

**CITY OF TREASURE ISLAND, FLORIDA  
BOARD OF COMMISSIONERS WORKSHOP MINUTES  
August 4, 2009**

The workshop was called to order at 6:50 p.m. by Mayor Minning.

**I. DISCUSSION ITEMS:**

1. Discussion, Chamber/City Joint Events (Requested by Dominique Reiter)

This item will be postponed to a later date if needed.

2. Consideration of Res. 09-55, Agreement with Gelatis, Inc. for Concessions at Sunset Beach

Ms. Hayduke gave a brief explanation of this item. Mr. Coccozza presented the Commission with a proposal in February, and again in July for concession services in the area of the Sunset Beach Pavilion. Mr. Coccozza stated that he has references from local businesses, along with 150 signatures from people who live in the area who think it is a good idea. He is suggesting paying the city \$5,000 per year. He will be checking on things out there while he is there, so they would be getting the services of an unpaid employee also.

Commissioner Bildz stated that this has been up for discussion for quite some time. He has had no complaints, and the city needs the money. He suggested that they try it and see what happens. He suggested that the city have an opt out clause in the event of complaints, and he have an opt out in the event that he doesn't make enough money. He suggested that they sign the agreement with a review after a year.

Commissioner Collins stated that he is in favor of it. He wants to know what their responsibility is in regards to an RFP. Mr. Silverboard explained that it was done and he is the only person that responded.

Mr. Coccozza commented that in response to Commissioner Bildz's comments about him being unknown, he has performed this service for other communities.

Commissioner Gayton stated that he agrees with Commissioner Bildz regarding the opt out clause.

Commissioner Coward stated that she feels that this will be a nice addition to the beach in that area. She thinks that more people will use the beach in that area if these services are offered.

Commissioner Collins asked if this should be a one year contract rather than a three year contract. Mr. Silverboard stated that we would have to rework this as Mr. Coccozza has provided us with an agreement with an annual price. We will also need to put something in to address a default and way of curing that default. Commissioner Bildz stated that in this contract he will be paying up front. Mr. Silverboard stated that the default could be something other than the money. Mr. Coccozza stated that he would want something

more than one year due to the up front investment. He would not want to build up a business and then have them go out for bid again.

Ms. Hayduke stated that they already have a lease with Taylor Beach Services that covers all of those issues, and they can use the same agreement here.

This item will move forward to the next meeting agenda.

### 3. Consideration of Res. 09-57, Audit Agreement Extension

Mr. Keranen explained that this agreement would be the last year of the extension to the audit agreement.

Commissioner Collins read an excerpt from the agreement that states that they may miss something in the audit. He stated that it doesn't make sense to him to include that. Mr. Keranen stated that it is a standard item in all auditing agreements. Ms. Kiefer stated that there is a professional standard that they must adhere to, and that this is a standard disclaimer.

Commissioner Coward stated that it is standard language that is required, and auditors are held to a certain standard. They are given the language that must be in the contract. Because not only do they do our audit, they are required to have peer review as well, they are held to a pretty high standard. That doesn't mean that you can't sue them if there is some kind of negligence that occurred. This means that they are held to a certain standard.

Commissioner Collins then read another excerpt and asked if that was the same situation. Commissioner Coward answered in the affirmative. She explained that they will not audit every transaction, but a certain number. Mr. Keranen explained that they are given a list of items, and they choose a sampling from the transactions.

Commissioner Bildz asked Mr. Keranen if he was happy with this audit firm and whether he would recommend rehiring them next year if it goes back out to bid. Mr. Keranen answered in the affirmative, and stated that not only are they reviewed, but they are peer reviewers as well.

This item will move forward to the next meeting agenda.

### 4. Consideration of Res. 09-53, Paradise Blvd. Median Palms

Mr. Bruce gave a brief explanation of this item. We have been looking since last year for someone to replace the palms. The first two times we went out to bid we were unsuccessful. He explained the terms of this agreement.

Commissioner Bildz asked how long the removal process would take. Mr. Bruce explained that he has spoken with them, and they already have found a place for most of them, and have already located the replacement foxtails for them. They will likely do five or six per week until complete. Commissioner Bildz asked who would be responsible for

injecting the trees once this agreement is signed. Mr. Bruce stated that we would continue to treat them until they are removed.

Mr. Silverboard explained the process and why they would be given a year to complete the project. We would not be waiting a year for our money, and they can remove the trees and replace them while they have the hole open.

