' market has changed to Dr. Roland's parking lot.

Commissioner Bildz asked how vendors are recruited. Ms. Barone stated that vendors are obtained through advertising and by "word-of-mouth".

Commissioner Bildz asked what the fee is that is charged to the vendors. Ms. Barone stated that the fee is minimal and covers the costs for advertising and for having the banner over the causeway.

Commissioner Kraus stated that last year the permit was for six months and now the request is for a 12 month permit. Ms. Barone stated that she has received numerous phone calls from people requesting that the farmer's market be year round.

Mr. Ben Hetrick stated that a lot of hard work has gone into organizing the farmers' market and asked for the City's cooperation in developing its future. He said the farmers' market in St. Petersburg has really taken off and that it can be successful in Treasure Island as well.

The Commission will consider a resolution to extend the license for the downtown farmers' market at the Commission meeting on Tuesday, June 8<sup>th</sup>.

## **2. Request to Hold the T.I. Annual Parade on December 3, 2004 –**

Mayor Maloof stated that the parade will be held in conjunction with the tree lighting ceremony.

Commissioner Bildz asked when the parade would take place.

Mr. Ken Brown, President of the Treasure Island Business Association, stated that the parade would take place from 5:00 pm through 5:45 pm ending at the Community Center. He said the tree lighting ceremony will take place immediately following the parade.

The Commission will consider a resolution to hold the TI Annual Parade on December 3, 2004 at the Commission meeting on Tuesday, June 8<sup>th</sup>.

## **3. Additional Payment for Drawbridge Trunnion Repairs -**

The City Manager stated that the Commission was provided with a memo from

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Public Works Director Don Hambidge outlining the details of the request for an additional payment for trunnion repairs. He said that more intensive welding was necessary due to deeper cracks in the trunnion that were not visible when the bid went out. He stated that the additional cost is \$18,514.77 and that both the Public Works Director and Jim Phillips of EC Driver have indicated that the additional cost is valid.

Commissioner Gayton stated that the total costs for preheating amounted to \$16,320.00 and he asked why Seacoast charged \$18,514.77. The Public Works Director stated that the firm went to a 24 hour/6 day operation and added another welder. He said that E.C. Driver has indicated that the cost is reasonable and within the scope of work.

Commissioner Kraus stated that he did not understand why Seacoast is seeking additional payment when items such as welding and preheating appear to have been addressed in the scope of work. The Public Works Director said the scope of work changed significantly by superheating the trunnion. He said the original scope assumed the cracks to be welded affected the plates and not the trunnion itself.

Commissioner Collins asked if all 4 trunnions will have to be superheated. The City Manager stated that superheating was required for two of the trunnions thus far.

Commissioner Bildz asked the Public Works Director if he thought the firm would continue to bid work for the City if the Commission chooses not to authorize the additional payment. The Public Works Director stated that Seacoast has always provided the City with reasonable pricing and the firm has been responsive to the City's needs. The City Manager stated that the contractor trusts that the City will treat the firm fairly and in an equitable manner. He said that if the City refuses to make the additional payment, the contractor may likely sue the City and win the case.

The Commission will consider a resolution authorizing an additional payment for trunnions repairs at the Commission meeting on Tuesday, June 8<sup>th</sup>.

#### **4. Professional Services Agreement for SVTP Dune Restoration Project –**

The City Manager stated that the City received final approval to proceed with the Sunset Vista Trailhead Park (SVTP) dune restoration project. He said the project has been designed and the next steps include; going out to bid, administering the contract and dealing with NOAA. The City Manager stated that staff recommends approval of the proposal from Phil Graham & Associates in the amount of \$10,525.00 to handle project management including the bid award and grant paperwork.

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Commissioner Gayton asked where the dunes are located. The City Manager stated that the dunes are located to the south of the park behind (what used to be known as Beach Nutts and Nick's Seabreeze) down to the Lion's Club property. He said the City received a \$53,000 grant from NOAA to extend the dunes south from the park itself.

Commissioner Gayton asked why the proposal includes \$3,000 for an environmental subcontractor. The City Manager stated that an environmental subcontractor with specific licenses is required to be sure that the contractor meets the environmental terms of the NOAA grant.

Commissioner Kraus asked the City Manager to expand on the funding of the project. The City Manager stated that the budget for the project is \$75,000 and the NOAA grant is in the amount of \$53,000. He said the remaining moneys would come from the Penny from Pinellas fund.

Commissioner Bildz asked if the walkover will connect to West Gulf Boulevard. The City manager said, depending on the site plan for the private property to the west, it may be possible to create a walkway connection to West Gulf Boulevard.

Commissioner Bildz asked if the project will take place after turtle season has ended. The City manager stated that construction will take place between November, 2004 and April, 2005.

