

CITY COMMISSION MEETING

MINUTES

NOVEMBER 13, 2018

6:00 P.M.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

GOOD OF THE ORDER

PRESENT:

Al Johnson, Mayor
Melinda Pletcher, Vice Mayor
Terri Finnerty, Commissioner
Rick Falkenstein, Commissioner

ABSENT:

Ward Friszolowski, Commissioner

ALSO PRESENT:

Wayne Saunders, City Manager
Andrew Dickman, City Attorney
Vince Tenaglia, Assistant City Manager/Administrative Services Director
Jennifer McMahon, Recreation Director
Brett Warner, City Engineer
Mary Jo Murphy, Deputy City Clerk

1. Presentations

There were no presentations.

2. Changes to the Agenda

In regard to Item No. 4(i), Tree Trimming, Commissioner Falkenstein mentioned to consider a program of self-pruning in the future.

3. Audience Comments

Mayor Johnson asked for audience comments.

Craig Batchelor, spoke in regard to the following topics: a previous variance granted to a neighbor for a dock.

Hearing no further comments, Mayor Johnson closed audience comments.

4. Consent

- a. Approval of minutes from the following City Commission meetings: October 9, 2018; October 16, 2018 Workshop; October 23, 2018 Workshop.
- b. Request approval of the special event application from the Pass-A-Grille Community Association for a beach fire on Pass-A-Grille beach on December 13, 2018.
- c. Request to approve the special event application and street closure for the St. Pete Beach Classic for January 18-20, 2019. Closures, as indicated on SPB Classic race routes, would be in effect on January 19th and 20th from 6 am – 10 am.
- d. Request approval to purchase library circulation materials from Baker and Taylor, Inc., in the estimated amount of \$40,000, utilizing State of Florida contract no. 55101500-ACS-17-1.
- e. Request approval of the Letter of Intent with Frontier Communications in the amount of \$22,503.10 for the material, engineering, placing and splicing labor associated with Blind Pass Road Reconstruction from 75th Avenue to Gulf Boulevard.
- f. Request approval of the Task Order under the Continuing Engineering Services Contract with CPWG, in the amount of \$22,670.00, for design and construction documents for 93rd Avenue Baffle Box Project.
- g. Request approval of the services agreement with TLC Diversified, Inc. in the amount of \$44,000 for Lift Station R&R.
- h. Request approval of the services agreement with USA Services of Florida, Inc. in the amount of \$33,210.00 for FY19 street sweeping services.
- i. Request approval to utilize the Services Agreement with Blades of Green, Inc. for Tree Trimming in an amount not to exceed the FY19 budget of \$81,600.00.

Mayor Johnson asked for a motion for the consent agenda.

Commissioner Finnerty moved to approve the Consent Items 4(a), (b), (c), (d), (e), (f), (g), (h), and (i). The motion was seconded by Commissioner Falkenstein and unanimously approved by an individual roll call vote.

5. Action Items

- a. Request to approve an agreement for weekend markets on the patio at Pass-A-Grille Beach with Suntan Art Center, Inc.

City Manager Saunders spoke to the Commission in regard to entering into an agreement with Suntan Art Center and commented on the possible following changes to the agreement:

- 3) EVENT. The Art Mart will be held every Saturday, Sunday, holiday Mondays, and Fridays during season (January through April). During the off season (May through December), the Art Mart will be held every Saturday, Sunday and occasional holiday Mondays. The set-up time will be from 8:00 a.m. to 9:00 a.m. The Art Mart will be held from 9:00 a.m. to 2:00 p.m. with the tear-down and clean-up will be from 2:00 p.m. to 3:00 p.m. The Vendor agrees to not hold any events under this Agreement if the City gives Vendor reasonable notice that the City, at its sole discretion, needs to use the Patio.
- 5) PAYMENT. In consideration of the temporary license granted herein, Licensee shall pay during season to City for the months of January through April \$140.00 per day, in addition to any applicable taxes. During the off-season for the months of May through December, Licensee shall pay to City \$120.00 per day, in addition to any applicable taxes. Payments will be remitted by the Licensee to the City monthly, no later than the 5th day of the following month after the commencement date of this Agreement. Effective October 1, 2019 and for each successive calendar year through the remaining term of this Agreement, annual payment shall be the sum of twelve (12) monthly installments as provided above, plus an annual compounding increase. The annual compounding increase shall take effect each year, and shall be the greater of:
 - a. Three percent (3%) increase, or
 - b. The cost of living increase as measured by the United States Department of Labor Consumer Price Index All Urban Consumers (CPI-U), South Urban Area, for the preceding December through November 12-month period.

- c. In the event the United States Department of Labor ceases to publish the above-mentioned Consumer Price Index, City and Licensee shall agree on a substitute index within forty-five (45) days after either party has notified the other that said index is no longer published. In the event the Parties fail to agree upon a substitute index, City shall substitute an index recognized by the United States Government of equal quality, which gathers economic information, and which is published as an index reflecting increases or decreases in the cost of living in the United States.