Commissioner Gayton asked if they would be allowed to pick and choose which trees they take. Mr. Silverboard explained that it will look unfinished for about a year. They will be relocating the trees at specific jobs, so they may need to skip trees to match them to their jobs. Commissioner Gayton stated that he has no objection if the people on Paradise have no objections. Mayor Minning stated that this question came up at their civic association meeting. Mr. Silverboard stated that there would be an agreement that they would take all trees by the end of the year. They would not be allowed to pick and choose only the best trees and leave others. They will be required to finish the job.

There was a brief discussion about the machinery used to remove the tree and replace it.

Commissioner Gayton asked that they have all the information available to them for the next meeting. Mr. Bruce stated that they can have it all in the contract.

This item will move forward to the next meeting agenda.

#### 5. Consideration of Res. 09-56, Causeway Drainage Analysis

Mr. Murphy explained that his concern with paving the causeway was getting the drainage concerns addressed first. They are proposing to complete a drainage analysis and design of a drainage system that should alleviate the issues on the causeway. The proposal provided by Advanced Engineering was to provide three different designs for them to choose from. The handout that they have has a map that shows where the areas of concern are.

Mayor Minning asked what the time frame would be. Mr. Murphy stated that they would get Advanced started, and they would complete the analysis within six to eight weeks.

Commissioner Bildz asked what would happen if the company says that a French drain would not work. Mr. Murphy stated that if it will not work then it will cost more to correct. We will ask them if French drains will work, and if they will not, they will give us recommendations for what will work.

Commissioner Collins asked if a swale was just another term for a retention pond. Mr. Murphy stated that it is a fancy word for a ditch, or a gentle slope. It is a retention device. Commissioner Collins asked what the red line represented. Mr. Murphy explained that it indicated where the drainage device would be installed. Commissioner Collins asked if there would be enough room for the swale and for people to park. Mr. Murphy explained that people don't normally park in that area and this solution would be the least disruptive in that area.

Commissioner Coward stated that she is anxious to get the causeway fixed. Mr. Murphy stated that this is the first step in doing so.

6. Consideration of a Contribution for the Renourishment Court Case

Ms. Kiefer gave a brief update on this case. It is the case to stop the beach nourishment. It impacts us because we are in the application process for renourishment. She explained the impacts to governments, and that it is important all over the country. She is surprised that the Supreme Court took up the case. She suggested that they get letters out to the Florida League, and also get the attorneys working on this.

Mayor Minning stated that this is very important. If the Supreme Court rules against the state it will have great impact on renourishment projects. Mr. Silverboard stated that they are looking for a donation of \$500. Mayor Minning explained that there is a cost of about \$32,000 to file the brief, and he feels it would be a good gesture on the city's part, considering the benefits that we get from the renourishment.

Commissioner Bildz stated that he is in favor of the \$500 donation, and asked what was discussed at the BIG-C meeting. Commissioner Collins stated that it was not brought up, and the other cities did not say what they were doing with it. Commissioner Bildz asked him to bring this up to the BIG-C and urge the eleven communities to participate. Commissioner Collins said that he would bring it up at the next meeting.

7. Consideration of Res. 09-61, Interlocal Agreement with Pinellas County for the Beach Renourishment/Sand Sharing

Mr. Silverboard explained that this is the next step in the planning for emergency beach renourishment in the event that we need it. Pinellas County has submitted an interlocal agreement that states that they will pay the cost of the work that needs to be done. They have agreed to pay for the \$17,017 for tasks one and two, and will make funding available for task three when the renourishment occurs, and will pay for all costs of implementing this.

Commissioner Bildz stated that this is a good deal for the city. We need to do tasks one and two before we have a problem. Let's hope that we never have to complete tasks three and four. Without completing tasks one and two we wouldn't be able to move forward with renourishment.

This item will move forward to the next meeting agenda.

**II. OLD BUSINESS:**

Commissioner Collins asked if anything has come up with the restroom trailer at Caddy's. Mr. Silverboard stated that he still has not located a restroom facility and he doesn't expect that he will. They have all been sent the minutes of the meeting where the Commission approved the port-a-potties, which are approved for nine months. He believes that it will be part of the discussion that we will have tomorrow.