Mr. Tony Amico asked why a dune walkover is necessary since there is no beach access from the old Noordhoek property down to where Nick's Seabreeze was located. The City Manager stated that dune walkovers will prevent people from walking directly through the dunes when future development of this area occurs.

Commissioner Collins asked for verification that the dune walkovers were not proposed strictly to provide for the planned condo/hotel. The City Manager stated that the dune walkovers were planned to for public accommodation over the dunes.

Commissioner Gayton stated that he would like to obtain more information and discuss the project further at the next workshop meeting.

Commissioner Collins asked how quickly the Commission must move forward with this project. The City Manager stated that while a few weeks would not adversely affect the project; the Commission will need to go through the bid process, award a contractor, obtain materials and be prepared to begin construction on November 1st.

The Commission will discuss the SVTP dune restoration project further at the next Commission workshop meeting.

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**5. Decibel Meter –**

Police Chief Joe Pelkington discussed decibel meters with the Commission and stated that he does not feel they are accurate due to ambient noise that interferes with the readings. He said that 95% of people pay noise ordinance fines.

Commissioner Gayton asked Chief Pelkington how many meters the police department has and how many officers are certified to use them. The Police Chief stated that the department has 3 meters and only 1 of them that is operational and 5 officers that are certified.

Mr. Fred Stern stated that he owns Ka'Tiki with his wife Cathy. He said that loud and raucous is subjective because what is loud and raucous to one police officer may not be considered loud and raucous to another officer. He said that decibel meters are not effective due to ambient noise caused from pedestrian and vehicular traffic.

Commissioner Gayton asked if the statistical reports regarding noise that lists 50 residential and 22 commercial in the past 6 months relates to violations or complaints. The Police Chief stated that they are complaints and that he shows 73 residential and 32 commercial.

**6. LDR Revisions – Temporary Sign Restrictions –**

City Planner Lynn Rosetti stated that the local Planning agency (LPA) reviewed the temporary sign restrictions on Friday, May 14<sup>th</sup>. She said the LPA asked her to make some revisions eliminating Section A and adding a 45-day period for temporary banners for new businesses.

Commissioner Kraus asked if anything will cover the eliminated Section 73-38 until a new section is established. The City Planner stated that currently a temporary permit is issued by the Building Official for pre-construction signs. She said the LPA will provide a new definition for pre-construction signs.

Commissioner Gayton asked how temporary open house signs are addressed. The City Manager stated that open house signs must be placed on the owner's property and are not allowed off premises.

The City Manager stated that if the Commission desires, the ordinance would come before the Commission for first reading and public hearing on Tuesday June 22<sup>nd</sup> and for second reading and public hearing on Tuesday, July 13<sup>th</sup> and the Commission concurred.

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Commissioner Gayton asked what is meant by small public signs that are for public, semi-public purposes and are for directional purposes only. The City Manager stated that typically those types of signs are used for "in", "out", "entrance", parking with an arrow, etc.

## **VI. CITY MANAGER/CITY ATTORNEY REPORTS AND COMMENTS:**

City Attorney Maura Kiefer stated that she analyzed Treasure Island's current noise ordinance in comparison with the noise ordinances for St. Petersburg, Clearwater and Pinellas County. She said Treasure Island adopted the County's noise ordinance in 1985 and that the County overhauled its noise ordinance last January. The City Attorney provided the Commission with copies of the noise ordinances for St. Petersburg, Clearwater and Pinellas County and said she would draft a new noise ordinance according to feedback she receives from the Commissioners and residents. She recommended that the noise ordinance be revised so that it is simple, flexible and enforceable. The City Attorney advised against the use of decibel meters.

The City Attorney stated that Treasure Island could include a provision that allows citizens to file written noise complaints with the Commission or the City Manager's office. She said if 2 or more people file written noise complaints within a certain period of time, a notice of violation can be issued and if a 3<sup>rd</sup> complaint is received the responsible party can be cited.

Mayor Maloof asked if this would prevent anonymous noise complaints. The City Attorney responded affirmatively and stated that these complaints would be made under the penalty of perjury.

The City Attorney stated that the Commission could address the Drum Circle issue by prohibiting the use of musical instruments and amplified instruments after a certain hour. She stated that the current noise ordinance, Section 73-13 prohibits the use of drums or any other instrument used to create a loud and raucous noise.

Commissioner Kraus stated that he would like to review the noise ordinances for St. Petersburg, Clearwater and Pinellas County and discuss any sections that may be appropriate for inclusion in Treasure Island's noise ordinance at the next Commission workshop meeting.

The City Attorney will provide a draft noise ordinance for the Commission's review at the Commission workshop meeting on Tuesday, June 15<sup>th</sup>.

