

**CITY OF TREASURE ISLAND, FLORIDA
BOARD OF COMMISSIONERS WORKSHOP
February 16, 2010**

The workshop was called to order by Mayor Minning at 6:10 p.m.

I. DISCUSSION ITEMS:

1. Discussion – Becker v. T.I. Holdings, Inc., et al (Requested by Attorney Battaglia)

Attorney Battaglia stated that he would be addressing items one and two on the agenda as they were related issues. He read a list of the citizens that he is representing in a lawsuit against the city. He stated that he was here to discuss the effects of the entertainment destination, Caddy's on the Waterfront. He gave some information about his clients and presented a letter to be entered into the records.

He stated that his clients want Caddy's to succeed, but want it to be fair and balanced. They are concerned about the significant harm that is being inflicted upon the residents of Sunset Beach. It cannot be appreciated by those that are not there to see it. He read excerpts from comments that have been made by residents of Sunset Beach. He then showed photographs of events happening on the beach and in the neighborhood.

Mr. Battaglia talked about discussions from recent workshops regarding the growth of Caddy's business. The increase in intensity of use is causing significant harm to his clients. Mr. Amico has acquired additional property to be used for parking, which is contrary to city ordinance. He compared Caddy's to Shell Island. The County put a stop to the events on Shell Island. He stated that the city has not done enough to address the citizens' concerns here.

Mr. Battaglia made comments regarding the suggestions made by the City Planner regarding parking. He stated that those suggestions would not address the problem, but instead would allow the problem to continue. Caddy's is no longer a beach bar and eating place; it is now a party destination. Ms. Kiefer stated in a memo that Caddy's is not in compliance with the parking regulations. Because the ordinances are not being enforced, his clients had no other choice but to file the lawsuit in court. He then showed a map of the area, and commented on statements made by Ms. Rosetti at a previous workshop. He stated that the error in that report was that they shouldn't be accommodating the businesses, but solving the issues for the residents. Parking for Caddy's is not allowed by the code, is contrary to the Comp Plan, and is solely for the benefit of Caddy's and not the residents. He feels that the position taken in the report is inconsistent. He then read an excerpt from Ms. Rosetti's report.

He read a list of criteria that zoning is meant to address and stated that some of the criteria is not being addressed. Changing a few definitions in the code will not address the issues. The parking is just a symptom of the problems. Residents are being deprived of the quiet enjoyment of their property. It is inappropriate for them to be treated like this. Other jurisdictions choose to enforce their local ordinances. Enforcement can not be on a case by case basis. He has heard comments that there are no Code Enforcement Officers working on the weekends, and suggested that Law Enforcement Officers should be writing code

violation citations on the weekends. There are liabilities to the city by not addressing the issues. Health hazards are not being addressed, and there could be a problem with emergency vehicles getting access to the area. Code enforcement action should be taken in the event of code violations.

He stated again that the suggestions made in the new report are not consistent with the Comp Plan, or compatible with surrounding uses. Rubber stamping is a root cause of the problem. They are providing a benefit to one entity in a fashion that is uneven to the residents. He suggested that they consider the following:

- These minor amendments are not going to solve the problem. He suggested that they appoint an independent committee that consists of residents of Sunset Beach and Mr. Amico that will address all of the issues.
- Public outreach strategy with public input

He stated that with regard to looking out for the best interests of the community it has to be fair and balanced. It is not just about the need for revenue. We have to be cognizant of the fact that there are other interests involved. You can't continue to grow this entity larger and create more problems. It has become an entertainment Mecca. This is a conflict that has become a dispute. He urged the Commission to seriously consider the ramifications of what has happened and come up with a solution and a plan to solve the problems.

Ms. Kiefer stated that we have heard an outline of what he perceives the problems to be, and asked what he proposed as a solution. Mr. Battaglia stated that the first thing was to enforce the code. There is no discretion. They have a duty to enforce the code and take action. Ms. Kiefer clarified that that was in regards to the parking lots. Mr. Battaglia answered in the affirmative. He stated that parking was a problem, and there were other issues as well. There is residentially zoned property being used for a commercial use. There is an obligation to enforce the code and it is not being done. To put in a few additions to the code and think that this will solve itself will not happen. He gave a reference to proposed Ordinance 10-01 regarding alcohol at certain city properties, and read an excerpt from the ordinance. He stated that it was a similar situation to the Sunset Beach issue.

