



CITY COMMISSION MEETING CITY OF ST. PETE BEACH

155 Corey Avenue
St. Pete Beach, FL 33706

Tuesday, May 10, 2022
6:00 PM

Call to Order
Pledge of Allegiance
Roll Call

REGULAR MEETING

1. **Presentations -**

a. Good Citizen Award: The Parks and Recreation staff will present 2 after-school children the "Good Citizen" award in recognition of them going above and beyond to be kind and helping others.

b. Recognition of Public Works staff

Bart Diebold, City Manager of Pinellas Park, will present a plaque to Public Works staff.

2. **Changes to the Agenda -**

3. **Audience Comments -**

Public participation is encouraged. If you wish to address the City Commission, please fill out a speakers card and provide it to the City Clerk. Once you are called, please come to the podium and state your name and address for the record. Comments shall be limited to 3 minutes and shall be limited to non-public hearing items on the current agenda. Public comment on agenda items will be allowed when that item is called. If you plan to make a presentation as part of your public comment, the presentation must be provided to the City Clerk 24-hours in advance of the meeting.

4. **Consent -**

a. City Commission Minutes: April 12th and April 26th

5. **Action Items**

a. July 4th Fireworks Agreement

Agreement with Pyrotecnico for July 4th Fireworks.

Action Request: Motion to authorize approval of the fireworks proposal and

enter into an agreement with Pyrotecnico for the 4th of July fireworks for the amount of \$30,000.00.

6. Ordinances -

a. Final Reading - Ordinance 2022-08: Parking Fines (Updates to Code of Ordinances Chapter 82)

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA AMENDING THE CODE OF ORDINANCES, CHAPTER 82 - TRAFFIC AND VEHICLES, ARTICLE III – STOPPING STANDING AND PARKING; DIVISION 1 – GENERALLY, SECTION 82-135 – PARKING OF VEHICLES ON CITY RIGHTS-OF-WAY; DIVISION 2 – ENFORCEMENT, SECTION 82-172 – FINES FOR VIOLATIONS; DIVISION 3 – METERED PARKING, SECTION 82-201 – TIME LIMITS; SECTION 82-207 – MANNER OF PARKING VEHICLE; SECTION 82-211 – PUBLIC-PRIVATE JOINT USE PARKING AGREEMENTS; PROVIDING FOR CODIFICATION; CONFLICTS; SEVERABILITY; CORRECTION OF SCRIVENER'S ERROR; CONSTRUCTION; PUBLICATION; AND AN EFFECTIVE DATE.

Action Request: Motion to adopt Ordinance 2022-08.

b. Final Reading - Ordinance 2022-09: General Pension

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA, AMENDING CHAPTER 66, PENSIONS AND RETIREMENT, ARTICLE II GENERAL EMPLOYEES' RETIREMENT SYSTEM, DIVISION 1, GENERALLY AND DIVISION 3, BENEFITS, OF THE CODE OF ORDINANCES OF THE CITY OF ST. PETE BEACH; CLOSING THE RETIREMENT SYSTEM TO NEW MEMBERS EFFECTIVE OCTOBER 1, 2021; AMENDING SECTION 66-26, DEFINITIONS; AMENDING SECTION 66-27 MEMBERSHIP; AMENDING SECTION 66-116, BENEFITS EFFECTIVE OCTOBER 1, 2012; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, CONSTRUCTION, CORRECTION OF SCRIVENOR'S ERROR, PUBLICATION, AND AN EFFECTIVE DATE

Action Request: Motion to adopt Ordinance 2022-09.

7. Items for Discussion -

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

9. 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.

PUBLIC COMMENT INSTRUCTIONS FOR THOSE NOT PHYSICALLY PRESENT:

The City has made accommodations for those who cannot be physically present, or do not feel comfortable appearing in person, due to COVID-19. If a member of the public would like to provide comments for the

meetings, they may do so in the following ways:

- Email the City Clerk by 5:00 p.m. on the day of the meeting at cityclerk@stpetebeach.org
- Leave a voicemail message by calling **727.363.9225** by 1:00 p.m. the day of the meeting
- Upload or submit a video or audio file online by 1:00 p.m. the day of the meeting at <https://www.stpetebeach.org/PublicComment>

In your three (3) minute or less comment, please be sure to include your name and address for the record.

The public is cordially invited to attend this meeting.

All agenda material is available for review at City Hall or www.stpetebeach.org.

DRAFT
City Commission Workshop
April 12, 2022
3:30 p.m.

ELECTED OFFICIALS PRESENT:

Alan Johnson, Mayor
Ward Friszolowski, Commissioner, District 3
Chris Graus, Vice Mayor, Commissioner, District 1
Mark Grill, Commissioner, District 2
Melinda Pletcher, Commissioner, District 4

STAFF PRESENT:

Matthew McConnell, Assistant City Attorney
City Attorney Andrew Dickman, City Attorney (via telephone)
Vince Tenaglia, Assistant City Manager
Amber LaRowe, City Clerk
Ginny Keeter-Bodkin, Deputy City Clerk

Mayor Johnson called the workshop to order at 3:30 p.m. followed by the Pledge of Allegiance.

1. DISCUSSION AND PRESENTATION

a. Rules of Procedure: Commission Meetings

City Clerk Amber LaRowe made a presentation to the Commission on rules of procedure for the conduct of Commission meetings. The presentation included a discussion of Resolution 2014-04 that currently governs the procedures of Commission meetings. Other information included Statutes, Parliamentary Procedure Training, and research on other Pinellas County municipalities. A copy of the presentation is made a part of the record.

Discussion regarding City Clerk recommendations:

- Public comment cards; consensus was to continue using them.
- Consensus was to continue with a three-minute public comment time allotment with no extensions
- Consensus was to cap organizational public comment at 10 minutes (at least 4 members of that organization must be present)
- Mayor or City Manager may delegate staff or others for follow up on public comments
- Add statement “The City recognizes... meetings in the public, not of the public” to resolution
- Consensus was to continue submitting agenda items 14 days prior to meetings and agenda published 5 days prior
- Order of Agenda - Place Roll Call after the Pledge of Allegiance; add Approval of Agenda
- Mayor may add reminder that public comment is not a dialogue (business meeting in, not of, the public)
- Clapping prohibited unless for recognitions
- Political t-shirts – research restrictions with legal team
- Workshops on in-depth items and/or ordinances; City Manager would guide when to recommend and poll Commissioners
- No meeting to extend beyond 10:00 PM; add verbiage to resolution
- Advisory Boards and Committees may consider adoption of the rules or Commission may direct to do so

Assistant City Attorney McConnell mentioned Resolution 2010-11, which relates to quasi-judicial hearings; it has not been updated and the legal team requested permission to make adjustments now and add reference in this resolution that procedures may be amended for quasi-judicial proceedings.

2. ADJOURNMENT

The meeting was adjourned at 5:09 PM.

MINUTES APPROVED:

AMBER LAROWE
CITY CLERK

ALAN JOHNSON
MAYOR

DRAFT
City Commission Meeting
April 12, 2022
6:00 p.m.

ELECTED OFFICIALS PRESENT:

Alan Johnson, Mayor
Chris Graus, Vice Mayor, Commissioner, District 1
Mark Grill, Commissioner, District 2
Ward Friszolowski, Commissioner, District 3
Melinda Pletcher, Commissioner, District 4

STAFF PRESENT:

Vince Tenaglia, Assistant City Manager
Matthew McConnell, Assistant City Attorney
Amber LaRowe, City Clerk
Jennifer McMahon, Chief Operating Officer
Michelle Gonzalez, Community Development Director

Mayor Johnson called the meeting to order at 6:00 p.m. followed by the Pledge of Allegiance.

1. PRESENTATIONS

Zach Chalifour, CPA, James Moore, made a presentation to the City Commission on the annual audit for fiscal year ending September 30, 2021. A copy of the presentation is made a part of the record.

2. CHANGES TO THE AGENDA

Commissioner Friszolowski asked that items b and c be removed from the Consent for further discussion.

Mayor Johnson asked for removal of item d from the Consent for further discussion.

3. AUDIENCE COMMENTS

Deb Schechner, resident, commented on the value of the density pool units that were granted to the East End Corey Avenue project.

4. CONSENT

- a. March 22, 2022 City Commission Minutes
- b. ~~Inspection and Plan Review Services Provided by M.T. Causely, LLC.~~ *removed for discussion*
- c. ~~Inspection Services Provided by Quorum Services, LLC.~~ *removed for discussion*
- d. ~~Lobbyist Services Agreement~~ *removed for discussion*

Motion: **Commissioner Friszolowski moved, Vice Mayor Graus seconded, and the motion carried 5-0 approve the April 12, 2022 Consent Agenda as presented by the City Manager with the removal of items b, c, and d.**

4.b. Inspection and Plan Review Services Provided by M.T. Causely, LLC. & 4.c. Inspection Services Provided by Quorum Services, LLC.

Commissioner Friszolowski discussed the sovereign immunity that is granted to the City for this type of service and inquired if that will still hold true even though they are not an actual employee of the City. This question

pertains to both M.T. Causely and Quorum services.

