

DUNEDIN, FLORIDA
MINUTES OF THE CITY COMMISSION REGULAR MEETING
APRIL 7, 2016
6:30 P.M.

PRESENT:

City Commission: Mayor Julie Ward Bujalski, Vice-Mayor Bruce Livingston, Commissioners Deborah Kynes, Heather Gracy and John Tornga.

Also Present: Interim City Manager Doug Hutchens, City Attorney Thomas J. Trask, City Clerk Denise M. Kirkpatrick, Assistant Director of Public Works & Utilities Paul Stanek, Stormwater Coordinator Whitney Marsh, Communications Director Courtney King, Communications Senior Technical Assistant Justin Catacchio, Finance Director Joe Ciurro, Budget Manager Allison Broihier, Division Director of Information Technology Services Michael Nagy, Director of Planning and Development Gregory Rice, CRA/Director of Housing and Economic Development Bob Ironsmith, Human Resources/Risk Safety Manager Bonnie Steinberg, Director of Parks and Recreation Vince Gizzi, Parks & Recreation Superintendent Terry Trudell, Parks & Recreation Superintendent Lanie Sheets, Community Center Program Coordinator Jorie Peterson, Parks and Recreation Program Coordinator Jocelyn Brodhead, City Arborist Craig Wilson, Acting Library Director Kathy Smuz and approximately fifty-one people.

The press was represented by the Tampa Bay Newspapers Executive Editor Tom Germond and Tampa Bay Times Reporter Megan Reeves.

CALL TO ORDER

INVOCATION AND PLEDGE OF ALLEGIANCE

PRESENTATIONS

1. RECOGNITION OF JAN O'CONNOR-SHARKEY AND DON JONES FOR THEIR YEARS OF SERVICE TO THE DUNEDIN COMMUNITY CHORUS

Commissioner Kynes introduced Jan O'Connor-Sharkey and Don Jones.

Parks and Recreation Director Gizzi presented a plaque and a music pin to Jan O'Connor-Sharkey, Chorus Director; 25 years of service and a plaque and cuff links to Don Jones, Assistant Conductor; 13 years of service; recognizing their years of service to the Dunedin Community Chorus.

Commissioner Kynes presented Jan with a dozen roses.

Jan O'Connor-Sharkey and Don Jones thanked the City Commission for the recognition.

2. WATER CONSERVATION MONTH PROCLAMATION - April 2016

Commissioner Tornga read a proclamation declaring April 2016 as Water Conservation Month and called upon each citizen and business to be aware of the need to save water and to help protect our precious resource by practicing water saving measures.

Assistant Director of Public Works & Utilities Stanek accepted the proclamation and thanked the City Commission for the recognition. He commented regarding Dunedin being its own provider of water.

3. AMERICAN WATER WORKS ASSOC. (AWWA); LANDMARK AWARD: WELL #1

Assistant Director of Public Works & Utilities Stanek introduced the following people:

Mike Moschenik, Hydrogeologist
Kim Kunihiro, Scientist & FL Section American Water Works Assoc. (FSAWWA) Chair
Dave Slonena: FSAWWA Trustee and previous Region IV Chair
Steven King, FSAWWA Region IV Chair
Vinnie Luisi, Executive Director of the Dunedin Historical Museum

Ms. Kunihiro provided some history of the American Water Works Association founded in the 1880's; which is now over 55,000 people strong who are all water professionals. She provided the following information:

The Florida section of the AWWA is celebrating its 90th Anniversary this year.

This year they are celebrating Well #1 in Dunedin which was 100 years old in 2015.

She presented the Landmark Award plaque to the City.

Mr. Luisi displayed an item from the museum inscribed with "Dunedin Best Drinking Water – 1939" that was displayed on license plates, sold by the Chamber of Commerce for advertising the City's drinking water. He provided some history of Dunedin's drinking water.

Mr. Slonena advised Dunedin is a two-time winner for Regional Best Tasting Drinking Water.

Mr. Stanek advised the water is tested every day and the City does not have any distribution pipes made from lead or that use lead solder.

4. 2016 TASTE OF DUNEDIN PROCLAMATION – April 17, 2016

Commissioner Gracy read a proclamation declaring April 17, 2016 as the 2016 Taste of Dunedin Day and urged all citizens and visitors to join us for Dunedin's biggest Foodie event of the year!

Gregory Brady of the Downtown Dunedin Merchants Association accepted the proclamation and thanked the City Commission for the recognition.

5. NATIONAL LIBRARY WEEK PROCLAMATION - April 10-16, 2016

Vice-Mayor Livingston read a proclamation declaring April 10-16, 2016 as National Library Week and encouraged all residents to visit the library this week and explore what's new at your library, and engage with your librarian.

Acting Library Director Kathy Smuz and Dunedin Friends of the Library President Kendal Hughes accepted the proclamation and thanked the City Commission for the recognition.

6. ARBOR DAY TREE PROCLAMATION – April 16, 2016

Mayor Bujalski read a proclamation declaring April 16, 2016 as Arbor Day and urged all Dunedin citizens to attend the Tree Give-A-Way, which begins at 8:00 a.m. on Saturday, April 16, 2016 at the Florida Auto Exchange Stadium parking lot.

City Arborist Wilson and Parks Superintendent Sheets accepted the proclamation and thanked the City Commission for the recognition.

7. INTRODUCTION OF MICHAEL NAGY THE NEW DIVISION DIRECTOR OF INFORMATION TECHNOLOGY SERVICES AND MICHAEL HANDOGA THE NEW DEPUTY FIRE MARSHAL

Bonnie Steinberg, Human Resources/Risk Safety Manager introduced two new employees and read their credentials.

