

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

The workshop was called to order at 6:40 p.m. by Mayor Minning.

I. DISCUSSION ITEMS:

1. Consideration of On-Street Parking Plan for Sunset Beach

Chief Casey welcomed Commissioner Caldwell. He then gave a brief explanation of his proposal for parking in Sunset Beach. He is suggesting one side of the street parking. He stated that the most important concern is public safety. There is concern that a fire truck or large rescue vehicle could not get through. He feels that the best method is to keep one side open and use the side that has the most parking spaces. He explained that the renourishment funding requirements for public parking still apply. They must allow 47 spaces for public parking. There will be more than that number available if his suggestions are considered. He believes that this will be a minimal impact. It will be in force on Saturdays and Sundays from 8 a.m. until 6 p.m., as well as Memorial Day, the Fourth of July, and Labor Day. The cost for signage is approximately \$3,000. City staff will be able to install the signs. He made suggestions on the size of the signs. The signs can be installed the first week of April if approved. The County has signed off on the parking so there is no reason to think that the State will not, but will not sign off until mid-May.

Commissioner Collins asked what it meant if the state did not approve the parking. Mr. Silverboard explained that it would only affect the approval for the public parking spaces to meet the beach renourishment approval. Tickets issued would still be legal.

Commissioner Collins asked what would happen if someone was away for several weeks. Chief Casey stated that they would have to make arrangements for their vehicles to be moved in their absence.

Commissioner Collins stated that he felt that it was a lot of signs. Chief Casey stated that each sign is good for approximately 100 feet. He wants to ensure that there is adequate notice of the regulations.

Commissioner Coward asked if people that parked incorrectly would be ticketed or towed. If they are only ticketed they are still blocking the way and could be a potential hazard. Chief Casey stated that they would be cited and towed.

Commissioner Coward asked where the money would be coming from. Mr. Silverboard stated that there were funds budgeted in previous years. If it was not carried over it will come out of contingency, however, he believes that it was carried over.

Commissioner Bildz commented on the location of the public parking spaces. He stated that the federal funds have no requirement for parking criteria. It is only the state. He stated that if the state did not approve of the plan it would only affect the area between 95th and 85th, and that would be worst case. He feels that they will agree with the city.

Commissioner Bildz stated that the name of the Fourth of July holiday was Independence Day. He wanted the sign worded properly so there wouldn't be confusion as to which day the parking regulations were applicable.

Mayor Minning stated that he agreed with Commissioner Bildz regarding the state approval and funding for renourishment.

Mayor Minning asked about how people would be informed that there are new regulations. Chief Casey explained that they would use the sign board to inform people that there were new regulations and signage. Mr. Silverboard stated that most of the issues are coming from people from outside the city who are not familiar with the area. It will be well publicized.

Mr. Silverboard stated that the money is in the capital projects fund.

Heidi Horak read where the parking would be located on each street. She stated that since someone has made a decision without consulting the residents they would raise a lot of ire. The people who have been complaining are not here tonight. Spring break has started and there have been no complaints. She would like people who live on these streets to take a look and comment. She stated that she doesn't like it at all.

Tony Amico stated that he has no problems with the proposed parking because it will enhance safety. He asked what the difference was between a weekend day and any other day. He feels that the parking should be consistent each day since there could be an emergency on any day of the week. If this is to limit the situation at Caddy's then this would work, but if it is to enhance public safety then it has to be every day.

Commissioner Bildz stated that Mr. Amico is right. This is not geared towards Caddy's. That was addressed by creating the towing ordinance. He feels that it is a good plan. Some people might get upset. Last year there were parking messes down there, but mostly on weekends and holidays. He feels that it makes sense to spend the minimal amount of money to try it. If it doesn't work it can be changed. He feels that it is a well thought out plan and he would like to give it a shot.

Commissioner Coward stated that their frustration is that they have Heidi telling them that there is no problem, but last week they had people telling them that it is a terrible problem. Who is right? They are trying to solve a problem that is not geared just to Caddy's. She asked if we have any statistics on how many people live there that park on the street. Commissioner Bildz stated that on weekdays there are not many cars on the street. If you go there on a nice weekend afternoon it is loaded.

