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COMMISSION SPECIAL MEETING
CITY OF ST. PETE BEACH

155 Corey Avenue
St. Pete Beach, FL 33706

Tuesday, September 04, 2018
6:00 PM

Call to Order
Pledge of Allegiance
Moment of Silence
Roll Call

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1. **Ordinances**
   a. **Ordinance 2018-11: An Ordinance of the City of St. Pete Beach, Florida establishing the millage rate for fiscal year 2019, beginning October 1, 2018 and ending September 30, 2019; providing and announcing the name of the taxing authority, the rolled-back millage rate, the percentage increase over the rolled-back millage rate, and the millage rate to be levied; providing for reading in its entirety; and providing for and effective date.**
   b. **Ordinance 2018-12: An Ordinance of the City of St. Pete Beach, Florida adopting the budget for fiscal year 2019, beginning October 1, 2018 and ending September 30, 2019; providing for reading in its entirety; and providing for an effective date.**

2. **Resolutions**
   a. **Resolution 2018-13: A Resolution of the City Commission of the City of St. Pete Beach, Florida establishing the rate of stormwater service assessments; approving stormwater service non-ad valorem assessments rolls; and providing for an effective date.**

3. Adjournment

APPEAL: In accordance with 286.0105, Florida Statute (Notices of meetings and hearings must advise that a record is required to appeal), if a person decides to appeal any decision made by this committee, board, agency, or commission with respect to any matter considered at this meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

AMERICANS WITH DISABILITIES ACT (ADA): In accordance with the Americans with Disabilities Act and Florida Statutes, if any person with a disability defined by the ADA needs special accommodation to participate in this proceeding, then not later than two business days prior to the proceeding, he or she should contact City Hall at (727) 367-2735.

The public is cordially invited to attend this meeting.
All agenda material is available for review at City Hall.

St. Pete Beach City Commission
Agenda Report

Issue Considered: Ordinance 2018-11: Setting the Fiscal Year 2018 Millage Rate

Date: September 4, 2018

Prepared By: Vincent Tenaglia, Administrative Services Director

Through: Wayne Saunders, City Manager

Summary of Issue: The City of St. Pete Beach's current millage rate is 3.1500 mills per $1,000 of taxable value. The fiscal year (FY) 2019 proposed budget was developed based on maintaining the 3.1500 millage rate, which generates $952,076 in new revenue due to an 11.57% increase in property values.

The Pinellas County Property Appraiser's Office mailed truth-in-millage (TRIM) notices to property owners indicating a proposed rate of 3.1500 for the City of St. Pete Beach. The final rate to be adopted may be less but cannot exceed the advertised rate of 3.1500 mills.

Alternative options are available to the City Commission. The following table illustrates a range of millage rates and their corresponding effects on the FY 2019 budget. The rolled-back rate of 2.8294, for instance, will reduce estimated ad valorem revenue by $944,248.

	Rate / $1,000	Revenue	Variance vs. Proposed	Voting Requirement
Super Majority Maximum	3.1581	$ 9,301,402	$ 23,857	Super Majority
Proposed Rate	3.1500	$ 9,277,546	N/A	Super Majority
Simple Majority Maximum	2.8710	$ 8,455,820	$ (821,726)	Simple Majority
Rolled-Back Rate	2.8294	$ 8,333,298	$ (944,248)	Simple Majority

Staff recommends adoption of the 3.1500 millage rate, which will require a super majority vote for approval. This will allow the City to balance its budget, fund the capital projects identified in the Capital Improvement Plan, and build reserves for future capital projects.

Requested Motion: "I move to approve Ordinance 2018-11." (Must be read in entirety).

Attachment: Ordinance 2018-11

Reviewed by the City Manager: WS

Ordinance 2018-11

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA ESTABLISHING THE MILLAGE RATE FOR FISCAL YEAR 2019, BEGINNING OCTOBER 1, 2018 AND ENDING SEPTEMBER 30, 2019; PROVIDING AND ANNOUNCING THE NAME OF THE TAXING AUTHORITY, THE ROLLED-BACK MILLAGE RATE, THE PERCENTAGE INCREASE OVER THE ROLLED-BACK MILLAGE RATE, AND THE MILLAGE RATE TO BE LEVIED; PROVIDING FOR READING IN ITS ENTIRETY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Statutes s. 200.065 requires the adoption of the millage rate by separate vote prior to the adoption of the annual budget; and

WHEREAS, Florida Statutes s. 200.065 requires that prior to adoption of the millage-levy ordinance, the following be publicly announced: the name of the taxing authority, the rolled-back millage rate, the percentage increase over the rolled-back millage rate, and the millage rate to be levied; and

WHEREAS, in no event may the millage rate adopted exceed the millage rate tentatively adopted.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH FLORIDA, HEREBY ORDAINS:

SECTION 1. The name of the taxing authority is the City of St. Pete Beach.

