

CITY COMMISSION MEETING

MINUTES

MAY 14, 2019

6:00 P.M.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

FOR THE GOOD OF THE ORDER

PRESENT:

Al Johnson, Mayor
Terri Finnerty, Vice Mayor
Melinda Pletcher, Commissioner
Doug Izzo, Commissioner
Ward Friszolowski, Commissioner

ALSO PRESENT:

Alex Rey, City Manager
Andrew Dickman, City Attorney
Rebecca C. Haynes, City Clerk
Vince Tenaglia, Assistant City Manager
Jennifer McMahon, Recreation Director
Wesley Wright, Community Development Director

1. Presentations

a. Proclamation - Area Agency on Aging

Mayor Al Johnson presented the Proclamation declaring May 2019 as "Older Americans Month" to Jason Martino, Director of Planning for the Area Agency on Aging.

b. Proclamation - National Safe Boating Week

Mayor Al Johnson presented the Proclamation proclaiming May 18 through May 24, 2019 as "National Safe Boating Week". Two members of the Pass-a-Grille Coast Guard Auxiliary Flotilla 78 accepted the Proclamation, encouraged boater awareness and offered residents a boat safety inspection free of charge this week as part of this initiative.

2. Changes to the Agenda

Commissioner Pletcher requested moving Item 4(d) and placing it as an action item.

Commissioner Pletcher requested that Action Item 5(b) be moved to a workshop for further discussion.

Commissioner Friszolowski requested to add a discussion item in regard to Florida Fish and Wildlife regarding Skimmer birds.

Mayor Al Johnson requested to add a discussion item in regard to the status of the 'secret sidewalk' project.

3. Audience Comments

Tom Rask, Unincorporated Pinellas County, commented on the PSTA inter-local agreement.

Guy Burns, Sunset Way, commented on new signage at the sidewalk between 28th Avenue and 30th Avenue. City Attorney Andrew Dickman confirmed that Attorney Englander is in agreement with holding any actions until after the June 11th Commission meeting.

Susan Ward, El Centro Street, commented on the PSTA transition station.

Martha Lumpkins, Harbourside Condominiums, commented on lane closings.

Jim Proctor commented on PSTA bus service.

4. Consent

- a. Approve minutes of the following City Commission meetings: March 26, 2019 Regular Meeting; April 12, 2019 Budget Workshop.
- b. Request to approve the special event application and road closures for the Surfers for Autism event on July 13, 2019.
- c. Request to approve the special event application, street closure and wet zone for the St. Pete Beach 5K Series scheduled for June 21, July 19 and August 16, 2019.
- d. ~~Request approval of the cost proposals from Pinellas County to remove the signalization mast arms, base, and all related signalization equipment at the 21st Avenue and Pass-a-Grille Way Intersection (\$13,000.00), Corey Avenue at Blind Pass Road (\$18,000.00) and Corey Avenue at~~

~~Boca Ciega Drive (\$18,000.00), utilizing the existing Interlocal Agreement between the City and Pinellas County.~~

This item was removed and placed as Action Item 5 c.

- e. Request approval of Change Order #15 to the purchase agreement with Gibbs & Register, Inc. for the Pass-A-Grille Way Reconstruction from 1st Avenue to 19th Avenue in the amount of \$25,167.82.
- f. Request approval of the services agreement with Bayshore Construction, Inc., for Dune Walkover and Boardwalk Rehabilitation and Replacement, on an as needed basis for the services listed in the contract, in an amount not to exceed the City's Operational and Capital budget for like services, additionally approving the utilization of this agreement for the Dune Walkover Replacements at 12th Avenue and 16th Avenue in the amount of \$49,734.00.
- g. Appointment(s) to the Pinellas County Flood Risk and Mitigation Public Information Working Group.

Commissioner Friszolowski moved to approve Consent Items 4(a), (b), (c), (e), (f), and (g) 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 services agreement with FCS, Inc., in an amount not to exceed the FY 2019 budget for the City's Grease Removal program of \$100,000.00.

City Manager Alex Rey explained this annual, preventative maintenance contract piggybacks on a County contract.

Commissioner Izzo moved to approve the services agreement with FCS, Inc., in an amount not to exceed the FY 2019 budget for the City's Grease Removal program of \$100,000.00. The motion was seconded by Vice Mayor Finnerty and unanimously approved by an individual roll call vote.

- b. Authorize the City Manager to enter into and execute the PSTA Interlocal Agreement regarding the BRT (Bus Rapid Transit) as currently proposed by the PSTA (Pinellas Suncoast Transit Authority) of Pinellas County, Florida.

The flood insurance advocate will serve as a voluntary insurance advocate to the City to advise homeowners and businesses that have questions about flood insurance.

City Manager Alex Rey explained that the intention was for a global agreement. Mr. Rey outlined the four main components of the proposed BRT agreement.

Commission consensus was to hold a workshop prior to the May 28th Commission meeting at 4:00 p.m., with PSTA present, for further discussion and education. The Mayor called for any public comment.