Commissioner Collins stated that there is no way they will satisfy everyone at Sunset Beach. It is a unique situation with uniquely small lots. We will try this. If it works, great, if it doesn't we will go back to the drawing board. We have to do something.

Mayor Minning stated that Mr. Silverboard has asked for a consensus from the Commission to proceed. The Commission agreed by unanimous consent to grant Mr. Silverboard the authority to proceed this without coming back to the Commission. If the state does not approve of their plan then he will come back to them again at a later date.

2. Consideration of Res. 10-20, Subaqueous Force Main Inspection

Mr. Murphy gave a brief explanation of this item. Last year the Department of Public Works budgeted money for the inspection and cleaning of the force mains. The City of St. Pete has made some modifications to their lift station. In putting this project together with the City of St. Pete Beach they realized that they should do a subaqueous inspection of the force main first to ensure that there are no technical issues that need to be addressed. It would entail about one third of a mile. The cost would be a not to exceed amount of \$81,000, which would be paid in part by the City of St. Pete Beach due to the joint ownership. He gave a brief explanation of the procedure that would be followed. It is important that we get the pipeline under the intracoastal inspected.

Commissioner Collins asked for an explanation of what a pass through cost was. Mr. Murphy explained that we would be paying the direct cost of the dive crew without incurring additional costs.

Commissioner Collins asked if St. Pete Beach has approved this yet. Mr. Murphy stated that they will be taking this up at their meeting next week. 62% of the jointly owned portion of the lines would be paid for by St. Pete Beach. If they do not approve this we will still want to do our portion of the lines.

Commissioner Coward asked if the divers take pictures in addition to the measurements that they do. Mr. Murphy explained that it would depend on the conditions on the bottom. If there is a lot of pipe exposed they will get good pictures, but that will not be good news.

Commissioner Bildz asked if the pass through costs for the divers would be included in the not to exceed amount. Mr. Murphy answered in the affirmative. There is an allowance for additional dive time in the contingency amount. Commissioner Bildz commented that it was a good idea to do this.

Commissioner Coward asked if there is damage, do we have a process to encapsulate it and secure it. Mr. Murphy explained that there are several things that they can do if they find a problem. It will depend on what they find. They can encapsulate it, or do directional drilling to install new pipe.

Mayor Minning asked if there was a breakdown of each portion of the cost. Mr. Murphy stated that he will get a breakdown for them. They anticipate the divers working for about thirteen days at a cost of \$2,500 per day. The not to exceed amount assumes that they will have to uncover significant portions of the lines. It is roughly \$30,000 for the divers. Mr. Murphy gave a brief explanation of some of the other areas of the quote. Mayor Minning asked how the divers will be locating the pipes. Mr. Murphy introduced Mr. McCullers from Cardno TBE, who explained the procedure that the divers will follow to locate and inspect the pipeline.

Mayor Minning clarified that this was a not to exceed figure. Mr. Murphy answered in the affirmative and explained the funding and how it was budgeted. Mayor Minning asked if the subaqueous inspection was included in the original budgeted amount. Mr. Murphy answered in the affirmative and stated that it was included in the original scope of the project.

Commissioner Collins asked when they would be doing the dives. Mr. Murphy stated that they have to wait to see if St. Pete Beach is on board, and then they can proceed.

This item will move forward to the next meeting agenda.

3. Consideration of Res. 10-23, Suncoast League of Cities Delegate Appointment

Mr. Silverboard gave a brief explanation of this item.

Commissioner Bildz volunteered to be the delegate, and Commissioner Caldwell volunteered to be the alternate.

This item will move forward to the next meeting agenda.

4. Consideration of Res. 10-24, Tampa Bay Regional Planning Council Delegate Appointment

Mayor Minning volunteered to continue on this board.

This item will move forward to the next meeting agenda.

5. Consideration of Res. 10-25, BIG-C Delegate Appointment

Mayor Minning explained that he has been asked by the nominating committee to serve as the Secretary/Treasurer. In order to do so he would have to be appointed as the delegate. Commissioner Coward and Commissioner Collins volunteered to be the alternate members.

This item will move forward to the next meeting agenda.

6. Consideration of Res. 10-26, Beach Stewardship Liaison and Alternate Liaison Appointments

Commissioner Coward stated that she is passionate about the beach and the beach trail and asked to be appointed as the liaison. Commissioner Bildz volunteered to be the alternate liaison.

