The City of Madeira Beach, Florida
Board of Commissioners Meeting Minutes
November 7, 2012

MAYOR PALLADENO CALLED THE MEETING TO ORDER AT 6:00 PM

MEMBERS PRESENT:	Terry Lister, Commissioner District 1 Nancy Hodges, Commissioner District 2 Nancy T. Oakley, Commissioners District 3 Robin Vander Velde, Vice Mayor Travis Palladeno, Mayor
STAFF PRESENT:	Shane Crawford, City Manager (CM) Thomas Trask, City Attorney (CA) Dave Marsicano, Central Services Director (CSD) Vince Tenaglia, Finance Director (FD) Lynn Rosetti, Community Development Director (CDD) Derryl O'Neal, Fire Chief (FC) Shawn Heffner, Community Policing Unit (CPU) Aimee Servedio, City Clerk Pro Tem

INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Palladeno asked to move Item 8C to be the first item under Unfinished Business.

Vice Mayor Vander Velde asked to move Items 7C, 7D, 7E & 7F to another Agenda. These all pertain to Budget Amendments and she would like more time go over them & get more information from the FD Tenaglia. She stated she knows there is a deadline for this to be done and they could schedule another meeting to get it done. CM Crawford said it would need to be done this month (required within 60 days from Oct 1). After discussion, consensus was to move to a Special Meeting at 4:30 before the Workshop on November 27th.

Motion was made by Commissioner Lister and seconded by Commissioner Hodges to approve the Agenda.

Roll Call on the motion carried 5-0: Commissioner Lister-Aye; Commissioner Hodges-Aye; Commissioner Oakley-Aye; Vice-Mayor Vander Velde-Aye; Mayor Palladeno-Aye.

APPROVAL OF MINUTES

Motion was made by Commissioner Lister and seconded by Commissioner Hodges to approve the Minutes from the October 30, 2012 Special Meeting and November 3, 2012 Special Outdoor Meeting.

Vice Mayor Vander Velde wanted correction from the term "Interim City Clerk" to "City Clerk Pro Tem".

Motion was made by Commissioner Lister and seconded by Commissioner Hodges to approve the Minutes as amended.

Roll Call on the amended motion carried 5-0: Commissioner Lister-Aye; Commissioner Hodges-Aye; Commissioner Oakley-Aye; Vice-Mayor Vander Velde-Aye; Mayor Palladeno-Aye.

INTRODUCTIONS & PRESENTATIONS

- FC O'Neal presented Certificate of Appreciation to Joe's Towing & Recovery.
- Mayor Palladeno & FC O'Neal presented Community Valor Award to Terry Stiles.
- Mayor Palladeno presented Commissioner Hodges a Certificate of Completion for the Institute of Municipal Officials

Roll call on the motion carried 5-0: Commissioner Lister-Aye; Commissioner Hodges-Aye; Commissioner Oakley-Aye; Vice-Mayor Vander Velde-Aye; Mayor Palladeno-Aye
UNFINISHED BUSINESS: None

OTHER BUSINESS:

C. Consideration of design of elevator & elevator structure – The Agreement has gone through but as part of it, the Board had reserved the right to review & approve the design. CCD Rosetti advised that Building Official has approved plans & is ready to issue permit if BC approve the design. Jack Bodziak, the architect, explained the design & stated it offered ADA access to the 2nd level in the Village and the owner of the building was taking responsibility for all costs.

Motion was made by Commissioner Hodges and seconded by Vice Mayor Vander Velde to approve the design of the elevator & elevator structure.

Roll call on the motion carried 5-0: Commissioner Lister-Aye; Commissioner Hodges-Aye; Commissioner Oakley-Aye; Vice-Mayor Vander Velde-Aye; Mayor Palladeno-Aye

NEW BUSINESS:

6A. Ordinance 2012-10 read by CA Trask by Title only: 1st Reading amending Section 66-74 of Article III of Chapter 66 to add John's Pass Park (South Beach) parking lot to the list of City parking lots in which privately owned motor vehicles up to 18 ft. shall be permitted to park with limitations and appropriate permits.