Commissioner Gayton stated that he agrees with Bob Thompson regarding the permit parking. We have about 220 residential parking permits, and he has had requests from residents to continue the program. He feels that if it is at no cost to the city, and we can price the permits to offset the costs, he would like the Commission to reconsider offering them to non-residents. Commissioner Bildz stated that he was going to bring this up tonight as well, and asked the City Manager what the price should be. Mr. Silverboard stated that we have not addressed this issue with the Commission. We will need to bring an item to the Commission with a recommendation, including the price.

Commissioner Gayton stated that during the budget discussions we talked about the overtime rate for special details for the officers. He asked who's responsibility it was to come up with the price for this. Commissioner Bildz stated that it was Fred Turner who came up with the figures before. Commissioner Gayton stated that some officers have rates higher than the \$48.00 per hour. He doesn't think that Mr. Turner included retirement benefits and FICA in the rates. He thinks that it should be somewhere around \$64 rather than the lower rate. Some of the special detail is done by officers in the higher pay range, which is somewhere in the \$64 range. This should be recalculated soon, because we have a lot of special details, and the city should not be picking up the extra amounts for the private businesses. Mr. Silverboard stated that it is a rate that is agreed to by the officers themselves. Mr. Turner's role in this was giving the officers information regarding what the rates were. He has had discussions as to why the city isn't getting paid for its work in administrating this. This is a contract with an outside entity, not an assignment from the city. He will be coming back with a report within the next 60 days or so with suggestions as to what needs to change so that the city will be covering its costs, including things that we may not have been covering in the past. We also have to do a survey to find out what other agencies are charging for that duty. They do not have to go to the city for this coverage. They can go to the Sheriff or another police entity, and we want to be sure that our rates are competitive. Commissioner Gayton stated that we don't have to be competitive, we should recoup our costs. We should not be subsidizing anything. Mr. Silverboard stated that we shouldn't be subsidizing anything because it is not a city assignment, and that is why we are looking at this again. Mr. Silverboard stated that the officers are supposed to be accepting the \$48 rate regardless of what they make. Commissioner Gayton stated that the city still has to subsidize the 25% retirement benefit and the FICA. Mr. Silverboard stated that the city should not be paying anything and we will get it straight.

Commissioner Coward asked if anyone had checked with neighboring cities regarding the parking meter amounts. Mr. Silverboard stated that someone is working on it, and it will be given to them as soon as possible.

Commissioner Bildz stated that the City Attorney suggested that they appoint a Deputy City Clerk, and asked what the Commission wanted to do about it. He stated that it is not a required position, so it could be someone like Jennifer, who handles personnel, or Hal, who handles purchasing. He feels that the City Manager should come up with a list of people who could be named Deputy City Clerk for the Commission's approval.

Mayor Minning explained that Nicole Elko's position at the County is being eliminated at the end of the fiscal year. The County was going to hire her back as a consultant so that she could finish the projects that she had started. He asked Mr. Silverboard to find out if there will be a consultant hired as a Coastal Coordinator. If there needs to be support for that position we need to get on board to support it.

**III. CITY MANAGER/CITY ATTORNEY REPORTS AND COMMENTS:**

Mr. Silverboard explained that there is a charter provision that states that every five years the city commission has to consider the need to appoint a charter review board. It doesn't require a charter review every five years; it just requires that they consider whether it is needed. He will put an item on the workshop for the next meeting or first meeting in September for the Commission to discuss whether there is a need.

**IV. REPORTS & COMMENTS BY COMMISSIONERS:**

Commissioner Collins reported on the BIG-C meeting held on July 29<sup>th</sup>. Commissioner Welch was there to discuss the 3% cap, which will continue. Penny for Pinellas is coming in much lower than anticipated. Christine Hartman was there to talk about the Relay for Life to be held here in April. The National Shore and Beach Conference will be held at Tradewinds at St. Pete Beach in October.

Commissioner Coward reported that our youth tennis team came in second in their meet in Lakeland over the weekend.

Commissioner Bildz gave a reminder of the meeting to be held tomorrow night regarding solutions to the Sunset Beach issues.

Commissioner Collins stated that this weekend's beach clean up was cancelled due to Don Nolan hurting his back. Commissioner Bildz reported that Sunset Beach held a clean up on Sunday night, and it was the most well attended one ever.

**V. PUBLIC COMMENTS:**

**VI. ADJOURNMENT:**

The workshop was adjourned at 7:52 p.m. by Mayor Minning.