

CITY COMMISSION MEETING

MINUTES

NOVEMBER 12, 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 (left the meeting at 7:40 p.m.)
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
Mike Clarke, Public Works Director
Jennifer McMahon, Parks & Recreation Director
Wesley Wright, Community Development Director

1. Presentations

- a. Neighborly Care Network – Susan McIntyre/Development Director

Mayor Johnson presented Ms. McIntyre with the City's annual contribution towards the Meals On Wheels Program for St. Pete Beach residents.

2. Changes to the Agenda

Commissioner Pletcher requested to add an item regarding funding for Item 4(a).

Vice Mayor Finnerty announced that she had to leave the meeting at 7:40 p.m. to travel to a Florida League of Cities conference.

3. Audience Comments

Kevin Hughes, Gulf Boulevard, spoke about the PSTA bus stop at Cabrillo.

The following individuals spoke regarding flooding issues in the Maritana neighborhood:

- Betty Rzewnicki, South Maritana Drive
- Jeff Rzewnicki, South Maritana Drive
- Randy Chase, South Maritana Drive

City Manager Rey addressed the bus stop issue and Commissioner Friszolowski addressed the flooding issue.

4. Consent

- a. Request approval of the special event application request for road closure on Pass-a-Grille Way and 8th Avenue on December 7, 2019 for the Pass-a-Grille Boat Parade.
- b. Request approval of the special event application for a beach fire on Pass-A-Grille Beach December 12, 2019.
- c. Request approval of the applications for CABA's 2020 events and street closures: Seafood Festival, Mardi Gras, St Patrick's Day, Crab Fest, (5) Summer Series events.
- d. Request approval of the proposal from Hall-Mark RTC in the amount of \$181,500, for the purchase of a Rescue vehicle (Rescue 23) with funding provided by Pinellas County EMS Authority.

Commissioner Pletcher moved to approve the Consent Items 4(a), (b), (c), and (d) as submitted. The motion was seconded by Vice Mayor Finnerty and unanimously approved by a roll call vote.

Commissioner Friszolowski requested a photo be provided to Commissioners when requesting approval to purchase a vehicle.

5. Action Items

- f. Pass-a-Grille Holiday Boat Parade

Item 5(f) was added by Commissioner Pletcher.

Commissioner Pletcher requested funding for the Pass-a-Grille Boat Parade in light of the City Boat Parade being cancelled this year.

Unidentified speaker commented about raising the Corey Avenue bridge.

Commissioner Pletcher moved to approve Item 5(f), to approve \$1,500 towards the Pass-a-Grille/Vina del Mar Boat Parade, with the idea that the City will look into extending it next year. The motion was seconded by Vice Mayor Finnerty and unanimously approved by a roll call vote.

- a. Request Approval of Change Order No. 5 to the purchase agreement with Gibbs & Register, Inc. for Blind Pass Road Reconstruction from 75th Avenue to Gulf Boulevard in the amount of \$294,355.84.

Public Works Director Mike Clarke explained the change order includes additional projects relating to the utility conduits, roadway, potable water, and signalization. An additional 48 workdays will be added to the project completion date.

Commissioner Izzo moved to approve Item 5(a), approving Change Order No. 5 to the purchase agreement with Gibbs & Register, Inc., for Blind Pass Road Reconstruction from 75th Avenue to Gulf Boulevard in the amount of \$294,355.84. The motion was seconded by Vice Mayor Finnerty and unanimously approved by a roll call vote.

- b. Request approval of Change Order No. 18 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 \$149,369.32.

Mr. Clarke noted Change Order No. 18 includes five separate projects relating to the roadway, wastewater, and potable water infrastructure.

Commissioner Pletcher moved to approve Item 5(b), approving Change Order No. 18 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 \$149,369.32. The motion was seconded by Commissioner Friszolowski and unanimously approved by a roll call vote.

- c. Request approval of Change Order No. 19 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 \$106,992.52.

Mr. Clarke explained the Phase II of Pass-A-Grille Way Reconstruction Project change order bundled five separate items including additional concrete work, the removal of an abandoned concrete seawall underneath Pass-a-Grille Way, asphalt repairs, fire hydrant installations & relocation, and changes to the Pinellas County water scope.

Commissioner Pletcher moved to approve Item 5(c), approving Change Order No. 19 to the purchase agreement with Gibbs & Register, Inc., for the Pass-a-Grille Way Reconstruction Project from 1st Avenue to 19th Avenue in the amount of \$106,992.52. The motion was seconded by Commissioner Friszolowski and unanimously approved by a roll call vote.