Attorney McConnell identified the clause stated in the contract with M.T. Causely because it is a piggyback from Treasure Island, and Treasure Island included that specific language in their agreement. The M.T. Causely agreement is for three years. In regard to Quorum Services, Mr. McConnell stated that because this will be a different type of templated agreement, he needs to work with Attorney Dickman to add additional clauses since the amount has been increased. He will input similar language as stated in the M.T. Causely agreement.

Motion: Commissioner Friszolowski moved, Commissioner Pletcher seconded, and the motion carried 5-0 to approve the M.T. Causely, LLC. Agreement subject to the City Attorney editing and finalizing the Agreement.

Motion: Commissioner Pletcher moved, Vice Mayor Graus seconded, and the motion carried 5-0 to approve the Quorum Services, LLC. Agreement and for the City Attorney to edit and finalize before signature.

5. ORDINANCES

a. First Reading Ordinance 2022-08: Parking Fines (Updates to Code of Ordinances Chapter 82)

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA AMENDING THE CODE OF ORDINANCES, CHAPTER 82 - TRAFFIC AND VEHICLES, ARTICLE III – STOPPING STANDING AND PARKING; DIVISION 1 – GENERALLY, SECTION 82-135 – PARKING OF VEHICLES ON CITY RIGHTS-OF-WAY; DIVISION 2 – ENFORCEMENT, SECTION 82-172 – FINES FOR VIOLATIONS; DIVISION 3 – METERED PARKING, SECTION 82-201 – TIME LIMITS; SECTION 82-207 – MANNER OF PARKING VEHICLE; SECTION 82-211 – PUBLIC-PRIVATE JOINT USE PARKING AGREEMENTS; PROVIDING FOR CODIFICATION; CONFLICTS; SEVERABILITY; CORRECTION OF SCRIVENER’S ERROR; CONSTRUCTION; PUBLICATION; AND AN EFFECTIVE DATE.

Michelle Gonzalez, Community Development Director, made a presentation on the changes to Chapter 82 of the Code of Ordinances. A copy of the presentation is made a part of the record.

Commission discussed the changes to Chapter 82 and requested clarification on unimproved swale as mentioned in Chapter 82-135 and a change to Chapter 82-201 was requested to make sure the times are consistent with Egan Park Boat Ramp as well.

Deb Schechner, resident, commented on the sudden change and asked for warning considerations first before new fines are just thrown out there. She also commented on parking in front/near mailboxes.

Ms. Gonzalez commented on the warnings and stated that staff will be issuing warnings first and providing an educational brochure to inform the citizen of the changes to the Code for future.

Motion: Vice Mayor Graus moved, Commissioner Grill seconded, and the motion carried 5-0 to approve the first reading of Ordinance 2022-08 with the changes as discussed.

b. First Reading Ordinance 2022-09: General Employee Pension

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA, AMENDING CHAPTER 66, PENSIONS AND RETIREMENT, ARTICLE II GENERAL EMPLOYEES’ RETIREMENT SYSTEM, DIVISION 1, GENERALLY AND DIVISION 3, BENEFITS, OF THE CODE OF ORDINANCES OF THE CITY OF ST. PETE BEACH; CLOSING THE RETIREMENT SYSTEM TO NEW MEMBERS EFFECTIVE OCTOBER 1, 2021; AMENDING SECTION 66-26, DEFINITIONS; AMENDING SECTION 66-27 MEMBERSHIP;

AMENDING SECTION 66-116, BENEFITS EFFECTIVE OCTOBER 1, 2012; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, CORRECTION OF SCRIVENER'S ERROR; CONSTRUCTION, PUBLICATION, AND AN EFFECTIVE DATE

Vince Tenaglia, Assistant City Manager, stated that this Ordinance implements the changes as discussed in January. The Pension Plan is closing as of October 1, 2021 with new General Employees being provided with the 401a option. There are plans for an evaluation of the requirements of the 401a plan in the future.

Motion: Commissioner Pletcher moved, Commissioner Friszolowski seconded, and the motion carried 5-0 to approve the first reading of Ordinance 2022-09.

6. RESOLUTION

a. Resolution 2022-09: PRM Notice

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, PROVIDING NOTICE TO PUBLIC RISK MANAGEMENT OF FLORIDA OF THE CITY'S INTENT TO SOLICIT INSURANCE PROPOSALS; PROVIDING NOTICE OF INTENT TO WITHDRAW; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Tenaglia stated that this is part of the due diligence process for the City to solicit new proposals to ensure that we are receiving competitive rates for property, liability, and workers' compensation coverage.

Motion: Commissioner Grill moved, Vice Mayor Graus seconded, and the motion carried 5-0 to adopt Resolution 2022-09.

b. Resolution 2022-10: Florida Job Growth Grant Fund Agreement

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE THE FLORIDA JOB GROWTH GRANT AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY AND PURSUE THE PREREQUISITES TO SECURE A NOTICE TO PROCEED; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Tenaglia reminded the Commission that this is a follow up to the Governor's announcement regarding the \$2M grant award for the City sanitary sewer expansion project.

Motion: Vice Mayor Graus moved, Commissioner Grill seconded, and the motion carried 5-0 to adopt Resolution 2022-10.

7. ITEMS FOR DISCUSSION

None.

8. CITY CLERK, CITY MANAGER, CITY ATTORNEY AND CITY COMMISSION REPORTS

Amber LaRowe, City Clerk—reminded the Commission of the April 26th 10:00 a.m. budget workshop that is scheduled to end at 4:30 p.m. and the 6:00 p.m. meeting is to follow.

The District 3 Town Hall will be Monday April 25th 5:30 p.m. in Chambers.

Vince Tenaglia, Assistant City Manager—mentioned the charette at the Warren Webster on April 22, April 25,

and April 26. This is in regard to the Tampa Bay Regional Planning Council (TBRPC) studying the resiliency and the Pass-A-Grille Way project.

He mentioned that Alex Rey will return next week.

Assistant City Attorney McConnell—discussed the Department of Environmental Protection is in agreement that the broken pipe spill from August 2021 is an excusable discharge. The City will not be considered a habitual violator and no fines will be assessed.

He asked for a closed executive session on April 26th at 5:00 p.m. in these Chambers. This will be to discuss PAG Way, LLC #2021-000823-CI and “Secret Sidewalk” #21-002512-CI.

Commissioner Friszolowski—discussed the TBRPC Resiliency Summit he attended last week; it was well attended and educational.

The Belle Vista Community Association meeting is Thursday night with someone from the Library coming to speak.

He mentioned the future discussion for the ongoing beach concerns and the authority that the City has for private properties and the hotels that utilize the public beaches for their umbrellas, chairs, cabanas, etc.

Commissioner Grill—discussed the recent sand installment at the north end of Upham Beach. He thanked Parks and Public Works for their help.

He has been discussing the repetitive reclaimed water breaks with the City Manager and Assistant City Manager. Mr. Tenaglia stated that he has been talking to the County about this and hopes to have an agreement in front of the Commission soon.

Mayor Johnson—mentioned two upcoming meetings at Madeira Beach, first one is tomorrow at 3:00 p.m. on the future of transportation and the second meeting is the State of the Beaches at 5:00 p.m. Thursday. Both meetings are at Madeira Beach City Hall.

Mayor Johnson adjourned the meeting at 8:00 p.m.

MINUTES APPROVED:

AMBER LAROWE
CITY CLERK

ALAN JOHNSON
MAYOR

DRAFT
City Commission Meeting
Budget Workshop
April 26, 2022
10:00 a.m.

ELECTED OFFICIALS PRESENT:

Alan Johnson, Mayor
Chris Graus, Vice Mayor, Commissioner District 1
Mark Grill, Commissioner, District 2
Ward Friszolowski, Commissioner, District 3
Melinda Pletcher, Commissioner, District 4

STAFF PRESENT:

Alex Rey, City Manager
Amber LaRowe, City Clerk
Vince Tenaglia, Assistant City Manager
Jennifer McMahon, Chief Operating Officer
Mike Clarke, Public Works Director
Michelle Gonzalez, Community Development Director
Betcinda Kettells, Library Director
Jim Kilpatrick, Fire Chief

Mayor Johnson called the meeting to order at 10:08 a.m. followed by the Pledge of Allegiance.

1. FISCAL YEAR 2023 BUDGET WORKSHOP DISCUSSION

Vince Tenaglia, Assistant City Manager, gave a presentation to the Commission to discuss several key points for the upcoming fiscal year, a copy of the presentation is made a part of the record. He touched on the current financial position of several funds as well as pensions, the status of grants, and the American Rescue Plan Act (ARPA) Fund.

Discussion ensued on the upcoming negotiations with the firefighters and the assumed rate of returns for all pension plans.

Commissioner Pletcher exited the meeting at 10:57 a.m. and returned at 11:07 a.m.

Compensation

- Minimum hourly rate
- CPI and unemployment percentage
- Defined contribution plan
- Third party pay plan review
- Personnel
 - Human Resource Assistant/City Hall Administrative Support
 - Grant Management Assistance
 - HR Assistance
 - Risk Management Assistance

City Manager Rey gave a brief overview of the infrastructure status.

Sanitary Sewer System:

- Fee study underway
- Current fee structure

Resiliency:

- Three phases of improvements
- Funding
 - Proposed resiliency fund
- Sea level rise tracker at 3-feet
- Water threats analysis
 - Various maps
 - Analysis per District
 - Check Valves
 - Seawalls
 - Pump stations
 - Roadway elevation (miles)

Mayor Johnson recessed the meeting at 12:33 p.m. for lunch.

