

**CITY OF TREASURE ISLAND  
BOARD OF COMMISSIONERS MEETING  
September 27, 2005  
7:00 p.m.**

**A. PLEDGE OF ALLEGIANCE:** Led by Mayor Maloof

**B. ROLL CALL:**

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

**C. MINUTES:**

Motion was made by Commissioner Kraus and seconded by Commissioner Collins to approve the minutes as written. Upon roll call, the vote to approve was unanimous.

**D. ACTION ITEMS:**

**1. Res. – Certifying Millage Rate for FY 05-06 (Public Hearing) –**

After hearing the reading of the resolution certifying the millage rate of 2.6272 for the City of Treasure Island for the fiscal year 2005-06; forwarding copies to the Property Appraiser and Tax Collector for Pinellas County, motion was made by Commissioner Kraus and was seconded by Commissioner Gayton to approve the resolution as read.

City Manager Ralph Stone stated that the millage rate remains the same for the fifth year in a row.

The City Manager stated that due to the loss of Causeway toll revenues, the City will have to absorb \$1,000,000 in the next fiscal year. He said that of the \$1,000,000 shortfall, \$600,000 will be accounted for through the increase in real estate values and \$400,000 will be absorbed through budget cuts.

Mayor Maloof declared a public hearing.

Mr. Robert Rosfeld stated that his taxes have gone up 68% in the last five years. He said he would like to know how the City is spending the funds that are generated.

Mayor Maloof stated that the City has made significant budget cuts in the next fiscal

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year's budget. She suggested that Mr. Rosfeld view the budget meeting tapes and the proposed budget.

The City Manager Ralph Stone stated that the Commission went through the proposed budget by each line item. He said that the City has a very thin budget. The City Manager stated that many people are aware of the appreciating real estate values but are unaware of the loss of the Causeway toll revenue and its affect on the City's budgeting. He said he would be happy to explain this to Mr. Rosfeld.

The City Manager stated that the City has enjoyed the subsidy provided by the Causeway toll revenue for many years but this is no longer the case. He said now the City must absorb approximately \$1,600,000 in the loss of this revenue in the next two fiscal years. The City Manager stated that this figure is equivalent to 66 percent of the tax base that the City will absorb in the next two years.

The City Manager indicated that the replacement of the Causeway bascule bridge should have been planned for many years ago but that it was not until former City Manager Chuck Coward and the previous/present Commission addressed the issue.

Mayor Maloof Mayor Maloof read the following excerpt from the resolution certifying the millage rate for FY 2005-06:

*That the City Commission does hereby certify the ad valorem tax millage rate for the City of Treasure Island for the Fiscal Year commencing October 1, 2005 and ending September 30, 2006 to be 2.6272, which rate is an increase of 22.13% over the rolled back rate of 2.1512.*

There being no further public comments, Mayor Maloof closed the public hearing.

Upon roll call, the vote to approve was unanimous.

**2. Ord. – Budget & Appropriations Ordinance for FY 05-06 (2<sup>nd</sup> Reading & Public Hearing) –**

After hearing the reading of the ordinance adopting a budget and making Appropriations for the payment of the operating expenses of the City of Treasure Island, Florida, for the payment of principal and interest on the bonds, revenue certificates and other indebtedness of the City from various funds for the fiscal year ending September 30, 2006, motion was made by Commissioner Kraus and was seconded by Commissioner Gayton to approve the ordinance as read. Mayor Maloof declared a public hearing. There being no public comments, the hearing was closed.

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Upon roll call, the vote to approve was unanimous.

**3. Ord. – Salary & Classification Plan for FY 05-06 2<sup>nd</sup> Reading & Public Hearing) –**

After hearing the reading of the ordinance amending Appendices I, II and III of the Career Service System Manual of Personnel Rules and Regulations, motion was made by Commissioner Collins and was seconded by Commissioner Kraus to approve the ordinance as read.

Mayor Maloof declared a public hearing. There being no public comments, the hearing was closed.

Upon roll call, the vote to approve was unanimous.

**4. Ord. – Supplemental Appropriations for FY 04-05 (2<sup>nd</sup> Reading & Public Hearing) –**

After hearing the reading of the ordinance making supplemental appropriations for the 2004-05 fiscal year, motion was made by Commissioner Kraus and was seconded by Commissioner Collins to approve the ordinance as read.

Mayor Maloof declared a public hearing. There being no public comments, the hearing was closed.

Upon roll call, the vote to approve was unanimous.

