

CITY COMMISSION MEETING

MINUTES

OCTOBER 25, 2016

6:00 P.M.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

INVOCATION

PRESENT:

Deborah Schechner, Mayor
Rick Falkenstein, Vice Mayor
Terri Finnerty, Commissioner
Ward Friszolowski, Commissioner
Melinda Pletcher, Commissioner

ALSO PRESENT:

Elaine Edmunds, Administrative Services Director/Acting City Manager
Andrew Dickman, City Attorney
Rebecca C. Haynes, City Clerk
Jennifer Bryla, Community Development Director
Mike Clarke, Public Works Director
Jim Kilpatrick, Fire Chief
Jennifer McMahon, Recreation Director
Bruce Cooper, Building Code Administrator

1. Presentations

- a. Proclamation - Walk like MADD and DASH Day

Mayor Schechner requested Item 1(a) be removed from the agenda and rescheduled to a later date.

- b. Presentation Pinellas County Local Mitigation Strategies (LMS) Annual Report

Bruce Cooper, Building Code Administrator, presented the annual report as required by the Community Rating System.

2. Changes to the Agenda

Elaine Edmunds, Acting City Manager, requested to remove Item 5(b) from the agenda and reschedule to a later date at the applicant's request.

3. Audience Comments

Tom Rask, unincorporated Pinellas County, commented on free speech.

Mark Oreido, 67th Avenue, commented on wastewater lines and lack of parking spaces in regard to development and re-development.

4. Consent

There were no consent items presented.

5. Action Items

- a. Pinellas Suncoast Transit Authority (PSTA) Request for City of St. Pete Beach support of Bus Rapid Transit (BRT) project.

Ms. Edmunds reported that PSTA representatives requested the City postpone voting on the proposal that was submitted during the October 11, 2016 meeting and, instead, draft correspondence stating the City's current position on funding plans.

Brad Miller, Chief Executive Officer at PSTA, requested the City draft a letter that conveys its current position in regard to the BRT project.

Dardin Rice, Chairperson on the PSTA Board of Directors, requested a letter from the City clarifying interest in the proposed BRT project.

It was the consensus of the Commission to request PSTA representatives meet with the City Manager to further discuss and analyze the proposal, and return with additional information and options.

John Michael, Bay Street, spoke in opposition to the BRT project.

Joanne Melodayo, Belle Vista Drive, spoke in opposition to submitting a letter of support to PSTA and in favor of remaining in a non-committal position.

Vicky Nimes, Belle Vista Drive, spoke in opposition to the BRT proposal.

Pete Franko, South Pasadena, spoke in opposition to the BRT proposal.

Tom Rask, unincorporated Pinellas County, spoke in opposition to the BRT proposal.

Dan Harvey, St. Petersburg, spoke in support of mass transportation for the future.

Eileen Gunther, 10th Avenue, spoke in opposition to the BRT proposal and in support of a definitive rejection of the project.

Carmen Fitrow, 45th Avenue, spoke in support of the BRT proposal.

Hearing no further comments, Mayor Schechner closed audience comments and reiterated the Commission's position for further discussion between the city manager and PSTA representatives.

- b. Conditional Use Approval for Case No. 2016-0045, for the property located at 5750 Gulf Boulevard – Applicant requests conditional use approval for a proposed a 217-room hotel, an 810 space multi-story parking structure, a timeshare sales center, a spa and fitness center, a marketing office, a pool bar, a Coral Reef reception area and other ancillary amenities transient lodging establishment.

Commissioner Friszolowski moved to remove Item 5(b) from the agenda at the request of the applicant. The motion was seconded by Commissioner Pletcher.

Hearing no audience comments, Mayor Schechner called for the vote.

The motion was unanimously approved by an individual roll call vote.

- c. Authorization for the City Manager to purchase Geo-Thermal Heat/Cool units from Symbiont Services Corp. for the Recreation Department in the amount of \$87,944.00.

Ms. Edmunds noted that the geothermal units were included in the Fiscal Year 2017 budget.