Mayor Johnson reconvened the meeting at 1:26 p.m.

Street Resurfacing:

- Funding Goal
- Map of paving program

Mr. Clarke gave an update to the Commission on the status of the Army Corps of Engineers project for the dune walkovers. An estimated study schedule was discussed with construction expected in spring/summer of 2028.

Transportation Projects:

- Gulf Boulevard beautification
- Sunset Way/Upham Beach connectivity
- Mangrove/73rd parking expansion
- Citywide parking sensors
- Parking rates versus parking fines
 - What is the efficiency of the parking staff?
- PSTA timeline
- Freebee expansion

Mr. Rey discussed the hardening project that was recently presented to the Commission by Duke Energy. Phase one and Phase two map was presented. The cost of undergrounding is almost \$750k. About half of that was for the hardening, if the City wanted to underground, then the actual cost to do that would be approximately \$337k. This would be for phase one as shown on the map. The actual cost to do that in the entire City is unknown at this time; however, Mr. Rey expects it to be about \$1M-\$2M. Discussion continued regarding dedication of right-of-way, indemnity, etc. Duke Energy will be discussing this issue internally and come back to the City at a later time. The Commission agrees with Mr. Rey's recommendation to spend the money if Duke Energy accepts indemnity for only the City role, not other agencies.

Beautification Projects:

- Pass-A-Grille Park – to be presented at tonight's City Commission meeting
- Asphalt removal and landscape installation project
 - Continuation of current program
 - \$250k fiscal year 2023 estimate

- Facility name signs
 - Cost estimate to continue at neighborhood parks on a smaller scale
- Community Center/Horan Park docks project
 - Possible grant funding

Miscellaneous Updates:

- Building operation
 - Contractual support services due to the volume
 - New software system
- Sign ordinance consulting
- Cybersecurity status
- Fleet electrification status

Mr. Tenaglia displayed a graph to show how the millage rate has stayed the same since FY2015 as well as a comparison of millage rates between other local municipalities.

Mr. Tenaglia touched on the budget calendar. The Commission scheduled a budget workshop for July 25, 2022 at 10:00 a.m.

Discussion ensued regarding the millage rate. Commissioner Friszolowski mentioned keeping the rate the same or lowering it. Commissioner Pletcher would rather keep the millage rate the same.

Mayor Johnson adjourned the meeting at 3:45 p.m.

MINUTES APPROVED:

AMBER LAROWE
CITY CLERK

ALAN JOHNSON
MAYOR

DRAFT
City Commission Meeting
April 26, 2022
6:00 p.m.

ELECTED OFFICIALS PRESENT:

Alan Johnson, Mayor
Chris Graus, Vice Mayor, Commissioner, District 1
Mark Grill, Commissioner, District 2
Ward Friszolowski, Commissioner, District 3
Melinda Pletcher, Commissioner, District 4

STAFF PRESENT:

Alex Rey, City Manager
Andrew Dickman, City Attorney
Amber LaRowe, City Clerk
Jennifer McMahon, Chief Operating Officer
Michelle Gonzalez, Community Development Director

Mayor Johnson called the meeting to order at 6:00 p.m. followed by the Pledge of Allegiance.

1. PRESENTATIONS

Commissioner Pletcher presented the Pass-A-Grille Woman's Club 100 Year Anniversary Proclamation to Club President Sue Rae.

2. CHANGES TO THE AGENDA

City Manager Rey removed item d from the Consent Agenda. He also asked that item 5.b. be moved right after the Consent Agenda approval.

3. AUDIENCE COMMENTS

Brenda E., resident, discussed the recent parking rate increase article from a local newspaper.

4. CONSENT

- a. Appointment to the General Employee Pension Board of Trustees
- b. Approval of Street Closure with Wet Zones
- c. 51st & 52nd Avenue Dune Crossover Replacement Basis of Design
- d. ~~8th Avenue Alley Conceptual Design~~ *removed from the Agenda*

Motion: **Commissioner Pletcher moved, Commissioner Friszolowski seconded, and the motion carried 5-0 to approve the April 26, 2022 Consent Agenda as presented by the City Manager with the removal of item d.**

5. ACTION ITEMS

b. Brass Monkey Parklet Permit and Agreement

Mrs. McMahon discussed the history of the Parklet Program and the specifics in regard to the Brass Monkey Parklet Permit. She stated that there has been a total of five applications for a parklet; this is the first Permit to be in front of the Commission.

Mr. Rey addressed the parking, stating that the City has the option to add more parking if the Commission approves along Gulf Way at 5th and 6th Avenues.

Commissioner Grill expressed concerns about the City removing the four parking spaces for this parklet, stating that there are already a lot of issues and complaints about the finite parking the City has. If this is approved, he opined that the parking spaces should be added as the City Manager stated. Mr. Grill went on to express other concerns in regard to the ADA parking and the City providing funding for a private business to use public space. He questioned if the business can use the parklet during certain times and remove the parklet during non-used times.

City Manager Rey addressed some of the concerns stating that a removable parklet is not the intent of the Program, part of that is due to the City having the option to withdraw the permit at any time. In regard to the \$36,000 funding, Mr. Rey stated that if the Parklet costs less than that, the City will adjust the months of the waiver [currently the monthly payments to the City will begin 18 months from the effective date of the Agreement].

Steve Christiansen, General Manager for Brass Monkey, answered questions from the City Commission. He stated that there is no outdoor music and is unsure if the television will be placed back outside or not.

The Mayor opened the public comment:

Bill Loughery, resident & Historic Preservation Board member, spoke in regard to the Historic Preservation Board not giving the City Commission any recommendation as required.

The following members of the public spoke in opposition of the Parklet:

- Martin N.
- Theresa S.
- Lisa C.

The Mayor closed the public comment.

Commissioner Pletcher expressed her thoughts on the Historic Preservation Board not giving their recommendation to the Commission. She opined that this is not the right fit right now and expressed concerns that residents in her district have shared.

Commissioner Friszolowski would like to see this go to the Historic Preservation Board for their review and recommendation.

Mayor Johnson expressed some concerns in regard to the funding and agreed that the Historic Preservation Board should give a recommendation before the Commission sees this item again.

Motion: Commissioner Pletcher moved, Commissioner Friszolowski seconded, and the motion carried 5-0 to move this item to the Historic Preservation Board for their review and recommendation then bring this back to the City Commission with that information.

a. City Manager Performance and Contract Review

Mayor Johnson gave comments in regard to the City Manager's performance since he started with the City as well as over the last year. He and the other Commissioners expressed gratitude for the way projects are moving along in the City, the teamwork that seems to be more apparent since Mr. Rey began, and the responsiveness of both he and his staff.

Mayor Johnson suggested an increase in salary to \$210,000.00.

Mayor Johnson opened the public comment.

The following members spoke in opposition of the City Manager performance and contract:

- Lisa (unknown last name)
- Lisa C.
- Danielle M.

Mayor Johnson closed the public comment.

Motion: Commissioner Pletcher moved, Vice Mayor Graus seconded, and the motion carried 5-0 to approve the City Manager's annual salary be adjusted from \$199,500.00 to \$210,000.00, effective on his anniversary date of April 1, 2022 and a contract extension until March 31, 2025.

c. Landscape Architecture Services Agreement: Halff Associates, Inc.

Mrs. McMahon stated that this Agreement is for Halff Associates, Inc. to design for the beautification of Pass-A-Grille Park and the adjacent streetscape.

Motion: Commissioner Grill moved, Vice Mayor Graus seconded, and the motion carried 5-0 to approve the task order under the existing continuing service contract with Halff Associates, Inc. in the amount of \$57,319.15 for the design and beautification of Pass-A-Grille Park and adjacent streetscape.

6. ORDINANCES

a. Final Reading Ordinance 2022-06: Off-Street Parking (Updates to LDC Division 23)

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA, PROVIDING FOR UPDATES TO DIVISION 23 OFF-STREET PARKING AND LOADING REQUIREMENTS IN THE CITY'S LAND DEVELOPMENT CODE; PROVIDING FOR CODIFICATION; CONFLICTS; SEVERABILITY; CORRECTION OF SCRIVENER'S ERROR; CONSTRUCTION; PUBLICATION; AND AN EFFECTIVE DATE.

Michelle Gonzalez, Community Development Director, mentioned that Section 23.11 was updated to ensure that the new design and landscaping standards are flexible and adaptable to various types of parking arrangements found throughout the City.

The Commission requested that regardless of whether the ballroom is attached to a hotel or standalone, the parking requirements remain at 1 space per 300 square foot floor area and to add a requirement for an overflow parking plan to be provided to the City for the transient accommodations that include a ballroom during high season times.

Motion: Commissioner Friszolowski moved, Commissioner Pletcher seconded, and the motion carried 5-0 to adopt Ordinance 2022-06 with the changes as discussed.

7. RESOLUTION

None.

8. ITEMS FOR DISCUSSION

None.

9. CITY CLERK, CITY MANAGER, CITY ATTORNEY AND CITY COMMISSION REPORTS

Alex Rey, City Manager—thanked Vince Tenaglia, Assistant City Manager, and staff for all the work done while he was on vacation. He also thanked the Commission for their comments tonight during his annual performance evaluation.

