

COMMISSION MEETING CITY OF ST. PETE BEACH

155 Corey Avenue

Wednesday, September 03, 2008

6:30 PM

Call to Order
Pledge of Allegiance
Invocation
Roll Call

AGENDA MEETING

All items on the Consent Agenda will be enacted by one motion at the Regular Meeting. Items may be removed for discussion, changes, and/or anticipation of a non-unanimous vote and considered separately at the Regular Meeting on the request of anyone on the Commission or by a majority vote of the City Commission upon request of an audience member

REGULAR MEETING

- 1. Presentations**
- 2. Audience Comments**
- 3. Consent**
 - a. Authorization to hang a banner over 75th Avenue at Boca Ciega Drive for each Friday in October 2008 for the St Pete Beach Concert Series.**
- 4. Resolutions**
 - a. Resolution 2008-25, authorizing the City Manager to apply for and administer a Florida Recreation Development Assistance Program (FRDAP) Grant for a Skate Park addition at the Community Center Complex on behalf of the City of St. Pete Beach.**
- 5. Ordinances**
 - a. Ordinance 2008-34, First Reading and Public Hearing, amending the Capital Improvements Element of the**

City's Comprehensive Plan to update the Five-Year Schedule of Capital Improvements.

- b. Ordinance 2008-35, First Reading and Public Hearing, setting the millage rate for fiscal year 2009**
- c. Ordinance 2008-36, First Reading and Public Hearing, adopting a budget for the fiscal year beginning October 1, 2008 and ending September 30, 2009**
- d. Ordinance 2008-37, First Reading and Public Hearing, Deleting Article X, Chapter 22, Sister City Committee, of the City of St. Pete Beach Code of Ordinances**

6. Items for Discussion

- a. 41st Avenue Street End - Commissioner Leonard**
- b. Busch Estate Agreement - Vice Mayor Metz**
- c. Proposed modification to Division 3.10 of the Land Development Code - Bryant, Miller, Olive**
- d. Discussion items from Budget Workshops - Commissioner Leonard**

7. City Manager, City Attorney and City Commission Reports

8. Audience Comments

9. Adjournment

APPEALS

If a person decides to appeal any decision made at this hearing, they will need a record of the proceeding and, for such purpose, may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. (F.S. 286.0105) The City does not furnish verbatim transcripts; interested parties should make the necessary arrangements for verbatim transcripts.

Agenda Material is available for review at City Hall on the Friday preceding the meeting. In accordance with the Americans with Disabilities Act and F.S. 286.26, persons with disabilities needing special accommodation to participate in this proceeding should contact Ed Pickhardt at (727) 363-9243 no later than four (4) days prior to the proceeding for assistance.

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: Authorization to hang a banner over 75th Avenue at Boca Ciega Drive for each Friday in October 2008 for the St Pete Beach Concert Series.

Date: September 3, 2008

Prepared By: Connie Kest, Administrative Service Assistant

Thru: Steve Hallock, Public Services Director

Summary of Issue: The Public Services Department's Recreation Division has requested permission to have banners erected over 75th Avenue/Boca Ciega Drive announcing the Concert Series every Friday evening in October 2008. The City Commission must approve this request prior to receiving permission from FDOT to erect the banners. If approved, the banners will be installed September 29, 2008 and removed October 16, 2008.

The Public Services Department charges \$184.00 for each banner installed. However, because this is a City event, there will be no charge.

Requested Motion: "I move the City Manager be authorized to approve the Application for Banner Installation over 75th Avenue/Boca Ciega Drive."

Attachments: Application

Reviewed by City Manager: _____

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**APPLICATION TO PLACE BANNERS ON NON LIMITED ACCESS
RIGHT OF WAY**

575-070-18
RIGHT OF WAY- 03/05
Page 1 of 2

FOR FDOT USE ONLY

Permit No.:

APPLICANT INFORMATION

Name of Applicant/Organization: City of St Pete Beach, Recreation

Address: 155 Corey Avenue St Pete Beach FL 33706

Telephone #: 727363-9245 Fax #: 727-363-9246 E-Mail: a.edmunds@stpetebeach.org

Contact person (This person will serve as the contact person for all questions concerning the banner application and placement): Mandy Edmunds

Address (if different from above):

Telephone #: Fax #: E-Mail:

Date of Request: 7/31/2008

LOCATION AND DISPLAY PERIOD

This is a request to place ☐ pole banners ☒ street banners ☐ on the right of way of:

Highway name & number: 75th Avenue and Blind Pass Boulevard

From (south or west limits): C. O 96 To (north or east limits):

Highway name & number:

From (south or west limits): To (north or east limits):

Highway name & number:

From (south or west limits): To (north or east limits):

Highway name & number:

From (south or west limits): To (north or east limits):

