

A regular meeting of the City of Madeira Beach Board of Commissioners was held at 6:00 p.m. on November 14, 2017 in the Patricia Shontz Commission Chambers at City Hall, located at 300 Municipal Drive, Madeira Beach, Florida. Mayor Black called the meeting to order.

MEMBERS PRESENT: Maggi Black, Mayor
John Douthirt, Vice-Mayor, Commissioner District 4
Terry Lister, Commissioner District 1
Nancy Hodges, Commissioner District 2
Nancy Oakley, Commissioner District 3

CITY STAFF PRESENT: Derryl O'Neal, Acting City Manager
Erica Augello, City Attorney
Clara VanBlargan, City Clerk
Andrea Gamble, Administrative Support Specialist
Walter Pierce, Finance Director
Dave Marsicano, Public Works/Marina Director

A. CALL TO ORDER

Mayor Black called the meeting to order at approximately 6:00 p.m.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Commissioner Lister gave the invocation and led the Pledge of Allegiance.

C. ROLL CALL

City Clerk Clara VanBlargan called the Roll and all Commission members were present.

Andrea Gamble, Administrative Support Specialist to the City Clerk, reported that the November 13, 2017 Strategic Planning/Goal Setting Workshop Meeting had been posted the Wednesday prior to the meeting although it was not posted on the City's website until the day of the meeting. It must have been a communication issue as to the reason why the City's network people did not post the agenda on time.

D. APPROVAL OF THE AGENDA

Commissioner Lister made a motion to approve the agenda. Commissioner Hodges seconded the motion.

ROLL CALL VOTE:

Commissioner Oakley	"YES"
Commissioner Hodges	"YES"
Commissioner Lister	"YES"
Vice-Mayor Douthirt	"YES"
Mayor Black	"YES"

The motion carried 5-0.

E. APPROVAL OF THE MINUTES

BOC Workshop Meeting 10/24/2017

Commissioner Oakley made a motion to approve the minutes of the BOC Workshop meeting. Vice-Mayor Douthirt seconded the motion.

ROLL CALL VOTE:

Commissioner Oakley	"YES"
Commissioner Hodges	"YES"
Commissioner Lister	"YES"
Vice-Mayor Douthirt	"YES"
Mayor Black	"YES"

The motion carried 5-0.

F. PRESENTATIONS & PROCLAMATIONS

Todd Ermscher presented a Certificate of Recognition to all those involved in the John's Pass incident and one to the Police Deputies involved in a drowning incident involving a 3-year-old child in North Redington Beach.

Government Finance Officers Association (GFOA) Award

Mayor Black presented Finance Director Walter Pierce a Government Finance Officers Association Award (GFOA) and a Certificate of Excellence in Financing that the Finance Department earned. Mr. Pierce commented in appreciation to his staff for a job well done: Patrick Cade, Karen Paulson, Donna Rolih and Chris Tarkenton.

G. PUBLIC COMMENT – LIMITED TO THREE (3) MINUTES

The City Manager explained his situation with the FRS and his retirement and said he had given his letter of resignation as City Manager due to the FRS retirement matter and said Dave Marsicano, Public Works/Marina Director, whom he had appointed as his Deputy City Manager hire him back as Fire Chief.

The following residents commented during the Public Comment portion of the meeting:

- Thomas Whalley stressed concerns with his short-term renting and special magistrates hearing.
- Robert Preston commented about the recall of the two Commissioners and the signs he had placed around the City that he said were pulled up by City staff.
- Steve Kochick thanked the Commissioners for placing Public Comment back at the beginning of the Agenda, commented that after reading the City Charter he realized he had misspoken about an issue at a previous meeting, and stressed concern that he did not see the November 13, 2017 workshop meeting posted.
- Steven Barrett stressed concern about some things that had been wrongfully told about him in the community and said he was present to clear his name.
- Robert Preston stressed concern about the City's budget.
- Robin Biloski stressed concern about the City budget and revenue.
- Steve Kochick commented on the City's proposed marijuana ordinance and said dispensaries should be allowed.
- Steve Kochick said the item on the Agenda regarding the appointment of the City's Public Risk Management Designator should be appointed by the City Manager and not the Commission.
- Robert Preston agreed that with Commissioner Hodges that the hiring of a City Attorney agenda item should be tabled and discussed at the next workshop meeting.
- Reese Noran stressed concern about the City Manager's position.
- Robert Preston stressed concern about the newly elected Commissioners.