2. Discussion of Amending the Parking LDRs

Ms. Rosetti gave an explanation of this item. She explained the definitional changes that she was suggesting. All definitions are consistent with the Pinellas Countywide Plan Rules, or with recognized planning organizations. She explained her proposed changes district by district. She then gave an explanation of her memo that the Commission received tonight. She concluded that parking lots would be allowed in the Commercial/General area of the city. She recommended that the Commission consider forwarding this to the Planning and Zoning Board for its consideration and recommendation.

Commissioner Bildz asked what it took to get a special exception. Ms. Rosetti explained the requirements of the application process and read excerpts from the city code. Commissioner Bildz clarified that the Planning and Zoning Board has the authority to deny a special exception if it doesn't meet the criteria.

Commissioner Bildz asked for clarification regarding the temporary parking exception and who grants permission. Ms. Rosetti explained that it would be the Planning and Zoning

Board, and their decision is appealable to the City Commission. They would also be responsible for granting extensions.

Commissioner Bildz stated that he doesn't understand why they would want to add parking lots as an allowed use in the RM-15 zone. Ms. Rosetti explained that it might be contiguous to a residential property. Commissioner Bildz stated that it would be an off-site parking area.

Commissioner Bildz made comments on the permitted use in the Commercial General district. Ms. Rosetti stated that she was changing the definitions. Commissioner Bildz asked why a parking lot or structure wouldn't have to be tied to a business. Ms. Rosetti explained that the City might want to have a Municipal lot, or an individual might want to turn a vacant lot into a parking lot for a fee in the area. Mr. Silverboard stated that it is very common to have a commercial parking lot for a fee.

Commissioner Bildz commented that the lots that Caddy's is using across from Gulf Blvd. are more than 600 feet from the property. Would they not be allowed to use those lots? Ms. Rosetti stated that they may not be able to. This proposed ordinance is for the entire city, not just one area.

Commissioner Bildz read an excerpt from the proposed change regarding off site parking. Ms. Rosetti explained that the off site parking would be specific to a particular business. A stand alone parking lot is different than an off site parking area.

Commissioner Bildz stated that he disagrees with her regarding her comments in today's memo. He feels that it is specific and doesn't apply to parking lots. Ms. Rosetti stated that she talked with the PPC staff at length and they feel that it does include parking lots.

Commissioner Coward clarified that this was going to be city-wide, and stated that she was pleased to hear that it would be going to the Planning and Zoning Board.

Commissioner Gayton asked for clarification of the proposed changes to the various zones. Ms. Rosetti noted an addition that should be made regarding off site or temporary parking lots. Mr. Silverboard explained that the term should have included parking lot off site, or temporary parking lot. Ms. Kiefer asked to make it clear that they were discussing the RM-15 district at this time. Commissioner Gayton then read a list for each of the districts. Ms. Rosetti clarified that right now a public parking garage is permitted. She has added the word parking lot, including off site, temporary, and valet. Commissioner Gayton suggested that they each have their own category. Commissioner Gayton then discussed stacked parking. Ms. Rosetti stated that she feels it should be by special exception and only for the cruise ship and party boat industries.

Commissioner Gayton stated that he has a problem with temporary parking for two years, and asked who would grant an extension. Ms. Rosetti stated that it would be the Planning Board. She suggested that if they don't want to do two years they should at least do one year as they will have to do improvements to the properties. Mr. Silverboard stated that the Commission should make their opinion known, but should allow the Planning and Zoning Board to make its recommendations. Commissioner Gayton asked for clarification on some of the rules for temporary parking. Ms. Rosetti stated that the Planning and Zoning Board would be allowed to make those rules, such as hours of operation.

Commissioner Gayton asked if a restaurant located in a CG area could be allowed to have off site parking in an area other than CG. Ms. Rosetti stated that if it were permitted, yes. If not, it would have to be a special exception. Commissioner Gayton asked for clarification about the 600 foot distance. Ms. Rosetti stated that she doesn't recommend remote parking. Commissioner Gayton requested that she not discuss anything with the Planning and Zoning Board that she has not discussed with the Commission first.

Commissioner Collins stated that two years was too long for temporary parking and would agree with one year.