Commissioner Bildz asked that Ms. Kiefer give her opinion on whether two Commissioners would be in violation of the Sunshine Law if they served on the same board. Ms. Kiefer stated that it is her opinion that there is no problem because they are duly noticed public meetings.

Heidi Horak stated that she has researched this and feels that it is a gray area. She read an excerpt from the Sunshine Law. She suggested that it would have to be noticed as a Commission meeting as well as a Beach Stewardship meeting. She stated that she didn't feel that it was a good idea to have two Commissioners at the Beach Stewardship meeting unless it was noticed.

Ms. Kiefer stated that she respectfully disagreed with Ms. Horak on this matter. She feels that there is no violation, as it is not a City Commission meeting. Commissioners are allowed to address the public at a public meeting. It is her opinion that there is no issue here.

Commissioner Collins asked what the drawback would be to announce it as a Beach Stewardship/Commission meeting. Ms. Kiefer stated that to do so would require the Commission to attend and have a quorum. She stated that as long as they do not speak to each other in private there is no problem. They have the right to make public comments in the sunshine.

Commissioner Coward asked how they appoint people to that committee. There is a heavy representation from Sunset Beach, but there is no representation from her district. Commissioner Bildz explained that each Commissioner and the Mayor is given one appointment. Ruth Philipon was appointed from District 3, but she has since moved to District 1. Commissioner Coward asked how she would get representation for her district.

Ms. Horak stated that she is not comfortable with the Commissioners sitting at the table with the board. She would be more comfortable if they were in attendance in the audience and addressed the board from there.

Marie Barba stated that this caught her attention because of the Charter Review Committee. She doesn't understand why there is a concern because they are not making decisions. She has called the State's attorney and is waiting for an answer from them. Ms. Kiefer stated that it is the law that any board that makes recommendations must meet under the Sunshine law.

Ms. Kiefer asked that they add on an item due to the loss of the Schwarz case. She asked that the Commission approve of the cancellation of the recorded lien, which was the subject of the law suit. Mayor Minning asked if this should be discussed in an executive session. Ms. Kiefer stated that they could only go into executive session to discuss spending money or discussing a settlement. She didn't feel that this was complicated and required an executive session. She sees no choice in this matter.

II. OLD BUSINESS:

Commissioner Collins asked if appreciation certificates would be issued to board members. The City Clerk answered in the affirmative.

Commissioner Collins asked if any progress had been made in obtaining funding for the Palms and Capri bridges. Mr. Silverboard explained that he has received information from Alcalde and Faye that there would be no funds earmarked for those projects this year. There are some possible Surface Transportation funds that they are looking into at this time. In the meantime we are looking into some repairs that will need to be done. We will have a proposal for budget to discuss with the Commission on some of our capital needs and how to pay for them. We hope to have a strategy that will come out of the strategic planning session that we will discuss at the next meeting.

Commissioner Collins commented on the letter that was received regarding the state discontinuing funding libraries. Mr. Silverboard explained that there are now federal funds in jeopardy due to the state's discontinuance of funding. Commissioner Collins and Mr. Silverboard suggested that people contact their representatives.

Commissioner Collins stated that when the Charter Review Board convenes they should be allowed to remove a board member that is disruptive or doesn't attend meetings. Commissioner Coward stated that she feels that they should establish their rules in the beginning. Commissioner Collins stated that he wanted the board to be able to remove

members without having to come before the Commission. Mr. Silverboard explained that because this board is appointed by the City Commission it is the City Commission that would have to dismiss a member. He suggested that the City Attorney, who will be the staff liaison, will enforce Roberts Rules of Order. He also suggested that in its rules the board be allowed to recommend the dismissal of a non-productive member to the Commission. Ms. Kiefer stated that she had suggested that the board be bound by the same rules as the City Commission. The only reason to terminate a member is failure to attend three consecutive sessions without cause. If that is not in the resolution she will suggest to them that they adopt that as one of their rules of procedure. The Commission has the discretion to remove any board member from any board for any reason. She urged the Commission to be careful in doing so. Commissioner Bildz stated that he feels that they appointed a good board, and the citizens of Treasure Island are always very respectful.

Commissioner Collins urged everyone to fill out their census form as it is important to Treasure Island.