Both thanked the Commission for the opportunity to work for the City of Dunedin.

ANNOUNCEMENTS

FOR THE MEETING OF April 21, 2016, there will be a public hearing to discuss and receive comments on **FIRST READING OF ORDINANCE 16-16**, amending Chapter 58, Pensions and Retirement, Article II, Retirement, Division 2, Firefighters' Retirement System, Sec. 58-51, Definitions of "Actuarial Equivalent", "Credited Service", "Firefighter" and "Spouse"; Sec. 58-54, Finances and Fund Management; Sec. 58-56, Benefit Amounts and Eligibility; Sec. 58-58, Disability; Sec. 58-60, Optional Forms of Benefits; Sec. 58-65, Maximum Pension; Sec. 58-77, Deferred Retirement Option Plan; Sec. 58-78, Prior Fire Service; and adding new Sec. 58-81, Supplemental Benefit Component for Special Benefits; Chapter 175 Share Accounts.

CITIZEN INPUT

Diana Carsey of 518 Virginia Avenue was representing the Waterfront Task Force, the Windlasses and Dunedin Youth Sailing Association. She thanked Interim City Manager Hutchens, Parks & Recreation Director Gizzi and Assistant Director of Public Works & Utilities Stanek who have worked with staff to make sailing on the Causeway possible. It was relocated from the Marina due to construction.

Marcia Sutton of 1195 Ford Lane advised it had come to the attention of the residents in Fairway Estates that some of the orange signs posted around town have been posted throughout Fairway Estates and their deed restrictions do not permit political signs in yards. They asked those with political signs to make that clear to citizens and to realize throughout the City there are restrictions.

Mike Jones of 1311 Overcash Drive noted he is running for Dunedin City Commission Seat 1 and advised:

Regarding some conversations he has had with residents and business owners in which they expressed frustration with City Hall because they do not get answers, can't find the people to ask and do not get a call back in a timely manner; there are a lot of unanswered voicemails and emails receive a template response with no explanation.

The City has grown and there is a need for a dedicated position to resolve the communication gap between the community and City Hall. His recommendation is to have such a combined ombudsman/Human Rights position to report directly to the City Manager and attend all public City Commission meetings.

Mayor Bujalski requested Mr. Hutchens and City Attorney Trask present their vision of a Human Rights Officer at a future date and whether there is someone on staff serving that function.

Larri Gerson of 1310 Overcash Drive addressed the upcoming issue of zoning changes along State Road 580. Those on the corridors were notified; however, she lives off State Road 580 and

received no notification. She recommended all Dunedin residents be noticed on this issue and have City Hall schedule meetings; there needs to be transparency.

Mayor Bujalski verified with Mr. Hutchens the zoning change Ms. Gerson spoke about is just for State Road 580. Mr. Hutchens noted there is a State Road 580 Workshop scheduled in October 2016; there will be new information and town hall meetings as part of the process including working with the Metropolitan Planning Organization and the FDOT.

CONSENT AGENDA

1. **APPROVE THE MINUTES** for the regular Commission meeting of March 16, 2016.
2. **APPROVE THE REVOCABLE LICENSE AGREEMENT** between the City and Casa Tina's Mexican Grill for a Cinco de Mayo event on Thursday, May 5, 2016.
3. **APPROVE THE INTERLOCAL AGREEMENT WITH PINELLAS COUNTY FOR CURLEW CREEK & THE SMITH BAYOU WATERSHED MANAGEMENT PLAN**

Commissioner Kynes noted Item #3 was slightly revised.

MOTION: Motion was made by Commissioner Kynes and seconded by Commissioner Tornga to approve the Consent Agenda, as presented.

VOTE: Motion carried unanimously.

PUBLIC HEARINGS

1. **APPLICATION S/D-LDO 15-65.00 – HIGHLAND TOWNHOMES** - Request for Final Design Review per Sec. 104-24.4 of the LDC and Parkland Dedication per Sec. 104-26 at 949 Highland Ave. for the purpose of building 13 townhomes (Parcel 27-28-15-51588-000-1400). Owner/Applicant/Representative: Agostino (Gus) Digiovanni/Housh Ghovae

City Attorney Trask swore in Greg Rice, Lanie Sheets, Housh Ghovae, Steve Digiovanni and John Medeiros.

Final Design

MOTION: Motion was made by Commissioner Tornga and seconded by Vice-Mayor Livingston to approve the Final Design.

Staff Presentation

Planning and Development Director Rice advised:

The developer was asked to discuss and consider some adjustments and improvements to the architecture to the front elevation as well as providing what the side of the 8-unit building that fronts Highland Avenue might look like.

Applicant Presentation

Housh Ghovae with Northside Engineering of 300 S. Belcher Road, Clearwater advised Steve Digiovanni and a representative of the architecture firm were also present.

Steve Digiovanni of 2676 North McMullen-Booth Road and Tulio Zuloaga of 1850 Clearbrook Drive, Clearwater provided the following information and responded to questions:

Provided a visual and commented on the exterior colors. He also noted the varying accents around the windows and vents and recessing and different doorways.

Verified the roof is barrel tile.

Advised regarding the side elevation facing Highland, the landscape plan will make a big difference; there will be stone accents.

The landscape barrier between the adjoining properties should be a white vinyl fence.

The back of every unit will have a covered lanai.

Window treatments including the side facing Highland will have a raised band of simulated stone with different textures from the walls and a raised sill below each window.

Mr. Ghovae noted:

The architectural rendering is representing the architecture of the project; it does not make any note of the site plan itself or treatment of the pavement, fences, and landscaping.

There will be brick pavers for driveways; the access to Highland is a lot more decorative which is not shown.

The public hearing was opened.

