



**TOWN OF NORTH REDINGTON BEACH
BOARD OF COMMISSIONERS REGULAR MEETING
MARCH 8, 2007 MINUTES**

CALL TO ORDER

The March 8, 2007 regular meeting of the Board of Commissioners was called to order by Mayor Bill Queen at 7:00 p.m. The meeting was held at the Town Hall building, 190 - 173rd Avenue, North Redington Beach, Florida

Board members present were: Mayor Bill Queen, Commissioners Richard Bennett, Curtis Blocker and Gary Curtis. Vice Mayor Jerry Knight was unable to attend.

Others in attendance were: Jim Baldanza, Henry Browning, Mari Campbell, Deputy Town Clerk, Jeanne Carlson from the Beach Beacon, Ted Dahl, Bo and Steve Friedman, Virginia Michel, Frank Novak, Former Mayor Harold Radcliffe, Former Town Clerk Helena Reid, Frances Santoro and Bill Gresham, Brian Isaacsen, and Former Commissioner Ray Jagielski from Waste Management and Shari Rheuble and Bill Krimmel from Waste Services of Florida, Inc.

PLEDGE OF ALLEGIANCE Mayor Queen led the group in the Pledge of Allegiance.

PUBLIC INPUT - (15 Minutes for items not on agenda)

- Frank Novak, North Bath Club Boulevard, inquired about the Miller house on North Bath Club. Mayor Queen explained the permit Mr. Miller obtained to demolish the house was used for only part of the structure, Mr. Miller says he plans to apply for a permit to build atop the walls that remain. Mr. Novak then welcomed Ms. Campbell to her new position and wished Ms. Proehl well in her retirement. He stated his opposition to the "Penny for Pinellas" tax. Mayor Queen cautioned the audience to look at the effects of doing away with the "Penny". For instance, the Town would lose between \$90,000 and \$100,000 per year. That, in addition to the tax reform proposed by the House of Representatives would lower the revenue for North Redington Beach by approximately 55%.
- Mr. Friedman, North Bath Club, stated his belief that we live on one of the nicest beaches in the world and showed the mayor a whimsical "No Smoking" sign posted on a San Diego beach.
- Mr. Baldanza, Dolphin Drive, asked that the new trees on Gulf Boulevard be placed away from the crosswalks so pedestrians crossing the street are more visible at night. Mayor Queen pointed out there will be fewer trees and, at some time, there should be new lights to illuminate all the crosswalks better.

CONSENT AGENDA : FEBRUARY 8, 2007 REGULAR MEETING AND MARCH 1, 2007 WORKSHOP MEETING MINUTES; FEBRUARY 9, 2007 JOINT PUBLIC MEETING MINUTES; RESOLUTION NO. 135, A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF NORTH REDINGTON BEACH, FLORIDA, PROCLAIMING THE MONTH OF APRIL 2007 WATER CONSERVATION MONTH IN THE TOWN OF NORTH REDINGTON BEACH; PROVIDING FOR AN EFFECTIVE DATE; RESOLUTION NO. 136, A RESOLUTION OF THE TOWN OF NORTH REDINGTON BEACH BOARD OF COMMISSIONERS SUPPORTING PEDESTRIAN SAFETY MONTH AND SUPPORTING A UNIFORM APPROACH TO PUBLIC EDUCATION AND ENFORCEMENT FOR GULF BOULEVARD CROSSWALKS.

Commissioner Bennett made a motion to approve the consent agenda. The motion was seconded by Commissioner Blocker and voted upon with the following results:

Commissioner Curtis	Yes	Commissioner Bennett	Yes
Commissioner Blocker	Yes	Mayor Queen	Yes

Motion carried. Consent agenda approved.

UNFINISHED BUSINESS:

NEW BUSINESS:

1. **ORDINANCE 2007-634:** AN ORDINANCE PERTAINING TO CONSTRUCTION SITES; REQUIRING THAT THE SITE BE MAINTAINED IN A CLEAR AND ORDERLY MANNER; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. SECOND AND FINAL READING.

The title was read and Commissioner Bennett made a motion to approve Ordinance 2007-634. Commissioner Curtis seconded the motion. There was no discussion by the Board or the public so the roll was called and the vote was:

Commissioner Blocker	Yes	Commissioner Bennett	Yes
Commissioner Curtis	Yes	Mayor Queen	Yes

Motion carried. Ordinance 2007-634 adopted.

2. **ORDINANCE 2007-635:** AN ORDINANCE PROVIDING THAT RIDING BICYCLES WILL BE ALLOWED ON THE BEACH; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. SECOND AND FINAL READING.