Commissioner Collins asked what Ms. Rosetti's reason was for not liking remote parking. Ms. Rosetti stated that typically remote parking lots run shuttles back and forth, and she hasn't seen a need for it. She stated that if the board would like to entertain it she can add a definition for it. Commissioner Collins stated that he felt that they should include remote parking in the discussion.

Commissioner Collins stated that time is of the essence and asked how long it would take for the Planning and Zoning Board to do this. Ms. Rosetti stated that if the Commission approves this at the next meeting she has already scheduled a special meeting for March 10th. She would like them to wrap it up by their April meeting at the latest. Mr. Silverboard stated that it was important for the Planning Board to give it sufficient time to have whatever public hearings that they felt necessary and the time that they need to consider it. Commissioner Gayton stated that they shouldn't be rushed. If we are going to consider remote parking we have to think about the residents that will be affected by it.

Commissioner Gayton stated that they are skipping over a lot of Chapter 68 that is already in place. Why don't they take the entire chapter and look at it from beginning to end to ensure that there are no conflicts. Ms. Rosetti explained that there are provisions for shared parking. She stated that they can go through the entire chapter if that is what the Commission wants. Commissioner Gayton stated that that is what he wants. He stated that staff has their recommendations, and the Commission has theirs.

Commissioner Gayton asked if there is a definition for two year temporary accessory parking lots in our ordinances. Ms. Rosetti stated that there is not. Commissioner Gayton stated that there have been requests for them that have gone to the Planning Board. Ms. Rosetti explained that it was an administrative decision made by a previous administration. Commissioner Gayton stated that there is no provision for this and it shouldn't happen. Mr. Silverboard stated that in general zoning practice you can't think of every single thing that might come up and include it in your code. There is usually a phrase that gives a methodology for uses that are not specifically addressed in the code. One of the complaints that we get is that our codes are inflexible and confusing. He suggested that something like that be added. Commissioner Gayton stated that he is trying to discourage taking the authority away from the Planning Board and City Commission by administration. We need something there to make sure that it never happens again.

Ray Green read a letter from Mr. DeLong, who is out of the city right now. He asked where the study regarding parking was that was promised at a meeting in October. He stated that it seems that every staff request benefits Caddy's and there is nothing to benefit the residents. None of the four parcels of land that are being used for parking by Caddy's were ever meant for that use. He asked that the Commission be fair and logical when considering these suggestions. When he bought his property over twenty years ago there were five bars there.

There were never these problems because the laws were enforced. He believes that Caddy's has the right to be successful but not at the expense of the residents. It is not the Commission's job to ensure their success, but to ensure that the residents are protected.

Dennis Velasco stated that Mr. Amico has done a fine job of building a very successful business, and has done a fine job to assist with the problems surrounding the area. He hopes that the Commission will continue to address the issue in ways that will protect the residents. Mr. Amico has said that a lot of the crowds are not his customers. Mr. Velasco stated that he doesn't think changing an ordinance or allowing special exceptions would be appropriate in this case.

Sid Rice stated that he has reviewed this. He feels that Ms. Rosetti's suggestions give the Commission and Planning and Zoning Board some teeth. He feels that it is very well written. A new ordinance must be city wide and cannot be site specific. He thinks that the 600 feet is an intelligent move. He reminded the Commission that in the past parking lots that fronted the Gulf were allowed to be shelled rather than paved. He thought they shouldn't be required to pave temporary parking lots. He stated that at the north end of the island there are people that park on his property to go to the beach, John's Pass, Elnor Island, Egmont Key, charter boats, and out with realtors to look at property. He is not allowed to charge for parking, and people that are not his customers are using his parking. He stated that the suggestions make sense and solve a lot of problems city wide.

Tony Amico asked why there were not comments after Mr. Battaglia made his presentation. Ms. Kiefer stated that he had requested to put on a presentation. Ms. Kiefer stated that Mr. Amico could make his comments now.