**E. PUBLIC COMMENTS:**

Mr. Frank McConnell stated that a Voters Watch meeting would be held at the R Bar on Wednesday, September 28<sup>th</sup> with a social at 6:00 p.m. and a meeting starting at 7:00 p.m.

Ms. Olivia Cox thanked Commissioner Gayton for cleaning the carpet in the Auditorium on behalf of the Friendship Community Church.

Ms. Cox commented on the Commission changing the meeting nights from four to two. She said it would be difficult for those that work to attend the meetings because they will start at 6:00 p.m.

Ms. Cox asked if this issue came up due to the preferences of a few people. She recommended that the Commission keep the meeting schedule as it is.

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Mayor Maloof stated that a lot of preparation goes into the agenda packets and that when changes are made; each one of the agenda packets needs to be amended. She indicated that (in most cases) the same information in the agenda packets for Commission workshops is then duplicated and distributed in agenda packets for Commission meetings. Mayor Maloof said a lot of work goes on behind the scenes that the public does not see.

The City Manager stated that because so much work is done at the workshop meetings and since the public has the opportunity to comment on each item, that by the time the Commission has a meeting to take action on the items, they have already been thoroughly discussed

Mayor Maloof stated that the Commission workshops and meetings are also replayed on Channel 15 at least twenty times each week.

Ms. Cox said that some people are unable to see the replays and Mayor Maloof suggested they call the City and pick up a videotape or have it mailed to them.

Mr. Frank McConnell indicated that if the Commission can get through agenda items more efficiently, the public will be able spend less hours watching the meetings.

**F. ACTION ITEMS CONTINUED:**

**5. Ord. – Vacation of Utility Easements at 10800, 10810 & 10836**

After hearing the reading of the ordinance vacating utility easements on private property located at 10800, 10810 and 10836 Gulf Boulevard within the City of Treasure Island, providing an effective date, motion was made by Commissioner Bildz and was seconded by Commissioner Kraus to approve the ordinance as read.

Mayor Maloof declared a public hearing. There being no public comments, the hearing was closed.

Upon roll call, the vote to approve was unanimous,

**6. Res. – Ratification of Police Union Contract –**

After hearing the reading of the resolution ratifying the contract between the Police Benevolent Association (P.B.A.) and the City of Treasure Island, motion was made by Commissioner Kraus and was seconded by Commissioner Gayton to approve the resolution as read.

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Upon roll call, the vote to approve was unanimous.

**7. Res. – National Incident Management System –**

After hearing the reading of the resolution adopting the National Incident Management System (NIMS), motion was made by Commissioner Collins and was seconded by Commissioner Kraus to approve the resolution as read.

Upon roll call, the vote to approve was unanimous.

**8. Donation to Neighborly Care Network –**

After hearing the reading of the resolution authorizing the donation of \$3,000 to Neighborly Care Network for the 2005-06 fiscal year, motion was made by Commissioner Gayton and seconded by Commissioner Collins to approve the resolution as read.

Upon roll call, the vote to approve was unanimous.

**9. Res. – City Commission Meeting Dates –**

After hearing the reading of the resolution establishing an interim schedule of regular and workshop meetings and establishing an interim schedule for the preparation of items for the workshop and regular agenda, motion was made by Commissioner Kraus and seconded by Commissioner Bildz to approve the resolution with the amendment that public comments will be placed at the beginning of the Commission meeting agendas and at the end of the Commission workshop agendas.

Mr. Jeff Warner spoke in favor of leaving the Commission meeting schedule unchanged at four meetings per month.

Upon roll call, the resolution was approved with a vote of 4 ayes and 1 nay as follows:

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

**10. Res. – Request from Topher Morrison for Use of Public Beach for Stunt Demonstration –**

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After hearing the reading of the resolution granting permission to Mr. Topher Morrison (Topher Morrison, Inc.) to use the public beach behind the Thunderbird Hotel on October 14, 2005, for a stunt demonstration by Mr. Morrison with specific recommendations and provisions, motion was made by Commissioner Gayton and seconded by Commissioner Collins to approve the resolution with the amendment that *Mr. Topher Morrison, Inc. shall meet with Michael Wichman, Building Official to discuss the use of airbags and a scissor lift that will be used during the event, which would require a permit.*

Mr. Morrison stated that he planned to use a scissor lift rather than scaffolding and that he would like to have the scissor lift on one side of the beach walk and the airbag on the other side.