Attorney Dickman, City Attorney—mentioned the handout he distributed before the start of the meeting. It is the first and second quarter report for this fiscal year. The report is made a part of the record.

Vice Mayor Graus—commented on the wall at the Don CeSar and how nice it looks.

Commissioner Friszolowski—mentioned the District 3 Town Hall last night and the good turnout.

Mayor Johnson—mentioned the BIG-C meeting tomorrow at 9:00 a.m. at Madeira Beach City Hall; the presentation this month is on climate change.

Mayor Johnson adjourned the meeting at 7:55 p.m.

MINUTES APPROVED:

AMBER LAROWE
CITY CLERK

ALAN JOHNSON
MAYOR

CITY COMMISSION MEETING CITY OF ST. PETE BEACH

Agenda Report

Issue Considered: July 4th Fireworks Agreement

Date: May 10, 2022

Prepared By: Jennifer McMahon, Chief Operating Officer

Through: Alex Rey, City Manager

Summary of Issue: The City received only one fireworks proposal for this year's 4th of July fireworks display from Pyrotecnico. This is the company the City has contracted for the last three years for our fireworks show. Both the Parks and Recreation Director and Fire Marshal feel very comfortable working with them and the product they provide. This year's fireworks are planned to be shot off a barge. In case the barge has not been completed and delivered to the City, the fireworks show will be from Upham Beach or the east end of Corey Ave.

Funding: 001-6106-572-5550

Requested Motion: I move to authorize the city manager to approve the fireworks proposal and enter into an agreement with Pyrotecnico for the 4th of July fireworks in the amount of \$30,000.00.

Attachments: 1. 220704 City of St Pete Beach PROPOSAL



City of St. Pete Beach
July 4, 2022 Fireworks Proposal

Proposal Prepared by: Michael Simmons
msimmons@pyrotecnico.com

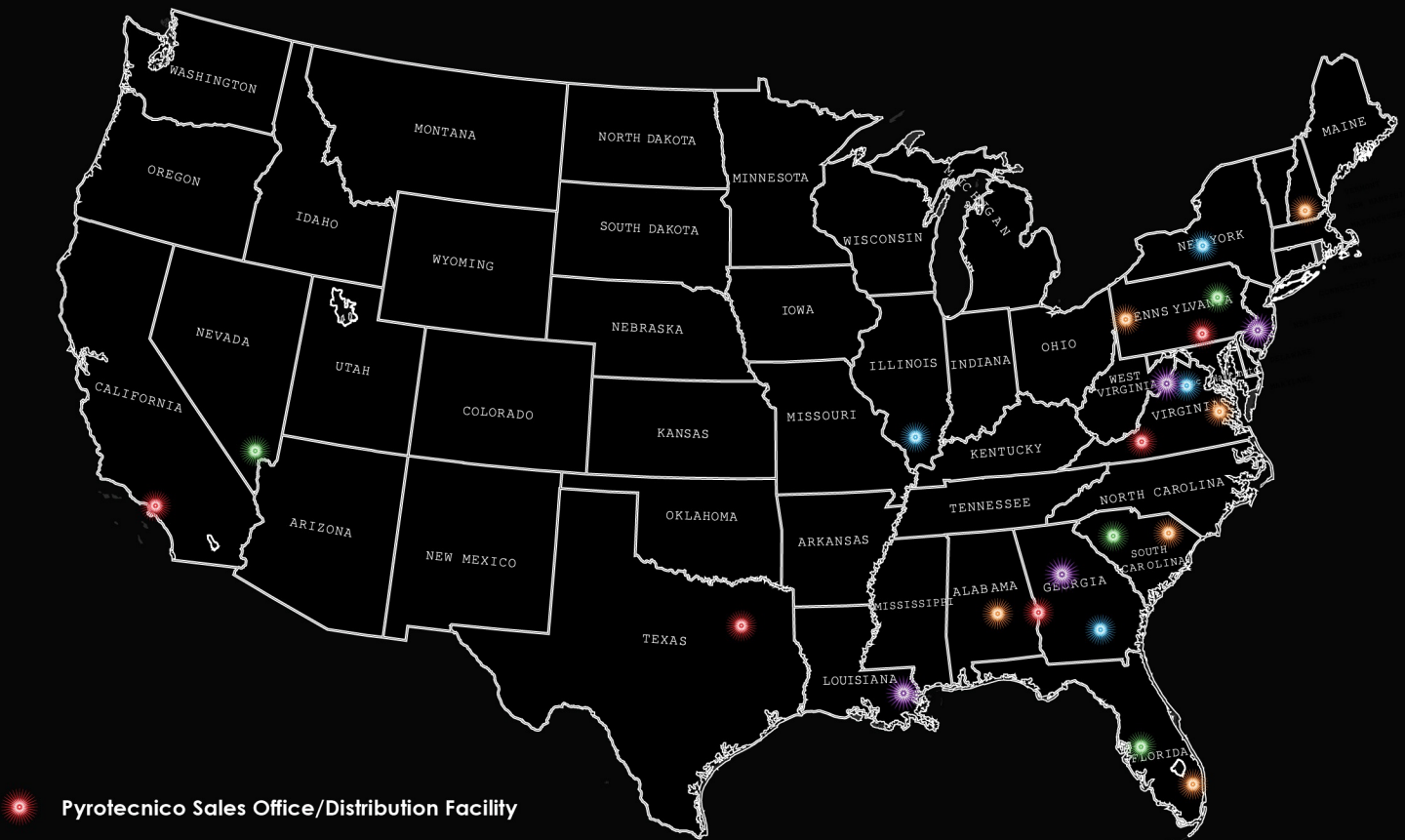


We produce each show with tireless dedication. We treat each employee, supplier, and regulator with respect. Individual and team initiative drives our company. Imaginative people are the core of our success. Insuring safety is our top priority. Great performances are our passion.

WHAT THIS MEANS FOR YOUR EVENT

You have a vision for your event and Pyrotecnico will work tirelessly to design a spectacular display to match that vision. Our staff has an unrivaled passion for what we do and that results in superior customer service, advanced display designs, and safe certified/licensed pyrotechnicians for your event.





LOGISTICS PROWESS

Outside of the 600 shows we perform over the July 4 holiday week, Pyrotecnico produces an average of 45-50 shows per week around the country. At this velocity, operating at top logistical efficiency is a must. Pyrotecnico's storage and transportation network is second to none in our industry. Additionally, 70% of our productions include materials that require us to follow strict DOT procedures during transport. Under this oversight, there is zero tolerance for poor inventory control. As a result, our customers can rest assured that their products will arrive fresh, in the correct quantities, and at the right time.

BUYING POWER

Not only does producing 3,000 shows each year require the highest in operating and inventory management efficiency, it also affords Pyrotecnico tremendous buying power with our core suppliers. Buying the quantities of pyrotechnic products and special effects consumables (fluids, paper goods, supplies, etc.) that we do in our normal course of business enables Pyrotecnico to negotiate vendor contracts that are more favorable than our competitors in all aspects of the agreement. We can then pass these efficiencies along to our customers. It's a win/win for everyone.

Pyrotecnico is a turn-key fireworks, laser, and special effects company. A recognized industry leader, we consistently strive to raise the bar with every production using the most innovative technology available. Large-scale, multi-media show integration is our specialty and we push the edge of the entertainment envelope with our digital pyrotechnic firing systems, our state-of-the-art lasers, proprietary interactive show controls and, most importantly, our talented people.

Our roots run deep and our experience is second to none. Pyrotecnico was formed over 125 years ago when Constantino Vitale started his fireworks company in Pietramelara, Italy. He immigrated to the United States in 1920 through Ellis Island, making a home for his family and company in New Castle, Pennsylvania – a small town between Pittsburgh and Cleveland that would become known as "The Fireworks Capital of America."

At the turn of the century, the company was one of the largest fireworks companies in America. Five different generations of the Vitale family have continued to grow Constantino's company by training new staff in the old family ways, selecting the best products from global suppliers, and seeking out the most creative visual effects available to delight more and more audiences every year.

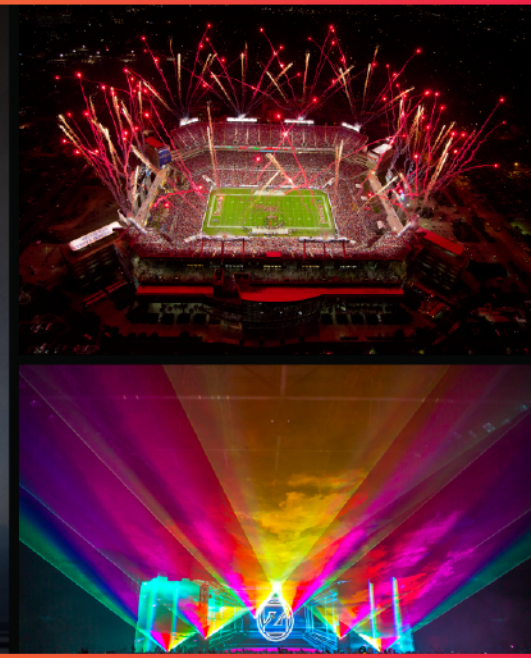
The company has since expanded to include an array of special effects such as lasers, pyrotechnics, cryogenics, fog, flames, confetti, and streamers. We have worked hard to become the leading innovators in these categories and we pride ourselves on our groundbreaking technologies, including audience-scanning lasers and interactive crowd controls to involve the viewer in the performance. We will truly make your dreams a reality with our unrivaled access to the best products, skills, and collective experience.