Projected installation date: 9/29/2008

Banners will be removed on or before (if applicable): October 16th, 2008

LOCAL GOVERNMENT APPROVAL

Name of Local Government: CITY OF ST. PETE BEACH

Name of signing official (please print): MICHAEL P. BONFIELD

Telephone #: Fax #: E-Mail:

Signature of local official: Date:

CONDITIONS AND STIPULATIONS AGREED TO BY THE APPLICANT

1. The banners will be at least nine (9) feet above the ground or curb; ten (10) feet above the sidewalk; and, in the case of street banners, eighteen (18) feet over the highway.
2. Pole banners will clear the face of the curb (if present) by at least two (2) feet.
3. The applicant (or applicant's designee) will maintain the banners as permitted.
4. The installation of the banners will not require the installation of poles or other support devices on the right of way.
5. The applicant and sponsoring organization will hold the Florida Department of Transportation harmless to the extent allowed by the laws of Florida in all matters concerning the banners.
6. The applicant is responsible for any damages to public property resulting from the materials or the work of this permit.
7. A sketch of the proposed banners is attached.
8. View of traffic control devices is not impeded to those served by the erection of these permitted banners.

Signature of District Permits

Engineer (or designee): Date:

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**APPLICATION TO PLACE BANNERS ON NON LIMITED ACCESS
RIGHT OF WAY**

575-070-18
RIGHT OF WAY – 03/05
Page 2 of 2

APPLICATION FOR BANNER

AGREEMENT: By signing the reverse of this form, each applicant agrees to the provisions of Section 14-43.001(5)(d), Florida Administrative Code:

1. To the extent provided by law, the Applicant shall indemnify, defend, and hold harmless the Department and all of its officers, agents, and employees from any claim, loss, damage, cost, charge, or expense arising out of any act, error, omission, or negligent act by the Applicant(s), its agents or employees arising from activities under this permit.

2. When the Department receives a notice of claim for damages that may have been caused by the Applicant in the performance of activities that arise under this permit, the Department will immediately forward the claim to the Applicant. The Applicant and the Department will evaluate the claim and report their findings to each other within 14 working days and will jointly discuss options in defending the claim. The Applicant shall bear all expenses of the Department in the defense of this claim.

REQUIRED ATTACHMENTS:

- A sketch or drawing of the banner(s), drawn to scale, including any message, logo, or emblem that will appear on the banner.
- A sketch of the specific location(s) of the banner(s), including height, location of supports, proximity to utility poles.
- Sketches, photographs, or specific descriptions of the method used to affix the banner to the support structure.
- Load rating analysis (or photocopy of previously-submitted analysis) bearing the seal of a professional engineer.

SPB CONCERT SERIES EA FRI - OCT

**St Pete Beach City commission
Agenda Report**

Issue Considered: Resolution 2008-25, authorizing the City Manager to apply for and administer a Florida Recreation Development Assistance Program (FRDAP) Grant for a Skate Park addition at the Community Center Complex on behalf of the City of St. Pete Beach.

Date: September 3, 2008

Prepared By: Ed Pickhardt, Contract and Grant Administrator

Through: Steve Hallock, Public Services Director

Summary of Issue: City staff has prepared a grant application packet for the expansion of the Skate Park located at the Community Center Complex. The project includes the installation of a concrete pad, additional ramps and a drinking fountain. The project cost is estimated at \$100,000.00. If awarded, this is a reimbursable grant with 75% funded from the Florida Recreation Development Assistance Program (FRDAP). The City's 25% match has been approved by City Commission during the FY 2009 budget hearings.

Requested Motion: "I move to approve Resolution 2008-25... (read title)."

Attachments: Resolution 2008-25

Reviewed By the City Manager: _____

RESOLUTION 2008 - 25

A RESOLUTION AUTHORIZING THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA AUTHORIZING THE CITY MANAGER TO APPLY FOR A FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM GRANT FOR A SKATE PARK ADDITION AT THE COMMUNITY CENTER COMPLEX.

WHEREAS, the City of St. Pete Beach seeks to improve recreational opportunities for the community through expanding its Skate Park and;

WHEREAS, the recent budget cuts required of the City of St. Pete Beach prohibits construction of the Skate Park addition without receiving grant monies and;

WHEREAS, the State of Florida, Department of Environmental Protection, Florida Recreation Development Assistance Grant Program was established to provide grant monies to support recreational activities such as Skate Parks and;

WHEREAS, the project scope and cost estimate for the Skate Park expansion have been determined by the City of St. Pete Beach and the required grant match included in the FY 2009 Capital Improvement Fund and;

WHEREAS, it is necessary that the City of St. Pete Beach submit a grant application packet in order to be eligible for the Florida Recreation Assistance Grant Program;

NOW THEREFORE, BE IT RESOLVED, by the City Commission of St. Pete Beach as follows:

The City Commission hereby authorizes the City Manager to apply for a Florida Recreation Development Assistance Program Grant on behalf of the City of St. Pete Beach.

