

**CITY OF TREASURE ISLAND, FLORIDA  
BOARD OF COMMISSIONERS MEETING  
November 18, 2008  
6:00 PM**

The meeting was called to order at 6:00 by Mayor Maloof.

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

**B. ROLL CALL:**

Mayor Mary Maloof		Present
Commissioner Phil Collins	District 1	Present
Commissioner Ed Gayton	District 2	Present
Commissioner Bob Minning – Vice Mayor	District 3	Present
Commissioner Alan Bildz	District 4	Present

**C. PUBLIC COMMENTS:**

Regina Martin spoke regarding the upcoming US Census. The Census Bureau is recruiting and testing individuals who are interested in working the 2010 Census. The Census is conducted every ten years. She gave a brief explanation of the process.

Nancy Welker, President of the Treasure Islettes, spoke regarding the Treasure Islettes' annual Holly Fest to be held on Saturday, November 22<sup>nd</sup> at the Community Center.

**D. APPROVAL OF MINUTES:**

The minutes of the November 3, 2008 Meeting and Workshop are available for approval. It was moved by Commissioner Bildz and seconded by Commissioner Minning to approve the minutes as printed. Upon roll call the vote to approve was unanimous.

**E. ITEMS OF BUSINESS**

1. Public Hearing Consideration of Res. 08-105, Final Plat Approval (Quasi-Judicial Hearing)

It was moved by Commissioner Bildz and seconded by Commissioner Minning to approve the resolution as read.

City Planner, Lynn Rosetti, gave a brief explanation of the reason for the re-platting of this property. The purpose is to make the legal description of the property clearer. It is not required by the code. It combines the existing lots, and clarifies the description. Staff recommends the approval as submitted. The description will be Pelican Point Lots 1 & 2 rather than the very lengthy description that currently exists.

Commissioner Gayton asked if Donald L. Williamson was under contract with the City of Treasure Island. Ms. Rosetti explained that it is required that a surveyor review the plat,

and he was hired by the property owner. Commissioner Gayton stated that there is a requirement that the City provide a surveyor to review the plat and sign off on the plat.

Ms. Kiefer swore in all witnesses who will be speaking during the quasi-judicial hearing.

The Public Hearing was opened by Mayor Maloof at 6:15 p.m.

Commissioner Gayton provided the Commission with documents regarding the statutes. Ms. Rosetti stated that she does not see proof that the City requirement was completed. Commissioner Gayton stated that that was a problem. Commissioner Gayton then read another excerpt from the statute. He asked if Michael Walsh was authorized to convey fee simple title to another person. If so, that should be executed on the plat. Tim Ferguson was present representing the owner. He stated that Mr. Walsh was authorized to convey fee simple title. He stated that it was his understanding that it was not necessary to have a surveyor contracted by the City to sign off, but that they could take care of that by the next meeting if the Board wanted to table the item. He offered to take care of anything that the board requested. Commissioner Gayton stated that it was not something that he was requesting, but that it was a requirement of the statutes. Commissioner Gayton stated that the legal description and more signatures were required to be on the plat. He asked if he wanted to him to read his list, or if he wanted them to table this and he could provide his list. Mr. Ferguson stated that he would like to take care of as much as possible tonight. Commissioner Gayton stated that it had to be signed and sealed by the two surveyors, and that nothing is signed. Mr. Ferguson stated that they provided signed and sealed copies, and the copies that were provided to the Commission were for information only.

The Public Hearing was closed by Mayor Maloof at 6:25 p.m.

It was moved by Commissioner Minning and seconded by Commissioner Collins to table this item until the December 2<sup>nd</sup> meeting. Upon roll call the vote to approve was unanimous.

2. Consideration of Ord. 08-15, Election Qualifying Requirements (2nd Reading & Public Hearing)

It was moved by Commissioner Bildz and seconded by Commissioner Minning to approve the resolution as read.

Mr. Silverboard explained that the version that was approved on first reading was awkwardly worded, so he provided suggested wording for approval on second reading. Ms. Kiefer stated that that was the version that she was reading from.

Ms. Kiefer read the new suggested wording.

It was moved by Commissioner Bildz and seconded by Commissioner Minning to amend the wording as suggested. Upon roll call the vote to approve the amendment was unanimous.

The Public Hearing was opened by Mayor Maloof at 6:30 p.m. The Public Hearing was closed by Mayor Maloof at 6:30 p.m.

Upon roll call the vote to approve the ordinance as amended was unanimous.

3. Consideration of Res. 08-100, Library Reimbursement (Tabled at the 11-3-08 Meeting)  
And Consideration of Reinstatement of the GBPL Membership Status

Mr. Silverboard explained that Resolution 08-111 would be substituted if the Commission was agreeable with the new situation at the library and agreeable to reinstating its status with the library. If so, there would be no need to adopt resolution 08-100.

It was moved by Commissioner Bildz and seconded by Commissioner Minning to approve resolution 08-111 as read.

Commissioner Collins asked for clarification of the amount of the City's contribution. The correct amount is \$45,463 for this fiscal year.