John Medeiros of 2368 Mangrum Drive commented the developer is tearing down 3 homes for this project that is 13 units rather than the 30 units allowed, which would leave a lot of greenspace; however, he only saw 8 units.

Mayor Bujalski verified the developer has shown the entire development and the renderings were provided for Mr. Medeiros.

Hearing no additional comments, the public hearing was closed.

Commission Comments

Commissioner Tornga complimented the plan and noted the steps in the process for approval.

Vice-Mayor Livingston stated he was happy with the changes made.

Commissioner Kynes stated she also is very comfortable with the project at this time. She stated the owner is still willing to make arrangements if someone wants the bungalows to be salvaged.

Mayor Bujalski commented the Downtown Core is extremely expensive and building townhomes/multi-family units that do not maximize what could be built, was a compromise for her in order to improve the area. She supported the application.

VOTE: Motion carried with Commissioners Kynes, Gracy, Livingston, Tornga and Mayor Bujalski voting aye. Voting nay: None.

Parkland Dedication (LDO)

MOTION: Motion was made by Commissioner Tornga and seconded by Commissioner Kynes to approve a fee of \$42,120 in lieu of Parkland Dedication.

Parks Superintendent Sheets advised:

With the proposed 13 units on the site and based on 2 people per residence, there is an additional city population of 26 people.

The calculations for the LDO are done based on the standard of 6 acres per 1,000; therefore, the calculation based on 26 people coming into the city which comes to the .156 acres.

Based on the site and land value the total with the 50% adjustment for the location in the Community Redevelopment Area (CRA) is \$52,650.

High Quality Architecture – Credit of \$10,530 to be paid by the CRA

The developer contribution works out to be \$42,120.

Mr. Ghovae inquired if he could get any credit for the five existing units. Mr. Rice advised the units would have had to be built prior to 1977.

Mayor Bujalski clarified with Mr. Rice the fee is in line with the last adjustment.

The public hearing was opened. Hearing no comments, the public hearing was closed.

VOTE: Motion carried with Commissioners Livingston, Gracy, Kynes, Tornga and Mayor Bujalski voting aye. Voting nay: None.

2. **APPLICATION S/D-LDO 15-66.00 – CHESAPEAKE APARTMENTS** - Request for Final Design Review and Parkland Dedication at 2307 Cumberland Circle for the purpose of developing an additional six (6) apartment buildings with a total of 44 units at the existing Chesapeake Apartments (Parcel 30-28-16-00000-210-0300). Owner/Applicant/Representative: Burton Carol Management / Robert Risman / Brian Hammond

City Attorney Trask swore in anyone wishing to speak or give testimony in this matter.

Final Design

MOTION: Motion was made by Vice-Mayor Livingston and seconded by Commissioner Kynes to approve the Final Design.

Staff Presentation

Planning and Development Director Rice advised:

Application S/D-LDO 15-66.00 – Chesapeake Apartments - Request for Final Design Review and Parkland Dedication at 2307 Cumberland Circle for the purpose of developing an additional six (6) apartment buildings with a total of 44 units at the existing Chesapeake Apartments.

The apartment complex on the east side of Dunedin was originally designed for 650 units; however, in the early 1980's only 354 units were developed.

Of the 6 buildings, 5 have 8 units each, for 40 units and 1 building has 4 units.

The application meets the City's Zoning and Comprehensive Plan requirements.

The Parkland Determination (LDO) is not applicable. A credit remains from their original LDO payment from the originally designed 650 units.

All City departments and agencies recommend approval or conditional approval.

Mr. Rice displayed the architectural rendering of the proposed buildings noting it is similar architecture to the original development.

Mayor Bujalski clarified the property is located off Evans Road near U.S. 19.

Questions for Staff – None.

The public hearing was opened. Hearing no comments, the public hearing was closed.

Commission Comments – None.

VOTE: Motion carried with Commissioners Gracy, Livingston, Kynes, Tornga and Mayor Bujalski voting aye. Voting nay: None.

- 3. FIRST READING OF ORDINANCE 16-11** which establishes guidelines for the November 8, 2016 General Municipal Election, pursuant to the City Charter, Sec. 5.04.

City Attorney Trask read Ordinance 16-11 by title only.

MOTION: Motion was made by Commissioner Gracy and seconded by Commissioner Kynes to approve Ordinance 16-11 on first reading.

Staff Presentation

City Clerk Kirkpatrick advised Ordinance 16-11 was prepared pursuant to Section 5.04 of the City Charter.

Ms. Kirkpatrick estimated the cost of the election will be \$3,500 for a one page ballot; a two page ballot resulting from charter changes or initiative petitions would more than double the cost.

Mayor Bujalski inquired if polling locations would change or be reduced from last year. Ms. Kirkpatrick advised to her knowledge they have not been identified yet; the County contacts the former locations to determine if they will continue.

The public hearing was opened. Hearing no comments, the public hearing was closed.

VOTE: Motion carried with Commissioners Livingston, Tornga, Kynes, Gracy and Mayor Bujalski voting aye. Voting nay: None.

There will be a second reading of Ordinance 16-11 on April 21, 2016.

OLD BUSINESS

- 1. CONTINUANCE DISCUSSION REGARDING THE ARTS AND CULTURE ADVISORY COMMITTEE**

Jackie Nigro, Chair of the Arts and Culture Advisory Committee, read her prepared speech to justify the continuance of the Arts and Culture Advisory Committee. The prepared speech is attached to and made a part of these minutes.

Commission Comments

Commissioner Kynes inquired the status of budgeting for a professional arts consultant to develop a master plan and agreed it needs to be throughout the community. She also commented on writing Arts and Culture into the Comprehensive Plan. She thanked the Arts & Cultural Advisory Committee for their hard work.