In response to Commission questions, Ms. McMahon discussed test wells, tie-downs and warranty on parts and labor.

Commissioner Finnerty moved to approve Item 5(c), to authorize the City Manager to purchase Geothermal Heat/Cool units from Symbiont Services Corporation for the Recreation Department in the amount of \$87,944.00. The motion was seconded by Vice Mayor Falkenstein.

Hearing no audience comments, Mayor Schechner called for the vote.

The motion was unanimously approved by an individual roll call vote.

- d. Authorize the City Manager to execute a purchase agreement with Hall-Mark RTC in the amount of \$157,800.00 with funds provided by Pinellas County EMS utilizing the Florida Sheriff's Bid to replace the 2001 Freightliner rescue unit located at Fire Station 22.

Ms. Edmunds reported that the current rescue unit was manufactured in 2001 and is in need of replacement. The purchase will be reimbursed by Pinellas County.

Commissioner Friszolowski moved to approve Item 5(d), to authorize the City Manager to execute a purchase agreement with Hall-Mark RTC for the replacement of the existing rescue unit in the amount of \$157,800.00, priced using Florida Sheriff's Association Bid No. 17 and utilizing Pinellas County EMS funds. The motion was seconded by Commissioner Finnerty.

Hearing no audience comments, Mayor Schechner called for the vote.

The motion was unanimously approved by an individual roll call vote.

- e. Authorize the City Manager to execute a change order to the existing contract with USA Voltage, LLC in the amount of \$48,850 to provide underground utility service connections for the Pass-A-Grille Way North Reconstruction project.

Ms. Edmunds explained that the contractor currently under contract to provide the utility service connections to residential units has requested approval for an additional 42 units that were not counted in the original bid.

Commissioner Pletcher moved to approve Item 5(e), to authorize the City Manager to execute change orders to the existing contract with USA Voltage, LLC, in the amount of \$48,850.00 to provide underground utility service connections for the Pass-a-Grille Way north reconstruction project. The motion was seconded by Vice Mayor Falkenstein.

Mayor Schechner called for audience comments.

Hearing no audience comments, Mayor Schechner called for the vote.

The motion was unanimously approved by an individual roll call vote.

Steven Best, Vina del Mar, commented on the units that were not counted in the original estimate.

- f. Authorize the City Manager to execute two change orders to the existing agreement with Cribb Philbeck Weaver Group, Inc. (CPWG) for a combined \$16,490.00 for renovations to the Warren Webster Building.

Ms. Edmunds reported that the two change orders included unforeseen issues that included faulty wiring, installation of plywood in the closet and gable ends, replacement of drywall and insulation, re-build of kitchen pass-through, installation of new counter, replacement of rusted sheet metal, installation of a chimney cap and shoe molding, and removal of flooring.

Commissioner Finnerty moved to approve Item 5(f), to authorize the City Manager to execute two change orders to the existing agreement with Cribb, Philbeck, Weaver Group, Inc., (CPWG), for a combined \$16,490.00 for renovations to the Warren Webster building. The motion was seconded by Commissioner Pletcher.

Hearing no audience comments, Mayor Schechner called for the vote.

The motion was unanimously approved by an individual roll call vote.

- g. Authorize the City Manager to enter into a purchase agreement with Seminole Septic for \$41,900.00 for emergency pumping of the wastewater system to facilitate cleaning of our blocked and surcharged wastewater trunk lines.

Ms. Edmunds noted that Items 5(g) and 5(h) are connected to the emergency cleaning of the wastewater line that was conducted to minimize any potential sewer overflow during a future storm.

Vice Mayor Falkenstein moved to approve Item 5(g), to authorize the City Manager to enter into a purchase agreement with Seminole Septic for \$41,900.00 for emergency pumping of the wastewater system to facilitate cleaning of our blocked and surcharged wastewater trunk lines. The motion was seconded by Commissioner Finnerty.

Mayor Schechner called for audience comments.

Keith (last name inaudible), Bay Street, requested clarification on where the water was taken.

Hearing no further audience comments, Mayor Schechner called for the vote.