Mr. Amico asked how Sunset Beach could be compared to Isle of Palms or Isle of Capri as there were no commercial districts there. He commented that there are a lot more people that live at Sunset Beach than have participated in the lawsuit. There are problems there that will not be eliminated by limiting parking. He read a list of problems and commented that they are not Caddy's problems. They don't promote coolers on the beach, glass on the beach, urinating or parking in inappropriate areas, or other issues. He has security staff and they address problems quickly. Caddy's has been the same for four or five years. There has been no expansion. Business has gotten better, but the property has not changed. The city has restricted the use of tents at Caddy's. Caddy's can't serve on the beach. The city has asked him not to do certain things, and he has agreed not to do them. He works closely with the police department to enforce the laws in the area. In reference to the comparison to Shell Island, Shell Island was not a private property. In reference to the parking rules, it was an oversight to exclude surface parking. Why would you allow a parking garage but not surface parking? How can you enforce parking lot hours? When the City has an event they use parking on the beach and charge for it. If the Chamber has an event the City grants the parking on the beach. Can a private business request parking on the beach and run a shuttle and allow the city to make the money from it? Regarding property values, there are people who have built homes there because Caddy's is there. He has cleaned up the properties that he bought there. He bought a motel and used it for parking then. He is still using it for parking, even though he knocked down the motel. If you go up and down the beach you can see that the city is not consistent with their parking enforcement. It isn't fair to come after Caddy's and change the rules when it isn't enforcing it anywhere else. He doesn't have anything against any of the other businesses in town, but they are not being required to provide additional parking when they have expanded. Why enforce it against Caddy's because sixteen people are complaining when you aren't enforcing it for anyone

else. He cleans the beach every day, he cleans up the dead fish, and does as much as he can do to promote Caddy's and be fair with the city and the residents. He would be happy to sit down with anybody to figure out a solution, but taking away parking spaces is not a solution.

Commissioner Gayton stated that he is not in favor of having a parking lot or temporary parking lot in an RM-15 neighborhood, and believes that they should be special exception in that.

Commissioner Bildz stated that he feels that parking has to be tied to a business. Maximum occupancy needs to be enforced. We need more facilities. Parking regulations have to be enforced, and it should be tied to the business. He agrees with Sid Rice that the temporary parking lots should be shell. He agrees with the one year temporary parking.

Mayor Minning thanked everyone for their courtesy. This item will move forward to the next meeting agenda.

A short break was taken at 8:25 p.m.

The workshop reconvened at 8:33 p.m.

3. Discussion of NOAA Funded Beach Access Improvements (Information Item Only)

Mr. Murphy gave an update on this project. He gave some background on the \$380,000 of funding that the city was given as a result of an oil spill. It is specifically provided to improve access to the beach. The project includes beach access icons. There is a sample of one of them in the auditorium. It also includes signs, including a brand new sign at the new city park that was recently acquired from the county. In addition they will provide solar powered lighting at locations along the beach to designate the beach accesses. There will be roughly thirty educational signs, new trash receptacles, and bicycle racks. We were originally supposed to provide concrete beach accesses, but the biggest problem is getting across Gulf Boulevard. We have recently been informed that they will allow us to install four crosswalks with the appropriate signals.

Chris Brimo from Volkert gave a presentation on the items that would be included in the project. He explained that the Trustee Council has to approve the project before they will provide the funding. Today's meeting with them was very successful. There are minor adjustments that need to be made on items that are included in the scope of work. What they would like to see is more educational signage. They want a sense of a virtual trail that would run from John's Pass to Sunset Vista Park. The signs meet DOT specs and standards. The lower plate on the signs will show the types of parking that will be available. The lights are LED, electronically controlled lights. They are designed to be used both in and out of turtle season. They can be programmed and have motion sensors in them. They are very weather resistant. The bike racks and trash receptacles will be hot dipped galvanized metal. They are working with the Marine Institute on the verbiage for the educational signs. The lights will be installed at the beach accesses, but not along the entire beach walk. The scope of work given by NOAA and the DEP does not extent beyond Sunset Vista Park.

Commissioner Gayton asked how the lights would be anchored. Mr. Brimo explained that they would be anchored in cement. They will be installed on the east side of the walkway.

Commissioner Gayton asked if they could be permanent along the beach trail. Mr. Brimo answered in the affirmative. Commissioner Gayton stated that he thinks that they look good.

Commissioner Bildz asked if all the items were needed. The total comes in less than \$700 below the amount of the grant. Mr. Brimo stated that they had to make adjustments in the items to include the crosswalks. There were certain things that NOAA required in the project, such as the access signage, turtle friendly lighting, educational signage, bike racks, and trash cans. Commissioner Bildz asked if the grant were for more money would we have found other items. Mr. Murphy explained that they would have added more crosswalks. He feels that since the money is available they should do as much with it as they can. Commissioner Bildz commented that he was pleased to see solar lights.