Mr. Rice advised funds have been added to the proposed budget and staff wanted to add an element to the Comprehensive Plan addressing Arts and Culture and historical heritage.

Ms. Nigro commented Dunedin is one of the few cities in North Pinellas that has an Arts & Cultural Advisory Committee.

Vice-Mayor Livingston inquired regarding a timeline to incorporate these elements into the Comprehensive Plan. Mr. Rice explained the plan to include it as part of the next Visioning.

MOTION: Motion was made by Commissioner Kynes and seconded by Commissioner Tornga to continue the Arts and Culture Advisory Committee for another three years.

Commissioner Kynes commented she was very pleased the Scottish Arts Foundation has a liaison member to the ACAC.

Mayor Bujalski echoed the comments made and expressed appreciation to Ms. Nigro and the committee members who have the city's best interest at heart.

VOTE: Motion carried unanimously.

NEW BUSINESS

1. RESOLUTION 16-07, FY 2016 SECOND QUARTER BUDGET AMENDMENT

City Attorney Trask read Resolution 16-07 by title only.

MOTION: Motion was made by Commissioner Kynes and seconded by Vice-Mayor Livingston to adopt Resolution 16-07.

Staff Presentation

Finance Director Ciurro gave an overview of the budget amendment presentation.

Budget Manager Brohier advised there are three main activities all the items pertain to; changes in project budgets previously approved by the City Commission, clean up of where funding is budgeted currently and items that were realized after the fact were duplications of some of the carry forward items presented in Budget Amendment Resolution 16-01.

Ms. Brohier highlighted the items over \$25,000 and asked for questions on any other items.

If adopted, Resolution 16-07 will amend the FY 2016 City of Dunedin budget as follows:

CRA Fund

- (A) Decrease budgeted expenditures by \$233,000 by removing the FY 2014 Huntley Monroe project budget.

The scope has been revised to include the CDBG funding from the County and Washington.

- (B) Decrease budgeted expenditures by \$188,049 by reducing the Downtown Parking Structure project budget.

This project was carried forward for multiple years, now there is a plan approving the Parking Management and Wayfinding Project so that other money is going back to fund balance to make it clear this is a prior year project.

- (C) Increase expenditures by \$20,000 by appropriating a project budget for the FY 2016 Parking Management & Wayfinding project.

General Fund

- (C) Increase expenditures by \$210,500 by appropriating a project budget for the FY 2016 Parking Management & Wayfinding project using \$180,500 from BP Settlement funds and \$30,000 from unassigned fund balance.
- (G) Increase expenditures within the City Manager Department by \$350,000 for the former City Manager's severance pay and contractual services, acting pay for the Interim City Manager, and executive recruitment services.
- (I) Increase expenditures within the Finance Department by \$13,887 for executive recruitment services for the Finance Director position.
- (P) Increase expenditures within the Communications Department by \$50,800 for an upgrade to the Dunedin TV control room.

Water / Wastewater Fund

- (D) Increase expenses in the Wastewater Division by \$18,000 by appropriating restricted impact fee funds for the city's share of a new forcemain associated with the Florida Auto Exchange site. Increase revenue and expenses in the Wastewater Division by \$28,500 for the capital contribution of the forcemain from Florida Auto Exchange.
- (E) Re-appropriate \$20,000 within the Wastewater Division from the Clarifier Bridges & Walkways project to the WWTP Methanol Tank Storage project.
- (F) Re-appropriate \$150,000 within the Wastewater Division's CR1 Valve Replacement project from capital to operating and appropriate an additional \$265,703 from fund balance for the project.
- (N) Decrease expenses for project budgets within the Water Division by \$346,060 and Wastewater Division by \$6,428 due to duplicate carry-forwards in BA 16-03.

Facilities Maintenance Fund

- (H) Decrease expenses for Elizabeth Skinner Park restrooms by \$108,787.

In FY2015 Budget the intent of this project was to be paid with Penny funds at an anticipated \$65,000. The way it was budgeted in the adopted 2015 budget was the Penny fund would transfer \$65,000 into Facilities to complete the project.

When she came on board there was discussion of the murkiness of moving funds to be constructed in one place and an internal service fund like Facilities Maintenance does not hold an asset, so it needs to be transferred to a governmental fund.

From a policy perspective a change was made to say those projects will be budgeted straight out of the Penny.

The transfer was never done; however, when the reports were pulled there was encumbered money and project money showing in Facilities, so the \$108,000 was carried forward, the duplicate in Facilities, that Penny money never went into the Facilities project. The intent was always \$65,000 out of the Penny fund.

The project is now almost completed and Parks & Recreation is doing the finishing touches.

This is just the clean-up of the paper trail.

All of the funding meant the project came from the originating source.

- (N) Decrease expenses for project budgets within the Facilities Maintenance Division by \$75,770 due to duplicate carry-forwards in BA 16-03.

Penny Fund

- (H) Increase expenditures by \$65,000 for the Elizabeth Skinner Park restrooms project.

Solid Waste Fund

- (J) Re-appropriate \$53,500 in expenses for commercial refuse containers.
This is housekeeping; the containers were budgeted in one capital account and the expenditure was from an equipment capital account. There is no net difference.

County Gas Tax Fund

- (K) Decrease expenditures for the Annual Street Resurfacing project by \$449,776 due to a duplicate carry-forward in BA 16-03.
The project budget was already encumbered, so this is one of the duplicate items.

Capital Improvements Fund

- (L) Increase expenditures by \$284,151 for a transfer-out to the IT Services fund for the Enterprise Resource Planning (ERP) project budget from FY 2015.