SECTION 2. The rolled-back millage rate for fiscal year 2019 is 2.8294.

SECTION 3. The fiscal year 2019 proposed millage rate is 11.33% higher than the rolled-back rate.

SECTION 4. The millage rate to be levied for fiscal year 2019 shall be 3.1500 mills per $1,000 of taxable value.

SECTION 5. Effective Date. This ordinance shall take effect immediately upon adoption.

FIRST READING: ____________
PUBLISHED: ____________
SECOND READING: ____________
PUBLIC HEARING: ____________

CITY COMMISSION, CITY OF ST. PETE BEACH, FLORIDA.

____
Alan Johnson, Mayor

I, Rebecca C. Haynes, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this ________ day of ________, 2018.

____
Rebecca C. Haynes, City Clerk

APPROVED AS TO LEGAL FORM AND CORRECTNESS:

____
Andrew Dickman, City Attorney

St. Pete Beach City Commission
Agenda Report

Issue Considered: Ordinance 2018-12: Adopting the Fiscal Year 2019 Budget

Date: September 4, 2018

Prepared By: Vincent Tenaglia, Administrative Services Director

Through: Wayne Saunders, City Manager

Summary of Issue: The fiscal year (FY) 2019 proposed budget document was originally published on June 29, 2018. Several changes have been incorporated into the budget and are listed in detail as an attachment. Among the changes are the following:

Revenue:

1. Ad valorem property values were initially estimated by the Property Appraiser's Office at an 11.74% increase. The final calculation includes an increase of 11.57%, reducing revenue estimates by $14,309.
2. Estimates corresponding to pending concession agreements have been updated, generating $10,000 in additional net revenue. Concession operator fees declined by $6,000 while cabana rentals increased by $16,000.
3. Staff has reevaluated the original estimate for Community Center revenue and increased the estimate by $10,000. The previous formula incorrectly accounted for deferred revenue.

Expenditures:

1. The City Commission adopted Ordinance 2018-09 on August 14, accounting for new expenditures and inter-fund transfers to support the Blind Pass Road construction project. The revised FY 2018 data in the budget document reflects these changes.
2. Ordinance 2018-09 also resulted in several changes to the FY 2019 proposed budget to minimize the effects on fund balance. The Gulf Winds Drive project was deferred to FY 2020, allowing $400,000 to be re-allocated to Blind Pass Road. Rehabilitation of lift station 11 was also deferred one year, reducing Wastewater Fund expenditures by $240,000.
3. The City of St. Petersburg City Council has approved an 8.35% rate increase for wastewater treatment, which will

increase Wastewater Fund expenditures by an estimated $250,000.

4. Funding has been added to the Parks and Grounds Division in the Public Works Department to align budgetary estimates with recent quotes for tree trimming service and Bermuda turf maintenance, resulting in an increase of $11,600 for contractual services.
5. The following personnel changes resulted in a net reduction of $16,374 from the General Fund:
    a. The parks supervisor position was recently filled at a lower rate of pay than initially budgeted, and the position was reclassified from a traditional pension to a defined contribution plan. The total impact is a reduction of $47,600 from the Parks and Grounds Division.
    b. The City Commission provided direction at the July 19th budget workshop to add a part-time Administrative Assistant position to the Community Development Department. Meanwhile two Planner positions were recently filled at lower compensation rates than budgeted. The net effect to the Planning Division is an increase of $22,391.
    c. The City Manager proposed an administrative reorganization at the July 19th budget workshop, reclassifying the Administrative Services Director position to Assistant City Manager. This change is reflected in the Finance Division, with additional expenditures totaling $8,835.
6. An employee previously opting out of the City's medical insurance program recently enrolled in the plan, increasing expenditures by $10,280.
7. Expenditures associated with the November 2018 referendum increased the City Clerk division budget by $1,500.
8. Recreation expenditures for aquatics instructors are corrected to align with program revenue, resulting in a $1,400 reduction.
9. Multiple items throughout the budget have been reallocated from one department or line item to another for organizational or management purposes (e.g., reporting the Human Resources function in the Finance Division rather than the City Manager's Office, and reallocating Streets Division expenditures from repairs to contractual services). These expenditures offset and have no net impact on the budget.