The following individuals spoke:

- Barb Haselden, St. Petersburg
- Mark Grill, 2nd Palm Point
- Marilyn Janssen, South Pasadena
- Maria Lowe, Alton Drive
- Patrick Crisler, 44th Avenue
- Marie Baumgards, Pinellas County
- Julie Fuller, 3rd Palm Point
- Dr. Ed Carlson, St. Petersburg

Commissioner Friszolowski moved to continue Item 5(b) to the May 28, 2019 workshop. The motion was seconded by Vice Mayor Finnerty and unanimously approved by an individual roll call vote.

- 4d. Request approval of the cost proposals from Pinellas County to remove the signalization mast arms, base, and all related signalization equipment at the 21st Avenue and Pass-a-Grille Way Intersection (\$13,000.00), Corey Avenue at Blind Pass Road (\$18,000.00) and Corey Avenue at Boca Ciega Drive (\$18,000.00), utilizing the existing Interlocal Agreement between the City and Pinellas County.

This item was moved from the consent agenda.

Mr. Rey explained that a traffic study was to be completed prior to the removal of the signalization at Pass-a-Grille Way. He suggested the modification of this item to remove 'Pass-a-Grille Way Intersection (\$13,000.00)'.

Commissioner Pletcher moved to approve Item 4(d), the cost proposals from Pinellas County to remove the signalization mast arms, base, and all related signalization equipment at Corey Avenue at Blind Pass Road (\$18,000.00) and Corey Avenue at Boca Ciega Drive (\$18,000.00), utilizing the existing Interlocal Agreement between the City and Pinellas County. The motion was seconded by Vice Mayor Finnerty and unanimously approved by an individual roll call vote.

6. Ordinances

- a. Ordinance 2019-01: Final Reading and Public Hearing. An Ordinance of the City of St. Pete Beach, Florida to amend the Future Land Use Map of the City of St. Pete Beach Comprehensive Plan from INS Institutional District to RM Residential District.
- b. Ordinance 2019-02: Final Reading and Public Hearing. An Ordinance of the City of St. Pete Beach to amend the Zoning Map of the City of St. Pete Beach Land Development Code from INS Institutional District to RM Residential District.

City Attorney Andrew Dickman stated that items that Items 6(a) and 6(b) are companion items and can be discussed together but voted on separately.

Community Development Director Wesley Wright introduced himself and stated that this will be the final reading of the Zoning Change from Institutional to Residential for 3101 Pass-a-Grille Way. The owner is present. Mr. Wright reviewed the history of the zoning of the property. Attorney Dickman clarified that both items have been through the local Planning Board's quasi-judicial hearing process and County review, and there has been no opposition.

There were no audience comments.

Commissioner Pletcher moved to approve Item 6(a), Ordinance 2019-01, on final reading, an Ordinance of the City of St. Pete Beach, Pinellas County, Florida, a Political Subdivision of the State of Florida, amending the City of St. Pete Beach Future Land Use Map of the City's Comprehensive Plan by re-designating approximately 0.316 acres from the Institutional District (INS) to the Residential Medium District (RM); providing for Scrivener's errors; providing for applicability; providing for modification that may arise from consideration at public hearings; providing for severability; and providing for an effective date. The motion was seconded by Commissioner Friszolowski and unanimously approved by an individual roll call vote.

City Attorney Dickman explained that Future Land Use Maps and Zoning Maps must be consistent; therefore, these are companion items.

Vice Mayor Finnerty moved to approve Item 6(b), Ordinance 2019-02, on final reading, an Ordinance of the City of St. Pete Beach, Pinellas County, Florida, a Political Subdivision of the State of Florida, amending the City of St. Pete Beach Zoning Map of the City's Land Development Code by re-designating approximately 0.316 acres from the Institutional District (INS) to the Residential Medium District (RM); providing for Scrivener's errors; providing for applicability; providing for modification that may arise from consideration at public hearings; providing for severability; and providing for an effective date. The motion was seconded by Commissioner Friszolowski and unanimously approved by an individual roll call vote.

- c. Ordinance 2019-08: First Reading and Public Hearing. An Ordinance of the City of St. Pete Beach modifying the annual Capital Improvement Schedule as illustrated in Exhibit A as per Ch. 163.3177(3) (b) F.S.

Attorney Dickman explained that this is required by the State of Florida and is part of the Comprehensive Plan and budget process.

Commissioner Friszolowski moved to approve Item 6(c), Ordinance 2019-08, on first reading, an Ordinance of the City of St. Pete Beach modifying the annual Capital Improvement Schedule as illustrated in Exhibit A as per Ch. 163.3177(3) (b) F.S. The motion was seconded by Commissioner Izzo and unanimously approved by an individual roll call vote.

7. Resolutions

- a. Resolution 2019-02: A Resolution of the City Commission of the City of St. Pete Beach, Florida, modifying the conditional use granted January 22, 2019 for an off-premise parking lot for the property located at 3815, 3855, 3859 and 3861 Gulf Boulevard; incorporating the conditions outlined herein and providing for an effective date.