In the 2014 original adopted budget approved by the Commission had the intent to purchase a new ERP software system citywide for approximately \$311,000. To pay for that there was a transfer out from the Penny fund from Solid Waste, Stormwater and Water/Wastewater fund for their pro rata share. That funding went into what was formerly called the Capital Improvements fund which was the IT Capital fund.

It was anticipated last year when closing out that fund to put it into the IT Services fund that did not happen before the 60 day window, so that fund balance is still sitting in the Capital Improvements fund.

In order to close this approximately \$284,000 is being put into IT Services and earmarking that for the new ERP.

The difference of the \$25,000 went to other IT capital needs.

Due diligence will be done to make sure when the ERP is purchased those initial transfers from 2014 are revisited to make sure everyone has their fair share of the new price.

This will somewhat effect the budgeting for FY2017 where tentatively \$500,000 is budgeted for the ERP project because if \$500,000 is spent, there is already \$284,000 for it; the other side is that there is another \$215,000 to come up with, with a fund started in 2015 that does not have a fund balance and is an Internal Service fund meaning it is coming from all the other funds. Staff is aware this is a priority and is working on balanced solution for recommendation.

IT Services Fund

- (L) Increase revenues by \$284,151 for a transfer-in from the Capital Improvements fund to absorb the FY 2015 funding for the ERP project.

Risk Safety Fund

- (M) Increase revenues and expenses within the Human Resources & Risk Management Department by \$1,736 for a grant from the Florida League of Cities.

Marina Fund

(0) Increase revenue and expenses within the Parks & Recreation Department by \$4,342 from proceeds from a bequest to benefit the Dunedin Boat Club

Ms. Broihier explained Exhibit A consisted of an alphabetical chart displaying details of each change discussed.

Finance Director Ciurro commented on the fiscal impacts on three funds.

The Health Benefits Fund

This fund is below both the City policy of 15% of Operations as well as the 60-day Reserve of Claims according to statutory requirements.

The issue was addressed at the Capital Improvement Plan (CIP) workshop including the long range plan and the concerns to be addressed going through the budget process.

In terms of the City policy the fund is at 4% with approximately \$150,000 currently.

In terms of the statutory limits for 60 days this year was approximately \$450,000.

The way the City is covered is by combining the Health Benefits Fund with the other Risk/Safety Fund which has plenty of Reserve.

The goal of the Finance Department is to get the Health Benefits Fund up to the statutory limits as well as working toward the City's fund balance policy.

The Stadium Fund

Currently the project is to have a slightly negative fund balance.

At the CIP workshop it was brought to attention there was some County funding originally budgeted to receive the entire year; however, ended in the middle of this fiscal year.

Before addressing this fund with budget amendments, staff wanted to see what the Operations were during spring.

The General Fund

Currently with budget amendments plus the original budget, the projection is to be at approximately 14.2%. This is not drastically different from the projection in the CIP meeting for the end of FY2016; however, the number of projects slotted for FY2017, does put the City in a bind with what was proposed going away from the 15% established.

The projects are being reviewed and vetted with Interim City Manager Hutchens and the departments as best possible in order to get on track.

Ms. Broihier advised the original adopted FY2016 Budget plan was to be at 13.3% at the end of the year; therefore, it is moving in the right direction.

Commission Comments

Vice-Mayor Livingston inquired if the Commission could receive frequent updates to keep in the loop especially in the Health Benefits and Stadium funds; Mr. Ciurro advised they could.

VOTE: Motion carried with Commissioners Tornga, Gracy, Livingston, Kynes and Mayor Bujalski voting aye. Voting nay: None.

2. BAYCARE HEALTH SYSTEM STANDARD PARKING LICENSE AGREEMENT BETWEEN THE TRUSTEES OF MEASE HOSPITAL, INC. d/b/a MEASE DUNEDIN HOSPITAL & THE CITY REGARDING VIRGINIA STREET/MEASE SPECIAL EVENT PARKING

Staff Presentation

Housing and Economic Development Director Ironsmith advised:

The parking represents 145 spaces.

The agreement includes a 14-day notice to Baycare with 7 days for approval.

The City will provide a letter to Baycare outlining 8 events throughout the year, insurance and maintenance in terms of making sure it is clean and no debris is left behind through the application process under the Parks & Recreation Department – Special Events staff.

A promotional flyer will be prepared to distribute to the downtown merchants and vendors.

Staff recommends approval of the BayCare Health System Standard Parking License Agreement for special event parking for three years with two renewal periods of one year.

Mr. Gizzi advised part of the normal operating process is for the promoters to pay for a Parks Service Maintenance Worker to work the perimeter of the event, the promoters normally take care of the event site; therefore, that person will also monitor this parking lot.

MOTION: Motion was made by Commissioner Tornga and seconded by Commissioner Kynes to approve the BayCare Health System Standard Parking License Agreement.

VOTE: Motion carried unanimously.

3. CITY CLERK'S UPDATE

City Clerk Kirkpatrick inquired if the Commission would like to discuss the calendar to reschedule the Agenda Review Sessions.

The Commission agreed to allow the next two Agenda Review Sessions to remain on Monday from 1-3 p.m.

Beginning with the May 19, 2016 meeting the Agenda Review Sessions will be held on the Tuesdays from 10 a.m.-12 p.m., prior to the Thursday meeting.

The Commission also discussed conflicts with the July Budget Workshops. Interim City Manager Hutchens will work on the calendar with Ms. Kirkpatrick and Finance Director Ciurro and get back to the Commission.

4. INTERIM CITY MANAGER'S UPDATE

Interim City Manager Hutchens addressed the following issues.

Quarterly View of Our History. Regarding the review of agenda process the Presentations practices, he has spoken with Dunedin Historical Museum Director Luisi he is comfortable with going quarterly with the Views of Our History. The recommendation is to have that item be quarterly on a different meeting from the quarterly Sheriff's Corner.