- Steve Kochick stressed concern about the newly elected Commissioners and the City Manager position.

H. CONSENT AGENDA

- 1. PAYMENTS: PAYMENT TO ASHBRIIT & CO INC. – HURRICANE IRMA DEBRIS REMOVAL**
- 2. RENEWAL OF CONTRACTS / AGREEMENTS:**
 - Park Street Antique Center
 - Suskey Consulting
 - Steve M. Lewis (Records Retention)
- 3. NEW CAPITAL EQUIPMENT PURCHASES:**
 - New vehicle for Building Department
 - Purchase of Elgin Whirlwind street sweeper
- 4. TRUTH IN MILLAGE (TRIM) CERTIFICATION REPORT BY FINANCE DIRECTOR**

Commissioner Lister made a motion to approve the Consent Agenda. Commissioner Hodges seconded the motion.

ROLL CALL VOTE:

Commissioner Oakley	"YES"
Commissioner Hodges	"YES"
Commissioner Lister	"YES"
Vice-Mayor Douthirt	"YES"
Mayor Black	"YES"

The motion carried 5-0.

I. PUBLIC HEARING

- 1. RESOLUTION 2017-12, A RESOLUTION OF THE BOARD OF COMMISSIONERS FOR THE CITY OF MADEIRA BEACH, PINELLAS COUNTY, FLORIDA, AMENDING THE FISCAL YEAR 2017 BUDGET BY DECREASING CAPITAL OUTLAY EXPENDITURES IN THE AMOUNT OF \$3,287,269.22; AMENDING THE FISCAL YEAR 2018 BUDGET BY INCREASING CAPITAL OUTLAY EXPENDITURES IN THE AMOUNT OF \$3,287,269.22; AND PROVIDING FOR AN EFFECTIVE DATE**

The Interim City Attorney read the resolution by title only.

The Finance Director explained the eight capital projects shown on Attachment "A" to the proposed resolution that are impacted. He answered questions by the Commission.

Commissioner Oakley made a motion to adopt Resolution 2017-12. Vice-Mayor Douthirt seconded the motion.

ROLL CALL VOTE:

Commissioner Oakley	"YES"
Commissioner Hodges	"YES"
Commissioner Lister	"NO"

Vice-Mayor Douthirt	"YES"
Mayor Black	"YES"

The motion carried 4-1.

2. ORDINANCE 2017-12, AN ORDINANCE OF THE BOARD OF COMMISSIONERS FOR THE CITY OF MADEIRA BEACH, PINELLAS COUNTY, FLORIDA, AMENDING THE BUDGET FOR THE FISCAL YEAR 2017 (BEGINNING OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2017) BY APPROPRIATING FUNDS FOR INCREASING GENERAL FUND EXPENDITURES AND INCREASING DEBT SERVICE FUND BUDGET.

The Interim City Attorney read Ordinance 2017-12 by title only.

The Finance Director explained the increases shown on the Attachment "A" to the proposed ordinance budget and the impact of each to the FY 2017 Budget.

Commissioner Oakley made a motion to approve Ordinance 2017-12 after first reading. Vice-Mayor Douthirt seconded the motion.

ROLL CALL VOTE:

Commissioner Oakley	"YES"
Commissioner Hodges	"YES"
Commissioner Lister	"NO"
Vice-Mayor Douthirt	"YES"
Mayor Black	"YES"

The motion carried 4-1.

