

CITY COMMISSION MEETING

MINUTES

OCTOBER 22, 2019

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

ALSO PRESENT:

Alex Rey, City Manager
Andrew Dickman, City Attorney
Rebecca C. Haynes, City Clerk
Vince Tenaglia, Assistant City Manager
Jennifer McMahon, Parks & Recreation Director
Brett Warner, City Engineer
Andrew Butterfield, Operations Manager
Deputy R. Bishop, Pinellas County Sheriff's Office

1. Presentations

- a. Proclamation - Robert A. Kalach Jr. Day
- b. Proclamation - St. Pete Beach Public Library Day

2. Changes to the Agenda

Commissioner Friszolowski requested an update to the stormwater projects budgeted, specifically for Boca Ciega Isle Drive.

Commissioner Pletcher requested to add consideration of a street closure to Action Items.

3. Audience Comments

There were no audience comments.

4. Consent

- a. Request approval for the street closures application for 4 craft shows and to hang banners over 75th Avenue at Boca Ciega Drive for the following Corey Area Business Association 2020 events: Corey Art & Craft Show January 11-12, 2020 Corey Art & Craft Show April 18 -19, 2020 Corey Art and Craft Show June 6-7, 2020 Corey Art and Craft Show December 5-6, 2020.
- b. Request approval for the City Manager to sign the renewal agreement for weekend markets on the patio at Pass-a-Grille Beach with Suntan Art Center, Inc.
- c. Request approval for the City Manager to purchase a 2020 Ford F350 4 x 4 in the amount of \$50,029 from Duval Ford Fleet Sales that will be assigned to the Parks Division.
- d. Request approval for the Banner Installation over 75th Avenue at Boca Ciega Drive for the BikeFest 2019.

Commissioner Friszolowski moved to approve the Consent Items 4(a), (b), (c), and (d) as presented. The motion was seconded by Commissioner Pletcher and unanimously approved by an individual roll call vote.

5. Action Items

- g. Stormwater drainage and projects; Boca Ciega Isle Drive

City Manager Rey updated the Commission and audience on an updated drainage plan.

The following individuals spoke regarding flooding issues on Boca Ciega Isle Drive:

- Steve Gordon, Boca Ciega Isle Drive
- Bob Fetkin, Boca Ciega Isle Drive
- Deborah Schechner, Boca Ciega Isle Drive
- Mark Tierny, Boca Ciega Isle Drive
- Trish Brogan on behalf of Howard & Anna Decker

- a. Request approval of the special event application and street closures for the St. Pete Beach Classic for January 17-19, 2020. Closures, as

indicated on SPB Classic race routes, would be in effect on January 18th and 19th from 6am – 10am.

Mayor Johnson reported that he will abstain from participating due to the fact that he is on the Board of Directors of the St. Pete Beach Classic.

Jennifer McMahon, Parks & Recreation Director, reviewed the route and financial impact to the City.

Commissioner Friszolowski moved to approve Item 5(a), approving the special event application and street closures for the St. Pete Beach Classic for January 17-19, 2020. The motion was seconded by Commissioner Pletcher and approved 4-0, with Mayor Johnson abstaining.

- b. Request approval of the piggyback agreement with Gator Dredging for Harmful Algal Bloom Management Services.

City Manager Rey explained that there is currently no cost for the agreement but will be in place in case of a red tide event.

Commissioner Pletcher moved to approve Item 5(b), approving the piggyback agreement with Gator Dredging for Harmful Algal Bloom Management Services. The motion was seconded by Vice Mayor Finnerty and unanimously approved by an individual roll call vote.

- c. Request approval of the sole source services agreement with Ellis Automated Corporation for the installation of updated Supervisory Control and Data Acquisition (SCADA) equipment at the City's fourteen (14) remaining lift stations for a total cost of \$68,755.00.

The SCADA system, which has been installed on the City's three pump stations, will allow staff to remotely manage the equipment and alarms.

Commissioner Izzo moved to approve Item 5(c), approving the sole source services agreement with Ellis Automated Corporation for the installation of updated Supervisory Control and Data Acquisition (SCADA) equipment at the City's 14 remaining lift stations for a total cost of \$68,755.00. The motion was seconded by Commissioner Friszolowski and unanimously approved by an individual roll call vote.

- d. Request approval to utilize the existing unit price services agreement with Morelli Landscaping, Inc. for the purchase of Washingtonia Palm Trees for the Pass-a-Grille Way Phase II project in the amount of \$145,536.00.

The installation of the 104 Washingtonia Palm Trees will follow the same spacing pattern as the trees in Phase I of the project.

Commissioner Pletcher moved to approve Item 5(d), approving the utilization of the existing unit price services agreement with Morelli Landscaping, Inc., for the purchase of Washingtonia Palm Trees for the Pass-a-Grille Way Phase II project in the amount of \$145,536.00. The motion was seconded by Commissioner Izzo and unanimously approved by an individual roll call vote.

- e. Request approval to dedicate the alley located on 8th Avenue in Evander Preston's name.

Commissioner Pletcher requested the dedication of an alley be conferred to Evander Preston in honor of his memory.

Commissioner Pletcher moved to approve Item 5(e), approving the dedication of the alley located on 8th Avenue in Evander Preston's name. The motion was seconded by Commissioner Izzo.

Commissioner Pletcher moved to amend the motion approving the dedication of the alley located on 8th Avenue as "EP Lane" in honor of Evander Preston. The motion was seconded by Commissioner Izzo and unanimously approved by an individual roll call vote.