Commissioner Gayton asked if they had decided where the four crosswalks would go. Mr. Murphy stated that they are on the map for the proposal, but they are still working on where they will go. Mr. Silverboard stated that we will be putting one at 119th that will be paid for with LOISS money. That will make five new crosswalks this year.

Mayor Minning thanked Ruth Philipon for her artwork for the beach signage. Commissioner Bildz thanked Mayor Minning and Dennis Velasco for their work on the project.

Dennis Velasco explained that Mr. Brimo took into consideration the entire beach when looking at this project. The scope of the project limits the expenditures. He asked that the Commission consider providing four additional small icons so that there will be continuity down the entire length of the item. It would only be \$7,000 to provide the additional signs, including installation. It would have to come from city funds.

Commissioner Bildz asked how many beach accesses we are looking at. Mayor Minning stated that there are only four.

Commissioner Coward asked if since they were able to include the crosswalks in this grant, would there be money available for something else. Mr. Murphy explained that the reduction in scope opened up some other options for the funding. Commissioner Coward asked if we had money in the budget for crosswalks. Mr. Silverboard explained that we had budgeted for one crosswalk, but we would be doing a total of five, four of which would be paid for out of the NOAA funds.

Mayor Minning asked if the prototype sign could be put up at the beach on a temporary basis to allow the residents to see it. Mr. Murphy stated that they could put it out for a day, but was concerned about the weather.

Commissioner Collins asked what the load factor was. Mr. Brimo explained that they were made to withstand 130 MPH winds. The one here is only a prototype that was developed for this meeting. Commissioner Collins asked if they would be galvanized so that they would not rust. Mr. Brimo answered in the affirmative.

Commissioner Bildz asked if they wanted to take action on Mr. Velasco's request for four additional signs. Mr. Murphy suggested that they break down unit costs and allow them to choose what they want. Mayor Minning instructed him to get pricing for the additional signs and bring them back to the Commission.

4. Discussion of Joint Trip to Clearwater Beach by the City Commission and Beach Stewardship Committee (Requested by Commissioner Gayton)

Commissioner Gayton reported on the bus trip to Clearwater Beach that the Commission and Beach Stewardship Committee took last week. He noted that they had tractors raking right up to the wall. He provided pictures in the packet that show that they are raking right up to the dunes, and moving sand away from the wall towards the gulf. We have been having problems ever since we rescinded the no raking policy. We are under a judge's decree stating that the city is responsible for maintaining the sand wall. He has been provided with a copy of Clearwater's permit. Their permit includes the removal of wind blown sand against the walls. They were allowed to keep the dunes eight feet away from the walls. We have not been able to get the state out here, but have been told that we can remove wind blown sand. We have a responsibility to maintain what we have there right now. There is no reason for us to continue to allow the panels to break because of the sand. He has not seen anything in writing that says that we are not allowed to rake the sand away from the wall. We should go back and get the same permit that Clearwater has.

Mr. Silverboard read an e-mail that was received this afternoon from Steve West. He will be here next week, and has asked for a written request for proposed work permits and other proposals. We will provide them with a very descriptive request which will include aerials.

Commissioner Collins suggested that when we provide our request we make the case that our situation is similar to Clearwater's. Commissioner Coward asked if we could use some of their verbiage. Mr. Silverboard stated that our permit expires in a few months, and we will use some of their language.

Commissioner Coward asked what we are doing out there now. Mr. Silverboard stated that we are raking. Until we get clarification from Steve West we are staying fifteen to twenty feet away from the walls and the dunes. Commissioner Coward asked about mitigating the dune areas. Mr. Silverboard stated that he hoped they would allow us to just move some of the plants that have grown in the area of the sand wall. We will remove the protected plants and transplant them by hand, and clear out the weeds in that area.

Commissioner Gayton stated that motel owners, business owners, and residents have suggested that we try to do something with the wall. If a motel owner wants to pressure wash and paint the wall in back of their business do they need a permit? Mr. Silverboard asked that they wait until we talk to Steve West. If the Commission doesn't have a problem with it then he saw no problem with it. Commissioner Collins commented that if some did it and others didn't it wouldn't look right. Commissioner Gayton explained that the intention of the group was to repair and paint the entire wall. Mr. Murphy stated that they had to be careful of consistency by using the same paint type and color and painting it all at the same time. Commissioner Gayton stated that he has been getting advice from a professional painter, and has been working with a mason to get more information about repairing it. He will keep Mr. Murphy informed on their progress. Dennis Velasco stated that he has been working with Commissioner Gayton on this. He agreed that they would be able to get enough volunteers to do the painting all at one time. He suggested that they approach city groups for donations to beautify the beach. He doesn't feel that it is that big a project. If we are not going to replace the whole trail for two or more years he feels that it would be worthwhile to do this. A brief discussion ensued about the types of paint or stain that could be used and amounts that would be needed.