PASSED AND RESOLVED on September 3, 2008 at St. Pete Beach, Florida.

ATTEST:

Michael Finnerty, Mayor

Theresa McMaster, City Clerk

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: First reading and public hearing of Ordinance 2008-34 amending the Capital Improvements Element of the City's Comprehensive Plan to update the Five-Year Schedule of Capital Improvements.

Date: September 3, 2008

Prepared By: Karl E. Holley, AICP, Community Development Director

Summary of Issue: Section 9J-5.016 of the Rules of the Florida Department of Community Affairs requires the City to update the Five-Year Schedule of Capital Improvements in the Capital Improvements Element of the City's Comprehensive Plan on an annual basis.

The proposed amendment updates the Schedule, although no projects are identified which meet the criteria of being both an upgrade or expansion of current service and costing more than \$100,000 in the aggregate.

Requested Motion: "I move to approve Ordinance 2008-34 (read title)"

Attachments: Ordinance 2008-34.

Reviewed by City Manager: _____

CITY OF ST. PETE BEACH, FLORIDA

ORDINANCE NO. 2008-34

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA AMENDING THE CAPITAL IMPROVEMENTS ELEMENT OF THE COMPREHENSIVE PLAN; PROVIDING FOR UPDATE OF THE FIVE-YEAR SCHEDULE OF CAPITAL IMPROVEMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith, TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City is required, pursuant to Rules of the Department of Community Affairs Section 9J-5.016, to update the Five-Year Schedule of Capital Improvements in the Capital Improvements Element of the City's Comprehensive Plan on an annual basis, and

WHEREAS, the Planning Board of the City of St. Pete Beach and the City Commission of the City of St Pete Beach conducted public hearings noticed pursuant to Florida law and conducted pursuant to Ordinance 88-36 of the City of St. Pete Beach and Section 22-3.9 of the Land Development Code; and

WHEREAS, the comprehensive plan amendment is determined to be in the best interest of the citizens of the City of St. Pete Beach,

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

Section 1. The Capital Improvements Element of the St. Pete Beach Comprehensive Plan is hereby amended in accordance with the following:

CAPITAL IMPROVEMENTS

GOAL 1

The City shall undertake fiscal actions necessary to provide and maintain public facilities for all residents, within its jurisdiction, at the adopted levels of service.

Objective 1.1

Capital improvements will be provided to correct existing deficiencies, to accommodate desired future growth, and to replace worn out or obsolete facilities, as indicated in the five-year schedule of improvements which are designed to correct existing deficiencies identified in this element.

Policy 1.1.1

The City shall maintain a Capital Improvements Advisory Committee for the purpose of evaluating and ranking, in order of priority, projects proposed for inclusion in the five-year schedule of improvements.

Policy 1.1.2

The City shall annually develop and update a multi-year Capital Improvement Plan (CIP).

Policy 1.1.3

The City of St. Pete Beach shall adopt a Capital Improvements budget and amend its Five-Year Schedule of Capital Improvements on an annual basis.

Policy 1.1.3 -4

Proposed capital improvement projects shall be evaluated and ranked in order of priority according to the following guidelines:

- o project is needed to eliminate a proven or obvious hazard to public health and safety;
- o project is needed to fulfill a legal commitment by the City;
- o project is needed to preserve, maintain, refurbish, achieve full use, or replace existing facilities;
- o project will provide or bring an existing facility up to an adopted level of service;
- o project will increase efficiency or use of existing facilities, prevents or reduces future improvement cost, or provides service to all residents equitably;
- o project furthers policies adopted in other elements of this plan;
- o project needed to accommodate facility demands resulting from new development or re-development;
- o project will increase the economic base or quality of life of the residents;
- o budget impact of project, both capital and operating, will be considered and committee will consider financial feasibility of project; and
- o project will be reviewed for consistency with plans of other agencies having responsibility for public facilities within the jurisdiction.

Policy 1.1.4 5

As appropriate, efforts shall be made to secure grants or private funds on a continuing basis whenever available to finance capital improvements.

Measure

Implementation of policies

Policy 1.1.6

It is the policy of the City of St. Pete Beach to set a capital improvements cost threshold of \$100,000 for projects to be included in the Capital Improvements Element of the City of St. Pete Beach Comprehensive Plan.

Policy 1.1.7

Existing and anticipated capacity deficiencies identified in other elements of this plan may be corrected according to the Schedule of Capital Improvements adopted through this policy of the City of St. Pete Beach Comprehensive Plan Capital Improvements Element subject to the annual review of the CIE by the City Commission.