The net budgetary loss from all revisions is $9,915, allocated by fund as follows:

Fund	(Loss) or Gain
General Fund	$85
Capital Improvement Fund	0
Building Fund	0
Wastewater Fund	($10,000)
Reclaimed Water Fund	0
Stormwater Fund	0
Total Revisions	**($9,915)**

Below is a summary of the FY 2019 budget totaling $39,513,254, including the revisions:

	General Fund	Building Fund	Capital Improvement Fund	Wastewater Fund	Reclaimed Water Fund	Stormwater Fund	Total
Funding Sources:							
Revenue	$ 21,306,764	$ 715,000	$ 1,115,000	$ 6,560,668	$ 862,600	$ 1,365,700	$ 31,925,732
Transfers In	299,463	-	4,758,057	-	-	-	5,057,520
Debt Proceeds	-	-	-	2,000,000	-	-	2,000,000
From Reserves	-	18,812	-	-	-	511,190	530,002
Total Sources	**$ 21,606,227**	**$ 733,812**	**$ 5,873,057**	**$ 8,560,668**	**$ 862,600**	**$ 1,876,890**	**$ 39,513,254**
Funding Uses:							
Expenditures	16,557,444	730,312	5,140,869	8,333,946	781,806	1,876,890	33,421,267
Transfers Out	4,984,807	3,500	-	-	69,213	-	5,057,520
To Reserves	63,976	-	732,188	226,722	11,581	-	1,034,467
Total Uses	**$ 21,606,227**	**$ 733,812**	**$ 5,873,057**	**$ 8,560,668**	**$ 862,600**	**$ 1,876,890**	**$ 39,513,254**

Requested Motion: "I move to approve Ordinance 2018-12." (Must be read in entirety).

Attachment: Ordinance 2018-12
Budget Changes Since June 29, 2018

Reviewed by the City Manager: WS

Ordinance 2018-12

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA ADOPTING THE BUDGET FOR FISCAL YEAR 2019, BEGINNING OCTOBER 1, 2018 AND ENDING SEPTEMBER 30, 2019; PROVIDING FOR READING IN ITS ENTIRETY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Statutes section 166.241 requires the adoption of a budget each fiscal year; and

WHEREAS, the amount available from taxation and other sources, including balances brought forward from prior years, must equal the total appropriations for expenditures and reserves; and

WHEREAS, the adopted budget must show for each fund, as required by law and sound financial practices, budgeted revenues and expenditures by organizational unit which are at least at the level of detail required for the annual financial report required under Florida Statutes section 218.32(1); and

WHEREAS, the adopted budget must regulate expenditures of the municipality, and an officer of a municipal government may not expend or contract for expenditures in any fiscal year except as pursuant to the adopted budget; and

WHEREAS, the City of St. Pete Beach fiscal year 2019 budget is balanced; is presented at the level of detail required to file the annual financial report; and shall regulate expenditures of the City for the period beginning October 1, 2018 and ending September 30, 2019.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH FLORIDA, HEREBY ORDAINS:

SECTION 1. The fiscal year 2019 budget document, attached hereto as Exhibit A ("the Budget"), is adopted by reference and is made a part of this ordinance. The Budget provides line item detail appropriating the sources and uses of funds summarized below:

General Fund:	$21,606,227
Building Fund:	$733,812
Capital Improvement Fund:	$5,873,057
Wastewater Fund:	$8,560,668
Reclaimed Water Fund:	$862,600
Stormwater Fund:	$1,876,890
Total:	$39,513,254

SECTION 2. This ordinance shall take effect immediately upon final adoption.

FIRST READING: ____________
PUBLISHED: ____________
SECOND READING: ____________
PUBLIC HEARING: ____________

CITY COMMISSION, CITY OF ST. PETE BEACH, FLORIDA.

____
Alan Johnson, Mayor

I, Rebecca C. Haynes, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this ________ day of ________, 2018.

____
Rebecca C. Haynes, City Clerk

APPROVED AS TO LEGAL FORM AND CORRECTNESS:

____
Andrew Dickman, City Attorney

Budget Changes Since June 29, 2018

REVENUE

Description	Account	Fund	FY 2018 +/-	FY 2019 +/-
Tax roll adjustments after June 1 estimate	001.311.000	General		($14,309)
Community Center revenue estimate correction	001.362.200	General		$10,000
Concessions lease agreement changes	001.362.450	General		($6,000)
Cabana lease agreement changes	001.362.455	General		$16,000
County reimbursement for Blind Pass Road (Ord. 2018-09)	301.337.300	Capital	$1,682,094	
Increase estimated interest earnings (Ord. 2018-09)	301.361.100	Capital	$55,205	
Transfer from General Fund (Ord. 2018-09)	301.381.001	Capital	$404,575	
Transfer from Wastewater Fund (Ord. 2018-09)	301.381.101	Capital	$418,994	
Transfer from Reclaimed Water Fund (Ord. 2018-09)	301.381.102	Capital	$691,485	
Transfer from Stormwater Fund (Ord. 2018-09)	301.381.103	Capital	$600,000	
Sale of surplus assets (Ord. 2018-09)	101.365.000	Wastewater	$55,685	
FEMA reimbursement (Ord. 2018-09)	101.331.620	Wastewater	$34,488	
Increase estimated interest earnings (2018-09)	101.361.100	Wastewater	$22,996	

Total Revenue Changes by Fund:		General	$0	$5,691
		Capital	$3,852,353	$0
		Building	$0	$0
		Wastewater	$113,169	$0
		Reclaimed	$0	$0
		Stormwater	$0	$0
		Total	**$3,965,522**	**$5,691**