CONSENSUS: The Commission agreed to change the monthly Views of Our History from monthly to quarterly on the City Commission meeting agenda.

Email Policy. Request for input and direction from the Commission regarding email policies. He stated what the current policy is and included the following suggestions:

Have IT set up an automated reply so people who are trying to communicate with the Commissioners will know their correspondence did not get lost.

This would mean each Commissioner taking responsibility of the e-mail and it would mean working more closely with the Administrative Assistant for each Commissioner's calendar.

Vice-Mayor Livingston commented he likes the automated response.

Commissioner Tornga expressed concern on making quick decisions on the emails. An issue of not knowing whether or not the situation had been addressed, communicated or knowing the answer to the situation.

Vice-Mayor Livingston suggested there needs to be a defined process for when emails are received addressed to the Commission.

Mayor Bujalski explained how she handles emails.

Commissioner Tornga noted some of the Commissioners would like to have a system in place.

Vice-Mayor Livingston was concerned there might be inconsistent answers.

Commissioner Kynes commented they all should be on the same page.

Mayor Bujalski commented it did not seem efficient for Andrea to have to read the emails of five Commissioners just to set the calendars.

Interim City Manager Hutchens explained why he brought this issue up.

Commissioner Gracy stated she was not ready to make a decision; however, she is concerned about a blind copy that she would not know about.

Mayor Bujalski stated she was fine with each Commissioner being responsible for their individual calendars, emails and responses.

Mayor Bujalski suggested Interim City Manager Hutchens review it and come back with recommendations and possibly have private conversations with individual Commissioners.

5. LEGAL UPDATE

City Attorney Trask advised he brought the following cases to the Dunedin Code Enforcement Board last week and they had consensus to support the three recommendations being provided to the Commission tonight.

Code Enforcement Lien - 616 Dogwood Court. City Attorney Trask advised:

The property is owned by Larry Finkle who owns a number of properties.

The Code lien totals \$22,000.

Last year the Commission approved a partial release in exchange for \$5,000 on a couple of the rental properties which were either in foreclosure or short sales.

This is two additional properties not in Dunedin, but in Clearwater because the lien when recorded is attached to all non-homestead property in Pinellas County and the liens need to be released from those properties as well. Two are in short sale process.

There is an offer of an additional \$7,000 for partial release of those properties. He recommended accepting the \$7,000.

This owner still has additional rental properties for which the City might be able to collect the balance, but if he is not allowed to short sale these properties he believes the City's lien will be wiped out as to those properties through the foreclosure process.

MOTION: Motion was made by Commissioner Tornga and seconded by Commissioner Kynes to authorize the City Attorney to accept \$7,000 in relation to the Code Enforcement lien on the property at 616 Dogwood Court, Dunedin for partial release of properties located at 1426 Spring Lane and 1428 Spring Lane, Clearwater.

VOTE: Motion carried unanimously.

Code Enforcement Lien - 1025 Michigan Drive West. City Attorney Trask advised:

This is a Code Enforcement lien against this property for inoperative motor vehicles that have been on the property, unregistered for a number of years. The Code Enforcement Board entered an Order of the Board in September 2012 fining the property \$100.00 a day. The lien got up to \$133,000 because the vehicles were not moved.

In 2013, he was authorized by the Code Enforcement Board to be in foreclosure of that property; however, upon a title search he found there was a prior lien of \$435,000, a tax lien against the property. The City's lien was subordinate; therefore, he backed off because it was not economically feasible to continue. The property is currently valued at \$58,000.

The Department of Justice contacted him a couple of weeks ago and they now have an order entered by a Federal Court authorizing sale of the property to pay off the tax lien. They are offering \$10,000 to release the City's lien on that property.

This is found money the City would never be able to collect because the City lien is subordinate to the tax lien.

He recommended allowing him to accept \$10,000 for partial release of the property so long as they remove the vehicles from the property at the same time so the property is brought into compliance.

Mayor Bujalski clarified with City Attorney Trask when he began foreclosure proceedings he found a lien already on the property and asked if there is anything in the process to check on that before going down that road.

City Attorney Trask explained:

Before filing the Code Enforcement lien foreclosure lawsuit he wants to make sure there is the high likelihood of the City prevailing.

The first thing his office does is the title search on the property to determine whether there is equity.

In this case Mr. Enright owned the property all the way up until the Federal Government foreclosed on its lien.

The Code Enforcement is stalemated, they can remove the vehicles from the private property which he would not suggest, but the City does go on private property to cut grass or fix situations that are health/safety issues.

MOTION: Motion was made by Commissioner Tornga and seconded by Commissioner Kynes to authorize the City Attorney to accept \$10,000 for partial release of the Code Enforcement Lien for the property at 1025

Michigan Drive West as long as they remove the vehicles from the property at the same time so the property is brought into compliance.

VOTE: Motion carried unanimously.

Code Enforcement lien - 724 Oakwood Drive. City Attorney Trask advised:

This is a bank owned property by the Federal National Mortgage Association.

The lien totals approximately \$94,000.

He filed suit against the bank. The original offer was \$32,000 and then \$41,000. He told them he would recommend a rejection of that offer and countered at \$54,516.

A letter was just received dated April 6, 2016 in which they agreed to offer and pay the \$54,516.

He requested the Commission allow him to accept the \$54,516 and issue a full release and dismiss the lawsuit.

MOTION: Motion was made by Commissioner Gracy and seconded by Commissioner Kynes to authorize the City Attorney to accept \$54,516 and issue a full release and dismiss the lawsuit in relation to the Code Enforcement lien for the property at 724 Oakwood Drive.