Schedule of Capital Improvements FY-08 to FY-12

	<u>FY 08-09</u>	<u>FY 09-10</u>	<u>FY 10-11</u>	<u>FY 11-12</u>	<u>FY 12-13</u>	<u>Total</u>
<u>Project</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>Project Value</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
<u>Funding Source</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>Total</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Objective 1.2

The City shall manage its debt in a manner to retain the integrity of its fiscal resources.

Policy 1.2.1

The City shall not incur any form of indebtedness that would result in reducing its ability to be rated for a bond issue.

Policy 1.2.2

The City shall confine long-term borrowing to capital improvements too large to be financed from current revenues.

Policy 1.2.3

The City Commission will only approve bond issues structured to be paid back within a period not to exceed the expected useful life of the capital project.

Policy 1.2.4

Where possible, special assessment, revenue, or other self-supporting bonds will be used instead of general obligation bonds.

Policy 1.2.5

Total debt service for general obligation debt shall not exceed 10 percent of net operating revenues.

Measure

Bond Rating

Implementation of policies

Objective 1.3

The City shall utilize its fiscal resources to eliminate any identified existing deficiencies and ensure the provision of needed capital improvements at adopted levels of service as specified in the elements of the comprehensive plan.

Policy 1.3.1

The City, through its representative on the PPC, shall work with other governmental jurisdictions to establish a strategy to ensure that the entire cost of providing necessary capital facilities, at adopted levels of service, for any future development or redevelopment within the jurisdiction shall not be borne by existing residents.

Policy 1.3.2

The City shall coordinate with the County, other state agencies, water management district, and other municipalities that provide public facilities within the City's jurisdiction to ensure projects are funded in a fiscally equitable manner, apportioning the costs of growth among those who are responsible for it.

Policy 1.3.3

The City shall, when appropriate, collect impact fees in cooperation with other levels of government.

Policy 1.3.4

The City shall issue development permits only when required capital facilities are present or will be available concurrent with the impact of development. All new development and redevelopment proposals shall be reviewed under the City's Concurrency Management System Ordinance to ensure the level of service standards established in this element shall be maintained.

Policy 1.3.5

Land use decisions and available or projected fiscal resources shall be coordinated with the schedule of capital improvements to ensure that level of service standards will be met.

Policy 1.3.6

The adopted levels of service for public facilities within the jurisdiction of the City of St. Pete Beach shall be those adopted in the other elements of the comprehensive plan.
Measures

Maintenance of Levels of Service

Objective 1.4

In recognition of the fact the community is located within the identified Coastal High Hazard Area, as redefined by Chapter 163.3178(2)(h), Florida Statutes, public expenditures that subsidize development in Coastal High Hazard Areas shall be limited, to the extent practical, to those improvements necessary to existing development or new development that is consistent with the Future Land Use Map, adopted in 1998.

Policy 1.4.1

The City shall expend funds in Coastal High Hazard Areas only for existing development or new development that is consistent with the Future Land Use Map.

Measure

Implementation of policy

Section 2. If any portion, part or section of this Ordinance is declared invalid, the valid remainder hereof shall remain in full force and effect.

Section 3 All ordinances or parts of ordinances, in conflict herewith, are hereby repealed, to the extent of such conflict.

Section 4. This Ordinance shall become effective immediately upon final passage and as otherwise provided by law.

Michael Finnerty, MAYOR

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

I, Theresa B. McMaster, 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 _____, 2008.

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: First Reading Ordinance 2008-35 setting the millage rate

Date: September 3, 2008

Prepared By: Elaine Trehy, Finance Director

Summary of Issue: The proposed 2.3764 operating millage (\$2.3764 per \$1,000 of taxable valuation) is equal to the current year millage. The proposed debt service millage is an increase from .0599 to .0661 mills.

Requested Motion: "I move that Ordinance No. 2008-35 an ordinance of the City of St. Pete Beach, Pinellas County, Florida; establishing the ad valorem tax levy for the general fund for the fiscal year beginning October 1, 2008 and ending September 30, 2009; providing for an effective date be approved on first reading."

Attachment: Ordinance 2008-35

ORDINANCE NO. 2008-35

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA;
ESTABLISHING THE AD VALOREM TAX LEVY FOR THE GENERAL FUND FOR THE
FISCAL YEAR BEGINNING OCTOBER 1, 2008 AND ENDING SEPTEMBER 30, 2009;
PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA, DOES ORDAIN:

Section 1. That a levy of 2.3764 operating mills and 0.0661 debt service mills be placed upon the total taxable assessed valuation of real and personal property lying within the City of St. Pete Beach, Pinellas County, Florida, and said monies as raised by the 2.3764 mills be estimated at \$5,887,434 to be used for the general operation of the City of St. Pete Beach including salaries, insurance and energy costs, and transfers for capital projects for the aforementioned fiscal period and said monies as raised by the 0.0661 debt service mills be estimated at \$169,575 to be used for financing general obligation bonds for the Police Building. The operating mills reflect a 9.8 percent decrease over the rolled-back rate, which represents an equivalent decrease in property taxes.

