

**The City of Madeira Beach, Florida
Board of Commissioners Workshop Minutes
April 5, 2011**

I. CALL TO ORDER. The workshop was called to order at 7:00 pm.

II. ROLL CALL

MEMBERS PRESENT: Travis Palladeno, Mayor
Terry Lister, Vice-Mayor and Commissioner District 1
Nancy T. Oakley, Commissioner District 3
Robin Vander Velde, Commissioner District 4

MEMBERS ABSENT: Carol V. Reynolds, Commissioner District 2

STAFF PRESENT: William "Bill" Mallory, Interim City Manager (ICM)
Michael A. Connolly, City Attorney (CA)
Denise M. Schlegel, City Clerk (CC)
Michael Maxemow, Community Services Director (CSD)
David Marsicano, Marina Director (MD)

Commissioner Lister gave the invocation.

Pledge of Allegiance

Commissioner Oakley requested that Item I & M be combined and moved to the top

Mayor Palladeno asked that Jersey Shore Dogs & Brian Borneman be allowed to address the Commission before moving on to listed topics.

III. TOPICS

Jersey Shore Dogs – said he didn't want to change the Ordinance but just wanted permission from the Commission that would allow him to enter into a contract with Leisure Services to have his hot dog cart at County Park. Suggested it could follow the same parameters as a Special Event. Commissioner Oakley asked to put on next workshop when the City could look at what Ordinance or regulation was involved. They would move off site every day.

Brian Borneman – wanted to encourage Commission to consider going back to using County for permitting instead of Treasure Island. He stated it could save contractors & homeowners over 50% in permit fees and that they were easier to schedule with for inspections. They will go more in depth at next Workshop. ICM Mallory stated that there are 2 totally different fee structures and you would have to go in depth to actually compare. He also said he didn't know the City was shopping for another Building Dept. as we have a contract with Treasure Island. Consensus was to put on next Workshop. Commissioner Vander Velde wanted to make sure Pinellas County and Treasure Island were both invited.

I. & M. Rescind Resolution 11.02 (I) & Discuss joining Madden's lawsuit (M)

Commissioner Vander Velde would like to consider joining Mr. Madden's lawsuit and try and get the money back. Commissioner Lister stated he didn't think the City should join as it would be suing itself. Mr. Madden's attorney said that lawsuit was stating that they believed the Sunshine Law had been violated regarding rules on passing Resolutions. If successful, they can have the Court void the Resolution but could not say that the money would be paid back but could possibly be ordered to be put temporarily in a trust while it was worked out. Mr. Madden said that the City couldn't join the lawsuit but that the suit could be the vehicle to get matter to that point. CA Connolly stated that in his opinion the Sunshine Law was not violated. Attorney appointed to handle the case for the City noted that there was a procedural defect in that the one phrase of the Charter says the Resolution must be in writing but that it could be corrected by putting it on the next agenda and that would be his recommendation. If not, then W.D. should be back as CM. Commissioner Oakley stated that she felt CA Connolly was too involved and they should bring in another attorney for advice. Mayor Palladeno suggested using Attorney Tom

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Trask. Discussion followed as to getting 2nd opinion from the Attorney that was hired by the Insurance Company or another Attorney.

Consensus: To talk to the lawyer provided by the insurance company and make a decision based on that opinion.

Break

Reconvened at 8:40

F. Schedule a Visioning Meeting

ICM Mallory asked if Commission wanted a meeting to list things they wanted for the upcoming budget year. Commissioner Oakley also wanted to include citizens input. **Consensus:** was to schedule an evening meeting. ICM Mallory will advise of possible dates to allow time to coordinate & post.

G. Establish a Budget Review Committee

CA Connelly stated that if an actual Committee is appointed to make recommendations to the Commission, they would fall under the Sunshine Law & no 2 people could talk about things pertaining to budget unless in a public meeting that has been posted & minutes taken.