Mayor Maloof announced that this meeting would be City Manager Chuck Coward's

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last Commission meeting. She stated that his last day would be Friday, June 4<sup>th</sup> and that he plans make sure the City's budget is balanced before he leaves.

The City Manager stated that staff has tried unsuccessfully to locate a Smarte Cart to rent. He stated that the City's Smarte Cart should be repaired and operational by the end of next week.

The City Manager stated that he has truly enjoyed serving the City of Treasure Island for 7+ years. He said he feels the City has come along way in 7 years due to the efforts of the Commission, the staff and the community. He offered the Commission four ideas on how to address the divisiveness in the community.

1. Get out into the community and talk to people. Familiarize yourself with the people that live in your district.
2. Work on the City's vision statement and goals and objectives. Pick projects that focus on bringing the community together.
3. Provide staff with the tools and resources to carry out those projects.
4. Work through the City Manager to get individual projects accomplished. He provided the Commission with an article entitled "Six Reasons Why it's Best to Work through the City Manager".

The City Manager wished each of the Commissioners the very best in their future endeavors.

The City Manager said in closing, "Change is inevitable (especially in local politics) and life will go on in Treasure Island. Treasure Island will survive quite nicely as long as we all keep in mind that what's best for Treasure Island is what's best for all of us. I thank you for the opportunity to serve you."

## **VII. REPORTS AND COMMENTS BY COMMISSIONERS:**

Commissioner Collins thanked Mr. Coward for his words and all that he has done for Treasure Island.

Commissioner Collins stated that the police department did an excellent job of directing traffic while remaining cordial during the Sun, Sand & Symphony event last Saturday.

Commissioner Gayton stated that the SVTP dune restoration project is a good example of a project that could bring the community together. He recommended

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that Commissioner Bildz ask the Beach Stewardship Committee members if they would like to be involved in the project. Commissioner Bildz stated that he would do so at the next Beach Stewardship Committee meeting on Wednesday, June 9<sup>th</sup>.

Commissioner Kraus thanked Mr. Coward for his service and said he enjoyed working with Mr. Coward. He said Chuck leaves a legacy that will be difficult for anyone else to match.

Commissioner Kraus reported on the BIG-C meeting hosted by Treasure Island on Wednesday, May 26<sup>th</sup>.

Commissioner Kraus thanked the civic associations and staff for doing an excellent job on the Sun, Sand & Symphony and said that it was a terrific event.

Commissioner Bildz stated that he found a dead turtle washed up on the beach on Monday. He said that a turtle was killed on Indian Rocks Beach by a boater and asked boaters to slow down.

Commissioner Bildz stated that Treasure Island's drinking water supply comes from the County. He said the County plans to add fluoride to the drinking water supply as of next Monday. He stated a reverse osmosis filter is necessary to remove fluoride from drinking water.

Commissioner Bildz asked for a status on the LAP certification. The City Manager stated that the Public Works Director submitted final responses to FDOT's questions last Friday.

Commissioner Bildz thanked Mr. Coward for the 10 weeks he spent working with him and said he looks forward to working with the next city manager.

Mayor Maloof stated that the Suncoast League of Cities' meeting will take place June 11<sup>th</sup> through June 13<sup>th</sup> at Howie-in-the Hills.

Mayor Maloof thanked the civic associations, the Recreation Department and Ms. Ruth Bartlett for putting together the Sun, Sand & Symphony and she said people thought it was a wonderful event.

Mayor Maloof reported on a workshop she attended hosted by the Harvard University John F. Kennedy School of Government regarding a diagnostic study of information technology issues here in our region.

## **VIII. PUBLIC COMMENTS:**

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Ms. Heidi Horak stated that she would like the LPA to be split from the Planning & Zoning Board due to the current workload and the length of the meetings. She also recommended that the City Planner be provided with some temporary help to assist with her caseload. Ms. Horak commended the Planning & Zoning Board for all of the long hours its members have been putting in as volunteers. She thanked Mr. Coward for his service to the City.

Mr. Fred Stern thanked the City Attorney for reviewing the noise ordinance and said that he also agrees that the ordinance should be flexible, fair and simple. He asked how the City will handle chronic noise complaints that come from only 1 or 2 people.

Ms. Mary Daughtry complimented the Commission on being professional considering recent circumstances. She thanked Mr. Coward for his service to the City.

Mayor Maloof said a personal goodbye to Mr. Coward and commented that the seven years she spent with him were filled with understanding and unspoken words. She stated that Chuck Coward was and will continue to be Treasure Island's friend.

**IX. ADJOURNMENT:**

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Mary Maloof, Mayor

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Phil Collins - District 1

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Ed Gayton - District 2

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Richard Kraus - District 3

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Alan Bildz - District 4

**ATTEST:**

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Charles S. Coward, City Clerk