CA Trask said the only change to existing Ordinance is the addition of paragraph 9.

Vice Mayor Vader Velde stated they had talked about percentages and why it was not codified. CA Trask responded that the back-up material in last packet was very outdated and percentages had not been part of Code for many years but could be fine tuned.

Commissioner Oakley asked to add to next Workshop.

Motion was made by Commissioner Lister and seconded by Commissioner Oakley to approve Ordinance 2012-10.

Roll call on the motion carried 5-0: Commissioner Lister-Aye; Commissioner Hodges-Aye; Commissioner Oakley-Aye; Vice-Mayor Vander Velde-Aye; Mayor Palladeno-Aye

6B. Ordinance 2012-11 read by CA Trask by Title only: 1st Reading which establishes guidelines for the March 12, 2012 Municipal Election.

Motion was made by Commissioner Oakley and seconded by Commissioner Hodges to approve Ordinance 2012-11.

Roll call on the motion carried 5-0: Commissioner Lister-Aye; Commissioner Hodges-Aye; Commissioner Oakley-Aye; Vice-Mayor Vander Velde-Aye; Mayor Palladeno-Aye

7A.1 Resolution 2012-23 read by CA Trask by Title only: Preliminary Resolution stating the reasons for removal from office of the City Manager W. D. Higginbotham & repealing all Resolutions or parts of Resolutions in conflict & providing for an effective date.

CA Trask stated that if adopted, the effective date would be retroactive to February 8, 2011 which is the first day it was considered.

Vice Mayor Vander Velde commented she would cast her vote as it would have been had she been sitting on the Commission and understood the full financial effect it would have on the City.

Motion was made by Commissioner Lister and seconded by Commissioner Hodges to approve Resolution 2012-23.

Roll call on the motion carried 3-2: Commissioner Lister-Aye; Commissioner Hodges-Aye; Commissioner Oakley-Aye; Vice-Mayor Vander Velde-Nay; Mayor Palladeno-Nay

7A.2 Consider **approval for Settlement Agreement** between City of Madeira Beach, James Madden and W.D. Higginbotham.

Motion was made by Vice Mayor Vander Velde and seconded by Commissioner Lister to approve the Settlement Agreement.

Roll call on the motion carried 5-0: Commissioner Lister-Aye; Commissioner Hodges-Aye; Commissioner Oakley-Aye; Vice-Mayor Vander Velde-Aye; Mayor Palladeno-Aye

7B. Resolution 2012-25 read by CA Trask by Title only: Resolution amending the FY 2013 budget by transferring $51,223.97 from Worker's Compensation and General Insurance accounts & appropriating $42,376.03 from budgetary fund balance in the General Fund ($93,600.00 total) to the General Fund Law Enforcement Services & providing for an effective date.

Vice Mayor Vander Velde asked if CA Trask approved the final addendum to contract. CA Trask responded that he did not initially approve as it was too narrow and only addressed the Nuisance Order. He suggested some changes that broadened it to cover all Code Enforcement which were addressed & are reflected in the current addendum.

VM Vander Velde then stated that at last Workshop discussion stated they would be shown other finance options. CM Crawford responded that he had thought they could possibly use some of the Building Dept. revenues but has found they couldn't do that. He also stated that revenues from last year are in the black & he hasn't filled all of the vacant positions. At this time, Code Enforcement is at a point in the City, particularly regarding the nuisance issues, that it has to be addressed and is best done by the professionals. His recommendation is to try it for a year and see how it goes as once things are brought under control, it may not need to continue. VM Vander Velde asked if the salary for the current Code Enforcement person was available since she is being moved to the Bldg. Dept. FD Tenaglia stated that technically there is not a Bldg. Dept.; it is a part of Community Development. CM Crawford then pointed out that the current hours for Code Enforcement were Mon-Fri during regular hours and many of the violations actually take place outside of that timeframe and hours can be more flexible with it being scheduled through CPU Heffner.