J. UNFINISHED BUSINESS

1. ORDINANCE 2017-09, A SECOND READING OF AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA, REPEALING AND REPLACING DIVISION 14, SECTION 110-940. – MEDICAL MARIJUANA DISPENSARIES., OF THE CODE OF ORDINANCES OF THE CITY OF MADEIRA BEACH; PROVIDING FOR THE PROHIBITION OF THE SITING OF MEDICAL MARIJUANA TREATMENT CENTER DISPENSING FACILITIES WITHIN THE INCORPORATED LIMITS OF THE CITY OF MADEIRA BEACH; PROVIDING FOR LEGISLATIVE INTENT; FINDING THE AMENDMENTS CONSISTENT WITH THE CITY COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE RECOGNITION OF STATE PREEMPTION; AND PROVIDING FOR AN EFFECTIVE DATE.

The Interim City Attorney read Ordinance 2017-09 by title only. She reported that there have been no changes made to the proposed Ordinance.

OPENED PUBLIC HEARING

There were no comments made by the public.

CLOSED PUBLIC HEARING

Commissioner Lister made a motion to adopt Ordinance 2017-09 after second reading and public hearing. Commissioner Oakley seconded the motion.

ROLL CALL VOTE:

Commissioner Oakley	"YES"
Commissioner Hodges	"NO"
Commissioner Lister	"NO"
Vice-Mayor Douthirt	"YES"
Mayor Black	"YES"

The motion carried 3-2.

K. NEW BUSINESS

1. City Public Risk Management Designation

The Finance Director said the Public Risk Management Board is an important board that makes decisions on employment benefits. He recommended that he represent the City by being designated to serve as the regular member and Patrick Cade represent the City by being designated to serve as the alternate member. Mr. Pierce said his predecessor was a member to that board.

Commissioner Hodges made a motion to appoint Finance Director Walter Pierce to represent the City by serving as a regular member to the Public Risk Management Board and to appoint Patrick Cade to represent the City by serving as the alternate member.

ROLL CALL VOTE:

Commissioner Oakley	"YES"
Commissioner Hodges	"YES"
Commissioner Lister	"NO"
Vice-Mayor Douthirt	"YES"
Mayor Black	"YES"

The motion was 4-1.

2. City Attorney Position

Commissioner Hodges said she would like to place this item on a workshop agenda for further discussion.

Attorney Ralf Brookes said he is available for any questions the commissioner may have.

Commissioner Lister stressed concern that there were only two attorneys who applied for the City Attorney position and said we needed a better pool of attorneys to choose from.

Commissioner Lister made a motion to table the item and discuss it at the next workshop meeting. Commissioner Hodges seconded the motion.

ROLL CALL VOTE:

Commissioner Oakley	"NO"
Commissioner Hodges	"YES"
Commissioner Lister	"YES"
Vice-Mayor Douthirt	"YES"
Mayor Black	"NO"

The motion carried 3-2.

3. City Manager position

Mayor Black commented that they needed to hire a City Manager. There was a discussion about the position among the Commission and a suggestion was made to get the senior advisors to seek applicants for the position. Chief Derryl O'Neal said he will reach out to the senior advisors to start this process.

Commissioner Oakley made a motion to make Derryl O'Neal the Interim City Manager until the Senior Advisors could start the process. Vice-Mayor Douthirt seconded the motion.

ROLL CALL VOTE:

Commissioner Lister	"NO"
Vice-Mayor Douthirt	"YES"
Commissioner Hodges	"NO"
Mayor Black	"YES"
Commissioner Oakley	"YES"

The motion carried 3-2.

5. REPORTS/CORRESPONDENCE

• CITY COMMISSION

Mayor Black reported they had a great meeting at the Goals and Objectives meeting on November 13, 2017 and said there will be more of them.

• CITY ATTORNEY

Interim City Attorney reported a resolution in the Karns case and said it had been settled.

• CITY MANAGER

Interim City Manager Derryl O'Neal thanked the Commission and said he was going to start the City Manager position process with the senior advisors.

• CITY CLERK

The City Clerk had no report.

The Finance Director said the second reading and public hearing to adopt the proposed budget amendment ordinance will be at a special budget meeting on November 28, 2017 at 6:00 p.m.

L. ADJOURNMENT

Mayor Black adjourned the meeting at approximate 7:57 p.m.


Maggi Black, Mayor

ATTEST:


Clara VanBlargan, MMC, MSM, City Clerk