



**THE CITY OF MADEIRA BEACH, FLORIDA
PUBLIC NOTICE**

**BOARD OF COMMISSIONERS
WORKSHOP MEETING**

The Board of Commissioners of the City of Madeira Beach, Florida will meet at City Hall, located at 300 Municipal Drive, Madeira Beach, Florida to discuss the agenda items of City Business listed at the time indicated below.

2:00 P.M.

TUESDAY, JANUARY 26, 2016

COMMISSION CHAMBERS

A. CALL TO ORDER – The meeting was called to order at 2:00 p.m.

B. ROLL CALL

MEMBERS PRESENT: Travis Palladeno, Mayor
Elaine Poe, Vice-Mayor
Terry Lister, Commissioner District 1
Nancy Hodges, Commissioner District 2
Patricia Shontz, Commissioner District 4

STAFF PRESENT: Shane B. Crawford, City Manager
Vincent M. Tenaglia, Assistant City Manager
Thomas J. Trask, City Attorney
Aimee Servedio, City Clerk
Dave Marsicano, Public Works/Marina Director

C. TOPICS

1. PRESENTATION BY DEUEL & ASSOCIATES ON BOCA CIEGA ROAD/STORMWATER UPGRADES AND SCHEDULING OF NEIGHBORHOOD CONSTRUCTION MEETING FOR AFFECTED RESIDENTS
Al Carrier, P.E., P.S.M.

CM: Today, Mr. Al Carrier is here to make a presentation on what to expect in regards to the Boca Ciega Road Project. A special or Town Hall Meeting can also be scheduled for residents that will be directly impacted to attend in order to get some more information on the project. The Town Hall Meeting is scheduled for Wednesday, February 17, 2016 at 12:00 p.m. (noon) and 6:00 p.m. to better accommodate any people who are working during the day.

Al Carrier, Deuel & Associates: This project is going to upgrade the stormwater infrastructure in the area from Boca Ciega Drive to Boca Ciega Avenue to Gulf Boulevard. The BMP (Best Management Practice) is to use impervious concrete that will also the sediment to be strained before it enters into Boca Ciega Bay. Back flow valves can get stuck and larger pipes work better. The project is being funded half through a Southwest Florida Water Management District (SWFWMD) grant and half through a contribution from the City. A joint agreement has also been made with the county since stormwater is the City's responsibly while the utilities are managed by Pinellas County at their expense.

The Neighborhood Meeting will be similar to the one held for the Normandy project – it will be an open forum with plans and schematics laid out for anyone interested to view and some of the engineers will be there to answer any questions. A mandatory pre-bid meeting was recently held and twelve respective contractors did attend that meeting. The project will last approximately 365 days.

Mayor Palladeno: Wanted to ensure that the necessary coordination has been made with the County and Mr. Carrier confirmed that it was.

Mr. Carrier: About two-thirds of the streets will be completely redone with new curb and concrete. The remainder will be resurfaced. The Mayor commended Mr. Carrier and his firm on the Normandy project.

Commissioner Lister: Will there be any back-flow valves? He has heard some people having problems with high tides.

Mr. Carrier: Informed the commissioner that his firm has done some research and tested several models but each one failed within six months of installation. The solutions that he recommends are that the road elevation remains the same as to not impact residents' yards, increase the inlets, increase the pipe size, and increase the outflow size on the seawalls.

Commissioner Lister: Asked if there will be places for residents who are displaced during construction to park?

Mr. Carrier: The impervious concrete will take three days to cure. They will be planning on how to get residents to their homes during this process, especially for anyone who is handicapped and needs close access to their homes. Many of these specific issues will be addressed during the Neighborhood Meeting on February 17, 2016.

The next projects for American Legion Drive and Rex Place have been approved and his firm is working on the contract details for that project. The following year, 137th Avenue is the next area that will be funded by SWFWMD.

The Neighborhood Meeting for residents to learn more about the project and have the opportunity to question the project manager will be held on Wednesday, February 17, 2016 at 12:00 p.m. and 6:00 p.m.

2. DISCUSSION ON DESIGNER DRUGS AND POSSIBLE ORDINANCE

Elaine Poe, Vice-Mayor

Lieutenant Dan Zsido, PCSO Narcotics Division

Vice-Mayor Poe: This is an issue that is currently growing in South Florida and is spreading throughout the state. She wants to get ahead of this issue before it becomes the nightmare that it is in South Florida. Lt. Dan Zsido from the Pinellas County Sheriff's Office Narcotics Division will lead tonight's presentation.

