CITY COMMISSION MEETING

MINUTES

OCTOBER 10, 2017

6:00 P.M.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

INVOCATION

PRESENT:

Al Johnson, Mayor
Ward Friszolowski, Vice Mayor (arrived at 6:30 p.m.)
Terri Finnerty, Commissioner
Rick Falkenstein, Commissioner
Melinda Pletcher, Commissioner

ALSO PRESENT:

Wayne Saunders, City Manager
Andrew Dickman, City Attorney
Rebecca C. Haynes, City Clerk
Jennifer Bryla, Community Development Director
Mike Clarke, Public Works Director
Vince Tenaglia, Administrative Services Director

1. Presentations

a. Penny For Pinellas John Morroni, Pinellas County Commissioner

Commissioner Morroni, Pinellas County Board of Commissioners, provided background information on the projects completed through funding by Penny for Pinellas and noted the voter referendum is on the ballot for the November 7, 2017 election.

Rahim Harji, Pinellas County Public Works Director, offered additional information on how the 1% sales tax is collected and allocated.

b. Introduction of Pinellas County Sheriff's Office Deputy

Deputy Patrick Krager was introduced as the new Community Services Officer for the St. Pete Beach area.

2. Changes to the Agenda

City Manager Saunders requested to move Item 5(g) and Item 7(a) directly following Item 6(a).

3. Audience Comments

Harry Metz, Belle Vista Drive, spoke as the President of the Veterans of South Pinellas County organization in regard to the Medal of Honor Memorial.

Robert Czyszczon, Gulf Boulevard, commented on non-conforming signs within city limits.

4. Consent

a. Request approval of the proposal under the Continuing Engineering Services Contract with Kimley-Horn and Associates, Inc., in the amount of $4,500.00 for the development of the Flow Monitoring System.

b. Request approval of the proposal under the Continuing Engineering Services Contract with Cribb Philbeck Weaver Group, Inc., in the amount of $10,510.00 for NPDES permitting support.

c. Request approval of the proposal under the Continuing Engineering Services Contract with Kimley-Horn and Associates, Inc., in the amount of $21,240.00 for the design of the Valve Vault Replacement.

Hearing no Commission or audience comments, Mayor Johnson called for a motion and the vote.

Commissioner Pletcher moved to approve Consent Items (a), (b), and (c) as presented. The motion was seconded by Commissioner Finnerty and unanimously approved by an individual roll call vote.

5. Action Items

a. Request approval of the Incode financial system proposal from Tyler Technologies in the amount of $31,900.40.

Mr. Saunders explained that the renewal of the software program is included in the Fiscal Year 2018 budget and reflects a 2.1% increase over the prior year.

Hearing no Commission or audience comments, Mayor Johnson called for a motion and the vote.

Commissioner Finnerty moved to approve Item 5(a), the Incode financial system proposal from Tyler Technologies in the amount of $31,900.40. The

motion was seconded by Commissioner Falkenstein and unanimously approved by an individual roll call vote.

b. Request approval of the proposal under the continuing engineering services contract with George F. Young, Inc., in the amount of $30,700.00 for the development of the GIS Integration System.

The proposed GIS Integration System will consolidate the office and field information in regard to mapping and data, and enhance the work flow.

Hearing no Commission or audience comments, Mayor Johnson called for a motion and the vote.

Commissioner Pletcher moved to approve Item 5(b), to approve the proposal under the continuing engineering services contract with George F. Young, Inc., in the amount of $30,700.00 for the development of the GIS Integration System. The motion was seconded by Vice Mayor Friszolowski and unanimously approved by an individual roll call vote.

c. Request approval of the proposal under the continuing engineering services contract with Kimley-Horn and Associates, Inc., in the amount of $50,295.00 for Technical Engineering Services during construction of the FY18 CIP Wastewater Inflow and Infiltration (I & I) Repairs.

City Manager Saunders noted the proposal is the next step in the on-going City-wide wastewater I & I program and will contain detailed construction packages with diagrams for each task order. The work is scheduled for completion this fiscal year.

Hearing no additional Commission comments or audience comments, Mayor Johnson called for a motion and the vote.