Section 2. That a certified copy of this ordinance be forwarded to the Tax Assessor of Pinellas County, Florida, together with a request that the aforementioned levies be made by his/her office on behalf of the City of St. Pete Beach for the Fiscal Year 2008-2009.

Section 3. This ordinance shall become effective immediately upon its final passage.

Michael Finnerty, Mayor

FIRST READING: _____
PUBLISHED _____
FINAL READING: _____
PUBLIC HEARING: _____

I, Theresa B. McMaster, 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 _____, 2008.

Theresa B. McMaster, City Clerk

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: First Reading – Ordinance 2008-36 Budget Ordinance

Date: September 3, 2008

Prepared By: Elaine Trehy, Finance Director

Summary of Issue: The FY 2008/09 Budget total for all funds is \$20,443,016. The following is a brief summary by fund.

General Fund The overall General Fund expenditures are expected to decrease from \$15,341,170 to \$14,506,510 or approximately 5.44%. The budget reflects the elimination of 17 positions in the City's General Fund. Also reflected is the reduction in the CIP transfer from \$550,000 to \$400,000 (a \$150,000 reduction). The operating millage rate from 2.3764 mills is equal to the current year's millage rate and represents a 9.8% reduction in the property tax revenue due to a decrease in taxable valuations.

Sewer Fund The budget reflects an increase in sewer fees that would generate enough revenue to offset the current year's expenditures. The amount of this increase is 8.35%. The city is currently undergoing a rate study analysis and there may be an adjustment to the proposed rates to reflect their recommendations.

Reclaimed Water The budget reflects an increase in reclaimed water fees that would generate enough revenue to offset the current year's expenditures. The amount of the increase is 17%. The city is currently undergoing a rate study analysis and there may be an adjustment to the proposed rates to reflect their recommendations.

Stormwater Fund The Stormwater Fund is a new fund established in the FY 2009 budget. The amount of revenue reflected in the budget equals the estimated expenditures for the fund which includes setting aside \$50,000 for future capital improvements to the City's stormwater system.

Capital Improvement Program (CIP) - The CIP includes a variety of improvement projects throughout the City.

Requested Motion: "I move that Ordinance No. 2008-36, an ordinance of the City of St. Pete Beach, Pinellas County, Florida; adopting a budget for the fiscal year beginning October 1, 2008 and ending September 30, 2009; providing appropriations; and providing an effective date be approved on final reading."

Attachment: Ordinance No 2008-36

ORDINANCE NO. 2008-36

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA; ADOPTING A BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2008 AND ENDING SEPTEMBER 30, 2009; PROVIDING APPROPRIATIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Statute 166:241 requires each municipality to adopt a budget and make appropriations for each fiscal year; and

WHEREAS, the City Manager has submitted a proposed annual budget to the City Commission as required by Section 4.04(e) of the City Charter; and

WHEREAS, the City Commission deems the proposed expenditures necessary and proper for the operation of the City Government and to provide for the health, safety, and welfare of its citizens.

THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA, DOES ORDAIN:

Section 1. The annual budget for the Fiscal Year beginning October 1, 2008 and ending September 30, 2009, adopts the sums of money appropriated for expenditure within each fund as indicated below and attached to the ordinance and incorporated as Exhibit A is Fiscal Year 2009 General, Sewer, Reclaimed Water, Stormwater and Capital Improvement Fund Expenditures:

General Fund	\$14,506,510
Sewer Fund	\$ 3,626,262
Reclaimed Water	\$ 679,179
Stormwater	\$ 210,875
Capital Improvement	\$ 1,420,190

Section 2. That for the period of October 1, 2008 through September 30, 2009 all monies of the City shall be expended as appropriated herein and in accordance with the City Charter and ordinances of the City.

Section 3. This ordinance shall take effect and be in force from October 1, 2008 through September 30, 2009.

Michael Finnerty, Mayor

FIRST READING: _____
PUBLISHED _____
FINAL READING: _____
PUBLIC HEARING: _____

I, Theresa B. McMaster, 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 _____, 2008.

Theresa B. McMaster, City Clerk

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: Ordinance 2008-37 Deleting Article X, Chapter 22, Sister City Committee, of the City of St. Pete Beach Code of Ordinances

Date: **September 3, 2008**

Prepared By: Elaine Trehy, Finance Director

Summary of Issue: The Sister City Committee was created April 26, 2005. The purpose of the Committee was to act as the official host for visitors from our sister city of the *Isle of Wight*, plan and implement programs which promote the sister city relationship and create and maintain a resource list of volunteers and donors to support the sister city program.