- d. Request approval of the cost estimates from Rowland, Inc., under the existing On-Call Civil & Large Pipeline Contractor Services Agreement, for Boca Ciega Isle Drive stormwater improvements, reclaimed water service line replacements, and street resurfacing, in the amount of \$869,453.00.

City Manager Rey explained the improvements are the result of fulfilling a commitment to the residents in the Boca Ciega Isle Drive area. The three project areas include the stormwater improvements, repair of the reclaimed water line laterals, and repaving of the street.

Commissioner Friszolowski moved to approve Item 5(d), approving the cost estimates from Rowland, Inc., under the existing on-call Civil & Large Pipeline Contractor Services Agreement, for Boca Ciega Isle Drive stormwater improvements, reclaimed water service line replacements, and street resurfacing, in the amount of \$869,453.00. The motion was seconded by Commissioner Izzo and unanimously approve by a roll call vote.

- e. Request approval of the Service Agreement with Waste Connections, Inc. for City Wide Solid Waste Services.

In response to a Request for Proposals, three companies submitted bids for solid waste collection services. City Commission previously authorized the City Manager to enter into negotiations with Waste Connections of Florida, Inc., which includes an option for residents to schedule a special pickup of yard waste in excess of the two cubic yard limit.

Mark Grill, 2nd Palm Point, commented on subsidizing special services.

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

Commissioner Pletcher moved to approve Item 5(e), approving the service agreement with Waste Connections, Inc., for city-wide solid waste services. The motion as seconded by Commissioner Izzo and unanimously approved by a roll call vote.

6. Ordinances

- a. Ordinance 2019-16, Final Reading and Public Hearing of an ordinance relating to Customary Use of Beaches and Public Access.

City Attorney Andrew Dickman recommended appealing the current ordinance that is preempted by Florida Statutes regarding the regulation of dry sandy areas of beach and

is also part of a settlement agreement with Silver Sands Beach and Racquet Club Master Association, Inc.

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

Vice Mayor Finnerty moved to approve Item 6(a), Ordinance 2019-16, repeal of Customary Use Ordinance. An ordinance repealing Section 94-74 through and including 94-79 regarding customary use of beaches by the public on final 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 Friszolowski and unanimously approved by a roll call vote.

- b. Ordinance 2019-XX; Authorizing the issuance of a bank loan not to exceed \$6,700,000 to fund the Police Officers' Retirement System pension liabilities.

Vince Tenaglia, Assistant City Manager, stated the process will allow for significant cost savings to the City for one of the three pension plans, from the current 7% to approximately 2-3% in the future.

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

Commissioner Friszolowski moved to approve Item 6(b), Ordinance 2019-XX, upon first reading, an ordinance of the City of St. Pete Beach, Florida, authorizing the issuance of not to exceed \$6,700,000 principal amount of a taxable pension obligation revenue note (Police Officers' plan), Series 2019, to eliminate the unfunded liability of the City's Police Officers' Retirement System and to pay costs of issuance of the note; providing for a covenant to budget and appropriate legally available non-ad valorem revenues to pay debt service on the note; providing for the rights of the holder of such note; providing for conflicts, severability, construction, publication, and an effective date. The motion was seconded by Commissioner Izzo and unanimously approved by a roll call vote.

- c. Ordinance 2019-XX, First Reading and Public Hearing of an Ordinance Relating to the term "pervious", vegetative ground covers and non-vegetative material.

Community Development Director Wesley Wright provided information regarding the residential landscaping standards as they relate to vegetative and non-vegetative ground cover (stone, gravel, and shell), and the Planning Board comments and recommendations.

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

Commissioner Pletcher moved to approve Item 6(c), Ordinance 2019-XX, amending Division 2 - Definitions; Division 22 - Type, Quality, and Size of plant material regarding the term “pervious,” vegetative ground covers and nonvegetative material and Appendix “A” for the establishment of a fee for ‘work without a tree permit’, upon first reading, an ordinance of the City of St. Pete Beach, amending the Land Development Code, Section 2.1 - Words, Terms and Phrases Defined; Section 22.4 - Type, Quality, and Size of Plant Material; Section 22.14 - Tree Removal Permit Requirements; and amending Appendix “A” of the Code of Ordinances to provide for a ‘work without a tree permit’ fee; providing for codification; providing for severability; providing for repeal of ordinances in conflict; and providing for an effective date. The motion was seconded by Commissioner Friszolowski and unanimously approved by a roll call vote.