Company Information:

- 90 Full-Time Employees
- Formed in 1889
- Headquartered in New Castle, PA
- Regional Office in Jupiter, FL
- Annual Sales of \$26.8 Million



YOUR EVENT TEAM



Stephen Vitale - President & CEO - svitale@pyrotecnico.com

As the President and CEO of Pyrotecnico, Stephen provides the leadership for all of our employees and creates the philosophy by which we excel. Stephen has 30 years of experience in the fireworks and special effects industries.

Chris Liberatore - Executive VP of Fireworks - cliberatore@pyrotecnico.com

Chris oversees the day to day operations and communications, while managing all of the distribution points and facilities in Pyrotecnico's nationwide network.

Mark DeVincentis - Chief Financial Officer - mdevincentis@pyrotecnico.com

Mark oversees Pyrotecnico's finance department, and handles Pyrotecnico's daily finances, insurance, and billing.

Michael Simmons - FL/TX Regional Manager - msimmons@pyrotecnico.com

With 30 + years experience, Mike develops and services client accounts, making sure that all aspects of your program are accomplished in a timely manner. He is your primary point of contact from concept through completion.

Chad Freeman - FL Facility Lead - cfreeman@pyrotecnico.com

Chad is in charge of our FL facility and operations, making sure that all aspects of your program are accomplished in a timely manner, from DOT logistics all the way through show site operations.

Samantha Romo - Production Lead - sromo@pyrotecnico.com

Sam aids Mike in obtaining all permits necessary for your event and making sure every detail of the preparation process has been addressed.

Client: City of St Pete Beach
Jennifer McMahon

Event Date: July 4, 2022

Rain Date: TBD

Budget & Duration:

Option 1: 17 - 18 minute, High Impact, Water Based Display - \$30,000

*Barge to be provided by the City

*All permit, fire watch and marine patrol fees to be waived by the City

Option 2: 17 - 18 minute, High Impact Display from the beach - \$30,000

*All permit, fire watch and marine patrol fees to be waived by the City

This Presentation Includes:

- Pyrotecnico will secure all needed permits (unless otherwise specified by the local jurisdiction) and organize plans directly with Fire and Safety Authorities.
- Our trained technicians to produce the display.
- All transportation and delivery costs. Transportation provided by our commercially licensed drivers.
- All necessary safety precautions to provide a safe and spectacular display, assistance with local and state firework display permits.
- Highly choreographed display design.
- The widest variety of top quality shell and special effects from around the globe that includes our own American products





City of St Pete Beach - July 4, 2022

Option 1, Barge Display Product Listing

Opening Presentation

The Opening Presentation will start your display off "with a bang." A "mini-finale" will excite the crowd and get them energized for a great show.

- 40 3 inch Assorted Chrysanthemum and Peony Finale Shells
- 20 3 inch Titanium Salutes (loud thundering booms)
- 18 4 inch Assorted Brocade Shells

Body

The majority of your display will be fired during the Body presentation. It will have a balanced pace with constant action. Radiant color combinations like Violet & Lemon, Aqua & Pink, and the always treasured Red, White, & Blue. Amazing effects such as Crossette, Twitter Glittering, Rings, and Color Changing Chrysanthemums will be mixed in to illuminate your skies!

- 72 3 inch Assorted Aerial Display Shells (fired in pairs)
- 120 4 inch Assorted Aerial Display Shells (fired in groups of 1, 2 and 3 shells)
- 144 5 inch Assorted Aerial Display Shells
- 72 6 inch Assorted Aerial Display Shells
- 5 8 inch Assorted Aerial Display Shells
- 8 49 Shot Assorted Angled Barrages (392 Shots)
- 2 100 Shot Assorted Angled Barrages (200 Shots)

Your Grand Finale Presentation

The Grand Finale Presentation is the ultimate crowd pleaser and most exhilarating part of your display. When the sky erupts with Multi-Color Peonies and Thunderous Salutes, there is no better visual experience. They will end your event in style and leave the audience wanting more!

- 200 3 inch Assorted Chrysanthemum, Peony and Brocade Finale Shells
- 100 3 inch Titanium Salutes (loud thundering booms)
- 42 4 inch Assorted Brocade Chrysanthemum Finale Shells
- 20 5 inch Assorted Finale Shells
- 1 8 inch Long Duration Kamuro Chrysanthemum



City of St Pete Beach - July 4, 2022

Option 2, Beach Display Product Listing

Opening Presentation

The Opening Presentation will start your display off “with a bang.” A “mini-finale” will excite the crowd and get them energized for a great show.

- 40 3 inch Assorted Chrysanthemum and Peony Finale Shells
- 20 3 inch Titanium Salutes (loud thundering booms)
- 18 4 inch Assorted Brocade Shells

Body

The majority of your display will be fired during the Body presentation. It will have a balanced pace with constant action. Radiant color combinations like Violet & Lemon, Aqua & Pink, and the always treasured Red, White, & Blue. Amazing effects such as Crossette, Twitter Glittering, Rings, and Color Changing Chrysanthemums will be mixed in to illuminate your skies!

- 144 2 inch Assorted Aerial Display Shells
- 150 2.5 inch Assorted Aerial Display Shells
- 312 3 inch Assorted Aerial Display Shells (fired in groups of 1, 2 and 3 shells)
- 150 4 inch Assorted Aerial Display Shells
- 8 49 Shot Assorted Angled Barrages (392 Shots)
- 8 100 Shot Assorted Angled Barrages (800 Shots)

Your Grand Finale Presentation

The Grand Finale Presentation is the ultimate crowd pleaser and most exhilarating part of your display. When the sky erupts with Multi-Color Peonies and Thunderous Salutes, there is no better visual experience. They will end your event in style and leave the audience wanting more!

- 200 3 inch Assorted Chrysanthemum, Peony and Brocade Finale Shells
- 100 3 inch Titanium Salutes (loud thundering booms)
- 42 4 inch Assorted Brocade Chrysanthemum Finale Shells
- 2 182 Shot Assorted Angled Barrages (364 Shots)



DISPLAY RECAP



TOTAL SHELLS Option 1 - Barge Display

SEGMENT	1.5"	3"	4"	5"	6"	8"	TOTAL
Opening Finale		60	18				78
Main Display (Body)	592	72	120	144	72	5	1,005
Grand Finale		300	42	20		1	363
TOTAL SHELLS	592	432	180	164	72	6	1,446

****Barge to be provided by City.**

****All Permit Fees, Fire Watch Fees and Marine Patrol Security Fees to be waived by the City.**

TOTAL SHELLS Option 2 - Beach Display

SEGMENT	1.5"	2"	2.5"	3"	4"	TOTAL
Opening Finale				60	18	78
Main Display (Body)	1,192	144	150	312	150	1,948
Grand Finale	364			300	42	706
TOTAL SHELLS	1,556	144	150	672	210	2,732

****All Permit Fees, Fire Watch Fees and Marine Patrol Security Fees to be waived by the City.**

Shell Types and Descriptions

Listed below is a very small sample of the types of shells Pyrotecnico has in its extensive international inventory and we will pull the quantities listed in our proposal for each caliber size listed. Countries of Manufacture include, China, Spain, Italy, USA, Japan and Germany.

Multi -Color Star Shells –

Glittering Green Chrysanthemum, Red Peony with Blue Pistil, Gold Peony, Shells, Magenta Wave, Blue Peony with Palm Pistil, Purple and Twitter Glitter, Flower Wave with Purple Pistil, Green Peony with, Green Tail, Multi Color Pastel Peony, Yellow & White Peony, Glittering Red Chrysanthemum, Blue Peony with Magenta Pistil, Flower Wave to Blue with Green Pistil, Gold Silk Chrysanthemum, Sea Blue Peony with Sea Blue Tail, Purple Peony with Palm Tree Tail, Dahlia Crackling, Dahlia Multi with Silver Tail.

Fancy and Color Changing Shells –

Gold Glitter to Blue with Blue Center Peony, Gold Wave to Red to Green to Purple Chrysanthemum, Gamboge Red to Blue to Silver Chrysanthemum with Green Pistil, Gamboge Purple to Crackling, Crackling Lemon to Crackling Pistil, Blue to Green to Red Peony with Twinkling Pistil, 1000's of Magic to Purple, Silver Peony to Colorful Shell of Shells, Crown Flower with Purple Pistil, Gold Wave with Purple Swimming Stars, Multi Color Pastel Umbrella, Red Peony with Time Rain Coconut Pistil, Silver Cascade to Red, White, and Blue Color Change, Crossette Willow to Red, Falling Leaves Multi Color, Rainbow.

Special Effect Shells –

Saturn with Ring, Nishiki Kamuro, Red Sun, Crown Brocade, Pixie Dust Willow with Stained Glass Crackling Pistil, Stutada Red, Stutada White Spangle, Artillery Shell of Shells, Bi Break Multi Color Palms Kamuro with Violet, Jellyfish Blue Giant, Kamuro Gold Brocade, Mosaic Kamuro Crackling, Nautical Sea Green, Nautical Blue to Silver Strobe, Nautical Silver Glittering to Red, Domestic Draw-Out, 9 Time Report, Ghost White, Sweeper Blue Shell, Waterfall Orange Glitter, Waterfall Gold to Silver, Willow Twinkling, Serpents, Whistle, Fish, Tourbillions, Willow White Strobe with White Tail Center, White Spangle Red Tip Rays Blue Center with Trunk, Mosaic Blue, Waterfall Willow Happy Star.