The City had been supplying administrative support to the committee through the City Clerk's office and the Library Administrator. The City had also given financial support in previous years of \$3,000 annually.

Due to budget constraints, no monies have been allocated to the Sister City program in the fiscal 2009 budget year. Administrative staff has been reduced. Additionally, two (2) members of the five (5) member committee have submitted their letters of resignation. There is currently one (1) vacancy. The nature of the work of the committee also makes it difficult to follow "sunshine law" governing communications. Much of their activities are of a social nature. We anticipate them forming a group similar to the Friends of the Library.

Due to the issues listed above, it is recommended that this committee be dissolved and the City of St. Pete Beach no longer be considered the official host of the Sister City Program.

Requested Motion: "I move to approve Ordinance 2008-37....(read title.)"

Attachments: Ordinance 2008-37

Reviewed by
City Manager: _____

**CITY OF ST. PETE BEACH, FLORIDA
ORDINANCE 2008-37**

**AN ORDINANCE OF THE CITY OF ST. PETE BEACH,
FLORIDA PROVIDING FOR DELETION OF ARTICLE X,
SECTIONS 22-290 THRU 22-300 OF THE CODE OF
ORDINANCES OF THE CITY, PERTAINING TO THE SISTER
CITY COMMITTEE; PROVIDING FOR SEVERABILITY;
PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF
ORDINANCES, IN CONFLICT HERewith, TO THE EXTENT
OF SUCH CONFLICT; AND PROVIDING FOR AN EFFECTIVE
DATE.**

WHEREAS, it is the desire to dissolve the City of St. Pete Beach as the official host of the Sister City program;

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

Section 1. Article X, sections 22-290 thru 22-300 of the code of Ordinances of the City of St. Pete Beach, Florida be eliminated in its entirety.

Section 2. All ordinances or parts of ordinances, in conflict herewith, are hereby repealed, to the extent of such conflict.

Section 3. This ordinance shall become effective upon passage.

Michael Finnerty, MAYOR

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

CA: 10/15/07 V1

I, Theresa B. McMaster, 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 _____, 2008.

Theresa B. McMaster, City Clerk



City Manager's Office

To: City Commission

From: Michael Bonfield, City Manager

Date: August 20, 2008

RE: 41st Avenue Street End

Attached are surveys of the properties adjacent to the 41st Avenue street end. The hashed areas indicate the portion of the 50' right-of-way that appear to be within the property owners' fences. Approximately 35' of the right-of-way remains outside the fences.

The survey of the south property clearly shows the improvements outside of the property line. The owner has not disputed this issue and has offered to pay for the landscaping of the entire right-of-way in return for leaving the fence in the current location. It should be noted that driveways in the public right-of-way are not uncommon throughout the city. The survey of the north property shows the south property line extending into public right-of-way. The City has no record of this right-of-way having ever been vacated. The property owners' attorney has contacted the City and disputes our position.

It appears we have two options to resolve this matter:

1. Accept the offer of the south property owner to pay for landscaping the right-of-way. The city would take the necessary action to document that the city retains ownership of the land for future public use and the property owner agrees to indemnify the city from any claims arising from their use of that portion of the right-of-way.
2. Notify the property owners to remove the fences from the public right-of-way and, if necessary, take legal action.