Commissioner Gayton asked to have the resolution read in its entirety. Mr. Silverboard read the resolution.

Commissioner Minning made a motion to amend the resolution, adding the requirement that one of the two board members from Treasure Island be an elected official.

Commissioner Bildz commented that in July our contribution was \$107,000, which is a \$62,000 savings. They cut their budget and their hours. We asked for a grace period for our residents. They did not do that, but they will reimburse. We asked for clarification of the status, and that the director will report to us. We are requesting them to begin collecting information. This resolution clears up a lot. Mayor Maloof agreed with Commissioner Bildz.

Patricia Hubbard, one of the Library Board members, stated that she has now attended two meetings. The Board is very aware of the issues of the past and is working hard to resolve those issues. She hopes that Treasure Island will remain part of the cooperative.

Commissioner Collins stated that he attended the meeting and they were very cooperative and feels that the relationship is much improved.

It was seconded by Commissioner Bildz to amend the resolution. He suggested that they have a workshop to decide which of the two current members would remain on the board. Upon roll call the vote to approve the amendment was unanimous.

Upon roll call the vote to approve the resolution as amended was unanimous.

4. Consideration of Res. 08-109, Ratification of Fire Union Agreement

Personnel Director Fred Turner gave a brief explanation of the resolution. Commissioner Minning clarified that this was the amount that was included in the budget for this year. Mr. Turner stated that the amount is the same. Commissioner Minning asked if there was a savings. Mr. Turner stated that he thinks that it is a wash. Mr. Silverboard stated that there is a savings. We are giving three members of the union a

step increase for a total of \$3,700, but they had budgeted a 4% increase for the entire Fire Department. It was not as much as they had hoped, but at the end of a contract period wages are frozen at that point, and if an agreement is not reached, then the pay grades are frozen where they are. They also removed all references to the step plan.

Commissioner Bildz asked about section 7 on voting. With early voting and the ability for absentee ballots, he asked if there were a lot of employees who took time off from their jobs to vote. Mr. Turner explained that it was a state statute.

It was moved by Commissioner Minning and seconded by Commissioner Collins to approve the resolution as read. Upon roll call the vote to approve was unanimous.

5. Consideration of Ord. 08-13, Camping on Public Property (1<sup>st</sup> Reading)

It was moved by Commissioner Bildz and seconded by Commissioner Collins to approve the Ordinance as read.

Commissioner Bildz asked if this would apply to people that simply fall asleep on the beach. Ms. Kiefer stated that she has researched this, and she is going to propose that they add language to clarify this. It is the same phrase that is in the state loitering statute.

Commissioner Collins asked if we had a curfew on the beach. Police Chief Casey stated that it is from 1 a.m. to 5 a.m.

It was moved by Commissioner Bildz and seconded by Commissioner Minning to amend the ordinance as recommended by the City Attorney. Upon roll call the vote to amend was unanimous.

Upon roll call, the vote to approve the ordinance as amended was unanimous. This ordinance will move forward to the December 2<sup>nd</sup> meeting for second reading and public hearing.

6. Consideration of Ord. 08-18, Trespass Warning (1<sup>st</sup> Reading)

It was moved by Commissioner Bildz and seconded by Commissioner Minning to approve the ordinance as read.

Chief Casey gave a brief explanation of the ordinance.

Commissioner Bildz asked for clarification as to how the Police Department would enforce the ordinance. Chief Casey explained that this would now be a misdemeanor.

Upon roll call the vote to approve the ordinance was unanimous. This ordinance will move forward to the December 2<sup>nd</sup> meeting for second reading and public hearing.

7. Consideration of Ord. 08-19, Alcohol on Public Property (1<sup>st</sup> Reading)

It was moved by Commissioner Bildz and seconded by Commissioner Minning to approve the ordinance as read.

Mayor Maloof asked that the second paragraph of the cover sheet be read. There is concern about that issue. Mr. Silverboard read the paragraph as requested. He explained that if someone is renting a facility and has a permit they can consume alcoholic beverages.

Upon roll call the vote to approve the ordinance was unanimous. This ordinance will move forward to the December 2<sup>nd</sup> meeting for second reading and public hearing.

8. Consideration of Res. 08-110, Code Enforcement Board Appointment

It was moved by Commissioner Bildz and seconded by Commissioner Collins to approve the resolution as read. Upon roll call the vote to approve was unanimous.

9. Consideration of Motion, Berndl Donation

It was moved by Commissioner Bildz and seconded by Commissioner Gayton to approve the motion as read. Upon roll call the vote to approve was unanimous.

Mr. Ruckdeschel asked about the resolution regarding the library funding. He stated that since they are amending the budget they must have noticed meetings and amend the budget. They cannot just vote to spend \$45,000 and rejoin the library and spend another \$107,000 in '09 without going through the process. What they did is null and void and they will have to go through the process again. Mayor Maloof explained that they will make a supplemental appropriation. Mr. Ruckdeschel stated that they cannot do that. He stated that he doesn't want to sue the city, but he has a lawyer, and what they did was illegal.

## **G. ADJOURNMENT**

The meeting was adjourned at 7:03 p.m. by Mayor Maloof.