EXPENDITURES

Description	Account	Fund	FY 2018 +/-	FY 2019 +/-
Increase tree trimming budget to reflect quote received	001.6104.572.5310	General		$6,600
Bermuda turf maintenance funding addition	001.6104.572.5310	General		$5,000
Parks maintenance staffing changes (wages)	001.6104.572.5120	General		($8,000)
Parks maintenance staffing changes (FICA tax)	001.6104.572.5210	General		($600)
Parks maintenance staffing changes (retirement)	001.6104.572.5220	General		($44,000)
Parks maintenance staffing changes (insurance)	001.6104.572.5230	General		$5,000
Tie aquatic instructor expenditures to revenue (70%)	001.6106.572.5316	General		($1,400)
Referendum expense increase	001.5101.512.5493	General		$1,500
Lift Station 11 repair and replacement rescheduled	101.6107.535.5632	Wastewater		($240,000)
City of St. Petersburg sewer rate increase	101.6107.535.5434	Wastewater		$250,000
Gulf Winds Drive CIP project rescheduled	301.8000.590.0011	Capital		($400,000)
Blind Pass Road CIP project funding	301.8000.590.0031	Capital		$400,000
Employee health insurance status change	001.5101.512.5130	General		($2,385)
Employee health insurance status change	001.5101.512.5230	General		$12,665
Planner position staffing changes	001.5401.515.5120	General		($4,400)
New part-time assistant position (wages)	001.5401.515.5120	General		$24,888
New part-time assistant position (FICA tax)	001.5401.515.5210	General		$1,903
Admin. Services Director reclass to Asst. CM (wages)	001.5601.513.5120	General		$10,240
Admin. Services Director reclass to Asst. CM (other wages)	001.5601.513.5130	General		($2,669)
Admin. Services Director reclass to Asst. CM (retirement)	001.5601.513.5220	General		$1,229
Admin. Services Director reclass to Asst. CM (insurance)	01.5601.513.5230	General		$35
Reallocate pavement striping and marking	001.6103.541.5469	General		($35,000)
Reallocate pavement striping and marking	001.6103.541.5310	General		$35,000
Reallocate Human Resources Administrator (wages)	001.5201.512.5120	General		($69,318)

EXPENDITURES

Description	Account	Fund	FY 2018 +/-	FY 2019 +/-
Reallocate Human Resources Administrator (wages)	001.5601.513.5120	General		$69,318
Reallocate Human Resources Administrator (FICA tax)	001.5201.512.5210	General		($5,303)
Reallocate Human Resources Administrator (FICA tax)	001.5601.513.5210	General		$5,303
Reallocate Human Resources Administrator (retirement)	001.5201.512.5220	General		($6,932)
Reallocate Human Resources Administrator (retirement)	001.5601.513.5220	General		$6,932
Reallocate Human Resources Administrator (insurance)	001.5201.512.5230	General		($11,437)
Reallocate Human Resources Administrator (insurance)	001.5601.513.5230	General		$11,437
Reallocate Human Resources Administrator (WC)	001.5201.512.5240	General		($267)
Reallocate Human Resources Administrator (WC)	001.5601.513.5240	General		$267
Reallocate HR professional/contractual services	001.5201.512.5310	General		($13,000)
Reallocate HR professional/contractual services	001.5601.513.5310	General		$13,000
Reallocate HR travel/training budget	001.5201.512.5400	General		($2,500)
Reallocate HR travel/training budget	001.5601.513.5400	General		$2,500
Reallocate tuition reimbursement program	001.5201.512.5406	General		($7,500)
Reallocate tuition reimbursement program	001.5601.513.5406	General		$7,500
Reallocate HR-related postage expenditures	001.5201.512.5420	General		($150)
Reallocate HR-related postage expenditures	001.5601.513.5420	General		$150
Reallocate HR-related insurance expenditures	001.5201.512.5450	General		($2,976)
Reallocate HR-related insurance expenditures	001.5601.513.5450	General		$2,976
Reallocate HR-related duplicating expenditures	001.5201.512.5470	General		($100)
Reallocate HR-related duplicating expenditures	001.5601.513.5470	General		$100
Reallocate employee luncheon, longevity programs	001.5201.512.5497	General		($6,000)
Reallocate employee luncheon, longevity programs	001.5601.513.5497	General		$6,000
Reallocate HR-related office supplies	001.5201.512.5510	General		($1,200)
Reallocate HR-related office supplies	001.5601.513.5510	General		$1,200
Reallocate HR-related operating supplies	001.5201.512.5529	General		($150)
Reallocate HR-related operating supplies	001.5601.513.5529	General		$150
Reallocate FPHRA and SHRM memberships	001.5201.512.5540	General		($325)
Reallocate FPHRA and SHRM memberships	001.5601.513.5540	General		$325
Increase capital funding for Blind Pass Road (Ord. 2018-09)	301.8000.590.5650	Capital	$3,852,353	
Transfer to Capital Projects Fund (Ord. 2018-09)	101.6107.535.5695	Wastewater	$418,994	
Transfer to Capital Projects Fund (Ord. 2018-09)	103.6108.537.5695	Stormwater	$600,000	
Transfer to Capital Projects Fund (Ord. 2018-09)	102.6108.537.5695	Reclaimed	$691,485	
Transfer to Capital Projects Fund (Ord. 2018-09)	001.9618.581.5999	General	$404,575	

