

**BOARD OF COMMISSIONERS
TOWN OF REDINGTON SHORES
REGULAR MEETING
WEDNESDAY, AUGUST 11, 2021 – 4:00 P.M.
MINUTES**

Present upon roll call: Commissioner Blackburn, Commissioner Krouk, Vice Mayor Robinson, Mayor Henderson, and Attorney Rubenstein. Absent, Commissioner Krajewski.

APPROVAL OF MINUTES – Workshop Meeting, July 8, 2021; Regular Meeting, July 14, 2021; Special Meeting, July 23, 2021; Workshop Meeting, July 28, 2021, and Special Meeting, July 30, 2021

Vice Mayor Robinson moved to approve the minutes, seconded by Commissioner Krouk. Roll call: all yes.

RATIFICATION OF BILLS – July/August 2021

Vice Mayor Robinson moved to ratify the bills as listed, seconded by Commissioner Krouk. Roll call: all yes.

COMMISSION REPORTS

Mayor Henderson

Mayor Henderson stated with the uptick in COVID cases town hall is still open, but the front door has been locked and we are asking people to please wear a mask, it is not mandated, but we are asking.

Mayor Henderson reported she has been involved in the RFP process with North Redington Beach and Redington Beach regarding the consultants for the undergrounding on the West Side of Gulf Blvd. It was a lengthy process. Only two companies submitted, an RFP and Utility Consultants of Florida was chosen.

Mayor Henderson welcomed Brian Stees the town's new employee in Public Works and stated she has been hearing good reports.

Vice Mayor Robinson, Commissioner District No 3

Emergency Management – Vice Mayor Robinson mentioned the Hurricane Center is issuing advisories on Tropical Storm Fred. Vice Mayor Robinson asked residents to make sure they have their re-entry passes. The town has not ordered sand yet for sandbags, maybe in the future, depending on what the storm does. Vice Mayor Robinson stated he is working on what type of generator we would need for the lift stations in case of a storm, he will update the commission as needed. Also, the early warning system has been ordered and he is working closely with Chief Swann on this.

Commissioner Krouk, Commissioner District No 2

Building Department – 58 permits were issued in July, none were for new construction, with a total revenue of \$11,208.79. 77 inspections were provided.

The RFP for the building department is complete and issued. Submittal deadline is, September 6. The shed ordinance is ready for review and will present later in the meeting. Commissioner Krouk distributed a draft of the letter to the condominiums and a list of the condominiums to the commission. The letter was drafted by Attorney Denhardt for the Mayor's signature. Commissioner Krouk motioned as previously discussed the town is to send letters to the condominium board presidents and management companies' representative of all condominiums in Redington Shores that are older than 30-years in age and higher than four stories, seconded by Vice Mayor Robinson. Mayor Henderson mentioned the BIG-C is also working on something, as well as the county to send out. Mayor Henderson stated she would like all the commission to sign the letter. Commissioner Krouk amended her motion for all commissioners to sign, seconded by Commissioner Blackburn. Roll call: all yes.

Commissioner Blackburn, District No 1

Commissioner Blackburn mentioned the red tide has been challenging, raking and the trash has been a challenge, staff has been keeping up the best they can. Brian Stees has been hired and is getting to know the town and both have been cleaning out the shop. The BBQ grills and radar signs have been ordered. The shade sail has been repaired.

OLD BUSINESSContinuation of Hybrid Zoom Meetings

Mayor Henderson stated the governor's order is still in effect for the commission to be present. Commissioner Blackburn moved to continue the hybrid meetings, seconded by Commissioner Krouk. Mayor Henderson asked for any discussion. Property owner Carol Muszik asked on why did the commission change the meeting times as it is inconvenient to those who work. Vice Mayor Robinson asked if anyone has received any comments from residents on the change. Town Clerk Palmer stated she received one email, Commissioner Blackburn she had some verbal comments. Resident Chris Hernandez commented that he had several people who said they could not come today, and I am here to get information for them. Consensus of the Commission is to continue the earlier meeting times and monitor. No further discussion, roll call: all yes.

Chair Lisa Hendrickson update from Personnel Committee – Drug and Alcohol Policy and Miscellaneous

Lisa Hendrickson, chair of the Personnel Advisory Committee updated the Commission on their most recent assignment, which was to review the Drug and Alcohol Policy of the town for both Florida and Federal Law, specifically under F.S. 112 relating to public employees and F.S. Chapter 440 relating to workers' compensation, and the US Department of Transportation requirements. The committee discussed and consensus was to send the policy to the Florida League of Cities Law Advisors to render an opinion. This is a free benefit to the town, under the town's insurance policy. Concluded since there are no positions in town that require a CDL license, the advisor's rendered an opinion that no modification is needed.

Regarding medical marijuana and that it is not legal at the federal level, and that there are no accommodations for medical marijuana usage, no changes are required at this time. The Law Advisors did recommend that if the town is presented with an employee case, where medical marijuana is relevant that the Commission handle these on a case-by-case basis in accordance with ADA requirements.

The Florida League of Cities Law Advisory opinion that the Florida Drug Fee Workplace Act along with the Drug Free Workplace Program requirements as out lined in the current town's policy is all in compliance. The committee did conclude, the text document could be upgraded to a word version and did not recommend any other changes to the policy. The committee concludes this task is closed unless the Commission says otherwise. The Commission thanked Mrs. Hendrickson and the members for their work.