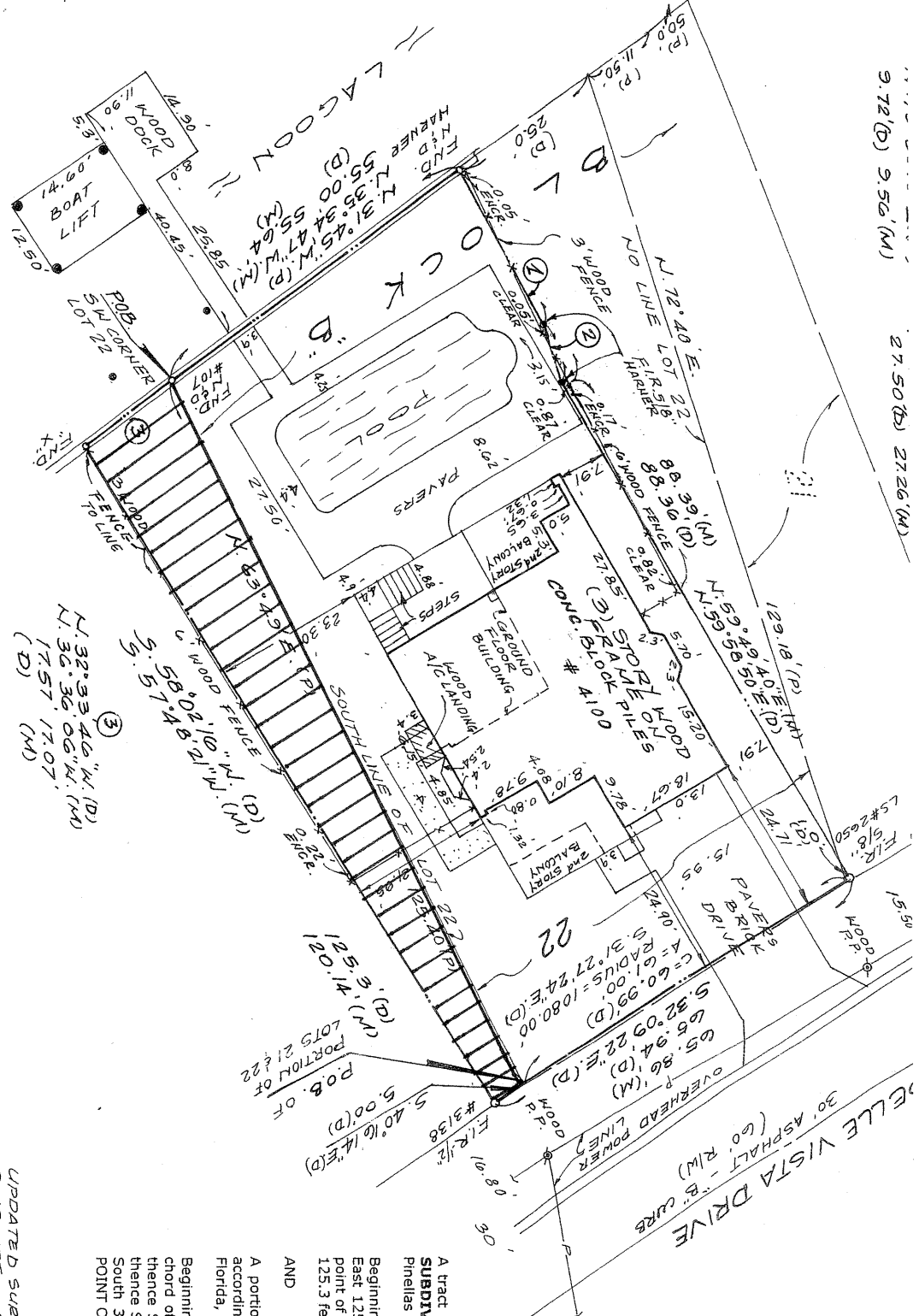
cc: Mike Davis
Steve Hallock

4100 (North) PROPERTY

9.72'(D) 9.56'(M) 27.50'(B) 27.26'(M)

NOTE: This survey is made for the exclusive use of the current owners of the property and also those who purchase, mortgage or guarantee the title thereto within one (1) year from date hereof.

FLOOD ZONE AE MINIMUM ELEVATION 11 FEET
COMMUNITY PANEL #125149 02786G,
REVISED 9/3/2003.



LEGEND:

A	=	ARC	(M)	=
(P)	=	PLAT	R/W	=
EL	=	ELEVATION	A/C	=
C	=	CHORD	CONC	=
ENCR	=	ENCROACHMENT	(D)	=
PP	=	POWER POLE	POB	=
FND	=	FOUND	N & D	=
FIR	=	FOUND IRON ROD		=

SECTION 1, TOWNSHIP 32S, R

BOUNDARY SURVEY OF

A tract of land lying South and East of Lot 22, Block B, FIRST SUBDIVISION, according to the Plat thereof recorded in Plat Book 8, Pinellas County, Florida, described as follows:

Beginning at the Southwest corner which is the most Southwesterly point of said Lot 22; thence South 40 degrees 16' 14" East 5 feet; 125.3 feet; thence North 32 degrees 33' 46" West 17.57 feet to the

AND

A portion of Lots 21 and 22, Block B, FIRST ADDITION TO I according to the plat thereof, recorded in Plat Book 8, Page 28, c Florida, described as follows:

Beginning at the Southeast corner of said Lot 22, run by a curve to chord of 60.99 feet, chord bearing North 31 degrees 27' 24" W, thence South 59 degrees 58' 50" West, 88.36 feet; thence South thence South 59 degrees 45' East 55.00 feet to a point on the South 31 degrees 45' East 55.00 feet to the Southwest corner POINT OF BEGINNING.