VM Vander Velde stated that one of the things they were promised on Second Reading which they do not have is the Administrative Policy as she has questions who's responsible for the administration, the Sheriff's Office or City Staff. CM Crawford stated that it was a lengthy process to draw up that Policy and he was waiting to do it until he saw what happened tonight & that he & CPU Heffner will be addressing that. It will probably involve some City Staff but the position will have an administrative part built into the day, field work & entering the data here so it will stay with the City. He will also be assisting the Deputies here as needed. It would be his responsibility to walk it all the way to the Special Magistrate if necessary with possible help from City Staff for mailings.

CM Crawford stated Deputy will be on street Dec. 1 & Administrative Policy will be done before then.

Debby Weinstein asked for an example of Nuisance Order would be addressed. CPU Heffner stated that the strike system is in place. They will educate landlords that they have a problem in their unit and that landlords will have the ability to submit a corrective action plan.

Motion was made by Commissioner Lister and seconded by Commissioner Hodges to amend FY 2013 Budget for Law Enforcement for Code Enforcement effective immediately.

Commissioner Oakley said a Clerk is needed as there are things that have to be done by a Clerk. Commissioner Lister asked for a list of things that need done by the Clerk before March & would like to speak with some of the other cities that have that arrangement & find out why they did it. If it was just to save money, that may not be enough of a reason but if it's because it's more efficient and better for the City, he would consider it. He would like to do more research on it first.

Mayor Palladeno asked if the CA & CM could put together such a list by the next Workshop and CA Trask responded yes although it would be a general list. Commissioner Lister stated he just wanted to know the legal requirements that had to be done.

CM Crawford asked if this should be on Regular Meeting or Workshop Agenda and was directed it should be on Workshop and could schedule a Special Meeting if they wanted to act on it.

REPORTS/CORRESPONDENCE

City Commission:

Vice Mayor Vander Velde:

- Expressed a desire to have some Christmas decorations outside of City Hall by the flagpole, possibly some trees to be decorated by the community. Mayor Palladeno said he would feel more comfortable with "Holiday" trees. CM Crawford stated he thought it would be a nice way for the community to come together.

Motion was made by Vice Mayor Vander Velde and seconded by Commissioner Oakley to give the City Manager permission to spend up to $2,000 for holiday decorations in front of City Hall & get the community together to decorate on Saturday, Nov. 24th from 1-4 pm with a rain date of Sunday, Nov. 25th.

Linda Horner of 330 133rd Ave. E. commented that the 9-11 Committee is having their Arts & Crafts Fair. Discussion that followed stated that would actually probably help the turnout. Mayor Palladeno said that MADD does trees; last year it was $30 a tree & we could contact them as well.

Roll call on the motion carried 5-0: Commissioner Lister-Aye; Commissioner Hodges-Aye; Commissioner Oakley-Aye; Vice-Mayor Vander Velde-Aye; Mayor Palladeno-Aye

Mayor Palladeno:

- Stated that on November 16th Home Depot volunteered to adopt up a section of Madeira Beach to clean up which would be between 140th and 148th and he wanted to thank Home Depot and Mayor Bradbury of Pinellas Park for their efforts.
- Stated that at the BCC meeting on Oct. 31st, a presentation was made stating that bed tax collection since 2008 is up $9.3 million dollars from last year.
- BCC elected Mayor Palladeno, as one of 2 Mayors, to sit on the TDC.

City Attorney: No report

City Manager:

- Had received several text messages that the sound was not working on the televised meeting and that he hoped they would have it repaired by tomorrow.
- Advised the Commission could pick a date that they any new Commissioners, if that was the case, to be sworn in and together with CA Trask suggested March 26th or April 9th. Consensus was April 9th.
- Reminded the Commission that there would be a Special Meeting on Nov. 27th from 4:30 – 6pm followed by a Workshop at 6pm.

ADJOURNMENT. Being no further business to come before the BC, the meeting adjourned at 7:27 p.m.

Date Approved: 11/27/12

Travis Palladeno, Mayor

Aimee Servedio, City Clerk Pro Tem