- f. Request to close 8th Avenue on Sunday, October 27, 2019 from 5:00 p.m. to 9:00 p.m. for Celebration of Life – Evander Preston

Commissioner Pletcher moved to approve 8th Avenue street closure on October 27, 2019 from 5:00 p.m. to 9:00 p.m., or possibly adjust for the service, contingent upon the appropriate application being made with the Recreation Department. The motion was seconded by Commissioner Izzo and unanimously approved by an individual roll call vote.

6. Ordinances

- a. Ordinance 2019-03: Final Reading and Public Hearing. An Ordinance of the City of St. Pete Beach, Florida, relating to the State Revolving Fund Loan Program; making findings; authorizing the loan application in an amount not to exceed \$15 million; authorizing the loan agreement; establishing pledged revenues; designating authorized representatives; providing assurances; providing for conflicts, severability, construction, publication and an effective date.

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

Commissioner Izzo moved to approve Item 6(a), Ordinance 2019-03, upon final reading, an ordinance of the City of St. Pete Beach, Florida, relating to the State Revolving Fund Loan Program; making findings; authorizing the

loan application in an amount not to exceed \$15 million; authorizing the loan agreement; establishing pledged revenues; designating authorized representatives; providing assurances; 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.

- b. Ordinance 2019-04, Final Reading and Public Hearing of an Ordinance Amending Chapter 38, Elections, of the Code of Ordinances.

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

Commissioner Friszolowski moved to approve Item 6(b), Ordinance 2019-04, upon final reading, an ordinance of the City of St. Pete Beach, Florida, amending the Code of Ordinances, Section 38-6(a), Candidates, Qualifications, Petitions; Section 38-7, Election Date of Commissioners; Section 38-8, Election Date of Mayor-Commissioner; and Section 38-14, Election Results; providing for conflicts, severability, construction, publication and an effective date. The motion was seconded by Commissioner Pletcher and unanimously approved by an individual roll call vote.

- c. Ordinance 2019-XX, First Reading and Public Hearing of an Ordinance Relating to Customary Use of Beaches and Public Access.

City Attorney Dickman explained the repeal of a previously adopted ordinance that stipulated the use of dry sandy areas of beaches.

Mayor Johnson called for audience comments.

Gracie Johnson, Pass-a-Grille Way, requested clarification on the changes.

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

Vice Mayor Finnerty moved to approve Item 6(c), Ordinance 2019-XX, upon first reading, an ordinance of the City of St. Pete Beach, Florida, providing for repeal of Ordinance 2018-07 and Chapter 94, Article III, Division 1, Sections 94-74 through 94-79 of the City's Code of Ordinances relating to customary use of beaches and public access; providing for conflicts, severability, construction, publication and an effective date. The motion was seconded by Commissioner Pletcher and unanimously approved by an individual roll call vote.

7. Resolutions

There were no resolutions submitted.

8. **Items for Discussion**

There were no items for discussion.

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

City Clerk Haynes did not submit a report.

City Manager Rey reported on the following items:

- Seeking historical designation for the library

Commissioner Friszolowski moved to direct the City Manager to pursue the historic designation for the St. Pete Beach library. The motion was seconded by Commissioner Pletcher and unanimously approved by an individual roll call vote.

Commissioner Friszolowski requested a copy of the construction documents.

- Property for sale through code enforcement

City Attorney Dickman did not submit a report.

Vice Mayor Finnerty reported on the following items:

- Corey Avenue and Blind Pass Road
- Corey Avenue public meeting
- Chowder Challenge in Horan Park on 11/10/2019
- Electronic newsletter submittals by individual commissioners

Commissioner Pletcher reported on the following items:

- PSTA trolley at Cabrillo Avenue
- Hurley Park

Commissioner Izzo reported on the following items:

- Lift Station rehabilitation on 55th Avenue and 64th Avenue
- Blind Pass Road paving at 70th Avenue

Commissioner Friszolowski reported on the following items:

- Update on stormwater issues
- Concert series in Horan Park through the Parks & Recreation Department

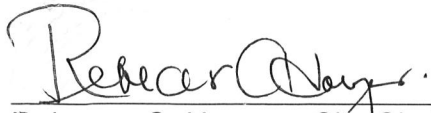
Mayor Johnson reported on the following items:

- City flags
- Government Week

10. Adjournment

There being no further business to come before the Commission, the meeting was adjourned at 8:20 p.m.

Attest:



Rebecca C. Haynes, City Clerk



Alan Johnson, Mayor

Minutes approved on: 12/10/2019

RECEIVED

OCT 17 2019

CITY CLERK'S OFFICE

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME JOHNSON, ALAN, PAUL		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE St Pete Beach	
MAILING ADDRESS 9375 Blind Pass Road		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY St. Pete Beach		☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY	
COUNTY Pinellas		NAME OF POLITICAL SUBDIVISION: City Commission	
DATE ON WHICH VOTE OCCURRED 10-22-2019		MY POSITION IS: ☒ ELECTIVE ☐ APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Alan Johnson, hereby disclose that on October 22, 20 19:

(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

I AM A MEMBER OF THE BOARD OF DIRECTORS OF SPB CLASSIC, LLC THE CHARITY THAT OWNS AND ORGANIZES THE EVENT.

Date Filed

10/17/19

Signature

Alan Johnson

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.