

**BOARD OF COMMISSIONERS
TOWN OF REDINGTON SHORES
REGULAR MEETING
WEDNESDAY, AUGUST 9, 2017 – 6:00 P.M.
MINUTES**

Present upon roll call: Commissioner Henderson, Commissioner Neal, Vice Mayor Kapper, Mayor Adams, Attorney Denhardt and Attorney Rubenstein. Absent, Commissioner Drumm

APPROVAL OF MINUTES – Regular Meeting, July 12, 2017

Vice Mayor Kapper moved to approve the minutes as submitted, seconded by Commissioner Henderson. Roll call: all yes.

RATIFICATION OF BILLS – July/August 2017

Vice Mayor Kapper moved to ratify the bills as submitted, seconded by Commissioner Henderson. Roll call: all yes.

COMMISSION REPORTS

Mayor Adams – stated he had received an email from former Vice Mayor Lee Holmes; who has asked that it be read at this meeting. Mayor Adams read the email to the Commission which involves things going on in town and asked for the Commission to place a temporary moratorium prohibiting any building permits to be issued for the purpose of building a structure on top of the roof of existing residential properties. If something is not a clearly permitted project it should be denied and investigated if a permit should be issued. Mayor Adams instructed Town Clerk Palmer to place this item on the next workshop agenda.

Mayor Adams reported one of the Finance Committee members has not been residing in town and at this time he must be removed. Mayor Adams thanked Steve Wotovich for his time served on the committee.

Undergrounding – things are moving along. Easements will need to be obtained from some properties located on the East side of the Gulf Blvd. Hopefully in the future the West side will be completed as BIG-C has asked the county for another 37 million for Gulf Blvd. Beautification, which is funded through Penny for Pinellas. Mayor Adams encouraged all to vote yes in the upcoming election for the Penny for Pinellas extension.

Vice Mayor Kapper, Commissioner District No 1

Building Department – June 2017 – 83 permits issued, none for new homes, total revenue collected \$14,228.39. July 2017 – 54 permits issued, none for new homes, total revenue collected \$8,945.14.

Commissioner Neal, Commissioner District No2

Speed Study – results from 180th, 182nd, Wall Street, 176th Ave., 176th Terrace – the results are not good. For a community of people who do not want speed tables they are doing a lot of speeding; a high percentage are driving well over the speed limit. We will be looking into something to help elevate the speeding problem.

Sewers – lining project is still in process. Storm Sewer on Sterling will cost \$18,000.00 with of a savings \$3,500 since the company will be already out here.

Commissioner Henderson, Commissioner District No 3

Library – a new director has been hired and has started. Please stop by to say hi.

Parks and Recreation – will start working on the festivities for the Town Picnic which will be held on Saturday, October 14th.

OLD BUSINESS

MAYOR ADAMS OPENED THE PUBLIC HEARING

Resolution 07-17 - Approve Proposed Sewer Increase

Attorney Denhardt read Resolution 07-17 by title. Commissioner Neal moved to approve Resolution 07-17 for a 4% increase. Mayor Adams passed the gavel to Vice Mayor Kapper and seconded the motion. Roll call: Commissioner Henderson, no; Commissioner Neal, yes; Vice Mayor Kapper, no; Mayor Adams, yes. Motion fails. Vice Mayor Kapper stated he would like to see the town go to usage billing and thought the increase of \$26.00 dollars a month would cost too much to the residents on fixed income. It was explained that the increase is a .99 cent increase a month, not \$26.00. Commissioner Neal agrees on changing how the residents are billed, but stated it will take time to switch over the billing. Commission Henderson stated the town should have been taking care of the system along time ago. Vice Mayor Kapper asked if Penny for Pinellas could be used. Town Clerk Palmer stated it could be used.

Second Reading Ordinance 17-02 – Amending Section 54-3 – Allowing Alcoholic Sales at 8:00 a.m. on Sundays.

Attorney Denhardt read Ordinance 17-02 by title. Vice Mayor Kapper moved to adopt Ordinance 17-02 on second reading, seconded by Commissioner Henderson. Mayor Adams asked for any discussion. There being none, roll call: all yes.

Second Reading Ordinance 17-03 – Imposing an Abatement - Small Cell Facilities/Micro Wireless Facilities in Right-of-Way Areas

Attorney Denhardt read Ordinance 17-03 by title. Vice Mayor Kapper moved to adopt Ordinance 17-03 on second reading, seconded by Commissioner Henderson. Mayor Adams asked for any discussion. There being none, roll call: all yes.