There were no audience comments.

Commissioner Izzo moved to approve Item 7(a), to modify Resolution 2019-01, which was adopted on 22 January 2019, by removing Condition 4 and amending the Conditional Use Permit Development Order accordingly. The 9 conditions shall remain in effect with Resolution 2019-02, a Resolution of the City Commission of the City of St. Pete Beach, Florida, authorizing conditional for an off-premise parking lot for the property located at 3815, 3855, 3859 and 3861 Gulf Boulevard; incorporating the conditions outlined herein and providing for an effective date. The motion was seconded by Vice Mayor Finnerty and unanimously approved by an individual roll call vote.

- b. Resolution 2019-03, Providing for the City to become a member of the American Flood Coalition.

Attorney Dickman said that the second to last recital ('WHEREAS, [reference existing flood prevention and sea level rise work done by the city]'), should be removed; it was a fill in comment and is not necessary.

Anne Baker, Outreach Manager of the American Flood Coalition, participated in the discussion telephonically to review a PowerPoint presentation explaining their mission, platform and member benefits. Ms. Baker shared information on their funding sources and other members.

Commissioner Pletcher moved to approve Item 7(b), Resolution 2019-03, providing for the City of St. Pete Beach to become a member of the American Flood Coalition; and providing for an effective date, as modified. The motion was seconded by Commissioner Friszolowski and unanimously approved by an individual roll call vote.

The following individuals commented on this item:

- Maria Lowe, Alton Drive
- Russell Zimmerman, St. Pete Beach

8. Items for Discussion

- a. Craig Batchelor's reimbursement request

Mr. Batchelor was present to request reimbursement of attorney's fees in the amount \$6,392.06 pursuant to a Pinellas County Court case ruled on in December of 2017.

After Commission discussion, City Attorney Dickman stated that his legal opinion is against the reimbursement.

The consensus was to bring the item back to the May 28, 2019 Commission meeting as an action item. Mr. Dickman will check whether Mr. Batchelor can appeal if denied.

- b. Florida Fish and Wildlife regarding Skimmer birds

Commissioner Friszolowski met with Florida Fish and Wildlife last week along with the Board of the Lido Condominium. He agreed to bring the issue of lack of nesting areas for the birds to the Commission for discussion.

The following individuals commented on this item:

- Maria Lowe, Alton Drive

- c. Secret Sidewalk

Mayor Johnson was notified by residents that nothing has changed regarding the recent use of the sidewalk despite the signage.

Attorney Dickman gave some history of the sidewalks in that area

This will be an action item at the June 11, 2019 Commission meeting.

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

City Clerk Haynes reported on the following items:

- She will be attending International Institute of Municipal Clerks Conference; the TradeWinds Resort donated a weekend stay for the Education Foundation raffle.
- Her eight-year anniversary with the City is this week.
- The new Deputy Clerk and Administrative Assistant for the Clerk's Office begin work this week.

City Manager Alex Rey reported on the following items:

- Norman Nash of DSK Law introduced himself and gave a summary of his real estate law experience.

Commissioner Pletcher moved to appoint Norman Nash of DSK Law as Interim Special Magistrate. The motion was seconded by Vice Mayor Finnerty and unanimously approved by an individual roll call vote.

- Rezoning of the Library property.
- Procurement ordinance inconsistencies; will recommend \$25,000 uniformly.
- Street closures for repeating annual events can be approved by City Manager.

City Attorney Dickman did not submit a report.

Commissioner Pletcher reported on the following item:

- Traffic flow along Gulf Way between 15th and 21st when there is no parking available. Pinellas County Sheriff's Deputies on bicycles or signage might assist with that flow.

Commissioner Finnerty reported on the following items:

- Thanks to City Manager Rey and Jennifer McMahon for getting the Winn Dixie parking lot open for the Salute to Veterans.
- The Theater Task Force will be meeting on May 28th.
- FLC and SLC appointments
- Thanked Jennifer McMahon and Vince Tenaglia for detailed quarterly reports.
- Home Rule Heroes Award from FLC for 2019.

Commissioner Izzo reported on the following item:

- He participated in the Fire Ops training last weekend.

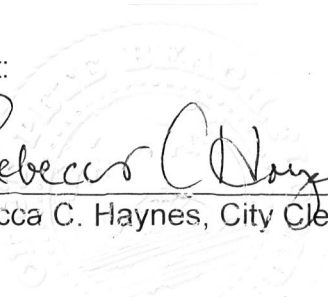
Mayor Alan Johnson reported on the following item:

- Police Pension Board short two members.
- Legislative wrap-up meeting will be held on Thursday in Seminole.

10. Adjournment

There being no further business to come before the Commission, the meeting was adjourned at 10:00 p.m.

Attest:


Rebecca C. Haynes
Rebecca C. Haynes, City Clerk

Alan Johnson
Alan Johnson, Mayor

Minutes approved on: 7/9/2019