		FY 2018 +/-	FY 2019 +/-
Total Expenditure Changes by Fund:	General	$404,575	$5,606
	Capital	$3,852,353	$0
	Building	$0	$0
	Wastewater	$418,994	$10,000
	Reclaimed	$691,485	$0
	Stormwater	$600,000	$0
	Total	**$5,967,407**	**$15,606**
Net Budgetary (Loss) or Gain by Fund:	General	($404,575)	$85
	Capital	$0	$0
	Building	$0	$0
	Wastewater	($305,825)	($10,000)
	Reclaimed	($691,485)	$0
	Stormwater	($600,000)	$0
	Total	**($2,001,885)**	**($9,915)**

St. Pete Beach City Commission
Agenda Report

Issue Considered: Resolution 2018-13: Establishing the rate of stormwater service assessments; approving stormwater service non-ad valorem assessment rolls; and providing for an effective date.

Date: September 4, 2018

Prepared By: Vincent Tenaglia, Administrative Services Director

Through: Wayne Saunders, City Manager

Summary of Issue: The City of St. Pete Beach annually imposes non-ad valorem property assessments for the operation and maintenance of the City's stormwater infrastructure. The assessments are included as a component of the property tax bill and the annual requirements for imposing the assessments are similar to those of the budget adoption process.

Residents were informed of the proposed fiscal year (FY) 2019 stormwater assessments via TRIM notice in August 2018. The identified rates reflected the rate schedule tentatively adopted by the City Commission in August 2015, calling for a 3.0% increase applicable to Tier 1 assessments and a 12.0% increase applicable to Tier 2 assessments:

Rate Schedule per Resolution 2015-11	FY 2017	FY 2018	**FY 2019**	FY 2020
Tier 1 (per parcel)	$57.15	$58.86	**$60.63**	$62.45
Increase	3%	3%	**3%**	3%
Tier 2 (per ERU)	$79.46	$90.19	**$101.01**	$111.62
Increase	35%	13.5%	**12.0%**	10.5%

Staff recommends adoption of the FY 2019 rate increases in order to continue funding stormwater drainage improvements. Projects identified and budgeted for FY 2019 include the following:

Local street flooding mitigation	$400,000
Stormwater quality improvements	$210,000
Conveyance system and pond storage maintenance	$200,000
Alley improvements: 21st Ave. to 22nd Ave.	$110,000
Tidal influenced intersection improvements	$110,000
Coastline resiliency planning	$25,000
Blind Pass stormwater basin connections	$10,000
FY 2019 Total	**$1,065,000**

Approval of Resolution 2018-13 authorizes the FY 2019 rate increases and provides direction to staff to certify the non-ad valorem assessment roll to the Pinellas County Property Appraiser's Office.

Requested Motion: "I move to approve Resolution 2018-13 (read title)."

Attachment: Resolution 2018-13

Reviewed by the City Manager: WS

RESOLUTION 2018-13

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA ESTABLISHING THE RATE OF STORMWATER SERVICE ASSESSMENTS; APPROVING STORMWATER SERVICE NON-AD VALOREM ASSESSMENT ROLLS; AND PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, THAT:

<u>SECTION 1. Authority.</u> This Annual Assessment Resolution of the City of St. Pete Beach, Florida (the "City") is adopted pursuant to Chapter 166, Florida Statutes, City Ordinance No. 2009-30 (the "Assessment Ordinance"), City Resolutions Nos. 2010-07, 2010-08, 2011-18 and 2011-19, as amended and supplemented (collectively, the "Stormwater Resolutions"), and other applicable provisions of law.

<u>SECTION 2. Definitions.</u> All capitalized terms used in this Annual Assessment Resolution shall have the meanings defined in the Assessment Ordinance and Stormwater Resolutions.

<u>SECTION 3. Findings.</u> It is hereby ascertained, determined and declared as follows:

(A) Pursuant to the Assessment Ordinance, the City adopted the Stormwater Resolutions imposing Stormwater Service Assessments against real property burdening the City's Stormwater System, and thus specially benefited by, the City's Stormwater Management Services.

(B) The imposition of a Stormwater Service Assessment is an equitable and efficient method of allocating and apportioning the cost of the City's Stormwater Management Service among parcels of property that are burdening the City's Stormwater System and thus specially benefited by provision of the Stormwater Management Service.