Lt. Dan Zsido: The lieutenant made a presentation that described the problems associated with the use of designer drugs such as the side effects of usage and the growing spread throughout South Florida and the local area here. Flakka and similar designer drugs are the third most used narcotic in Pinellas County (behind cocaine and marijuana; displaced oxycodone).

Some of the neighboring counties have adopted some very aggressive ordinance in regards to synthetic narcotics. The ordinances are based on fines for bags of these substances. The people buying the substances could face fines up to \$1,500 and the store owners could lose their license.

Vice-Mayor Poe: Has researched and found that flakka is a problem throughout the country and state – the most affected county currently is Brevard. There are five ordinances in the state of Florida that she has acquired and the strongest she found was from the City of Gainesville.

Mayor Palladeno: Asked for a consensus from the Board to endorse House Bill 15281 and Senate Bill 13447.

Vice-Mayor Poe: Noted that she does have some contacts in Tallahassee and this really is a growing issue. Support from the entire Board as opposed to one person would definitely be beneficial.

The consensus was to send a letter of support for the House and Senate bills to the appropriate representatives and for Lt. Dan Zsido to make another presentation to the Mayors' Council.

3. DISCUSSION ON RESTRICTIONS ON USE OF PUBLIC PROPERTY TO PROHIBIT BOAT DOCKING IN CERTAIN AREAS

Elaine Poe, Vice-Mayor

Thomas J. Trask, City Attorney

Vice-Mayor Poe: Asked Deputy Luckett to come up to the podium and introduce the topic since he has had some experience with the issue. The Deputy explained that boats are left tied up, even in bad weather, and this can cause damage.

Mayor Palladeno: Is this going to be a new ordinance or strengthening an existing ordinance?

Deputy Luckett: From what he understands, there is currently nothing on the books for the deputies to cite or fine any of the perpetrators. There is signage, but they need something in the code that directly states the law and fines. This wouldn't affect residents and their boats, but really for people tying up to sea walls and the fishing piers that can really cause damage – especially in bad weather.

CA: This would most likely be a re-write to an existing code section to more directly address this issue. With a consensus from the Board, he can look into strengthening that code section.

The consensus was for the City Attorney to draft an ordinance to address the docking of boats on public property.

4. DISCUSS AUTHORIZING THE CITY ATTORNEY TO PREPARE AN ORDINANCE ADDING A DEFINITION OF *RESIDENTIAL PROPERTY* TO SECTION 82-2.

Thomas J. Trask, City Attorney

CA: This item was first brought to his attention in relation to the short term rental ordinance that was recently passed. There is no definition as to what exactly constitutes as “residential property”. To avoid any confusion or lack of clarify, he has proposed a definition.

Vice-Mayor Poe: Will this include condos? The CA confirmed that it would.

The consensus was for the City Attorney to proceed and draft an ordinance that would define residential property. This would require a public hearing and two readings.

5. REVIEW OF CITY NOISE ORDINANCE

Thomas J. Trask, City Attorney

CA: There was a recent case in St. Petersburg in regards to their own noise ordinance in which a section was argued to be unconstitutional. The attorney representing that case contacted the CA and asked if the two cases in Madeira Beach would also be dropped since the same argument could be made. The section in question in the exceptions (Section 34-89), in which religious noise activity (such as bells and organs) is exempt. This needs to be addressed by deleting this exception so that the entire ordinance is not voided as being unconstitutional.

The CA did authorize the dropping of the two cases since argument of unconstitutionality would have prevailed. He needs direction from the Board to remove the religious worship exemption in order to continue enforcing the noise ordinance. The bells and organ exemption can be retained, but any reference to religious worship does need to be removed. Commissioner Lister was concerned about complaints coming from areas surrounding churches.

The consensus was for the City Attorney to proceed and draft an ordinance to delete the unconstitutional section.

6. DISCUSSION ON PROPOSED FEE SCHEDULE UPDATE

Shane B. Crawford, City Manager

Aimee Servedio, City Clerk

CM: The fee schedule is revisited every so often to ensure that the fees are accurate and up-to-date. The fee changes proposed are relatively straight forward and deal with the Building Department and the Recreation Center (for facility use fees and in regards to room rentals).

The consensus was for staff to proceed with the update through a resolution presented at the next BOC Regular Meeting.

7. UPDATE ON DISCUSSIONS WITH THE REDINGTONS AND PINELLAS COUNTY REGARDING EMERGENCY SERVICES

Shane B. Crawford, City Manager

Derryl O’Neal, Fire Chief

Fire Chief O’Neal: The City has been in discussion with all three mayors in the Redingtons to ensure that they receive the same level of service as the rest of the surrounding areas. The issue has boiled down to the lack of facility for an emergency vehicle to be kept. We are contracted to cover fire support but not for advanced life support services.