VOTE: Motion carried unanimously.

6. COMMISSION DISCUSSION

Future Recreation for the Dunedin Causeway. Commissioner Tornga advised he came up with a few major points which could be in a workshop. He noted many of the points came from attending the Waterfront Task Force presentation on the Causeway. He would like to begin to engage groups on what they would like to see on the Causeway. He noted some of the ideas might be helpful in some decisions.

Commissioner Kynes verified with Mr. Hutchens the points Commissioner Tornga was making would include working toward the designation of the Causeway as a Scenic Corridor.

Vice-Mayor Livingston suggested it might make sense to roll this into the Parks & Recreation element of the Comprehensive Plan.

Commissioner Gracy suggested charrettes for the residents and possibly building that into a visioning session.

Mayor Bujalski commented she had planned to discuss the Visioning noting that two years ago there was supposed to be a citywide visioning and for some reason it did not happen. She requested the last Visioning Plan document be redistributed and on a future agenda the Commission could discuss the topics to be addressed for the next Visioning.

Corridors. Commissioner Tornga requested an update on Corridors being focused on and the plans put on a future Commission Meeting agenda or a topic for a Workshop.

Mayor Bujalski suggested it could be a part of the Visioning along with the exercise with the residents and explaining what has been done.

Commissioner Gracy clarified it would bridge the gap talking about the past plan, what happened with those charrettes and it could be a Dunedin TV program. Mayor Bujalski suggested possibly every month Dunedin TV could do a different corridor.

Commissioner Kynes expressed thanks to Donald, Danny who did all her poster boards, Bob Ironsmith, Courtney King with getting WEDU to allow use of film and to her partner.

A few of the things talked about included Arts & Culture as a prerogative to be a skein in the fabric of our society. Some of the organizations were shown as having come forward: Dunedin Fine Art Center, Creative Arts Institute, Arts & Culture Advisory Committee, some private donors including Joe and Anna Kokolakis, Dunedin Chamber of Commerce, Culture and Education Foundation, the Painter Family and Dunedin Council of Organizations.

They loved Dunedin's new Downtown parking signs.

Public Art along John Grant Hubbard Park. Mayor Bujalski explained after the John Grant Hubbard Park dedication ceremony she came up with an idea in consideration of Former City Attorney Hubbard's three loves, greenspace, the Library and public art. The park is greenspace and there is the Little Library, but what is missing is the public art. She spoke with his family who were very supportive of her thoughts. She noted there would be costs involved and private fundraising could be done. She asked if the Commission liked the concept.

Commissioner Kynes commented it could be a showcase of public art and it is a sterling idea.

Mayor Bujalski determined there was interest by Commission for staff to pursue the idea for future discussion.

"Nessie" in Highland Pond. Commissioner Kynes commented that at the Highland Lake there needs to be a "Nessie", she saw a whale's tale coming out of the Havana Harbor and it could be done where the Highland Games are done. The Scottish American Society loved the idea and offered to help.

Mayor Bujalski determined there was interest by the Commission for staff to pursue the idea for future discussion.

Toronto Trip. Mayor Bujalski noted the Toronto Trip dates July 22, 23, and 24, 2016 which will need approval by the Commission on an agenda.

Highland Games. Mayor Bujalski noted the rain at the Highland Games and advised this is the second event which she thinks the organization has lost a significant amount of money. She stated there have been times when the Commission has waived fees to try to make up for some of the losses and if requested she would like for the Commission to give it consideration.

Commissioner Gracy would like to discuss the suggestion with the Scottish Arts Foundation first.

7. COMMISSION COMMENTS

Commissioner Tornga:

Advised he received an invitation to the Meals on Wheels which he attended to show support; although it is operating out of Palm Harbor.

Advised he attended this past weekend the Dunedin International Choral for a wonderful presentation including a full half hour for the military.

He suggested a letter of thanks be prepared and sent to the Senator for the funds received for the Historical Museum and etc. Mayor Bujalski noted at the Mayor's Council, a list was distributed of the money the Legislature allocated to the County including Dunedin and had

the same thought of sending a letter of thanks; she will forward the list to the Commissioners and Mr. Hutchens for a letter to include all the items.

Commissioner Gracy:

Advised regarding the Metropolitan Planning Organization (MPO) there was discussion on new development in terms of the School Board awareness of the new development. She was able to get a meeting set up for residents to have dialogue with district representatives from the safety perspectives especially for the residents of Scotsdale because of their concerns for the development on Patricia Avenue.

She expressed thanks to everyone who participated with the Highland Games and to those who supported the event.

Vice-Mayor Livingston reminded everyone of the Tampa Bay Regional Planning Council Region Awards on April 22, 2016. He was not aware at this time if Dunedin has won any awards.

Mayor Bujalski wished to make sure all the Commissioners were contacted and updated on the very productive Blue Jays meeting that happened last week.

8. AGENDA APPROVAL

Mayor Bujalski announced the changes made to the proposed agenda for April 21, 2016.

Under Public Hearings add: Ordinance – Pensions

Under the Consent Agenda add the minutes of the Agenda Review Sessions, Special Meeting and Workshop.

Under New Business add:

Email Discussion

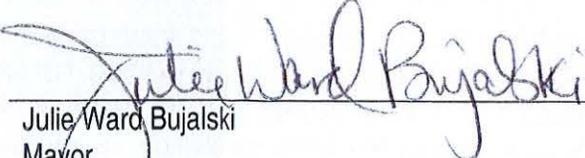
Toronto Trip Discussion

MOTION: Motion was made by Commissioner Kynes and seconded by Vice-Mayor Livingston to approve the revised proposed agenda for the regular meeting of April 21, 2016.