Vice Mayor Friszolowski moved to approve Item 5(c), to approve the proposal under the continuing engineering services contract with Kimley-Horn and Associates, Inc., in the amount of $50,295.00 for technical engineering services during construction of the FY 18 CIP Wastewater Inflow and Infiltration Repairs. The motion was seconded by Commissioner Falkenstein and unanimously approved by an individual roll call vote.

d. Request approval of the proposal under the continuing engineering services contract with Cribb Philbeck Weaver Group, Inc., in the amount of $45,000.00 for technical engineering support during the Pass-A-Grille Way Road Reconstruction Project from 19th Ave to 1st Ave.

Mr. Saunders reported that the technical engineering support will include approving construction material, answering technical questions, reviewing pay applications, coordinating grant reports, and attending meetings, and is best performed by the engineer of record to maintain accuracy of design.

Hearing no further Commission comments, Mayor Johnson called for a motion.

> **Commissioner Pletcher moved to approve Item 5(d), to approve the proposal under the continuing engineering services contract with Cribb, Philbeck Weaver Group, Inc., in the amount of $45,000.00 for technical engineering support during the Pass-a-Grille Way Road Reconstruction Project from 19th Avenue to 1st Avenue. The motion was seconded by Vice Mayor Friszolowski.**

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

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

e. Request approval of Change Order No. 1 in the amount of $30,400.00 from Alto Construction for construction of the FY17 CIP Street Rehabilitation Program.

City Manager Saunders reported that the scope of work increased in regard to pothole and reclaimed water patches in numerous locations which resulted in increased project costs.

Hearing no Commission comments or audience comments, Mayor Johnson called for a motion and the vote.

> **Commissioner Finnerty moved to approve Item 5(e), to approve Change Order No. 1 in the amount of $30,400.00 from Alto Construction for construction of the Fiscal Year 2017 CIP Street Rehabilitation Program. The motion was seconded by Commissioner Falkenstein and unanimously approved by an individual roll call vote.**

f. Transmittal hearing to transmit CPA 02-17 to the Department of Economic Opportunity and required reviewing agencies. An amendment to the City's Future Land Use Map from Residential/Office/Retail (ROR) to Community Redevelopment Area-Eighth Avenue (CRD-EA)

Mr. Saunders reported that the transmittal hearing is an applicant initiated amendment to the Comprehensive Plan. The modification is from Residential/Office/Retail (ROR) to Community Redevelopment Area – Eighth Avenue (CRD-EA) in order to facilitate future development at 702 Pass-a-Grille Way.

<u>Dave Feinberg, applicant for the project, 702 Pass-a-Grille Way</u>, stated his intention is to move the 1925 home to a new location also located in Pass-a-Grille to allow for future development of the site. Mr. Feinberg noted that he received support from the closest neighbor.

Hearing no further Commission comments or any audience comments, Mayor Johnson called for a motion and the vote.

> **Commissioner Pletcher moved to approve Item 5(f), to authorize the transmittal of CPA 02-17 to the Department of Economic Opportunity for interagency review. The motion was seconded by Vice Mayor Friszolowski and unanimously approved by an individual roll call vote.**

g. Approval of Mutual Consent Agreement with the IAFF – Local 4966 specifying the use of state premium tax monies.

Item 5(g) was moved to directly follow Item 6(a).

6. Ordinances

a. Ordinance 2017-16, Final Reading and Public Hearing, amending the Firefighters' Retirement System

City Manager Saunders reported the proposed ordinance incorporates changes through negotiation with the collective bargaining unit and from the State of Florida in conjunction with the Chapter 175 monies received from the state.

Mr. Saunders commented that the pension boards are required to conduct an annual actuarial study, and an impact statement is required when making changes in the interim. He distributed documents to the Commissioners listing additional pension and unfunded liability information.

Vice Mayor Friszolowski requested additional time to review more thoroughly the 12-page actuarial report to gain a better understanding of the assumption rates and future financial responsibilities.

Mayor Johnson noted he wanted to work toward reducing the assumed rate of return.

Commissioner Finnerty supported finalizing the ordinance.

Mr. Saunders responded that the numbers would not change if the Commission postponed their decision until the next meeting. The calculation of benefits would be retroactive to 2013.
Mayor Johnson called for audience comments.

Phil Milner, Vice President of Local 4966, discussed the assumption rate and the 2013 negotiations,

Hearing no further Commission or audience comments, Mayor Johnson called for a motion and the vote.