Commissioner Coward stated that she thinks it is a great idea but doesn't want to lose sight of the fact that they need a plan to replace it.

Commissioner Bildz asked who requested the permit from the City of Clearwater. Mr. Silverboard stated that he did. Commissioner Bildz commented that the permit was expired. Commissioner Gayton explained that the expired permit was for Beach Masonizing. The Clearwater permit is for this year.

Mayor Minning went over a quote that was received from Johnson Brothers to repair and paint the wall. It was in the neighborhood of \$280,000. This can be done for much less with volunteer labor. Mr. Velasco commented that outside contractors wanted \$125,000 to plant sea oats on the beach, and we have been able to do it all with volunteers. He doesn't see a problem with this project at all.

5. Consideration of Res. 10-14, Parking Pay Station Rates

Mr. Murphy gave a brief explanation of this item. Several months ago the Commission gave approval to purchase the pay stations. He gave a list of the areas where the pay stations would be installed. There would be 251 parking spots covered by the pay stations. They will accept both coins and credit cards, and have the ability to charge a bulk or daily rate. He is suggesting a rate of \$1.50 per hour for the parking lots along the beach area, including the newly acquired former county lot. He is also suggesting a daily maximum rate of \$6.00 per day. For the Community Center lot he is recommending \$1.00 per hour with a maximum daily rate of \$4.00. He estimates the total gross revenue at around \$194,000. The net revenue would be roughly \$140,000. For every \$.25 that we change it is roughly \$22,000 per year.

Commissioner Collins asked about the forgiveness at the Community Center and how we would know whether people were parking there for a covered event. Ms. Hayduke suggested that they bag the meters during functions, and also use passes. The meters will be covered for major events. Commissioner Bildz asked about someone that attended the Open Air Market when the meter was covered, but then goes to the beach, and when they come back they are ticketed because they were on the beach when the meter gets uncovered. Ms. Hayduke said those are some of the issues that would have to be worked out. Commissioner Gayton asked how many people use the Community Center parking for parking other than at events. Ms. Hayduke explained that on nice beach days the lot is full, and at night it is full for some of the local establishments. Commissioner Bildz suggested that during the market they advise the police not to enforce the parking meters during the hours of the market so that people using the parking to go to the beach will still pay.

Commissioner Coward commented that she was happy to see that they put a maximum on it. She feels that the amount is too high. Our neighbors to the north and south are charging less. We are trying to encourage people to come to Treasure Island. The big picture is that we want to make money on the meters but have to be realistic on what we are charging. Clearwater charges \$1.50, but we can't compete with them. Mr. Murphy stated that we would have the flat rate, which would be competitive for someone coming to the beach for the day. Commissioner Coward stated that it is more than the beach. It is people coming to Treasure Island. Commissioner Bildz commented that these are beach parking lots, not business lots. Commissioner Gayton stated that he agrees with Commissioner Coward.

Commissioner Collins asked if the rates could be lowered if it doesn't work. Mr. Murphy answered in the affirmative.

Commissioner Coward asked what the maximums were in St. Pete Beach and Madeira Beach. Mr. Murphy reported that their maximums are \$10 per day. Mr. Silverboard stated that the St. Petersburg Municipal lot charges \$1.50 with a \$10 maximum. Commissioner Bildz stated that he thinks this is a good place to start, and he disagrees with Commissioner Coward that we can't compete with Clearwater. Our beach is the premier beach in Pinellas County and we can compete with any of them.

Dominique Reiter stated that she is concerned that people will not want to pay to park in the lots and will park in the business' lots instead. Mr. Silverboard stated that staff considered that and hopes that they will do that and patronize those businesses. Commissioner Collins commented that if people are walking in front of shops it might help them.

This item will move forward to the next meeting agenda.