Attorney Dickman, City Attorney, stated that the motion would include the aforementioned amendments.

Beverly Jackson, 2804 Sunset Way, spoke in regard to the Suntan Art Center and the weekend markets on the patio at Pass-A-Grille Beach.

In regard to use of the patio, Commissioner Falkenstein suggested considering, as an option, to offer the artists the use of the park between 9th and 10th when the patio was in use by the City.

City Manager Saunders agreed that the park could be considered as an option.

Hearing no further comments, Mayor Johnson called for a motion with the two above-mentioned modifications and asked for verification of the language.

City Manager Saunders stated that the motion would refer to the two changes explained by City Attorney Dickman.

Vice Mayor Pletcher moved to approve an agreement for weekend markets on the patio at Pass-A-Grille Beach with Suntan Art Center, including the amended changes City Attorney Dickman recommended in Paragraph 3 concerning when there's a commitment with the City, and Paragraph 5, an escalation of 3 percent or the CPI, whichever's highest. The motion was seconded by Commissioner Falkenstein.

Mayor Johnson asked for audience comments.

Hearing none, Mayor Johnson asked for a roll call vote.

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

- b. Request approval of Amendment #3 to Task Order #1 under the Continuing Engineering Services Contract with Cardno in the amount of \$15,470.00 for design and construction documents for Library Improvements.

City Manager Saunders informed the Commission that this is for additional services needed to complete the construction documents for the library improvements.

Mayor Johnson asked for comments from the City Commission.

Hearing no comments, Mayor Johnson asked for comments from the audience.

Hearing none, Mayor Johnson called for a motion and the vote.

Commissioner Finnerty moved to approve Amendment #3 to Task Order #1 under the Continuing Engineering Services Contract with Cardno in the amount of \$15,470.00 for design and construction documents for Library Improvements. The motion was seconded by Commissioner Falkenstein.

Mayor Johnson asked for a roll call vote.

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

- c. Request approval of Change Order 26 and Change Order 29 to the purchase agreement with Nelson Construction for the Pass-A-Grille Way Phase I project

Mr. Saunders informed the Commission that this would be additional paperwork that needed to be completed and was not formally approved in regard to the Pass-A-Grille Way Phase I project.

Brett Warner, City Engineer, spoke to the City Commission about increases in material costs, direct purchasing and sales tax.

Mayor Johnson asked for audience comments.

Hearing no audience comments, Mayor Johnson asked for City Commission discussion.

Hearing none, Mayor Johnson asked for a motion.

Commissioner Falkenstein moved to approve Change Order 26 and Change Order 29 to the purchase agreement with Nelson Construction for the Pass-A-Grille Way Phase I project. The motion was seconded by Vice Mayor Pletcher.

Mayor Johnson asked for a roll call vote.

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

- d. Request approval of the Task Order under the Continuing Engineering Services Contract with Cardno, in the amount of \$141,388.74 for the design and construction documents for Vina del Mar and Boca Ciega Bridge Repairs.

Mr. Saunders reported that FDOT, Florida Department of Transportation, performs bridge inspections biannually and found that significant work needs to be done on the two subject bridges - Vina del Mar Bridge and Boca Ciega Bridge.

Mayor Johnson asked for City Commission comments.

Hearing no comments from the Commission, Mayor Johnson asked for audience comments.

Hearing none, Mayor Johnson called for a motion.

Vice Mayor Pletcher moved to approve the Task Order under the Continuing Engineering Services Contract with Cardno, in the amount of \$141,388.74 for the design and construction documents for Vina del Mar and Boca Ciega Bridge Repairs. The motion was seconded by Commissioner Finnerty.

Mayor Johnson called for a roll call vote.

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

Vice Mayor Pletcher asked for information on the timeline.

City Manager Saunders replied there was not a timeline, but he would do research and supply the information.

- e. Request approval of Change Order #1, #2, and #3 to the purchase agreement with Kamminga & Roodvoets, Inc. for the Valve & Valve Replacement project in the amount of \$117,902.28.

City Manager Saunders spoke of a previously Commission-approved valve vault replacement that is in regard to a joint valve box, joined with Treasure Island, where sewage is taken off the island. The decision was made to install a brand new valve and a brand new vault box, which will not be a shared box any longer. As the project progressed, there were issues found with undergrounding in regard to pipes, and the change order is for the resizing of the pipes for the project.

Mayor Johnson asked for Commission comments.

Hearing no comments from the Commission, Mayor Johnson asked for audience comments.

Hearing none, Mayor Johnson asked for a motion and a second.

Commissioner Falkenstein moved to approve Change Order #1, #2, and #3 to the purchase agreement with Kamminga & Roodvoets, Inc. for the Valve & Valve Replacement project in the amount of \$117,902.28. The motion was seconded by Commissioner Finnerty.

Mayor Johnson asked for a roll call vote.

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

6. Ordinances

There were no ordinances submitted.