Mayor Palladeno: Noted that he does have full support from the Redington communities to go to the county and ask for the necessary funding. This is one area in the county that needs greater support.

FC: This is important to Madeira Beach because it will help make this station more efficient and more effective. There will be some cost savings and better level of service throughout the area.

The fire service stays in the area, but advance life support can come from as far as Highway 19. EMS services will take up to an eight minute response time whereas first responder will be four minutes on average. The aid given by ALS includes defibrillation, administration of cardiac drugs, tracheotomies, etc.

More units have recently be placed on the beach, but when it gets busy in the county, those responders are often sent inland to St. Petersburg.

Mayor Palladeno: The area that the Redingtons are looking at to build a new station will be at 173rd Avenue for a cost of about \$3 million, but funding needs to still be approved. The mayor asked the Lieutenant to speak on the response time for tall building fires in Madeira Beach and the Redingtons.

Lieutenant Childers: The response time from Seminole was twelve minutes and eighteen minutes from Indian Rocks Beach for a fire call in the John's Pass area. These two stations were called because a ladder truck was needed to address the fire at these taller building. The ladder truck will be capable of everything that the current truck does and more. There is more than just the addition of a ladder.

The consensus for staff to proceed on the purchase of a ladder truck.

8. FIRE APPARATUS FINANCING RECOMMENDATION

Vincent M. Tenaglia, Assistant City Manager/Finance Director

ACM: Announced that he will be unable to attend the February 9th BOC Meeting so he wants to go over some of the details. We do have an appropriate funding source in the Pinellas County Local Option Sales Tax Fund (Penny for Pinellas). The total cost for this upgrade will be approximately \$690,000 (as opposed to the previously budgeted cost of \$650,000).

To continue our ability to continue the many capital projects that have been discussed recently. In December, and RFP was released for a short term loan lease and received ten responses. The RFP specified that only Local Option Sales Tax funds would be used. The results of this RFP are included in the agenda packet. Two options were shortlisted – BB&T with an interest rate of 1.60% and Hancock bank with a rate of 1.59%, the latter of which he recommends awarding the RFP. This will be a maximum of \$750,000 for some flexibility and will only pledge Penny for Pinellas funds. There will be no penalty for early repayment. The Hancock proposal is very competitive and he recommends this option.

In the short term, the next step is to have the necessary resolutions to proceed. The budgeted funds for the apparatus will need to be increased and there are also some equipment trade-in items that need to be included. We need to add funds for the debt proceeds since the original plan was to pay in cash. We also need to add debt service costs which will cover the financing of the apparatus and the authorization to purchase will need to be made. The bond council team will also be present to be addressed if needed. The date of February 17, 2016 will be the pre-closing meeting and the P.O. would be sent out the next day.

There will need to be additional policy improvements. This is the City's fourth debt issue in the last six months. Before we continue, we need to consider long term financial projections and ensure future stability. Upcoming projects will be more complex and the corresponding policies considering future implications needs to be established.

The consensus was to proceed with the Assistant City Manager's recommendation.

9. DISCUSSION ON PEDESTRIAN/CROSSWALK LIGHTING ON GULF BOULEVARD

Travis Palladeno, Mayor

Mayor Palladeno: He has noticed some cities to the north that have island bollard lights to illuminate the crosswalks. He is requesting a consensus for the City Manager to proceed on finding some cost estimates for this project that could be incorporated into Gulf Boulevard beautification. The mayor himself will be looking for funding options possibly through bed tax dollars – there is about to be \$20 million available for projects from bed tax revenue.

Commissioner Shontz: Brought up the point that the crosswalks should be red instead of yellow – the pedestrians are already difficult enough to see, especially at night, and red lights are for stopping whereas yellow is for caution or slowed traffic speed.

CM: The CM has shared some of the same concerns with Commissioner Shontz, but the communities that have the red crosswalks are owned by the cities, not by the state as Gulf Boulevard is here. He was having a very similar conversation

earlier with the PW/MD. The mayor's request makes a lot of sense, but the time is now or it won't happen. Also, unless the Mayor is able to secure funding, this is not budgeted. He is guessing that this project will cost \$100,000 to \$150,000.

The consensus was for the City Manager to check with Indian Rocks Beach for pricing while the Mayor will proceed with looking for funding sources through bed tax dollars.

D. ADJOURNMENT – The meeting was adjourned at 3:39 p.m.

Date approved: March 16, 2016



Travis Palladeno, MAYOR



Submitted by Aimee Servedio, CITY CLERK