Consensus: Commission opted to include this with Visioning Meeting to allow for public input & schedule additional budget meetings. ICM Mallory also asked if there was anything different they wanted this year and Commissioners Oakley and Vander Velde both stated they wanted to see more detail & have their questions answered as they weren't answered last year. Commissioner Lister added that he would prefer a more simplified format.

J. K. L. Open Positions (J), Fire Department Staffing (K) & Restructuring of City Organizational Chart (L)

ICM Mallory stated he had letters of interest for City Manager position & that the Clerk's position was listed with Clerk Assn. He then passed out a current & a proposed, more streamlined organizational chart. He stated that Business Tax, Code Enforcement, Fire Inspections are all closely intertwined & grouping them under a "Public Safety" category may be more efficient. He further stated that he had applied for a grant that would help replace the firefighting positions that had been lost but that it was still under review. He proposed that if the Commission's intent was to go to full F.D. staffing in October, they do it now as it would be more cost effective to hire as temporary positions for remainder of this budget year vs. overtime costs to maintain minimum staffing. ISO score has not been received but full staffing could change it from a 4 to a 3 which would help commercial insurance rates. Commissioner Oakley suggested a Budget Amendment doing away with the HR position as she didn't feel one was needed for only 60 employees & that money could also be used to help fund the firefighter positions.

Consensus: was for ICM Mallory to bring back firm numbers for funding the 2 temporary positions.

ICM then proposed that the CDD be changed from a position of Director to Manager & rework some of the job responsibilities while lowering the salary. He then proposed adding a new combined position of Fire Inspector/Code Enforcement with some costs being offset by fees and fines collected. ICM asked if Commission wanted more information as he would wait on filling the CDD position if position was changing as proposed.

Consensus: was for ICM Mallory to bring back more information on funding & costs.

A. Ordinance 1163: Commercial Recycling

Mayor Palladeno stated that he was contacted by Robin from the Chamber of Commerce who said they had not received information although ICM Mallory said it had been sent. Mayor Palladeno asked that it be resent with copy to him and that he be allowed to talk to

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Chamber as a liaison so that this could be finished as it had been going on for a long time. Mayor Palladeno asked to table the 2nd Reading until he could talk to Robin.

Consensus: was to table until first meeting in May.

H. Status of Derryl O'Neal Lawsuit

ICM Mallory met with Attorney appointed by Insurance Co. that is handling the case and was advised they felt a settlement could be met without it having to go to court. He stated he didn't think further discussion was warranted in a public setting since it was in litigation. Commissioner Oakley asked why we just didn't go ahead and pay him & ICM Mallory stated he thought that was the direction it was going.

Consensus: That the suit would be settled without going to court.

B. Consider establishing a Parks & Beach Committee

Marilyn Haffing of 806 Bay Point Dr. said that our neighboring cities have park & beach committees and that it was something that was really needed here. She also thought there should be notification when something is going to happen in their neighborhood such as adding a bench or removing a tree. CSD Maxemow stated that due to budget cuts, the beautification projects had been cut back that they could move ahead if that was the Commission's direction. He also said community was involved in the past and he welcomed it again. Discussion followed with several ideas & options.

Consensus: was that Marilyn should head up the Committee.

C. Commission Liaison Appointments

Mayors Council

Primary, Travis Palladeno, Mayor

Alternate, Terry Lister, Vice-Mayor and Commissioner District 1

Planning Commission

Primary, Travis Palladeno, Mayor

Alternate, Nancy T. Oakley, Commissioner District 3

Sun Coast League of Cities

Primary, Terry Lister, Vice-Mayor and Commissioner District 1

Alternate, Robin Vander Velde, Commissioner District 4

Library Board Liaison

Primary, Robin Vander Velde, Commissioner District 4

Alternate, Carol V. Reynolds, Commissioner District 2

Applications are out for Citizen Library Board member.