The City Manager stated that staff would not support blocking pedestrian access to the beach trail.

Mr. Morrison stated that he would move the scissor lift away from the beach trail and the City Manager stated that as long as the lift is inside of the trail that it would be acceptable.

Commissioner Kraus asked Mr. Topher Morrison if the City can piggyback off the \$3,000,000 liability insurance policy and Mr. Morrison stated that he has the City listed as a named insured.

City Attorney stated that the liability insurance policy provided by Mr. Morrison allows for \$1,000,000 liability insurance per occurrence and \$3,000,000 in aggregate.

Commissioner Kraus recommended that staff review the liability insurance requirement as \$1,000,000 might not be adequate.

Upon roll call, the vote to approve was unanimous.

#### **11. Motion – Volunteer Fire Department Donation –**

Motion was made by Commissioner Kraus and seconded by Commissioner Bildz to accept the donation from the Treasure Island Volunteer Fire Department for the following equipment:

- 13 Personal flotation devices (PFD) for water rescue emergencies (carried on vehicles)
- 4 inflatable PFD for personnel use when responding in Police boat

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Water Vacuum for salvage use

Upgrade flashlights for all personnel

Equipment and supplies needed for disaster deployment

*The total value of the equipment and supplies is \$8,500.*

This motion was offered during the regular session of the City Commission of the City of Treasure Island, Florida, sitting on the 27<sup>th</sup> day of September 2005. Upon roll call, the vote to accept the donation was unanimous. It was requested that the Mayor send a thank you letter to the Treasure Island Volunteer Fire Department for this most generous donation and its continued support.

**G. CITY MANAGER/CITY ATTORNEY REPORTS:**

The City Attorney stated that her office filed a Complaint for Injunction against Matthew Schwarz and Gulf Coast Recovery on Monday, September 26<sup>th</sup>. She said the complaint consists of two counts:

1. A request that the court honor the Code Enforcement Board's Findings of Fact, Conclusions of Law and Order dated August 25, 2005.
2. That the court require Matthew Schwarz to cease all illegal rental activities in Treasure Island.

The City Attorney stated that the City is seeking court assistance to enforce its zoning laws.

The City Attorney stated that Attorney Edwin Peck will be filing a petition to enforce the subpoenas Mr. Schwarz was served by the City for the Code Enforcement Board hearing held on September 22<sup>nd</sup>.

The City Attorney stated that a federal hearing will be held on October 14<sup>th</sup> regarding the litigation by Mr. Schwarz served against the City.

**H. REPORTS BY COMMISSIONERS:**

Commissioner Collins stated that he spoke with Mr. Carlos Solis, Senior Engineer of Pinellas County regarding the Isle of Capri Water Main Replacement Project. He said Mr. Solis indicated that the selection of a bid will occur in the next two to three weeks but the project won't begin until the second or third week in January.

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Commissioner Collins read an E-mail from Mr. John Conolly relating bureaucratic red tape to the building of Noah's Ark.

Commissioner Gayton requested that staff contact Dr. Bob Minning and ask him to address the Commission regarding Sandsharing, beach renourishment and the Elnor Island cleanup project.

Commissioner Gayton asked for a status on the air conditioner at the Community Center. The City Manager stated that a bid package was prepared for the purchase of a new air conditioner.

Commissioner Kraus stated that a BIG-C meeting was scheduled to take place on Wednesday, September 28<sup>th</sup> in Belleair Beach. He said the undergrounding of utilities along Gulf Boulevard would be discussed at this meeting.

Commissioner Gayton asked if anyone had heard from Ms. Nancy Loehr from Progress Energy regarding the undergrounding of utilities in Treasure Island. The City Manager stated that Mayor Maloof, Public Works Director Don Hambidge and he met with two representatives from Progress Energy regarding this issue and that the item will be placed on the agenda in the near future.

Commissioner Bildz stated that the "no coolers" sign is still on the beach access sign in Sunset Beach. The City manager stated that he would follow up on the matter.

Mayor Maloof stated that she would be attending the Florida Shore & Beach Preservation Association conference with Commissioner Bildz and the City Manager.

Mayor Maloof wished the Treasure Islettes a happy 50<sup>th</sup> anniversary. She said the Treasure Islettes has donated nearly \$800,000 over the years since its inception.

Mayor Maloof read a poem regarding living in Treasure Island submitted by a resident.

**I. PUBLIC COMMENTS:**

None.

**J. 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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Jennifer Nye, Deputy City Clerk