(C) At a public hearing held on September 9, 2015, the City adopted Resolution 2015-11, which imposed Stormwater Service Assessments rates for the Fiscal Year beginning October 1, 2015 through and including the Fiscal Year beginning October 1, 2019. The maximum rate imposed during that time will be $62.45 per Tax Parcel for Tier 1 plus $111.62 per equivalent residential unit for Tier 2.

(D) The City desires to reimpose the Stormwater Service Assessments using the tax bill method for Fiscal Years beginning on or after October 1, 2018.

(E) In order to reimpose Stormwater Service Assessments for the Fiscal Year beginning October 1, 2018, the Assessment Ordinance requires the City to adopt an Annual Stormwater Resolution during its budget adoption process for each Fiscal Year, which establishes the rate of Stormwater Service Assessments and approves the Stormwater Service

Assessment Rolls for the upcoming Fiscal Year, with such amendments as the City deems appropriate, after hearing comments and objections from all interested parties.

(F) The updated Stormwater Service Assessment Rolls have heretofore been made available for inspection by the public, as required by the Assessment Ordinance.

(G) As required by the terms of the Assessment Ordinance, notice of a public hearing has been published and mailed to each property owner whose Stormwater Service Assessment has been increased or which will be charged for the first time and notifying such property owner of the opportunity to be heard. The proof of publication and an affidavit of mailing are attached hereto as EXHIBIT A and B, respectively.

(H) A public hearing has been duly held on September 4, 2018, and comments and objections from all interested persons have been heard and considered as required by the terms of the Assessment Ordinance.

(I) The Stormwater Service Assessments contemplated hereunder are imposed by the City, not the Pinellas County Property Appraiser or the Pinellas County Tax Collector. Any activity of the Pinellas County Property Appraiser or the Pinellas County Tax Collector under the provisions of this Annual Assessment Resolution shall be construed solely as ministerial.

(J) The legislative determinations and findings set forth in the Stormwater Resolutions are hereby ratified, confirmed and incorporated herein by reference.

<u>SECTION 4. Reimposition of Stormwater Service Assessments; Approval of Stormwater Service Assessment Rolls.</u> The Tax Parcels of Assessed Property described in the Stormwater Service Assessment Rolls, as updated, are hereby found to be specially benefited by the City's Stormwater Management Services in the amount of the Stormwater Service Assessments, copies of which were present or available for inspection at the above referenced public hearing and are incorporated herein by reference and are hereby approved. The table below describes the rate of Stormwater Service Assessments that was previously approved for Fiscal Year 2019.

Description	**Fiscal Year Beginning October 1, 2018**
Tier 1 (fixed) per tax parcel	$60.63
Tier 2 (variable) per ERU	$101.01

It is hereby ascertained, determined and declared that the estimated revenue to be derived for Fiscal Year 2019 from the imposition of Stormwater Service Assessments at the rates shown above does not exceed the budgeted Stormwater Management Services, which includes a pro rata share of collection and administration costs and amounts necessary to account for the maximum discount for early payment of non-ad valorem assessments on the same bill as ad valorem taxes. Stormwater Service Assessments in the amounts set forth in the Stormwater Service Assessment Rolls are hereby levied and reimposed on all Tax Parcels described in the Stormwater Service Assessment Rolls. Adoption of this Annual Stormwater Resolution constitutes a legislative determination that all parcels charged derive a special benefit in a manner consistent with the legislative declarations, determinations and findings as set forth in the Stormwater Resolutions from the City's Stormwater Management Services, and that the Stormwater Service Assessments are fairly and reasonably apportioned among the properties that burden the Stormwater System and thus receive the special benefit.

<ins>SECTION 5. Confirmation of Stormwater Resolutions.</ins> The Stormwater Resolutions are hereby ratified and confirmed.

<ins>SECTION 6. Collection of Stormwater Service Assessments.</ins> The Stormwater Service Assessments shall be collected pursuant to the Uniform Assessment Collection Act, as provided in the Assessment Ordinance and the Stormwater Resolutions. The City Manager is hereby authorized and directed to certify and deliver, or cause the certification and delivery of, the Stormwater Service Assessment Rolls for the Stormwater Service Assessments to the Tax Collector by September 15, 2018, in the manner prescribed by the Uniform Assessment Collection Act. The Stormwater Service Assessment Rolls for the Stormwater Service Assessments, as delivered to the Tax Collector, shall be accompanied by a Certificate to Non-Ad Valorem Assessment Roll in substantially the same form as attached hereto as EXHIBIT C.