- d. Ordinance 2019-XX, First Reading and Public Hearing of an Ordinance Relating to Nonconforming structures that would allow for ordinary repairs and maintenance.

Mr. Wright explained that the proposed changes will codify existing practices that staff manages.

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

Commissioner Izzo move to approve Item 6(d), Ordinance 2019-XX, amending Division 3, Administration of the Land Development Code regarding non-conforming structures that would allow for ordinary repairs and maintenance; upon first reading, an ordinance of the City of St. Pete Beach, amending the Land Development Code, Section 3.10 - Vested Rights and Non-Conformities; and providing for severability; providing for repeal of ordinances in conflict; and providing for an effective date. The motion was seconded by Commissioner Friszolowski and unanimously approved by a roll call vote.

- e. Ordinance 2019-XX, First Reading and Public Hearing of an Ordinance Relating to Variances and providing for Practical Difficulty and Administrative Variances.

The hardship variance will continue to require full Board of Adjustment hearing and approval, or City Commission approval in the case of a conditional use permit. The practical and administrative variance relates to single family homes and the unnecessary and the administrative and undue hardship variance will apply to any property.

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

Commissioner Friszolowski moved to approve Item 6(e), Ordinance 2019-XX, amending Division 2, Definitions; Division 3, administration of the Land Development Code regarding variances and providing for practical difficulty and administrative variances, and Appendix A for the establishment of fees for the variances; upon first reading, an ordinance of the City of St. Pete Beach, amending the Land Development Code, Section 2.1 – Words, Terms and Phases Defined; Section 3.12 – Variances; and amending Appendix “A” of the Code of Ordinances to provide for unnecessary hardship, practical difficulty and administrative variance fees; and providing for codification; providing for severability; providing for repeal of ordinances in conflict; and providing for an effective date. The motion was seconded by Commissioner Izzo and unanimously approved by a roll call vote.

- f. Ordinance 2019-XX, First Reading and Public Hearing of an Ordinance Relating to Appeals of the City Manager and to provide for an internal remedy to Board of Adjustment actions.

Mr. Wright explained the variance and appeals processes which applies to zoning permits but not building permits.

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

Commissioner Pletcher moved to approve Item 6(f), Ordinance 2019-XX, amending Division 3, Administration of the Land Development Code regarding appeals of the City Manager and clarifying that “permit” relates to zoning permits, not that of building permits; upon first reading, an ordinance of the City of St. Pete Beach amending the Land Development Code, Section 3.14 – Appeals; providing for codification; providing for severability; providing for repeal of ordinances in conflict; and providing an effective date, as amended to include Paragraph “A” only. The motion was seconded by Commissioner Izzo and unanimously approved by a roll call vote.

6. Resolutions

There were no resolutions presented.

7. Items for Discussion

There were no items for discussion presented.

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

City Clerk Haynes did not submit a report.

City Clerk Haynes did not submit a report.

City Manager Rey reported on the following items:

- Expenses incurred by Chill Restaurant due to City construction project
- Correspondence from Department of Environmental Protection
- Permit fees for food trucks
- Health Insurance increase

City Attorney Dickman did not submit a report.

Vice Mayor Finnerty was absent during this portion of the meeting.

Commissioner Friszolowski did not submit a report.

Commissioner Izzo did not submit a report.

Commissioner Pletcher did not submit a report.

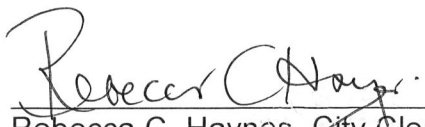
Mayor Johnson reported on the following items:

- Mayors' Council annual holiday luncheon
- City Clerk's contract and compensation at the December 10th meeting

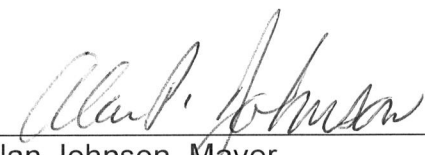
9. Adjournment

There being no further business to come before the Commission, the meeting was adjourned at 9:30 p.m.

Attest:



Rebecca C. Haynes, City Clerk



Alan Johnson, Mayor

Minutes approved on: 1/14/2020