Commissioner Finnerty moved to approve Item 6(a), Ordinance 2017-16, upon final reading, an ordinance of the City of St. Pete Beach, Florida, amending Chapter 66, Pensions and Retirement, Article IV, Firefighters' Retirement System, Division 1, Generally, and Division 3, Benefits, of the Code of Ordinances of the City of St. Pete Beach; amending Section 66e251, Definitions, by amending the definitions of "actuarial equivalent," "credited service," "firefighter," "salary" and "spouse;" amending Section 66-252, Benefit Freeze and Maximum Benefit; amending Section 66-253, Membership; amending Section 66-254, Contributions; amending Section 66-326, Benefit Amounts and Eligibility; amending Section 66-328, Disability; amending Section 66-331, Maximum Pension; amending Section 66-335, Deferred Retirement Option Plan; amending Section 66-337, Prior Fire Service; amending Section 66-339, Benefits effective January 1, 2013; adding Section 66-339.1, Supplemental Benefit Component for Special Benefits; Chapter 175 Share Accounts; providing for severability; providing for codification; providing for the repeal of all ordinances in conflict herewith, to the extent of such conflict; and providing for an effective date. The motion was seconded by Commissioner Falkenstein.

Vice Mayor Friszolowski stood in support of the firefighters and their professionalism but restated his request to postpone action on the Item 6(a) to allow sufficient time to review the documents distributed during the introduction of the ordinance, noting retirement systems can have a long-term financial effect on residents.

Mayor Johnson called for the vote.

The motion was passed by a 4-1 vote with Mayor Johnson, Commissioner Finnerty, Commissioner Falkenstein, and Commissioner Pletcher voting 'yes' and Vice Mayor Friszolowski voting 'no.'

Item 5(g) was previously moved to take place after Item 6(a).

5g. Approval of Mutual Consent Agreement with the IAFF – Local 4966 specifying the use of state premium tax monies.

City Manager Saunders commented that excess state reserve monies would be used to offset the cost of retirement benefits and future monies will be applied to reduce the City's costs.

Hearing no Commission or audience comments, Mayor Johnson called for a motion and the vote.

Commissioner Finnerty moved to approve Item 5(g), to approve the Mutual Consent Agreement with the IAFF, Local 4966. The motion was seconded by Commissioner Falkenstein and unanimously approved by an individual roll call vote.

Item 7(a) was previously moved to take place after Item 5(g).

7a. a. Resolution 2017-10, amending the ICMA 401 Plan 106763

Mr. Saunders reported that with the approved changes to the firefighters' retirement system, the proposed resolution eliminates the 401 Plan while retaining the general pension plan employees.

Mayor Johnson called for audience comments.

Phil Milner, Vice President of Local 4966, commented on action taken in 2013 in regard to firefighter benefit calculations.

Hearing no Commission or audience comments, Mayor Johnson called for a motion and the vote.

Commissioner Finnerty moved to approve Item 7(a), Resolution 2017-10, a resolution of the City Commission of the City of St. Pete Beach, Florida, amending the City of St. Pete Beach defined contribution ICMA 401 Plan 106763 to remove public safety employees and providing for an effective date. The motion was seconded by Commissioner Falkenstein and unanimously approved by an individual roll call vote.

b. Ordinance 2017-25: Final Reading and Public Hearing, an ordinance of the City of St. Pete Beach, Florida providing for supplemental appropriations to the Capital Improvement and Stormwater Funds; providing for conflicts, severability, construction, publication, and an effective date.

City Manager Saunders noted that budget revisions include changes to the Capital Improvement and Storm Water Funds to allow for expenditures for Phase II of the Pass-a-Grille Way Road Reconstruction project.

Hearing no Commission or audience comments, Mayor Johnson called for a motion and the vote.

Commissioner Pletcher moved to approve Item 6(b), Ordinance 2017-25, upon final reading, an ordinance of the City of St. Pete Beach, Florida, providing for supplemental appropriations to the Capital Improvement and Stormwater Funds; providing for conflicts, severability, construction, publication, and an effective date. The motion was seconded by Commissioner Friszolowski and unanimously approved by an individual roll call vote.

c. Ordinance 2017-12, Final reading and Public Hearing, an ordinance amending Division 2, Definitions, Division 6, Supplemental Regulations of the City of St. Pete Beach Land Development Code allowing for criteria for regulating mobile food establishments (food trucks); amending Divisions 30, 32, 33 and 37 to allow for mobile food establishments as a Conditional Use and an amendment to Appendix "A" of the code of Ordinances to provide for an annual food truck fee.

Community Development Director Jenni Bryla reported that the proposed regulations will require the same conditions for food trucks on private and commercial properties.

Mayor Johnson called for audience comments.