First Reading Ordinance 17-04 – Amending Town’s Comprehensive Plan Pursuant to the Evaluation and Appraisal Process

Attorney Denhardt read Ordinance 17-04 by title. Vice Mayor Kapper moved to adopt Ordinance 17-04 on first reading and to transmit to DEO, seconded by Commissioner Henderson. Mayor Adams asked for any discussion. There being none, roll call: all yes.

First Reading Ordinance 17-05 – Banning Medical Marijuana Treatment Center Dispensing Facilities within Redington Shores

Attorney Denhardt read Ordinance 17-05 by title. Attorney Denhardt relayed to the Commission in special session legislation enacted the right for municipalities to band or to allow treatment centers. This resolution will band facilities from Redington Shores as the Commission has previously discussed. Commissioner Henderson moved to adopt Ordinance 17-05 on first reading, seconded by Commissioner Neal. Mayor Adams asked for any discussion. There being none, roll call: all yes.

MAYOR ADAMS CLOSED PUBLIC HEARING

Ratify Change Order for Sewer Relining Project and Storm Water Pipe Repair

Commissioner Neal explained three bids were received by Miller Pipe Line and moved to ratify the change order in the amount of \$11,064.00 to Miller Pipe Line, seconded by Vice Mayor Kapper. Roll call: all yes.

NEW BUSINESS

Appeal to Commission – Special Magistrate Decision – 18219 Gulf Blvd. – Fence Height

Applicants Caren Chandler and David Draper addressed the Commission on their appeal. They stated they have come prepared and they don’t believe anyone realizes the severity of the situation they are in. They have asked for the Commission to view a video of an incident that occurred last Friday. Attorney Denhardt told the

applicants the Commission must base their decision on what testimony that was given at the hearing with the Special Magistrate. He has no objection to showing the commission the video if they wish to see it, but it would be improper for them to base their decision with new evidence. Ms. Chandler explained this occurred after the Special Magistrate hearing and feels if this was introduced at the original hearing things might have been different. Mayor Adams stated he feels like the Commission should review. Commission Neal and Vice Mayor Kapper agree. Commissioner Henderson stated she agrees with Attorney Denhardt in regard to the video not being in evidence at the original hearing. The Commission did view the video. The applicants asked the Commission to grant an 8-foot fence for more of a security reason than a private reason. Mayor Adams asked Chief Hughes how many calls has been made to the home. Chief Hughes stated over 100 times in the past year. Vice Mayor Kapper moved to approve an 8-foot fence, seconded by Commissioner Neal. Roll call: Commissioner Henderson, no; Commissioner Neal, yes; Vice Mayor Kapper, yes; Mayor Adams, yes.

Resolution 08-17 – Adopting Pinellas County Local Mitigation Strategy

Attorney Denhardt read Resolution 08-17 by title. Vice Mayor Kapper moved to adopt Resolution 08-17, seconded by Commissioner Neal. Roll call: all yes.

Resolution 09-17 – Adopting Town of Redington Shores Floodplain Management Plan

Attorney Denhardt read Resolution 09-17 by title. Vice Mayor Kapper moved to adopt Resolution 09-17 by title, seconded by Commissioner Neal. Commissioner Henderson asked if the Floodplain Committee met to recommend the changes to the town's plan. Building Official Andrews stated the PPI Committee met. It was explained that the PPI Committee is not the Floodplain Management Committee. After discussion, Vice Mayor Kapper moved to table until next month so a meeting could be held by the Floodplain Management Committee, seconded by Commissioner Henderson. Roll call: all yes.

PUBLIC COMMENTS

Resident, Tim Deboy addressed the Commission with concerns with raising sewer rates and what is the long-term plan for sewer repairs.

Attorney Denhardt addressed the Commission telling them that Attorney Rubenstein has become a partner in his law firm and he has full confidence in her ability to handle things he throws her way. A second item Attorney Denhardt reported is that both he and Attorney Rubenstein attended the Florida Municipal Attorney Seminar, which he has attended every year for the past 29 years and Attorney Rubenstein for the last four years. A lot of good topics were discussed including the Small Cell Act and Medical Marijuana, both which was discussed tonight. Attorney Rubenstein added that at the seminar, Attorney Denhardt was elected President. Mayor Adams congratulated and thanked both Attorney Denhardt for his 37 years of service to the town and Attorney Rubenstein for her last four years of service to the town.

MISCELLANEOUS

Mayor Adams announced the following meeting dates:

Workshop Meeting – Wednesday, August 30, 2017 – 6:00 p.m.

Regular Meeting – Wednesday, September 13, 2017 – 6:00 p.m.

Respectfully submitted

Mary F. Palmer, MMC
Town Clerk