



Meeting Minutes

Tuesday May 21, 2019
Belleair Bluffs City Hall
6:00PM

Town of Belleair Shore **Regular Meeting of the Board of Commissioners**

PRESENT:

Vice Mayor Deborah Roseman, Commissioner Niewiarowski, Attorney Regina Kardash, Captain Mike Leiner Pinellas County Sheriff, Lynn Rives Belleair Beach City Manager, Wayne and Nancy Ayers Beach Bee, Lori Shelley 1320 Gulf, Karen Carr 1320 Gulf, Janine Lennox 1360 Gulf.

6:00 pm Call to order by Mayor Schmidt

Approval of Agenda:

It was moved by Commissioner Roseman and seconded by Commissioner Niewiarowski to approve the agenda. The voice vote was unanimous.

Comments from the public on any agenda item:

There were no comments from the public on the agenda.

Approval of minutes from the April 16, 2019 meeting:

It was moved by Commissioner Roseman and seconded by Commissioner Niewiarowski to approve the agenda. The voice vote was unanimous.

Sheriff's Report

Captain Leiner reported no crime. Captain Leiner noted that our citizens can utilize house checks done by the Sheriff's Office. Commissioner Roseman asked how a citation would be noted for vagrants on the beach. Captain Leiner noted that it would be listed as an ordinance violation. Captain Leiner noted that there are concerns from both Belleair Shore and Belleair Beach regarding dogs on the beach and Captain Leiner noted that officers are addressing that issue. Commissioner Roseman noted that she has been a resident for 13 years and has never seen homeless on the beach until this year. Captain Leiner asked that if anyone does see someone that appears to be homeless, please call the police and do not approach them. Captain Leiner noted that there would be a Sheriff representative at all future meetings.

Lynn Rives – Manager Belleair Shore

Lynn Rives noted that Duke Energy is still missing some easement approvals needed from Belleair Shore residents to move forward with the Gulf Blvd Beautification Penny for Pinellas dollars. Lynn Rives also noted that he has recently asked Spectrum/BrightHouse to also underground their utilities at the same time. Lynn Rives requested any help that the Commission could give him in obtaining the easement permissions would be appreciated. Mayor noted that he has not even received an easement request from Duke Energy. Lynn Rives to provide a list of residents that have responded to Clerk/B. Colucci. Lynn Rives also noted that Duke has not received the easement permission regarding the beach access lot at 12th street. Attorney Regina Kardash noted that one of the issues expressed to her, is that the easement request from Duke Energy is too expansive, giving Duke Energy quite a bit of leeway on where they can put the utilities and also that expensive landscaping would be interrupted with no guarantee of replacement as it was found. Lynn Rives has a map and is willing to visit each home with this information and show residents where the conduit and boxes would be. Per Lynn Rives there has been a change in who is handling this portion of the project at Duke Energy. Lynn noted that there is not a transformer at every lot and in most cases there is already a pedestal where needed. He noted that the Penny for Pinellas dollars were pooled between Belleair Beach and Belleair Shore.

Commissioner Roseman noted that she has a modified easement agreement, and has made several attempts in the past year to contact Duke Energy and Lynn Rives, has had no response.

Lynn Rives provided renderings of the next step in the Gulf Blvd Beautification process, which will be landscaping at the beach accesses. (6th street, 12th street and 19th street) This landscaping includes palm trees, irrigation, some hibiscus on both sides of the entrance. Attorney Kardash had some concerns about Belleair Shore not signing off on the plans with the property technically being in Belleair Shore jurisdiction, but it was explained by Lynn Rives that all of the planting will be in the right of way. Mayor Schmidt explained that we have an agreement that Belleair Shore takes care of the maintenance at each access and believes that this would be covered under that agreement, along with the right of way. Regina requested that she and the clerk be copied on the emails regarding any of this major maintenance work. Lynn Rives also offered to rake our beaches quarterly along with raking Belleair Beach. Lynn Rives and Mayor Schmidt agreed that our Town and the City of Belleair Beach work together as neighbors, so there would be no charge for the raking. Mayor Schmidt agreed to this kind consideration. Lynn Rives noted that he wants to keep the beach nice for our residents and the residents of Belleair Beach that use the accesses.

Parking Citations

Attorney Kardash requested to speak with Captain Leiner and City Manager Lynn Rives, while they were both there, regarding beach access citations. She noted that Belleair Beach has its own ticket books for the Belleair Beach citations and these citations are handled in house at Belleair Beach. Attorney Kardash noted that there may have been a misunderstanding and the citations have been being issued on the Belleair Beach ticket books. She noted that the 6th, 12th and 19th beach access citations need to be written in the Belleair Shore jurisdiction on the County