Matthew Dahm, Mastry's Brewing Company, expressed his appreciation for approving the request to allow food trucks to operate within the City limits.

It was the consensus of the Commission to return to the November 14, 2017 meeting with the requested changes.

d. Ordinance 2017-23: First Reading and Public Hearing, an ordinance amending the City of St. Pete Beach Code of Ordinances Chapter 86-148 - 86-149 pertaining to Fats, Oils and Grease (FOG). Providing for alternative methods of calculation, definitions and a business action plan.

Mr. Saunders reviewed the alternative calculation methods to alleviate hardship on some local businesses.

Hearing no Commission or audience comments, Mayor Johnson called for a motion and the vote.

Vice Mayor Friszolowski moved to approve Item 6(d), Ordinance 2017-23, an ordinance of the City of St. Pete Beach, Pinellas County, Florida, providing for amendment of 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); providing for the repeal of ordinances or parts of ordinances in conflict herewith, to the extent of such conflict; providing for severability, publication and providing for an effective date. The motion was seconded by Commissioner Finnerty and unanimously approved by an individual roll call vote.

e. Ordinance 2017-17: First Reading and Public Hearing, an ordinance amending the City of St. Pete Beach Land Development Code amending Division 26 to provide for changes to the intensity of electronic message board signs and to provide clarifications for off-site signage.

Ms. Bryla reported that the proposed ordinance clarifies the brightness and set-back requirements of electronic message board signs.

Hearing no Commission or audience comments, Mayor Johnson called for a motion and the vote.

Commissioner Finnerty moved to approve Item 6(e), Ordinance 2017-17, upon first reading, an ordinance of the City of St. Pete Beach, Pinellas County, Florida, amending the St. Pete Beach Land Development Code as follows: Division 26, Sign Ordinance, Section 26.2, Definitions, to clarify off-premise signs; Section 26.23, Illuminated and Electronic Message Board Signs, to clarify intensity level measurements and requirements; to reduce setback from front property line; to define in which zones said signs are allowed; providing for severability, conflicts, construction, publication, and an effective date. The motion was seconded by Commissioner Falkenstein and unanimously approved by an individual roll call vote.

7. <u>Resolutions</u>

a. Resolution 2017-10, amending the ICMA 401 Plan 106763

Item 7(a) was previously moved to follow Item 5(b).

8. <u>Items for Discussion</u>

There were no items for discussion.

9. <u>Audience Comments 2</u>

There were no audience comments.

10. <u>City Clerk, City Manager, City Attorney and City Commission Reports</u>

City Clerk Haynes did not submit a report.

City Manager Saunders reported on the following items:

- Schedule a workshop at 4:00 p.m. on November 14, 2017 to review actions taken in regard to Hurricane Irma
- Vina del Mar entryway arch re-location

City Attorney Dickman reported on the following item:

- Update on the Anderson lawsuits

Commissioner Finnerty reported on the following items:

- Newsletter articles
- Sunday Morning Market is very successful
- New Recreation Advisory Commission appointee is Michael Flannery
- Corey Avenue Business Area beautification along Corey Avenue

Commissioner Falkenstein reported on the following items:

- Current library events

- Turtle Trackers report a total of 11,153 turtles hatched this season
- I-275 traffic signs have been changed to 'St. Pete Beach' from 'St. Pete Bch'

Vice Mayor Friszolowski reported on the following items:

- New Historic Preservation Board appointee is Tom DeYampert
- Belle Vista Civic Association will meet October 12, 2017
- Lido Beach Civic Association will meet October 19, 2017 at Lido Park
- Remember to vote on November 7, 2017 – Penny for Pinellas

Commissioner Pletcher reported on the following items:

- Lights on Eighth celebration on October 14, 2017
- Vina del Mar annual garage sale on November 4, 2017
- Creative Loafing article nominated St. Pete Beach as the 'Best Beach Town'
- PSTA trolley service

Mayor Johnson reported on the following items:

- October Festival in Vina del Mar
- Fish Broil on October 14, 2017
- Anderson vs St. Pete Beach appeals and associated attorney fees
- National Comedy Hall of Fame
- Beach Memorial Chapel remodel
- Florida League of Cities conference
- Refuse pile located in Egan Park

11. Adjournment

There being no further business to come before the Commission, the meeting was adjourned at 8:45 p.m.

Attest:

Rebecca C. Haynes, City Clerk

Alan Johnson, Mayor

Minutes approved on: 12/12/2017