The motion was unanimously approved by an individual roll call vote.

- h. Authorize the City Manager to enter into a purchase agreement with Progressive Environmental (SWS) for \$62,180.63 for emergency pumping

of the wastewater system to facilitate cleaning of our blocked and surcharged wastewater trunk lines.

Commissioner Pletcher moved to approve Item 5(h), to authorize the City Manager to enter into a purchase agreement with Progressive Environmental (SWS) for \$62,180.63 for emergency pumping of the wastewater system to facilitate cleaning of our blocked and surcharged wastewater trunk lines. The motion was seconded by Commissioner Finnerty.

Hearing no audience comments, Mayor Schechner called for the vote.

The motion was unanimously approved by an individual roll call vote.

6. Ordinances

- a. Ordinance 2016-21, Final reading and Public Hearing, an ordinance of the City of St. Pete Beach amending St. Pete Beach Code of Ordinances, Appendix A – Fees

Ms. Edmunds itemized the fee increases that include the addition of a 2.5% credit card processing fee, an increase in the parking rate from \$2.00 to \$2.25 per hour for meters and pay stations, and an increase in the daily "B" permit.

Commissioner Finnerty moved to approve Item 6(a), Ordinance 2016-21, upon final reading, an ordinance of the City of St. Pete Beach, Florida providing for amendments to "Appendix A" of the Code of Ordinances; amending and establishing fees and charges; providing for the repeal of ordinances or parts of ordinances in conflict herewith; providing for severability; and providing for an effective date. The motion was seconded by Commissioner Pletcher.

Hearing no audience comments, Mayor Schechner called for the vote.

The motion was unanimously approved by an individual roll call vote.

- b. Ordinance 2016-15, Final Reading and Public Hearing amending the Land Development Code regarding accessory structures for commercial uses. (Beach Concession Huts)

Jennifer Bryla, Community Development Director, reviewed the changes to the regulations that were requested during the first reading.

Commissioner Finnerty moved to approve Item 6(b), Ordinance 2016-15, upon final reading, an ordinance of the City of St. Pete Beach, Florida, amending Division 6, Supplemental Regulations; providing for Section

6.12(h), Beach Concession Standards, as outlined in "Exhibit A"; amending Section 25.6(a) of Division 25, Coastal Protection and Conservation; providing for the repeal of all ordinances in conflict herewith; providing for severability; and providing for an effective date; as amended. The motion was seconded by Commissioner Pletcher.

Mayor Schechner called for audience comments.

Dave Winkler, Suncoast Water Sports, requested additional changes be made to the proposed ordinance.

Hearing no further audience comments, Mayor Schechner called for the vote.

The motion was unanimously approved by an individual roll call vote.

- c. Ordinance 2016-03, First Reading and Public Hearing amending Chapter 86, Utilities, of the City of St. Pete Beach Code of Ordinances, Section(s) 86-147 to 86-153, pertaining to fats, oils, and grease (FOG).

Ms. Bryla introduced the proposed ordinance noting that it is a component of the Consent Order required by the Florida Department of Environmental Protection and is required to be in effect by December of 2017. Businesses that discharge fats, oils and grease will be required to obtain a wastewater discharge permit. The commercial permit will require the establishments to update grease traps or oil/water separators to comply with the Plumbing Code.

Vice Mayor Falkenstein requested extending the date from December of 2016 to June of 2017. The Commission was in agreement to modify the date.

City Attorney Dickman requested the costs associated with the ordinance be included in "Appendix A" of the Code of Ordinances as follows: "All Food Service Establishments (FSEs) and all Automotive Related Enterprises (AREs) will be billed in accordance with "Appendix A" of the Code of Ordinances." Mr. Dickman commented that enforcement of the ordinance will be through the Public Services Department.

City Attorney Dickman clarified the changes as follows: Pages 326 and 327, strike the dollar amount and insert "in accordance with Appendix A of the City Code of Ordinances."