Commissioner Collins wished everyone a Happy St. Patrick's Day.

Mayor Minning asked if there was an update on the FDOT warrant study. Mr. Silverboard stated that it would take place over two weeks in April.

Mayor Minning asked if there has been any progress made on the undergrounding estimates. Mr. Silverboard explained what has been done to date and what is left to be done. Progress Energy will try to give us a ballpark number for budgeting purposes, but will not be able to give us a firm estimate for about six months. He stated that Mr. Brotherton has a good understanding of what we need done and will do a good job for us. The project is progressing.

III. CITY MANAGER/CITY ATTORNEY REPORTS AND COMMENTS:

A. Consideration of Executive Session (Requested by City Attorney)

Ms. Kiefer requested an executive session on the issue of the Schwarz case. The trial for potential damages will be held in September and there are decisions to be made. It was decided to hold the executive session at 4:30 on April 20th.

Mr. Silverboard stated that he has forwarded our projects for the Gulf Blvd. undergrounding to Mayor Simonds, who forwarded it to the county. He believes that Mayor Lawrence has distributed a proposed agreement that was developed by the City of St. Pete Beach and reviewed by Treasure Island, Belleair Beach, Indian Rocks Beach, and Madeira Beach. He doesn't feel that the county will agree to anything at this time.

Mr. Silverboard stated that we have received notice that beach renourishment will begin in May with our beaches first. They sent diagrams of the renourishment areas. We have some concerns about the extent of those areas. In the Sunset Beach area the beach renourishment would begin at Weckesser Park as opposed to north of Sunset Vista Park and would run to approximately the end of 77th Avenue, as opposed to the end of the jetty. In the north end there is concern about the area of the jetty at John's Pass, but it ends in the area of 126th Avenue. The area is severely eroded and we have had to add several steps. The south end is in the area of Sunset Vistas, which looks ok. We have contacted Andy Squires who has asked that we write a

letter for him to forward to the Corps of Engineers. If he can't get them to look at it he will talk to them about having an adjustment made in the field during the renourishment.

Mr. Silverboard explained that part of the permitting that the County has to go through is to obtain a local sponsor agreement between the state and Pinellas County. They have asked us to take responsibility for some of the maintenance that has to be done after the renourishment takes place. He has discussed this with Public Works. We have done this in the past and have the equipment to do so. It is his intent to write the letter agreeing to undertake that responsibility.

Mr. Silverboard welcomed Commissioner Caldwell to the board. He stated that we will miss working with Commissioner Gayton, who kept us on our toes and always had the good of the community in his thoughts.

IV. REPORTS & COMMENTS BY COMMISSIONERS:

Commissioner Coward stated that the preliminary numbers are in for the golf and tennis challenge. They netted approximately \$8,000, which means that there will be approximately \$4,000 donated to the city's Recreation Department.

Commissioner Coward gave a reminder about the annual Easter Egg Hunt that will be held on Saturday, April 3rd.

Commissioner Bildz stated that there is a library board meeting being held on Monday at 4:00 p.m. The auditor will be presenting the annual audit. Mayor Minning asked about the article in the newspaper that discussed Madeira Beach rescinding their offer of doing the books for the library. Commissioner Bildz explained the reason why they are not willing to continue. This will be a topic at a future board meeting.

Commissioner Bildz gave a reminder about the Sunset Beach rummage sale to be held this Saturday.

V. PUBLIC COMMENTS:

Heidi Horak asked if they would be bringing the parking proposal back for discussion. Commissioner Bildz stated that the City Manager has the authority to create parking regulations. Ms. Horak stated that residents would be very upset about not having a say in the plan. Mayor Minning stated that there have been many meetings held on the parking issues. Ms. Horak stated that she feels that they should discuss the details of where the parking would be at another workshop. She stated that if people wanted to make comments they will have to do so privately as there would not be any other opportunities to do so publicly.

Marie Barba stated that they have to do something because it has been going on for so long. She feels that it is a good way to start. If they are talking about safety, why is it only on weekends and certain holidays? Shouldn't it be every day of the week? She suggested that they look at that a little bit closer. With so many problems there has to be give and take. She wished it was alternate, but she commends them on doing something.

VI. ADJOURNMENT:

The workshop was adjourned at 8:26 p.m. by Mayor Minning.