6. Consideration of Ord. 10-01, Prohibiting Alcohol at City Beach Park (Former County Beach Access)

Ms. Hayduke gave a brief explanation of this item. This ordinance was passed to prohibit alcohol at certain city facilities. The police department has recommended that we include our newly acquired property in this ordinance.

Commissioner Collins asked why 25 feet in front of the Community Center and 50 feet in front of other areas. Ms. Hayduke explained that there were areas that encompassed more and had facilities like playgrounds.

Commissioner Bildz stated that he was asked to ask why it was all right to ban alcohol on city property but we couldn't ban it on the public beach. Mr. Silverboard stated that we are banning it in the areas where people hang out at particular structures drinking and doing inappropriate things. They are not doing those inappropriate things on the beach.

This item will move forward to the next meeting agenda.

7. Consideration of Res. 10-11, Park Naming Contest

Ms. Hayduke gave a brief explanation of this item. She made a correction in the report. There was one duplicate name. She is asking the Commission to each pick their top three names and hopes that there will be a winner in that. If not, then they will have to narrow it down. When a winner is chosen she will ensure that it is not trademarked.

Commissioner Gayton asked if they could choose the name by secret ballot. It was suggested that they go by the numbers, and Ms. Hayduke will tally the results from her list. Number 7 received three votes. She will check to ensure that the name is not trademarked and will notify the winner tomorrow and invite them to the next meeting for presentation of their prize.

8. Consideration of Res. 10-12, Utility Vehicle Purchase

Ms. Hayduke gave a brief explanation of this item. \$31,500 was budgeted in the LOISS fund to replace this vehicle. She has a quote in the amount of \$27,932. They will be selling some old equipment and will trade in the old unit, so hopefully will offset about \$10,000 of the cost.

Commissioner Collins asked if we could use any of the old attachments. Ms. Hayduke explained that they were specifically fitted to the old unit and could not be used on the new one.

This item will move forward to the next meeting agenda.

9. Consideration of Res. 10-15, Supplemental Budget Appropriation, Forfeiture Fund

Chief Casey gave a brief explanation of this item. This is to appropriate funds to install cameras at Sunset Beach, the new city park, and on the bascule bridge. The money will come from the forfeiture fund. The equipment will allow the Communications staff to focus in on the north and south areas of the beach in front of Caddy's. They will shield the lenses so that they will not be able to see anything other than the beach. The poles are in place on the rights of way near Caddy's. New service will be provided by Brighthouse. The monthly operating costs can be paid for from now until the end of September out of the Forfeiture Fund. Starting on October 1st the monthly cost would have to be a line item in the budget.

Commissioner Collins asked if it would be better for the camera not to be conspicuous. Chief Casey stated that people are more likely to be deterred by the cameras if they can see them.

Commissioner Bildz asked why there was a need to put cameras on the bridge now. Chief Casey stated that they were used a lot to identify vehicles coming in and out of Treasure Island when investigating crimes. Commissioner Bildz asked if they would be monitored 24/7, or just when there was a need. Chief Casey stated that it would be monitored all the time. They will focus on wherever there was the most activity. Commissioner Bildz commented that he was glad they were able to pay for it without using the general fund.

This item will move forward to the next meeting agenda.

10. Consideration of Res. 10-13, Amendment of Res. 09-89, Charter Review Committee Appointments

Commissioner Collins explained that Mr. Edwards has a desire to be on the Charter Review Committee, and asked that he be added to the board.

Mr. Silverboard stated that Pam MacIntyre submitted an application and asked that she be considered as well. Commissioner Gayton asked if they should also consider Ms. Weinreich as well, and asked for Ms. Kiefer's opinion. She stated that they have discretion to modify the board. Everyone has already been notified of the first meeting, which would have to be changed. Commissioner Gayton stated that they advertised for three months, and Ms. Weinreich applied. He feels that they should move forward with it the way it is. Commissioner Collins asked if they could move this to the next meeting and just move the

first meeting back a week. Ms. Kiefer stated that if they were going to reopen it she would suggest that they readvertise. Anyone is welcome to attend. Commissioner Coward felt that it was intimidating for people to attend.

Mr. Silverboard suggested that they could appoint two or three alternates who would attend the meeting and participate in the discussion, but only vote when there was a member absent. Ms. Kiefer explained that an alternate would only vote in the event that there wasn't a quorum. She suggested that they leave it as is.