Chair Lisa Hendrickson update on Town Administrator Job Description and Ordinance

Chair Hendrickson reviewed with the Commission two draft ordinances regarding the position of the Town Administrator. One ordinance includes the supervision of appointed positions as stated in the Town Charter, which are the Town Attorney, Town Clerk and the Deputy Town Clerk or the other ordinance excluding the supervision of appointed positions, excluding the Town Attorney. These are the Commission's two choices. Chair Hendrickson asked the Commission if they have any questions. Commissioner Blackburn asked if the Town Attorney has reviewed these drafts. Attorney Rubenstein stated they had and are comfortable with both and the commission can choose which ordinance they would like. Commissioner Blackburn asked if the commission was also approving a job description. Chair Hendrickson stated the commission should wait until after the second reading of the ordinance that is chosen. Commissioner Krouk moved to accept the second ordinance option, excluding the Town Attorney, seconded by Commissioner Blackburn. Vice Mayor Robinson stated he agrees and stated the Commission will still have the hiring and firing authority of the employees. Commissioner Blackburn asked that the job description be clear, that if there is a complaint from a resident, or issue that commissioner is aware of the situation. Chair Hendrickson stated the Commission needs to relay their

clear expectations to the Town Administrator. After no more discussion, roll call: all yes.

Proposed Ordinance – Amending Section 90.3 (f)3 – Accessory Structure – Sheds

Commissioner Krouk stated the Commission has received the proposed ordinance for review. This ordinance changes the rear setback for sheds on non-water view properties to five feet from fifteen feet. Commissioner Krouk asked for any discussion. The Commission discussed not allowing electrical or plumbing and the need for a non-conversion agreement for the sheds. Also, discussed the height of the shed at 10-feet. Attorney Rubenstein stated they will make the changes as discussed and this ordinance will need to go to the Planning and Zoning for review and recommendation to the Commission. Mayor Henderson asked if for comments. Resident, Steve Laird commented it is important not to have electricity to the shed, as someone could then place a light on the shed and disturb the neighbors. Chris Hernandez commented the height of the shed at 10-feet should be discussed as the header at the door could come into play. Keep limited to 100 square feet

NEW BUSINESS

Planning and Zoning Recommendation – 41 181st Ave. West – New Single-Family Home

Applicant, Jennifer Beasley addressed the Commission regarding her site plan review. Mrs. Beasley stated her home was built in 1940 before the town existed. The lot is a non-conforming lot. Mrs. Beasley asked if the Commission had any questions. Commissioner Krouk asked Mrs. Beasley to confirm that there is no living area on the ground floor. Mrs. Beasley stated there would be no living space, just the stairs and the elevator. Commissioner Krouk moved to accept the recommendation to approve the residence, seconded by Vice Mayor Robinson. Mayor Henderson asked for any discussion. There being none, roll call: all yes.

Planning and Zoning Recommendation – Administrative Appeal – Placement of Shed

Commissioner Krouk moved to accept the Planning and Zoning recommendation. Attorney Rubenstein reminded the Commission this is an administrative appeal of the Building Officials interpretation of the code. The Planning and Zoning want the Commission to grant a variance. According to the code the commission cannot grant a variance. Discussion ensued regarding the commission allowing the applicant to proceed, or the applicant can wait for the ordinance change or the applicant can go to Special Magistrate for the variance and the Commission waiving the fees for the hearing. The applicant addressed the Commission stating this has been going on for two years and has had different information and some misinformation from the Building Official. Commissioner Krouk moved to approve the Building Official's interpretation of the code and the permit to be denied, seconded by Commissioner Blackburn. Roll call: Commissioner Blackburn, yes; Commissioner Krouk, yes; Vice Mayor Robinson, no; Mayor Henderson, yes. Commissioner moved to waive the variance fee for the applicant to go to the Special Magistrate, seconded by Vice Mayor Robinson. Roll call: all yes.

Planning and Zoning Recommendation – Proposed Ordinance – Setbacks on Intracoastal Properties.

Commissioner Krouk moved to approve the recommendation of the Planning and Zoning Board, seconded by Commissioner Blackburn. Mayor Henderson asked for any discussion. Resident, Chris Hernandez asked to explain the ordinance. Commissioner Krouk explained this ordinance will allow the Building Official to have a clear vision of the code. There being no further discussion, roll call: all yes.

Private Provider Inspection Fee Rebate

Commissioner Krouk stated this is a situation the town has never encountered before. If someone chooses a private provider to complete inspections for them or complete the plan review, per the Florida Statute a rebate is to be given on the permit fees. The town has never issued a rebate and it is the responsibility of the Commission to set the rebate amount. Commissioner Krouk stated the Commission can set a flat rate for the rebate or a percentage. The most common percent in our area is 25% based on the Town Clerks inquires. Commissioner Krouk moved to set the rebate amount of 25% on permit fees and plan review fees when private providers are used, seconded by Commissioner Blackburn. Mayor Henderson asked for any discussion. Property Owner, Carol Muszik, asked what the rebate would be given on. Commissioner Krouk stated the rebated fees are on the permit fees, not inspection fees. There being no further discussion, roll call: all yes.

PUBLIC COMMENTS

None

MISCELLANEOUS

Mayor Henderson announced the following dates:

Workshop Meeting – Wednesday, August 25, 2021 – 2:00 p.m.

Regular Meeting – Wednesday, September 8, 2021 – 4:00 p.m.

Respectfully submitted,

Mary F. Palmer, MMC
Town Clerk