ticket books. Clerk, B. Colucci offered an opinion that the ticket amount for parking should be raised from the existing \$30.00 to match the \$35.00 cost that has been being charged and received by Belleair Beach. Attorney Kardash noted that she can certainly prepare the amended ordinance for First Reading at the June City Council meeting. Mayor Schmidt recommended raising the parking ticket amount more than \$5.00 and wants Council to discuss this amount. Per Attorney Kardash, we cannot obtain reconciliation from Belleair Beach for the amount of dollars collected because they were collected on Belleair Beach tickets. Since March of 2018, 259 tickets were issued at the accesses (not tracked before that time) 59 were not paid (out of state). Lynn Rives noted that he does not know how long this has been going on. Explained that the County charges \$10.00 for each ticket. Captain Leiner assured that the directed patrols of the accesses would not change and explained the system that each officer has in their car that will note that these patrols are for Belleair Shore. Captain Leiner explained that the officers would just use a County Citation and amend the code to reflect Belleair Shore's code. This will be in the Town directive. Clerk noted that in preparing the Budget for the upcoming fiscal year, found that revenue from citations was now near non-existent compared to past years. Also, keeping Commission informed of Sheriff activity at the beach accesses is important. The process of tickets/citations was explained by both the Sheriff and Lynn Rives. Attorney Kardash noted that she did not believe that Belleair Shore has the capacity to do internal municipal ticketing. Mayor Schmidt requested that the dollar amount for parking ordinance be put on the June 2019 Town Meeting agenda. Attorney Kardash explained that the June 2019 meeting would be for discussion and then there would be two readings to change the ordinance. The new ticket pricing would take effect 10 days after the second reading.

Treasurer's Report, Approval of Expenditures and Budget Worksheet:

Clerk/Treasurer, Barb Colucci went over balance sheet and P&L. May 2019 expenditures: Duke Energy \$281.42, Persson & Cohen Attorney \$1280.00, Pinellas County Sheriff \$2964.00, Clerk/Treasurer Salary \$896.50, Waste Connections \$793.20, Verizon \$68.22, Charles W Thomas Tax Collector \$9.43 (2018 Tax Bill Postage). Regions Bank Service Fee \$31.11. Treasurer Colucci presented Budget Worksheet. Mayor Schmidt expressed concern over increase in expenses and would like to discuss this at the next meeting. Commission noted that there is usually no meeting in July to do the Budget Workshop, so Clerk/Treasurer will add the June agenda. It was moved by Commissioner Roseman and seconded by Commissioner Niewiarowski to approve both the treasurers report and expenditures. The voice vote was unanimous.

FEMA Flood Study

Attorney Kardash presented packets received from FEMA and explained the study that came out. The letter in the packet is the official notification letter and municipalities have 90 days from notification letter date to challenge the study. Attorney noted that she did not see anything amiss in the study and requested the Commission to go over the information and contact her with anything that the Commission might notice that would need to be changed. After the 90 days, we have no recourse to submit any corrections. Pointed out that our Gulf Coastal communities

actually did well in the new figures and our flood level numbers increased. It was in Tampa Bay that the new flood level numbers decreased.

Miscellaneous

Mayor Schmidt noted that he received an email regarding 'Small Cities' article in the QC magazine in May and June, requested Clerk to submit information for the June publication. Mayor presented Code Enforcement report with no calls for service in April 2019 and all accesses and beach look great and well maintained. Mayor noted that Home Town Rule won (short term rentals) was defeated, which was a great victory. Noted that the Big C really went to bat for defending this for our Towns.

Availability of Commissioners for June 18, 2019 and July 16, 2019 Regular Town Meeting.

June 2019

| | |
|--------------|--|
| Mayor | Yes |
| Blume | Yes |
| Niewiarowski | Yes |
| Roseman | Yes |
| Piscitelli | No Will be out until November meeting. |

July 2019

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|--------------|--|
| Mayor | Yes |
| Blume | No |
| Niewiarowski | Yes |
| Roseman | No |
| Piscitelli | No Will be out until November meeting. |

Mayor/Commissioner comments on non-agenda items:

Commissioner Roseman asked if there would be a meeting in July and noted that there is usually no July meeting. Commissioner will not be able to attend. Attorney Kardash requested that we do the budget workshop in June or double up meetings in August.

Public comments on non-agenda items:

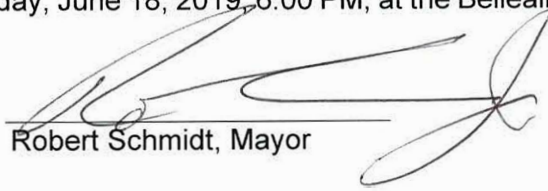
Resident Janine Lennox 1360 Gulf Blvd, spoke regarding an unknown person being around her home, scratching at her windows and knocking on her shutters. Says that it has been going on a long time. She has hired an off-duty Sheriff (private) to patrol officer to watch her home. This happens between 11pm and 3am. Captain Leiner asked if she has called the police when it happens. Ms. Lennox has called twice. When the Deputy arrives, they look around and have not found any intruder. She believes the intruder comes from the direction of her northerly neighbor. Captain Leiner will be communicating this situation to the on-duty officers.


Adjourn:

Motion to adjourn at 6:49 PM made by Commissioner Roseman, seconded by Commissioner Niewiarowski. The voice vote was unanimous.

The next regular Commissioners meeting will be Tuesday, June 18, 2019, 6:00 PM, at the Belleair Bluffs City Hall, 2747 Sunset Blvd, Belleair Bluffs, FL.

6/19/19
Date Approved

APPROVED: 
Robert Schmidt, Mayor


ATTEST:

Barbara Colucci, Town Clerk