Commissioner Bildz stated that he is not in favor of opening this up again. As Commissioner Gayton stated, this was advertised for three months. The board has been appointed. If someone resigns put him on, but leave it as is for now. Commissioner Collins stated that he feels that their expertise would be beneficial to the board. Commissioner Bildz said that he could always put his suggestions in writing or attend the meetings.

Commissioner Collins asked that this move forward for a vote to add all three additional members.

Dominique Reiter stated that even though there was three months of advertising, there are a lot of people that didn't know about it. She feels that Mr. Edwards would be an excellent addition to the board. Voting shouldn't be an issue, as they don't vote at every meeting.

This item will move forward to the next meeting agenda.

Ms. Kiefer asked if they could take her city attorney report out of order as she needs to be in court again tomorrow and still has work to do.

II. OLD BUSINESS:

Commissioner Collins asked if the Chamber of Commerce was going to be the local ticket outlet for the Rays day.

Commissioner Collins has been asked about certificates of appreciation for board members when they finish their service. The City Clerk will do certificates.

Commissioner Gayton provided a map of the area around Caddy's. He asked to consider putting up street signs at the street entrances that people don't know about next to Caddy's. Mr. Silverboard explained which lots Mr. Amico has purchased, and where the city owned streets are. Mr. Silverboard was asked to discuss this with Mr. Murphy.

Commissioner Coward stated that they would be remiss as a Commission to not spend the money for the Visioning Committee now that a committee has been appointed. Mayor Minning reminded the Commission that when this started they agreed to appoint the committee and then go out for an RFQ. That is in the works now. He has spoken with Harry Black, who is a committee member. He has agreed to help secure funding for this. Mayor Minning suggested that they get the quotes and see what comes in from the business community, and maybe split it. He feels they should wait for those answers.

III. CITY MANAGER/CITY ATTORNEY REPORTS AND COMMENTS:

Ms. Kiefer stated that she is in court on the Schwartz trial. Tomorrow is day two. They should be finished with witnesses tomorrow, and a verdict should be issued by Thursday.

Commissioner Gayton asked if there was progress on the agreement with the county. Ms. Kiefer stated that there has been progress in an interlocal agreement. Mr. Silverboard reported that Chuck Coward and Mike Bonfield will be meeting with Bob LaSala on that agreement, and there is a draft of it.

Mr. Silverboard discussed the draft report from OPPAGA that he sent them regarding Fire and EMS service. Their recommendation will be going to the legislative delegation as well as the County Commission. The City Managers have met and reviewed the report, as well as the Fire Chiefs' Association. The report has been sent to the City Manager of Clearwater asking for comments. It was received on February 10th. They got an extension until yesterday to provide a response back. The comments have been returned back to the agency. He will distribute the final report to the Commission when it is received. The general consensus was that this is an effort to force some consolidation, to centralize fire as well as EMS in the hands of the County Commission or county appointed agency. There isn't any need for legislation because under the current legislation the County Commission has the authority to appoint an oversight board. The legislation, if there is any, will not be for this session. The county is looking for an additional cut back in the amount of EMS funding and will be unwilling to raise the millage. We estimate a 10% hit on ad valorem taxes, which translates to a \$380,000 to \$400,000 reduction to absorb. We will be starting our budget process in the next few weeks.

IV. REPORTS & COMMENTS BY COMMISSIONERS:

Commissioner Collins offered to attend condo association meetings.

Commissioner Bildz stated that he received a letter from Land's End requesting that they revisit the swim zone policy. He requested that it be placed on the next workshop for discussion.

Commissioner Bildz reported that the library settled the case with the former Library Director for \$55,000. The insurance company paid \$35,000 of it. The library has to pay \$20,000.

Commissioner Bildz still has Food for Thought tickets for the function on February 27th. Ticket sales have not been as good as they have been in the past. There are about 50 restaurants participating.

Mayor Minning announced that the public notice was filed to renourish our beaches. The ad was in Sunday's paper.

Mayor Minning reported on the process to replace Nicole Elko. The consultant chosen is a good one.

V. PUBLIC COMMENTS:

VI. ADJOURNMENT:

The workshop was adjourned by Mayor Minning at 10:33 p.m.

Robert Minning, Mayor

Phil Collins – District 1

Ed Gayton – District 2

Carol Coward – District 3

Alan Bildz – District 4

ATTEST:

Dawn M. Foss, City Clerk