<ins>SECTION 7. Stormwater Service Assessment Liens.</ins> Such Stormwater Service Assessments imposed within the City listed on the Stormwater Service Assessments Rolls described in Section 4 hereof shall constitute a lien against assessed property equal in rank and dignity with the liens of all state, county, district or municipal taxes and other non-ad valorem assessments. Except as otherwise provided by law, such lien shall be superior in dignity to all other liens, titles and claims until paid. The lien for Stormwater Service Assessments shall be deemed perfected upon adoption of this Annual Stormwater Resolution. Upon perfection, the lien for Stormwater Service Assessments collected under the Uniform Assessment Collection Act shall attach to the property included on the Stormwater Service Assessments Rolls as of January 1, 2016, the lien date for ad valorem taxes.

<ins>SECTION 8. Effect of Adoption of Annual Stormwater Resolution.</ins> The adoption of this Annual Stormwater Resolution shall be the final adjudication of the issues presented herein (including, but not limited to, the apportionment methodology, the rate of the special assessments and the adoption of the Stormwater Service Assessments Rolls), unless proper steps shall be initiated in a court of competent jurisdiction to secure relief within 20 days from the effective date of this Annual Stormwater Resolution.

<ins>SECTION 9. Conflicts.</ins> All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 10. Severability. If any clause, section, other part or application of this Annual Stormwater Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or by application, it shall not affect the validity of the remaining portions or applications of this Annual Stormwater Resolution.

SECTION 11. Effective Date. This Resolution shall take effect immediately upon adoption.

CITY COMMISSION, CITY OF ST. PETE BEACH, FLORIDA.

____
Alan Johnson, Mayor

ATTEST:

____
Rebecca C. Haynes, City Clerk

APPROVED AS TO LEGAL FORM AND CORRECTNESS:

____
Andrew Dickman, City Attorney

EXHIBIT A

PROOF OF PUBLICATION

669544

Tampa Bay Times

Published Daily

STATE OF FLORIDA } ss
COUNTY OF Pinellas County

Before the undersigned authority personally appeared **Virginia Marshall** who on oath says that he/she is **Legal Clerk** of the **Tampa Bay Times** a daily newspaper printed in St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter **RE: Stormwater fees** was published in **Tampa Bay Times: 8/10/18.** in said newspaper in the issues of **St Pete Times Beaches**

Affiant further says the said **Tampa Bay Times** is a newspaper published in Pinellas County, Florida and that the said newspaper has heretofore been continuously published in said Pinellas County, Florida, each day and has been entered as a second class mail matter at the post office in said Pinellas County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he/she neither paid not promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper

Virginia M Marshall

Signature of Affiant

Sworn to and subscribed before me this 08/10/2018.

Jill A Harrison

Signature of Notary Public

Personally known ____________ or produced identification

Type of identification produced____________________

Notary Public State of Florida
Jill A Harrison
My Commission GG 166212
Expires 12/06/2021

CITY OF ST. PETE BEACH NOTICE OF HEARING TO IMPOSE AND PROVIDE FOR COLLECTION OF STORMWATER RELATED NON-AD VALOREM SPECIAL ASSESSMENTS IN THE CITY OF ST. PETE BEACH

The City of St. Pete Beach City Commission will consider the approval of the following:

The City Commission (the "Commission") of the City of St. Pete Beach (the "City") is considering adoption of an Annual Assessment Resolution for Fiscal Year 2019 pertaining to an increase in the annual special assessments against tax parcels within the City limits to fund costs associated with the City's stormwater system. The special assessment for each parcel of property consists of two tiers: (1) a per parcel amount imposed to fund the fixed costs associated with the City's stormwater system, and (2) an amount based upon the amount of impervious area attributable to each parcel as measured by "Equivalent Residential Units" (ERUs) imposed to fund the variable costs associated with the City's stormwater system. A more specific description of the stormwater assessments are the method of computing the assessment for each tax parcel, together with a mitigation credit procedure providing for limited reduction in the amount of the assessment for property owners with certain private stormwater mitigation facilities, are set forth in City Resolution No. 2010-07, 2010-08, 2011-18, and 2011-19, as amended and supplemented (collectively, the "Stormwater Resolutions").

The Commission will hold a public hearing at 6:00 p.m., or as soon thereafter as the matter may be heard, on September 4, 2018 in the City Commission Chambers at City Hall, 155 Corey Avenue, St. Pete Beach, Florida for the purposes of receiving public comment on the proposed increased assessments and considering a resolution approving stormwater non-ad valorem assessment rolls. If imposed, the stormwater assessments for Fiscal Year 2019 and each fiscal year thereafter will be collected on the annual property tax bill issued each November by the Pinellas County Tax Collector in which case failure to pay the stormwater assessment will cause a tax certificate to be issued against the property which may result in a loss of title.

All affected property owners are invited to attend and participate in the September 4, 2018 public hearing and may also file written objections with the City Commission prior to or during the hearings. Anyone wishing to appeal a decision made by the Commission with respect to any matter considered at the hearing will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is made.