Commissioner Friszolowski moved to approve Item 6(c), Ordinance 2016-03, upon first reading, an ordinance of the City of St. Pete Beach, Florida, providing for amendment of Chapter 86, Utilities, of the City of St. Pete Beach Code of Ordinances; Section(s) 86-147 – 86-153, pertaining to fats, oils and grease (FOG); providing for the repeal of ordinances or parts of ordinances in conflict herewith, to the extent of such conflict; providing for

severability; and providing for an effective date; as amended and with the effective date changed to June 1, 2017. The motion was seconded by Vice Mayor Falkenstein.

Hearing no audience comments, Mayor Schechner called for the vote.

The motion was unanimously approved by an individual roll call vote.

7. Resolutions

There were no resolutions submitted.

8. Items for Discussion

Mayor Schechner requested staff contact Florida Department of Transportation (FDOT) representatives to ask that they provide advanced notification to City administration of a project timeline, road closures and/or lane blockage.

9. Audience Comments 2

An unidentified speaker discussed stargazing events.

10. City Clerk, City Manager, City Attorney and City Commission Reports

City Clerk Haynes reported on the following items:

- Requested Commission action on Item 5(b) to confirm formal action [motion and vote inserted after Item 5(b)]
- Early voting began on October 24, 2016 with additional information available through www.voteinellas.com

Acting City Manager Edmunds did not report on any items.

City Attorney Dickman reported on the following item:

- Update on litigation

Commissioner Finnerty reported on the following items:

- Lack of enforcement on the waterways, particularly through Devil's Elbow
- Sunday Corey Market is open
- Florida League of Cities Legislative Session, Urban Administration
- Paradise News article in regard to St. Pete Beach Support Our Troops
- World War II Veteran Joe Guertin honored at the American Legion Post

Commissioner Pletcher reported on the following items:

- Coyote sightings in the area
- Vina del Mar Island Association will sponsor a fall festival in Hurley Park at 5:00 p.m. on November 5, 2016

- The 86th Annual Fish Broil will be held from 1:00 p.m. to 6:00 p.m. on November 6, 2016
- Halloween festivities on Hermosita Drive

Commissioner Friszolowski reported on the following items:

- Commission meetings are changed to November 1 and November 15, 2016
- Reiterated the numerous speeders on many areas of our waterways

Vice Mayor Falkenstein reported on the following items:

- Street lights are out at the corner of 76th Avenue and Blind Pass Road
- Presidential election on November 8, 2016
- Concert in the Park series on Friday, October 28, 2016
- Trunk or Treat celebration at the Community Center on Thursday, October 27, 2016
- Boat Parade and Winter Festival in Horan Park on December 2, 2016 beginning at 6:00 p.m.
- Christmas Market on Corey Avenue from 10:00 a.m. to 2:00 p.m. and Christmas Parade beginning at 4:00 p.m. on December 11, 2016
- Paradise Grill at Upham Beach is closed for six weeks due to deck replacement
- 60th Anniversary sponsorships

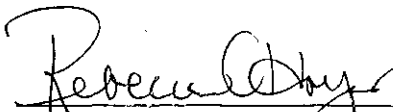
Mayor Schechner reported on the following items:

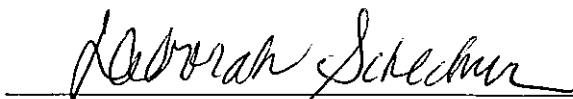
- Paint, chemical and electronic disposal unit on Saturday, November 5th, from 9:00 a.m. to 2:00 p.m. in Gulfport, 1617 49th Street South
- Historical Museum is open on Fridays from 10:00 a.m. to 4:00 p.m. and on Saturdays from 1:00 p.m. to 4:00 p.m.
- Pinellas County Wastewater/Stormwater Task Force meeting
- Pedestrian safety campaign press conference on Wednesday
- Pinellas County Legislative Delegation will meet in November to discuss the county's sewer issues with State representatives
- Happy Halloween!

11. Adjournment

There being no further business to come before the Commission, the meeting was adjourned at 9:10 p.m.

Attest:


Rebecca C. Haynes, City Clerk


Deborah Schechner, Mayor

Minutes approved on: 12/12/2016