Commissioner Bennett made a motion to approve Ordinance 2007-635 after Ms. Proehl read the title. Commissioner Blocker seconded the motion. The floor was opened for comments, but there was none. The roll call vote on the motion was:

Commissioner Curtis	Yes	Commissioner Bennett	Yes
Commissioner Blocker	Yes	Mayor Queen	Yes

Motion carried. Ordinance 2007-635 approved on second and final reading.

3. **ORDINANCE 2007-636:** AN ORDINANCE PERTAINING TO TENTS AND SHADE COVERINGS REMAINING ON THE BEACH; CREATING SECTION 74.71; PROHIBITING TENTS AND OTHER SHADE COVERINGS FROM REMAINING ON THE BEACH BETWEEN SUNDOWN AND SUNRISE; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. SECOND AND FINAL READING.

The Town Clerk read Ordinance 2007-636 by title, Commissioner Bennett made a motion to adopt the ordinance and Commissioner Blocker seconded the motion. There was no discussion, so the vote was taken by call of the roll. It was:

Commissioner Blocker	Yes	Commissioner Bennett	Yes
Commissioner Curtis	Yes	Mayor Queen	Yes

Motion carried. Ordinance 2007-636 adopted.

4. **ORDINANCE 2007-637:** AMENDING SECTION 78-1; PROVIDING THAT BUILDING HEIGHT IN THE RM-15 DISTRICT IS MEASURED TO THE HIGHEST POINT OF THE BUILDING; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. SECOND AND FINAL READING.

Ms. Proehl read the title of the ordinance and Commissioner Bennett made a motion to adopt Ordinance 2007-636. The motion was seconded by Commissioner Curtis. When the floor was opened for discussion, Former Mayor Radcliffe asked about the allowance for air conditioning equipment on the top of the building. He was told there is provision for that, which hasn't changed. There being no further questions, the Town Clerk called the roll and the vote was:

Commissioner Curtis	Yes	Commissioner Bennett	Yes
Commissioner Blocker	Yes	Mayor Queen	Yes

Motion carried. Ordinance 2007-637 passed on second and final reading.

5. **ORDINANCE 2007-638:** AN ORDINANCE PERTAINING TO PARKING ALONG GULF BOULEVARD; DELETING THE RESTRICTION ON THE EAST SIDE NORTH OF 170TH AVENUE; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. SECOND AND FINAL READING.

Following the reading of the title of the ordinance, Commissioner Bennett made a motion to approve Ordinance 2007-638. Commissioner Curtis seconded the motion and the Board voted as follows:

Commissioner Blocker	Yes	Commissioner Bennett	Yes
Commissioner Curtis	Yes	Mayor Queen	Yes

Motion carried. Ordinance 2007-637 adopted.

6. **ORDINANCE 2007-639:** AN ORDINANCE PERTAINING TO DOCKS; DELETING THE MEASURE OF LENGTH FROM THE MEAN HIGH WATER LINE; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. SECOND AND FINAL READING. SECOND AND FINAL READING.

Ms. Proehl read the ordinance by title. Commissioner Bennett made a motion to adopt the ordinance and Commissioner Blocker seconded the motion. Former Mayor Radcliffe ascertained that the rule on length remains thirty-six feet from the seawall. The vote was called and it was:

Commissioner Curtis	Yes	Commissioner Bennett	Yes
Commissioner Blocker	Yes	Mayor Queen	Yes

Motion carried. Ordinance 2007-639 passed on second and final reading.

7. **ORDINANCE 2007-640:** AN ORDINANCE PERTAINING TO DOCKS; AMENDING SECTION 98-361 BY ADDING SUB-SECTION (g); PROVIDING THAT THE TERM DOCK ALSO INCLUDES FLOATING DOCKS; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. SECOND AND FINAL READING.

Ordinance 2007-639 was passed after the title was read, by motion made and seconded and a roll call vote which was:

Commissioner Blocker	Yes	Commissioner Bennett	Yes
Commissioner Curtis	Yes	Mayor Queen	Yes

Ordinance 2007-639 adopted unanimously.

8. **ORDINANCE 2007-641:** AN ORDINANCE PERTAINING TO PARKING OF COMMERCIAL VEHICLES IN RESIDENTIAL DISTRICTS; AMENDING SECTION 38-4 (b)(4) TO ALLOW COMMERCIAL MATERIALS THAT CAN NOT BE VIEWED ABOVE THE SIDES OF A TRUCK BED; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. SECOND AND FINAL READING.

The title of the ordinance was read by the Town Clerk. A motion was made by Commissioner Bennett and seconded by Commissioner Blocker. There was no discussion about the ordinance, so the roll was called and the vote was:

Commissioner Curtis	Yes	Commissioner Bennett	Yes
Commissioner Blocker	Yes	Mayor Queen	Yes

Ordinance 2007-641 passed on second and final reading.