The stormwater assessment will be imposed at a maximum rate of $62.45 per tax parcel for tier 1 plus $111.62 per equivalent residential unit or "ERU" for tier 2 as part of a five-year overall rate increase. Such amounts include a pro rata share of administrative and collection costs associated with the stormwater assessments (including fees imposed by the property appraiser and tax collector) and have been increased to account for the maximum discount for early payment of non-ad valorem assessments on the same bill as ad valorem taxes. The stormwater assessment is an annual assessment which will continue from year to year. Until paid, the stormwater assessment will constitute a lien against assessed property equal in rank and dignity with the liens of all state, county, district, or municipal taxes and other non-ad valorem assessments.

A public hearing on the above non-ad valorem special assessments will be held on the date and time and at the location below:

NAME OF BOARD	DATE	TIME
City Commission	September 4, 2018	6:00 pm

PUBLIC HEARING LOCATION: City of St. Pete Beach
City Commission Chambers
155 Corey Avenue
St. Pete Beach, FL 33706

NOTE: The above-scheduled public hearing may be continued from time to time pending adjournment. Any written comments that are received on the subject matter will become part of the official record. Any person who decides to appeal any decision of the City Commission with respect to any matter considered at this hearing will need a record of the proceedings and, for such purposes, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Copies of the Stormwater Resolutions, The Annual Assessment Resolution and the preliminary stormwater non-ad valorem assessment roll are on file in the Finance Department and may be inspected by the public. Any interested party may appear at the hearing and be heard with respect to the non-ad valorem special assessments.

FOR MORE INFORMATION OR TO VIEW THE FILE ON THIS REQUEST, PLEASE CONTACT:

City of St. Pete Beach
Finance Department
155 Corey Avenue, St. Pete Beach, Florida 33706
(727) 363-9250

AMERICANS WITH DISABILITIES ACT: Florida Statutes 286.26. Accessibility of public hearings to the physically handicapped. In accordance with the Americans with Disabilities Act and Florida Statutes, persons needing special accommodations to participate in a hearing should contact City Hall at (727) 367-2735 no later than forty-eight (48) hours prior to the hearing for assistance.

PREPARED BY AND SUBMITTED BY: Mary Jo Murphy, Deputy City Clerk

Seal: Mary Jo Murphy, Deputy City Clerk

08/10/2018

669544-1

EXHIBIT B

AFFIDAVIT OF MAILING

AFFIDAVIT OF MAILING

STATE OF FLORIDA
COUNTY OF PINELLAS

BEFORE ME, the undersigned authority, personally appeared Vincent M. Tenaglia, who, after being duly sworn, deposes and say:

I, Vincent Tenaglia, have been designated by the City of St. Pete Beach, Florida, to mail the notices required by Sections 2.06 and 2.08 of City Ordinance 2009-30 (the "Assessment Ordinance"). On or before August 14, 2018, I mailed or directed the mailing of, a notice in accordance with Sections 2.06 and 2.08 of the Assessment Ordinance by first class mail, to each owner of property included on the Stormwater Service Assessment Rolls in conformance with the requirements of the Assessment Ordinance, at the address shown on the real property assessment tax roll maintained by the Pinellas County Property Appraiser for the purpose of the levy and collection of ad valorem taxes. An exemplary form of such notice is attached hereto.

FURTHER AFFIANTS SAYETH NOT.

____
Vincent M. Tenaglia, Affiant

The foregoing instrument was acknowledged before me by ___________________________, who is personally known to me or who has produced _________________ as identification and did take an oath.

WITNESS, my hand and official seal this ___ day of __________, A.D., 2018.

____
Signature of person taking acknowledgment

____
Name of acknowledger (printed)

My commission expires: _________

EXHIBIT C

FORM OF CERTIFICATE TO NON-AD VALOREM ASSESSMENT ROLL

CERTIFICATE
TO
NON-AD VALOREM ASSESSMENT ROLL

I HEREBY CERTIFY that, I am the City Manager of the City Commission of the City of St. Pete Beach, Florida (the "City"); as such I have satisfied myself that all property included or includable on the non ad valorem assessment roll for stormwater management services (the "Non-Ad Valorem Assessment Roll") for the City is properly assessed so far as I have been able to ascertain; and that all required extensions on the above described roll to show the non-ad valorem assessments attributable to the property listed therein have been made pursuant to law.

I FURTHER CERTIFY that, in accordance with the Uniform Assessment Collection Act, this certificate and the herein described Non-Ad Valorem Assessment Roll will be delivered to the Pinellas County Tax Collector by September 15, 2018.

IN WITNESS WHEREOF, I have subscribed this certificate and directed the same to be delivered to the Pinellas County Tax Collector and made part of the above-described Non-Ad Valorem Assessment Roll this ____ day of September, 2018.

CITY OF ST. PETE BEACH, FLORIDA

By:___________________________
Wayne Saunders, City Manager

C-1