Pattern Shells –

Smiley Face, Double Red Heart, Five Pointed Star, Rings of Red, Blue Serpents with Reports, Ring Double Farfalles with Gold Glitter Blue Tip, Ring Blue Crossette, Cube, Straw Hat, Bowtie Ring, Heart Red Strobing, Ring Double Crossette, Strawberry, Sunflower with Tail, Ring Red with Titanium Salute.

We take pride in our ability to “layer” the sky with vivid surprises at varying heights and widths, painting the entire sky into beautiful scenes of color. Your show will be unique and precise, with a timeline that will include an opening mini-finale of bursts to kick off the display, followed by a body filled with unique scenes and special effect barrages, and concluding with a grand finale that will light up the sky like nothing your audience has ever seen!



- *Maximum shell heights will vary for each individual display.
- On average, shells will reach 100' of elevation for every inch in shell diameter.
(Example: 2" shells will reach approximately 200' in elevation.)



AMPLIFYING EXCITEMENT SINCE 1889

UNMATCHED INNOVATION

Imaginative people are the core of our success, and our creative team is constantly raising the bar and scouring the globe for new technologies. You can rest assured that your display will be innovative and unforgettable in every aspect.

AWARD-WINNING DISPLAY DESIGN

Our creative team has won many international awards for our unique choreography and impeccable synchronicity, including the coveted Gold Jupiter award among others.

EXCEPTIONAL TEAM

Our exceptional team will ensure that every aspect of your show is completely taken care of from permitting and safety regulations to show execution and clean up, so you can sit back and enjoy the time leading up to your exciting event. We will have the details under control every step of the way.

125 YEARS EXPERIENCE

We are bringing 125 years of experience to the table, giving us the knowledge and ability to use the absolute best technology, techniques, and the most innovative products with the utmost safety. We have lived and breathed fireworks and special effects for 125 years, and we will see your show through from concept to clean up.



800.854.4705 • WWW.PYROTECNICO.COM





THANK YOU

Thank you for the time and consideration that you have given us.

We recognize that your standards of excellence must be matched by the vendors that you select for any event. We are honored to have this opportunity to accomplish something spectacular for the City of St Pete Beach, and will strive to exceed expectations.

Pyrotecnico will work tirelessly throughout this process to ensure that every element of the program runs smoothly. From permitting and license paperwork, to design and choreography, to the safe operation of your display, we endeavor to provide peace-of-mind throughout our partnership.

Thank you again and we look forward to hearing from you very soon.

Mike Simmons | Regional Manager FL/TX
941. 232. 2114 (Cell)



800.854.4705 • WWW.PYROTECNICO.COM



CITY COMMISSION MEETING CITY OF ST. PETE BEACH

Agenda Report

Issue Considered: Final Reading - Ordinance 2022-08: Parking Fines (Updates to Code of Ordinances Chapter 82)

Date: May 10, 2022

Prepared By: Michelle Gonzalez, Community Development Director

Through: Alex Rey, City Manager

Summary of Issue: The City conducted a review and update to Chapter 82 Article 3- Stopping, Standing, and Parking. This section of the code regulates public parking and related matters. During this review was determined that Florida Statute 316.1951(10) states, "This section does not prohibit the governing body of a municipality or county, with respect to streets, highways, or other property under its jurisdiction, from regulating the parking of motor vehicles for any purpose" and as such, parking fines were increased for violations that are not state regulated. Additionally, other sections of Chapter 82 were updated regarding parking on city rights-of-way.

On 4/12/2022 the City Commission voted to approve the first reading of Ordinance 2022-08 with some conditions and changes to be made prior to adoption. In response to that request, City Staff has updated the ordinance to ensure that the intent of the Ordinance is clear to and to not place undue burden on City residents. Section 82-135(e)(3) was updated to clarify that only motorhomes over 3,500 pounds are prohibited from parking on the city rights-of-way and to clarify that camping trailers are prohibited from parking on city rights-of-way whether attached or unattached to a vehicle. Additionally, the suggestion to strike section 82-135(d) was reversed, leaving the section to remain as written. Finally, section 82-135(g) was further clarified to ensure that vehicles are not parking on dirt, grass, or landscaped city rights-of-way, medians, or swales.

Funding: N/A

Requested Motion: I move to adopt Ordinance 2022-08.

Attachments: 1. Ordinance 2022-08 - Parking Fines - Final Reading

Ordinance 2022-08

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA AMENDING THE CODE OF ORDINANCES, CHAPTER 82 - TRAFFIC AND VEHICLES, ARTICLE III – STOPPING STANDING AND PARKING; DIVISION 1 – GENERALLY, SECTION 82-135 – PARKING OF VEHICLES ON CITY RIGHTS-OF-WAY; DIVISION 2 – ENFORCEMENT, SECTION 82-172 – FINES FOR VIOLATIONS; DIVISION 3 – METERED PARKING, SECTION 82-201 – TIME LIMITS; SECTION 82-207 – MANNER OF PARKING VEHICLE; SECTION 82-211 – PUBLIC-PRIVATE JOINT USE PARKING AGREEMENTS; PROVIDING FOR CODIFICATION; CONFLICTS; SEVERABILITY; CORRECTION OF SCRIVENER’S ERROR; CONSTRUCTION; PUBLICATION; AND AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of St. Pete Beach desires to regulate the stopping, standing, and parking of non-moving motor vehicles, commercial and recreational camper vehicles, and vessels by imposing greater fines to decrease the amount of issues with clogged streets, blocked driveways, improper parking, and unattended vehicles with the motor running.

WHEREAS, Florida Statute 316.1951, Parking for certain purposes prohibited; sale of motor vehicles; prohibited acts, and 316.1967, Liability for payment of parking ticket violation of other parking vehicles, grant local governments the ability to implement local rules related to streets, highways, or other property under its jurisdiction.

WHEREAS, the City Commission desires to increase such fines to reduce vehicular nuisances and to protect the general welfare, health, and safety of the public.

WHEREAS, the City Commission also wishes to regulate the hours, the location, and the manner of vehicles parked in metered parking zones to maximize the flow and use of parking spots.

WHEREAS, the City Commission, after due consideration, has determined that amending Chapter 82, Traffic and Vehicles, of the Code of Ordinances, to regulate parking will improve the safety of the public within the City of St. Pete Beach.

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

SECTION 1. Recitals. The above recitals (“Whereas” clauses) are hereby adopted as legislative findings, purpose and intent of the City Commission.

SECTION 2. The Code of Ordinances Chapter 82 is amended as follows:

ARTICLE III. – STOPPING, STANDING, AND PARKING

DIVISION 1. – GENERALLY

Sec. 82-135. - Parking of vehicles on city rights-of-way.

(a) No person shall park a vehicle upon any city street or within the city rights-of-way for the principal purpose of:

- (1) Displaying a vehicle for sale;
- (2) Displaying advertising;
- (3) Storage, or junkage or dead storage for more than 24 hours.

(b) The following vehicles shall not be parked or stored such that any portion of the vehicle is located on city right-of-way directly contiguous to a residential property:

- (1) Any boat or boat trailer;
- (2) Any hauling trailer;
- (3) Any travel trailer, motor homes in excess of 3,500 pounds, attached or unattached camping trailers, or other recreational vehicle;
- (4) Any semitrailer truck or cab;
- (5) Any commercial vehicle;
- (6) Except a commercial vehicle or a semitrailer truck or cab during the actual performance of a service at the premises at which it is parked or for the loading, unloading, or cleaning of vehicles other than semitrailer trucks or cabs, provided such act is fully completed within six hours.

~~(c)-(b)~~ No operator of a vehicle shall park a vehicle on a city owned or operated parking lot, or other city property overnight between the hours of 12:00 midnight and 6:00 a.m. The city manager, or designee, may waive this prohibition on a temporary basis where it is determined that such waiver is necessary. Vehicles parked overnight violating this subsection may be ticketed every two hours in violation or be subject to immobilization subject to section 82-166.

~~(d)-(e)~~ No operator of a vehicle shall leave a vehicle parked and unmoved on any city street or within city rights-of-way, for a period longer than 72 hours, provided that such vehicle is not registered to an address immediately adjacent to the location where the vehicle is parked. The city manager, or designee, may waive this prohibition on a temporary basis where it is determined that such waiver is necessary.

(d) No operator of a vehicle shall leave a vehicle parked within ten feet of a mailbox

between 8:00 a.m. and 5:00 p.m., except Sundays and holidays, unless such vehicle is registered to an address immediately adjacent to the location where the vehicle is parked. The city manager may waive this prohibition on a temporary basis where it is determined that such waiver is necessary.

(e) No operator of a vehicle shall leave a vehicle parked in a manner which blocks access to a commercial or residential dumpster accessible from city right-of-way.

(f) The parking of boats, trailers, campers, recreational vehicles, commercial vehicles and trucks in excess of one-ton cab weight shall be prohibited on any city rights-of-way between the hours of 12:00 midnight and 6:00 a.m. The city manager, or designee, may waive this prohibition on a temporary basis where it is determined that such waiver is necessary.