9. **ORDINANCE 2007-642:** AN ORDINANCE PERTAINING TO MINOR SETBACK ENCROACHMENTS; ADDING SUB-SECTION 98-121(i); PROVIDING AUTHORITY FOR THE MAYOR TO APPROVE CONSTRUCTION WHERE THE ENCROACHMENT DOES NOT EXCEED TWO INCHES; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. SECOND AND FINAL READING.

Commissioner Bennett made a motion to adopt Ordinance 2007-642 after its title was read aloud. Commissioner Curtis seconded the motion. Mr. Jagielski opined the exception should be more than two inches, but to no avail. The roll call vote was taken with the following results:

Commissioner Blocker	Yes	Commissioner Bennett	Yes
Commissioner Curtis	Yes	Mayor Queen	Yes

Motion carried. Ordinance 2007-642 adopted.

NEW BUSINESS:

1. AWARD OF REFUSE CONTRACT

Mr. Gresham of Waste Management was asked to speak. He told the Board it had been a great privilege to service North Redington Beach since 1998. The relationship has been a good one and his company had help sponsor the Oktoberfest and annual Boat Parades. Waste Management has 8 customers in Pinellas County, 224 in Florida and North Redington Beach is at the top of the list. They are the largest company of their type in North America with sufficient assets and facilities to carry through with the contract. They are ready to continue service with modern equipment in place and service help ready to assist. When asked about the jump in cost of recycling, Mr. Gresham gave several reasons--CPI increase of 25%, a 125% jump in fuel costs and 67% higher benefit costs. The Corporation cannot continue to absorb the cost.

Ms. Rheuble of Waste Services of Florida, Inc. spoke of their reference list, which included several neighboring communities. This company was formerly BFI and many of the former BFI employees work with Waste Services. Their company also covers North America and Canada and has an office in Pinellas County and has the resources to carry through this contract. She urged the Board to go with them for the best prices for the best services, which would amount to approximately \$50,000 savings per year for the citizens and businesses of NRB. She asked the Board to look at the 45%± increase in rates from Waste

Management. She promised service as good as the Town now has at an affordable price. Ms. Proehl enumerated the positive responses about Waste Services she received from beach community customers.

Mayor Queen praised Waste Management for their work with the Town and the wonderful service they provided. The Board had concluded they were pleased enough with the relationship to continue it if the prices were close. However, the prices are fairly far apart.

Commissioner Curtis made certain the service would remain the same. Two things will be added to the new contract--holiday pick-up will be put in writing and the contractor will be asked to put out an information sheet to each customer listing their rules.

Commissioner Bennett agreed with the commendable service from WM, but also agreed the large disparity in the price of service is difficult to ignore. Commissioner Blocker echoed Commissioner Bennett's assessment and added because people have been dealing with large increases in their insurance costs and higher taxes, the Town needs to go with the lowest bid.

Mayor Queen concurred that people are having problems dealing with costs of insurance and taxes. He stated his surprise at the differences in the bid amounts. It is difficult to drop a contract with folks who have been good partners, but he said residents need to be considered first.

A question arose about the necessity for rear yard recycling. Perhaps large containers could be made available and recyclers could bring material to a central location to deposit. That may reduce the costs to the people as well. The revenue realized from the sale of recycled material is about the same as always. Mr. Gresham said they would be happy to rebid the contract if such a significant change was proposed. Mayor Queen stated the possibility of changing the recycling will have to be studied and changed at a later time.

Commissioner Blocker made a motion to accept the bid from Waste Services of Florida, Inc. at \$13.74 for residential pick-up, \$2.24 for residential recycling, etc. (see list attached). Commissioner Curtis seconded the motion. There was no further discussion so the roll was called and the vote was:

Commissioner Curtis	Yes	Commissioner Bennett	Yes
Commissioner Blocker	Yes	Mayor Queen	Yes

Motion carried. Waste Services of Florida, Inc. will be the new solid waste hauler.

2. RESOLUTION NO. 2007-137 A RESOLUTION OF THE TOWN OF NORTH REDINGTON BEACH, FLORIDA AUTHORIZING SETTLEMENT OF THE LITIGATION IN THE MATTER OF CITY OF PINELLAS PARK, ET. AL V. DEBORAH CLARK, SUPERVISOR OF ELECTIONS FOR PINELLAS COUNTY, PINELLAS COUNTY AND THE PINELLAS COUNTY CHARTER REVIEW COMMISSION; AND PROVIDING FOR AN EFFECTIVE DATE.