7. Resolutions

- a. Approval of Resolution 2018-17, confirming the 2019 election date, establishing the date for the 2019 runoff election (if necessary), and establishing the Qualification Period for District 2 and District 4 Commissioners.

Mr. Saunders explained that the resolution established an election date, the runoff election date, if necessary, and the qualification period.

Mayor Johnson asked for audience comments.

Hearing no comments from the audience, Mayor Johnson asked for Commission comments.

Hearing none, Mayor Johnson asked for a motion and a second.

Commissioner Finnerty moved to approve Resolution No. 2018-17, a resolution of the City Commission of the City of St. Pete Beach, Florida, confirming the 2019 election date; establishing the date for the 2019 runoff election, if necessary; establishing the qualification period for Commissioners in Districts 2 and 4; and providing for an effective date. The motion was seconded by Commissioner Falkenstein.

Mayor Johnson asked for a roll call vote.

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

- b. Approval of Resolution 2018-18, reappointing the Parking Citation Hearing Officer, Administrative Appeals Officer and the Special Magistrate.

Mr. Saunders explained that Resolution 2018-18 reappoints Amber Ashton as the City's Parking Citation Hearing Officer, Administrative Appeals Hearing Officer and Special Magistrate.

Mayor Johnson asked for audience comments.

Hearing no comments from the audience, Mayor Johnson asked for Commission comments.

Hearing none, Mayor Johnson asked for a motion and a second.

Vice Mayor Pletcher moved to approve Resolution No. 2018-18, a resolution of the City of St. Pete Beach, Pinellas County, Florida, reappointing Amber E. Ashton as the Parking Citation Hearing Officer, Administrative Appeals Hearing Officer and Special Magistrate and to authorize the City Manager to execute the Special Magistrate engagement letter, effective December 1, 2018. The motion was seconded by Commissioner Falkenstein.

Mayor Johnson asked for a roll call vote.

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

8. Items for Discussion

There were no items submitted for discussion.

9. Audience Comments 2

There were no audience comments.

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

Deputy City Clerk Murphy reported on the following item:

- The new chairs for the dais had been ordered and the expected delivery is 6 to 8 weeks.

City Manager Saunders reported on the following item:

- Requested the City Commission to consider Christmas Eve - Monday, December 24, 2018 - to be an additional holiday for City employees this year due to Christmas falling on a Tuesday.

Commissioner Falkenstein made a motion that on December 24, 2018 that City Hall be closed and an additional holiday for all City employees. The motion was seconded by Commissioner Finnerty.

Mayor Johnson asked for audience comments.

Mayor Johnson asked for a roll call vote.

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

City Attorney Dickman did not submit a report.

Commissioner Finnerty reported on the following items:

- Pass-A-Grille Woman's Club: Chowder Challenge 5
- Military Writers of America: Jackie Minniti authored a book entitled *Jacqueline* and was awarded a gold medal
- Praying for World Peace/one-mile beach walk: Thursday, November 15, 2018, 5:30 p.m., walk will begin at the concession stand on Upham Beach
- Attending Florida League of Cities three-day conference for the advocacy meeting to prepare for the legislative session in January

Vice Mayor Pletcher reported on the following items:

- Pass-a-Grille will hold the first annual lighted golf cart parade on December 1, 2018 at 6:00 p.m.
- Beach bonfire, Christmas carols, Santa appearance, hot chocolate and cider in Pass-A-Grille on Thursday, December 13, 2018 at 7:00 p.m.
- St. Pete Beach boat parade: will head south going through the Pass-A-Grille back channel

Commissioner Falkenstein reported on the following items:

- Ray Radvilavicius retirement: thanked Mr. Radvilavicius for the work that he performed while being employed for the City of St. Pete Beach
- Marcus Winters, operating partner with Caddy's Group: read a letter stating that Caddy's will not request an expansion of the dock or outdoor eating area
- Election: qualification period is noon, November 29, 2018 until noon, December 7, 2018
- Commissioner Falkenstein stated he will not run for re-election in March 2019

Mayor Johnson reported on the following items:

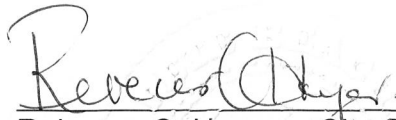
- Cleanup for Red Tide/broken reclaimed waterline behind Oyster Shucker: Receiving good feedback and thanked the Public Works department employees and County employees for their hard work

- Will attend the TDC, Tourist Development Council, meeting in Clearwater on November 14, 2018 to obtain information about bed tax
- Consider issuing monthly parking passes
- Upham Beach: schedule for rebuilding parking area

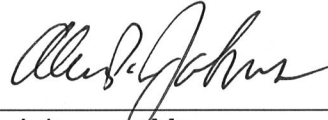
11. Adjournment

There being no further business to come before the Commission, the meeting was adjourned at 7:18 p.m.

Attest:



Rebecca C. Haynes, City Clerk



Alan Johnson, Mayor

Minutes approved on: 1-8-2019