(g) No operator of a vehicle shall park a vehicle on dirt, grass or landscaped city rights-of-way, medians, swales, or similar areas. The city manager, or designee, may waive this prohibition on a temporary basis where it is determined that such waiver is necessary.

DIVISION 2. – ENFORCEMENT.

Sec. 82-172.- Fines for violations.

The following fines shall be charged for certain parking violations:

Offense	Initial Fine	After 30 days	Administrative Fee After 30 days
(1) Overtime parking	\$25.00	\$50.00	\$15.00
(2) Improper parking	\$30.00	\$60.00	\$15.00
(3) Double parking	\$30.00	\$60.00	\$15.00
(4) No parking zone	\$30.00	\$60.00	\$15.00
(5) Motor running unattended	\$30.00	\$60.00	\$15.00
(6) Keys in ignition	\$30.00	\$60.00	\$15.00
(7) Other	\$30.00	\$60.00	\$15.00
(8) Parking in space reserved for disabled persons	\$250.00	\$500.00	\$15.00
(9) Parking in front of fire hydrant	\$30.00	\$60.00	\$15.00
(10) Parking on streets or lots restricted to specific permit parking	\$30.00	\$60.00	\$15.00

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

<u>Violation</u>	<u>Fine</u>	<u>After 30 days</u>	<u>Administrative Fee after 30 days</u>
<u>Blocking driveway</u>	<u>\$30.00</u>	<u>\$60.00</u>	<u>\$15.00</u>
<u>Boat trailers only</u>	<u>\$60.00</u>	<u>\$120.00</u>	<u>\$15.00</u>
<u>Disabled parking</u>	<u>\$250.00</u>	<u>\$500.00</u>	<u>\$15.00</u>
<u>Double parking</u>	<u>\$30.00</u>	<u>\$60.00</u>	<u>\$15.00</u>
<u>Fire lane/zone / Blocking a Fire Hydrant</u>	<u>\$30.00</u>	<u>\$60.00</u>	<u>\$15.00</u>
<u>Improper parking</u>	<u>\$30.00</u>	<u>\$60.00</u>	<u>\$15.00</u>
<u>Keys in ignition</u>	<u>\$30.00</u>	<u>\$60.00</u>	<u>\$15.00</u>
<u>Left wheels to curb</u>	<u>\$30.00</u>	<u>\$60.00</u>	<u>\$15.00</u>
<u>Motor running with vehicle unattended</u>	<u>\$30.00</u>	<u>\$60.00</u>	<u>\$15.00</u>
<u>No parking zone</u>	<u>\$30.00</u>	<u>\$60.00</u>	<u>\$15.00</u>
<u>Overtime parking / No Meter Payment</u>	<u>\$40.00</u>	<u>\$80.00</u>	<u>\$15.00</u>
<u>Parked on a sidewalk</u>	<u>\$30.00</u>	<u>\$60.00</u>	<u>\$15.00</u>
<u>Parking of boats, campers commercial and recreational vehicles on city rights-of- way between 12:00 midnight and 6:00 am</u>	<u>\$90.00</u>	<u>\$180.00</u>	<u>\$15.00</u>
<u>Unlawful parking of vehicles for sale, advertising, storage, or junkage on city right-of-way</u>	<u>\$500.00</u>	<u>\$1000.00</u>	<u>\$15.00</u>
<u>Parking on streets or lots restricted to a specific parking permit without a permit</u>	<u>\$90.00</u>	<u>\$180.00</u>	<u>\$15.00</u>
<u>Other</u>	<u>\$80.00</u>	<u>\$160.00</u>	<u>\$15.00</u>
<u>Other FL State Regulated Nonmoving Vehicle Infractions</u>	<u>\$30.00</u>	<u>\$60.00</u>	<u>\$15.00</u>

DIVISION 3. – METERED PARKING.

Sec. 82-201.-Time limits.

When parking meters are erected on any public thoroughfare giving notice thereof, no person

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shall stop, stand or park a vehicle in any metered parking zone for a period of time longer than designated by the parking meters upon the deposit of credit card transaction in United States currency. The payment of a parking meter is required from 8:00 a.m. to 8:00 p.m. on all city metered parking spaces, except for the County Beach Access Park, which a meter payment is required 24 hours a day. From 8:00 am to 10:00 pm, meter payment is required for the parking spaces designated as boat trailer parking located near the municipal boat ramp situated at West Maritana and Casablanca, in the area between 30th and 35th Avenues..

Sec. 82-207. - Manner of parking vehicle.

~~Every vehicle shall be parked wholly within the metered parking space for which the meter shows parking privilege has been granted and with the front end of such vehicle immediately opposite the parking meter for such space.~~ Every vehicle shall be parked wholly within a metered parking space with the license plate that shows parking privilege has been granted clearly visible from the drive lane. The front end of such vehicle shall abut the curb for angled or perpendicular spaces, or the passenger side of such vehicle shall abut the curb for parallel spaces. Back in and pull through parking shall be strictly prohibited for metered and permit restricted parking areas.

Sec. 82-211. - Public-private joint use parking agreements.

(a) The city commission may, by resolution authorize the city manager, or designee, to enter into public-private joint use parking agreement with private businesses interested in maximizing the use of ~~offsite~~ off-street parking lots during non-business hours for metered public parking.

(b) The public-private joint use agreement will allow the city to set up a mobile payment zone to be operated during non-business hours and manage the collection of meter payments during non-business hours.

(c) The revenue collected from the mobile payment zone shall be split 50/50 between the city and the private business.

(d) The private business shall be responsible for the general maintenance and upkeep of the parking lot. The city shall be responsible for litter maintenance during the period the city is engaged in managing the parking lot.

SECTION 3. Codification. This Ordinance shall be codified in the Code of Ordinance of the City of St. Pete Beach.

SECTION 4. Conflicts. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 5. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance as they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 6. Scrivener's Error. The City Attorney may correct scrivener's errors found in this Ordinance by filing a corrected copy of this Ordinance with the City Clerk.

SECTION 7. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

SECTION 8. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 9. 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, Amber LaRowe, 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 _____, 2022.

Amber LaRowe, City Clerk

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Andrew Dickman, City Attorney

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

**CITY COMMISSION MEETING
CITY OF ST. PETE BEACH**

Agenda Report

Issue Considered: Final Reading - Ordinance 2022-09: General Pension

Date: May 10, 2022

Prepared By:

Through:

Summary of Issue:

Funding:

Requested Motion:

Attachments:

1. 2022-09 General EE Pension Memo
2. 2022-09 General EE Pension Ordinance

St. Pete Beach City Commission Agenda Report

Issue Considered: Ordinance 2022-09, Authorizing the closure of the General Employees' Retirement System to new employees

Date: May 10, 2022

Prepared By: Vincent Tenaglia, Assistant City Manager

Through: Alex Rey, City Manager

Summary of Issue: The City Commission approved the Communication Workers of America (CWA) collective bargaining agreement on January 25, 2022, which included a significant change to retirement benefits. The traditional defined benefit General Employees' Retirement System will be closed retroactive to October 1, 2021. CWA employees will now participate in the same defined contribution 401(a) retirement plan as all non-represented employees. The unfunded actuarial accrued liability (UAAL) of the General Employees' Retirement System, currently valued at \$3.34 million, will remain an obligation of the City.

The change addresses two issues identified by the City's strategic plan, including financial resiliency and employee recruitment and retention. Closing the pension plan limits the extent of compounding effects on the UAAL. The 401(a) contributions will not be subject to market risk, nor the uncertainties associated with actuarial assumptions. The change also potentially provides for a more competitive compensation structure for City employees. The traditional pension included a ten-year cliff vesting requirement with a 1.00% benefit accrual ("multiplier") rate. As currently structured, the defined contribution 401(a) plan provides for immediate vesting with a 10% employer contribution and no matching requirement by the employee.

Funding: There is no anticipated actuarial impact associated with this change.

Requested Motion: "I move to adopt Ordinance 2022-09."

Attachment: Ordinance 2022-09

**Reviewed by the
City Manager:**

Ordinance 2022-09

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA, AMENDING CHAPTER 66, PENSIONS AND RETIREMENT, ARTICLE II GENERAL EMPLOYEES' RETIREMENT SYSTEM, DIVISION 1, GENERALLY AND DIVISION 3, BENEFITS, OF THE CODE OF ORDINANCES OF THE CITY OF ST. PETE BEACH; CLOSING THE RETIREMENT SYSTEM TO NEW MEMBERS EFFECTIVE OCTOBER 1, 2021; AMENDING SECTION 66-26, DEFINITIONS; AMENDING SECTION 66-27 MEMBERSHIP; AMENDING SECTION 66-116, BENEFITS EFFECTIVE OCTOBER 1, 2012; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, CONSTRUCTION, CORRECTION OF SCRIVENOR'S ERROR, PUBLICATION, AND AN EFFECTIVE DATE

WHEREAS, the City of St. Pete Beach ("City") and the Communication Workers of America ("Union") entered into a collective bargaining agreement in which the parties agreed to close the St. Pete Beach General Employees' Retirement System to new members effective for employees hired on and after October 1, 2021;

WHEREAS, the definition of "Salary" needs clarification regarding the application of Internal Revenue Code Section 401(a)(17) and Treas. Reg. Section 1.401(a)(17)-1(b)(3)(iii)(B);

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

SECTION 1. That Chapter 66, Article II, General Employees' Retirement System, Division 1 Generally, of the Code of Ordinances of the City of St. Pete Beach, is hereby amended by amending Section 66-26, Definitions, to read as follows:

Sec. 66-26. Definitions.