VOTE: Motion carried unanimously.

The meeting adjourned at 9:44 p.m.

NOTE: The meeting was completely recorded and the recording is in the official file. This meeting was also broadcast by *Dunedin TV*.


Julie Ward Bujalski
Mayor

Attest:


Denise M. Kirkpatrick
City Clerk

**DUNEDIN CITY COMMISSION MEETING
APRIL 7, 2016
OLD BUSINESS**

2. CONTINUANCE DISCUSSION REGARDING THE ARTS AND CULTURE ADVISORY COMMITTEE

Presentation by Jackie Nigro

Good evening, Madam Mayor, Commissioners, Interim City Manager and staff. I'm Jackie Nigro and I am pleased to be before you this evening as the elected President of the Arts and Culture Advisory Committee. As requested, I am here to satisfy the requirement to validate the existence of the committee, review their activities and ask you to continue the Arts and Culture Advisory as one of the city's viable citizen committees.

As you already know, we were established by Resolution in 2003, by the then Mayor John Doglione and Commissioners, and were charged with the following 3 tasks:

FIRSTLY, to represent a diversity that supports arts and culture in the community, including, but not limited to representatives from artistic, musical, performance, historical, cultural, architectural and our general and waterfront community interests---we are current on this task with membership represented on the committee from each of these areas mentioned. We are, however, ever alert in expanding membership to encompass every aspect of Dunedin's Arts and Culture. To this end, so far this year, we are pleased to have added a liaison member from Parks and Recreation whom we are hoping will help us to re-connect with the City's Drama Group, a liaison member from the Scottish Arts Foundation, an actor member who performs in area theaters and just last month we selected a new member who is a trained organic chef and who will be able to represent the culinary arts.

SECONDLY, to serve as a review panel for proposals involving art and cultural issues in the City and make proposals to the Commission as to their appropriateness. Likewise, this last three-year term, the committee worked side-by-side with city staff and residents to assist in the design and implementation of various private and public art pieces throughout the City - most recently and prominently the N. Douglas/Skinner streetscape and the entryway artistic walls and their remarkable art pieces which were the brainchild of the Arts and Culture Committee.

AND THIRDLY, together with the City, write and bring to the Commission for consideration and subsequent adoption, an Arts Policy. That task was also completed and is now made available to developers and their projects to encourage some artistic implementation in new development and re-development projects. As a result of this Arts policy, at the invitation of our City liaison director, Mr. Greg Rice, one of our members, attends the DRC meetings and is available to assist developers and business owners in incorporating artistic design into their projects. Along this vein, and as an example, last month the Public Safety Committee invited us to attend their monthly meeting for a discussion on the mounting, display and placement of their recently acquired 911 Memorial artifact. As a result of that meeting, their project sub-committee will attend our meeting tomorrow morning for further discussion and hopefully the A&C committee can be of assistance to help them have their project finished by September 11th this year. Also at our meeting tomorrow, and in yet another venue, a contractor on the 200 Main project is bringing an artist to discuss the art work planned for their new property.

TURNING now to our future vision and beyond. We are mindful that the Art and Culture map today has changed from the Committee's inception 13 years ago. To this end, the Committee

fully supported the Art Incubator concept and although in its early growth stages, we hope to soon see it fully accomplished and thriving. We are now currently discussing the expansion of Douglas into an 'Avenue of the Arts' and exploring the concept of live and work spaces constructed from shipping containers – similar to those in Pinellas Park. These containers consist of two-floors – a gallery space on the bottom floor and living space on the top floor. An article in the Tampa Bay Times, December 12, 2014, headlined “the City Council kicks in \$25,000 for studio space in the growing St Petersburg arts district” (and in fact it was a total of \$75,000) AND I QUOTE FROM THAT ARTICLE...“if the city doesn’t help artists stay (IN ST PETERSBURG) , Bradenton, Clearwater or Dunedin could provide cheaper space and become the next artisan hotspot.

Having said all of that, and in a forward thinking move, it is our belief that the next step in the authenticity of the City as an Arts destination is the need for the guidance of a dedicated arts professional, on a consultant basis, to expand on Dr. Dreezen’s 2006 Cultural Plan for the City and to create our own Public Arts Master Plan. Currently, we have some art in the City – mostly all downtown - and in some cases, too closely placed....just stroll down Main Street from here and you will see what we mean. We need to spread our art wealth to the Main, Patricia and Causeway Corridors and we need to clearly identify what we want the City to reflect to the residents and our visitors. We are also seeking a new Arts & Culture Element in the next Comprehensive Plan Update which we hope will further help define and help implement Dunedin as an Arts & Culture destination.

We are all well aware of the attention given to St Petersburg – we, too, can be such a destination – why it even said so in the Tampa Bay Times! And a short time ago in Visit/St. Pete Clearwater's recent arts issue, our murals and art walks were mentioned and, similarly, the Boston Globe remarked upon the work of our own Steven Spathelf and the now iconic orange motif present and notable throughout our city.

And so, Madam Mayor and Commissioners, the Arts and Culture committee believes it has met its ordinance stated tasks in the past 3 years. We now look forward to planning for the development of a city group of residents to start the creation process for a city-wide Public Art Master Plan and turn **all** of Dunedin into a thriving, alive arts and cultural destination. This will take time and so Madam Mayor and Commissioners, your “imprimatur” for the continuance of the Arts & Culture Committee for the next three years is requested and appreciated so that Dunedin will become, as mentioned in the Tampa Bay Times article, another leg of the art and culture stool to be visited -- St Petersburg, Clearwater and **us, Dunedin!**

Thank you for your consideration.

On behalf of the Arts & Culture Committee
Jackie Nigro, Chair