The Town Clerk read the resolution by title, Commissioner Bennett made a motion to approve Resolution 2007-137 and Commissioner Curtis seconded the motion. Mayor Queen explained a settlement agreement in the infamous Charter Review Commission lawsuit. was crafted by Mayor Rick Baker of St. Petersburg and Mayor Hibbard of Clearwater, was presented to both sides of the suit and approved by both. Mr. Peck recommended passage of the resolution. The settlement basically works the annexation issues out and in effect validates the election results except the County agrees not to pursue getting the legislature to act on the items regarding annexation. There was no further discussion so the vote was taken:

Commissioner Blocker	Yes	Commissioner Bennett	Yes
Commissioner Curtis	Yes	Mayor Queen	Yes

Motion carried. Resolution No. 2007-137 passed.

3. ORDINANCE NO. 2007-643: AN ORDINANCE PERTAINING TO CODE ENFORCEMENT; AMENDING VARIOUS SECTIONS BY CHANGING SPECIAL MASTER TO SPECIAL MAGISTRATE; AMENDING SECTION 2-96 PROVIDING FOR ADDITIONAL NOTICE BY PUBLICATION; PROVIDING FOR A HEARING IF A CORRECTED VIOLATION RECURS; PROVIDING FOR HEARINGS AND ASSESSMENT OF COST FOR REPEAT VIOLATIONS; PROVIDING FOR THE OWNERS OF PROPERTY TO GIVE BUYERS NOTICE OF PENDING CODE ENFORCEMENT CASES; PROVIDING FOR REASONABLE NOTICE TO ANY NEW OWNERS; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. FIRST READING.

Ms. Proehl read Ordinance 2007-643 by title. Commissioner Bennett made a motion to approve the ordinance on first reading. Commissioner Blocker seconded the motion and Mayor Queen explained this

would reduce the length of time it takes repeat ordinance violators to be brought to hearing before the Special Magistrate. There was no discussion. The roll call vote was:

Commissioner Curtis	Yes	Commissioner Bennett	Yes
Commissioner Blocker	Yes	Mayor Queen	Yes

Ordinance 2007-643 passed on first reading.

4. ORDINANCE 2007-644: AN ORDINANCE PERTAINING TO SIGNS AN ORDINANCE PERTAINING TO SERVICE STATION SIGNS; AMENDING SECTION 86-192 TO ALLOW SIGNS PERPENDICULAR TO THE HIGHWAY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. FIRST READING.

Commissioner Bennett made a motion to approve ordinance 2007-644 following the reading of its title and Commissioner Blocker seconded the motion. Mayor Queen pointed out the signage at the Sunoco station does not comply with the existing ordinances, which disallows signs perpendicular to the street. After talking with the owner of the business, Mayor Queen inspected other such gas stations and found signage similar to those at the Sunoco station. He asked Mr. Peck to change the ordinance to allow signs perpendicular to the street, which are much easier for motorists to see. Discussion determined there will be no effect on the structural strength needed for the canopy on which the signs are located nor does the sign put the structure in more danger from the wind. The roll was called and the vote was:

Commissioner Blocker	Yes	Commissioner Bennett	Yes
Commissioner Curtis	Yes	Mayor Queen	Yes

Motion carried. Ordinance 2007-644 passed on first reading.

5. TOWN CLERK APPOINTMENT

Sharon Proehl is retiring at the end of March. She was asked by Mayor Queen for her recommendation on appointing Mari Campbell to that position. Ms. Proehl spoke highly of Ms. Campbell's skills, understanding of people and affability adding she is a real pleasure to work with. Commissioner Blocker ascertained that Ms. Campbell has attained her CMC and Commissioner Curtis applauded the continuity in the Town Clerk's office. Commissioner Bennett made a motion to hire Mari Campbell as Town Clerk of North Redington Beach. Commissioner Blocker seconded and the vote on the motion was:

Commissioner Curtis	Yes	Commissioner Bennett	Yes
Commissioner Blocker	Yes	Mayor Queen	Yes

Motion carried. Ms. Campbell will be Town Clerk (effective April 1, 2007).

Virginia Michel presented a metal card to Ms. Proehl identifying her as a municipal clerk for North Redington Beach and thanked her for the help she had given the residents of Tower Isles over her tenure. Mayor Queen then read a letter from Ms. Proehl thanking everyone for making her time at NRB so pleasant. He then presented her with an engraved crystal bowl noting her almost twenty-four years as Town Clerk. He announced an open house will be held at the Town Hall on March 29th for everyone to come by and say goodbye.

6. MISCELLANEOUS

Commissioner Bennett applauded the Board for saving the citizens some money with the new solid waste contractor. Service days will be the same and information sheets will go to the property owners notifying them of the change in service and price. The contract with Waste Management is up as of March 31, 2007. As an aside, Former Mayor Radcliffe pointed out former Town Clerk Reid saved the Town billing fees when she suggested the contractor do the billing.

There being no further business, the meeting adjourned at 7:57 p.m.

Respectfully submitted,

Sharon V. Proehl, CMC
Town Clerk