(a) The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

General employee means any actively employed person in the regular full-time service of the city hired before October 1, 2021, including those in their initial probationary employment period, but excluding certified police officers and certified firefighters employed by the city.

Salary, for credited service prior to October 1, 2012, shall mean basic earnings received by an employee as compensation for services to the city as a general employee, excluding overtime, standby time, call-back bonus pay, accrued sick leave, sick leave award time, holiday bonus pay,

accrued vacation pay and other bonuses and including tax deferred, tax sheltered and tax exempt items of income derived from elective employee payroll deductions or salary reductions. Salary shall also include bonus or premium pay received by a member when working temporarily in a higher pay grade. Compensation in excess of limitations set forth in section 401(a)(17) of the code as of the first day of the plan year shall be disregarded for any purpose, including employee contributions or any benefit calculations. The annual compensation of each member taken into account in determining benefits or employee contributions for any plan year beginning on or after January 1, 2002, may not exceed \$200,000.00, as adjusted for cost-of-living increases in accordance with code section 401(a)(17)(B). Compensation means compensation during the fiscal year, **and the fiscal year is considered the determination period.** The cost-of-living adjustment in effect for a calendar year applies to annual compensation for the determination period that begins with or within such calendar year. If the determination period consists of fewer than 12 months **for all members**, the annual compensation limit is an amount equal to the otherwise applicable annual compensation limit multiplied by a fraction, the numerator of which is the number of months in the short determination period, and the denominator of which is 12, **as provided for in Treas. Reg. Section 1.401(a)(17)-1(b)(3)(iii)(B).** If the compensation for any prior determination period is taken into account in determining a member's contributions or benefits for the current plan year, the compensation for such prior determination period is subject to the applicable annual compensation limit in effect for that prior period. The limitation on compensation for an "eligible employee" shall not be less than the amount which was allowed to be taken into account under this article as in effect on July 1, 1993. "Eligible employee" is an individual who was a member before the first plan year beginning after December 31, 1995. Effective October 1, 2012, salary shall be defined in accordance with the provisions of section 66-116.

SECTION 2. That Chapter 66, Article II, General Employees' Retirement System, Division 1 Generally, of the Code of Ordinances of the City of St. Pete Beach, is hereby amended by amending Section 66-27, Membership, to read as follows:

Sec. 66-27. Membership.

(a) *Conditions of eligibility.* Conditions of eligibility of members in the general employees' retirement system shall be as follows:

- (1) All members of the system on September 2, 1992 shall continue participating under this article. Beginning October 1, 1992, all current and future new general employees shall become members of this system as a condition of employment unless they are employed as the city manager or as "department directors," or "MAPS employees" as defined in the City of St. Pete Beach Personnel Rules and Regulations Manual, and they elect not to participate, pursuant to subsections (1) and (2) below. Effective October 1, 2020, city employees hired after that date who are employed as city manager, positions characterized as "department directors" or "MAPS employees" as defined in the City of St. Pete Beach Personnel Rules and Regulations Manual are not eligible for membership in this plan but shall become eligible for the city's deferred compensation plan under Internal Revenue Code section 457(b).

- (2) Effective October 1, 1992 through September 30, 2020, employees in positions characterized as "department directors" were entitled to, upon employment, notify the board and the city, in writing, of their election to not be a member of the system. This election was an irrevocable, one-time election. Current employees of the city are not eligible for the opt-out provided for herein. In the event of any such election, they shall be barred from future membership in the system, and they shall become eligible for the city's deferred compensation plan under Internal Revenue Code section 457(b). Contributions to the plan in accordance with section 66-69 shall not be required, they shall not be eligible to be elected as a member trustee on the board or vote for a member trustee, and they shall not be eligible for any other benefits from the plan.
- (3) Effective October 1, 1992 through September 30, 2020, employees in positions classified in the St. Pete Beach Personnel Rules and Regulations Manual as "managerial," "administrative," "professional," or "supervisory" (commonly referred to as "MAPS employees") were entitled to, upon employment, notify the board and the city, in writing of their election to opt out of participation in this plan. This election was an irrevocable, one-time election. Current employees of the city are not eligible for the opt-out provided for herein. In the event of any such election, they ~~he~~ shall be barred from future membership in the system. Contributions to the plan in accordance with section 66-69 shall not be required, they ~~he~~ shall not be eligible to be elected as a member trustee on the board or vote for a member trustee, and they ~~he~~ shall not be eligible for any other benefits from the plan.
- (4) **Effective October 1, 2021 this System is closed to new members. All employees hired on and after October 1, 2021 are not eligible to participate in this System. They will be participants of the City's defined contribution 401(a) plan. Accordingly, contributions to the plan in accordance with section 66-69 shall not be required from employees hired on and after October 1, 2021, they shall not be eligible to be elected as a member trustee on the board or vote for a member trustee, and they shall not be eligible for any benefits from the plan.**

SECTION 3. That Chapter 66, Article II, General Employees' Retirement System, Division 3 Benefits, of the Code of Ordinances of the City of St. Pete Beach, is hereby amended by amending Section 66-116(a), Benefits effective October 1, 2012, to read as follows:

Sec. 66-116. Benefits effective October 1, 2012.

- (a) Effective October 1, 2012, all members employed on that date who have not attained age 55 or 25 years of credited service, and all members hired on or after that date, shall accrue benefits as provided in this section 66-116. The provision of this section shall not apply to members who have retired, separated from service with the city with the right to a deferred vested benefit, entered DROP or attained normal retirement eligibility prior to October 1, 2012.

As of October 1, 2021, this plan is closed to new members. All employees hired on and after October 1, 2021 will participate in the City's defined contribution 401(a) retirement plan.

(b) *Benefit amounts and eligibility.*

(1) *Normal retirement age and date.* A member's normal retirement age is the earlier of the attainment of age 60 and completion of ten years of credited service, or 30 years of credited service regardless of age. Provided, a member with ten or more years of credited service on September 30, 2012 shall be eligible for normal retirement at age 55 or upon completion of 25 years of credited service, regardless of age. Each member shall become 100 percent vested in his accrued benefit at normal retirement age. A member's normal retirement date shall be the first day of the month coincident with or next following the date the member retires from the city after attaining normal retirement age.

(2) *Normal retirement benefit.* A member retiring on or after the normal retirement date shall receive a monthly benefit which shall commence on the first day of the month coincident with or next following his retirement and which shall be continued thereafter during the member's lifetime, ceasing upon death, but with 120 monthly payments guaranteed in any event. The monthly retirement benefit shall equal 1.0 percent of average final compensation for each year of credited service earned on or after October 1, 2012, up to a maximum of 75 percent of average final compensation. Provided, if a member's accrued benefit as of October 1, 2012 is 75 percent or more of average final compensation, the benefit percentage may not be reduced.

(3) *No Early retirement.* A member may not receive an immediate or deferred retirement benefit under this section, prior to attaining his or her normal retirement date as defined in this section.

(c) *COLA.* Members accruing benefits under this section shall not be entitled to a cost of living adjustment.

(d) *Vesting.* If a member terminates employment, either voluntarily or by lawful discharge, the member shall be entitled to the following:

(1) With less than ten years of credited service (including credited service earned prior to October 1, 2012), a member is entitled to a refund of member contributions without interest.

(2) With ten or more years of credited service (including credited service earned prior to October 1, 2012) a member is entitled to either:

a. The pension benefit accrued to the member's date of termination, based on the terms of the plan in effect on such date of termination, payable

- commencing at the member's otherwise normal retirement date, provided the member does not elect to withdraw his or her member contributions; or
- b. Refund of member contributions without interest.

- (e) *Employee contribution.* Effective October 1, 2012 each member of the system shall be required to make regular contributions to the fund in the amount of three percent of salary; provided, members who are employed on September 30, 2012 and have attained age 55 or 25 years of credited service on that date shall be required to make regular contributions to the fund in the amount of 7.6 percent of salary.
- (f) *DROP.* No member may enter the DROP on or after October 1, 2012. Members already participating in DROP on October 1, 2012 may complete their DROP participation. Provided, members who are employed on September 30, 2012 and have attained age 55 or 25 years of credited service on that date shall be eligible to enter and participate in the DROP on or after October 1, 2012.

SECTION 4. Codification. This Ordinance shall be codified in the Code of Ordinance of the City of St. Pete Beach.

SECTION 5. Conflicts. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 6. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

SECTION 8. Scrivener's Error. The City Attorney may correct scrivener's errors found in this Ordinance by filing a corrected copy with the City Clerk.

SECTION 9. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 10. Effective Date. This ordinance shall take effect immediately upon adoption, except as provided for in the Ordinance.

FIRST READING: _____
PUBLISHED: _____
SECOND READING: _____
PUBLIC HEARING: _____

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

Alan Johnson, Mayor

I, Amber LaRowe, 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 laws this _____ day of _____, 2022.

Amber LaRowe, City Clerk

APPROVED AS TO FORM ONLY:

Andrew Dickman, City Attorney