The Big C

Primary, Travis Palladeno, Mayor

Alternate, Terry Lister, Vice-Mayor and Commissioner District 1

2nd Alternate, Robin Vander Velde, Commissioner District 4

School Liaison

Primary, Terry Lister, Vice-Mayor and Commissioner District 1

Alternate, Travis Palladeno, Mayor

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Civil Service Commission

Primary, Terry Lister, Vice-Mayor and Commissioner District 1
Alternate, Robin Vander Velde, Commissioner District 4

D. Speeding within the City

Discussion of areas in the city that have been receiving complaints of speeding and the possibility of purchasing a solar powered driver feedback sign that can be mounted on any existing sign. This could be a passive approach to speed control. The data package will allow the collection of information such as the time of day and frequency that speeding is occurring and could be forwarded to the Pinellas County Sheriff Department for the possibility of beefing up patrols in the problem areas. The cost of the unit is \$3395 for the sign, \$300 for the data package, and \$125 for shipping.

Consensus: Get bids from other companies and to talk to the other beaches of the possibility of collectively purchasing several of these signs and rotating them amongst each other.

E. Resolution 11.05

Resolution 11.05 establishes the Board of Commissioners 2011-12 Policy Handbook containing Communication Guidelines, a Community Recognition Program, and Rules of Procedure for Commission Meetings required by Section 4.5 of the City Charter, at the first regular meeting following the election.

Discussion about who should attend the regular meetings verses the workshop meetings. It was decided that all staff should be in attendance of the regular meetings due to the fact that it is unknown what issues might arise, and that it is helpful to have staff available to give input. For the workshop meetings the staff would be required to attend on an as needed basis for the subject on the agenda being discussed.

There was a discussion on the invocation at the beginning of the meetings. The discussion included whether or not to change it to a moment of silence in which people could give their own reflection on whatever they may care for or to do away with it completely. The decision was made to table it until the April 12th meeting so that they could get more input from the citizens of the community.

Also discussed was the ability to ask questions in the Citizens Forum versus Commissioners Forum and the possibility to combine the two and call it Community Cooperation Forum.

Finally the clarification that items for the Agenda Meeting must be turned in Wednesday by noon of the previous week so that staff has ample time to prepare.

N. O. P. Street Resurfacing (N), Deck at Snack Shack (O), Miscellaneous (P)

Discussion about starting a 5 year plan for street resurfacing and a need to adopt a rotation to start the repaving process and work from South to North. It was stated that it would be a good idea to piggyback on the Hillsborough County contract as it would save money on engineering, bidding, advertising, contracting phase etc. that are already in place with this contract. It was discussed that the money is in the budget with \$400,000 for paving and \$100,000 for gutters. It was suggested that a Micro Pave be tried on a smaller road to see how it would hold up and could be a cheaper alternative in the future.

Some concern was raised about the work on sewer projects the County may have and that

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the roads may be torn up shortly after paving. Max said that he could call County and see if any major work was scheduled on the areas that paving would start and would ask that process as quickly as possible.

Consensus: That the repaving needed to be started, but that feedback was needed from the county. The discussion was tabled until 4/27/11 or next commission meeting.

Discussion on the deck for the Snack Shack included the option to piggyback with Pinellas County on their contract with Bayshore Construction to build the deck meeting the County codes for a commercial deck. There was also discussion that they should do their own process of getting sealed bids for the project.

Changing the current size and shape of the deck was also discussed while staying with the same engineering of the deck, and putting it out to bid with three different materials prices.

Consensus: Decided to get three sealed bids for deck project.

One miscellaneous item that was discussed was the possibility of using a portion Archibald Park as over flow parking, and waiving parking meters, for the King of the Beach Tournament and several other events coming up at the end of April. There will be security officers present. This would be on Thursday and Friday evening, and the possibility of Saturday afternoon. Would like to be put on the agenda for the next meeting. Snack Shack is open to this.

Consensus: Item will be placed on the agenda for the next meeting.

IV. **ADJOURNMENT** Being no further business to come before the BC, the Workshop adjourned at 11:30 p.m.

Date Approved: 2/12/13


Travis Palladeno, Mayor


Submitted by Aimee Servedio, City Clerk
Pro Tem