UPDATED SURVEY ADDED
BOAT LIFT - 3/14/05
CERTIFICATION - 12/3/2002

I hereby certify that the survey reflects the requirements of Chapter 119, Florida Administrative Code.
JOHN C. BRENDIA
Florida Surveyors' Certificate
Boundary Survey with Improvement

4020 (SOUTH PROPERTY)

[illegible]



FOWLER WHITE BOGGS BANKER

ATTORNEYS AT LAW

ESTABLISHED 1943

November 4, 2004

Mike Bonfield, City Manager
155 Corey Avenue, 2nd Floor
St. Pete Beach, FL 33706

RE: DaSilva v. St. Pete Beach

Dear Mike,

Enclosed find the original recorded Covenant Running with the Land executed by DaSilva and the Mannings. I think it best that the City keep the original for its records.

I want to take this opportunity to thank you for all the cooperation which you and the City staff showed me in connection with this matter. It sure made things a lot easier.

Very truly yours,

FOWLER WHITE BOGGS BANKER P.A.


James L. Yacavone, III, Esquire

JLY/plh
enclosure

FOWLER WHITE BOGGS BANKER P.A.

TAMPA • ST. PETERSBURG • FORT MYERS • TALLAHASSEE • ORLANDO • NAPLES • WEST PALM BEACH • BONITA SPRINGS • JACKSONVILLE

501 EAST KENNEDY BLVD., SUITE 1700 • TAMPA, FLORIDA 33602 • P.O. BOX 1438 • TAMPA, FL 33601
TELEPHONE (813) 228-7411 • FAX (813) 229-8313 • www.fowlerwhite.com

Prepared by:
James L. Yacavone, III, Esq
Fowler White Boggs banker, P.A.
P.O. Box 1438
Tampa, FL 33601

RECORDED COVENANT RUNNING WITH LAND

John R. DaSilva and Sean Manning, LLC as the owners of real property located at 2701, 2703 and 2707 Pass-A-Grille Way, St. Pete Beach, Florida (hereinafter identified as the Busch Estate), more particularly described as:

Lots 13, 14, 15 and 16, Block D, Section A, North Pass-A-Grille,
as recorded in Platt Book 5, Page 18, of the Public Records of
Pinellas County, Florida.

In furtherance of the terms of a settlement agreement made in connection with a lawsuit filed in the Circuit Court of the Sixth Judicial Circuit in and for Pinellas County, Florida, entitled John R. DaSilva, Plaintiff, vs. City of St. Pete Beach, Florida, a municipal corporation, Defendant, Case Number 02-1481-CI-11, I declare and establish that the use of the Busch Estate as a corporate retreat and meeting center for rentals of the entire property for periods of no less than seven (7) days is a legal or grandfathered non-conforming use under Code of Ordinances of the City of St. Pete Beach subject to all the provisions of the Code of Ordinances of the City of St. Pete Beach related to nonconforming uses.

We further declare and establish that the following terms and conditions are consistent with and define the prior use of the Busch Estate and constitute valid and binding limitations on how we and any persons or entities acquiring an interest in the Busch Estate may use the property:

1. The entire Busch Estate, consisting of four lots and three structures, shall be rented as a group and cannot be rented separately for use at any one time to more than one person, group, organization, or business.
2. The Busch Estate may not be rented to any person, group, organization or business for less than a seven day rental period.
3. The maximum overnight occupancy of the Busch Estate shall be two persons for each bedroom.
4. The Busch Estate shall not be rented for one or two day parties, weddings or events of this kind.
5. The Busch Estate shall not be used in a manner that will disturb the normal and usual peace and tranquility of the neighborhood.
6. All persons using or renting the Busch Estate shall comply with all applicable ordinances and restrictions regarding noise, disturbances and outdoor and amplified music.
7. No advertising or other signage shall be permitted on the Busch Estate.

RETURN TO:

8. There shall be no public advertising of the property inconsistent with the terms herein.

9. Persons using or renting the Busch Estate must comply with all parking restrictions and limitations of the City of St. Pete Beach. No single day, guest, or special event parking passes or permits, as provided in the St. Pete Beach Code of Ordinances, shall be available for the Busch Estate during periods it is being rented.

We further declare and establish that the status of the Busch Estate as a legal or grandfathered nonconforming use under the Ordinances of the City of St. Pete Beach and the restrictions and limitations on the use of the Busch Estate as a legal or grandfathered nonconforming use contained in this covenant shall be a covenant running with the land binding upon and enforceable against us and all persons who acquire an interest in the Busch Estate after the date of the covenant.

Signed, sealed and delivered in the presence of:

Cleo B. Robertson
Witness Signature

Cleo B. Robertson
Printed Name

Ralph O. Lickton
Witness Signature

RALPH O. LICKTON
Printed name

John R. DaSilva
John R. DaSilva

JOHN R. DASILVA
Printed Name

2817 PASS A GRILLE WAY
Address

ST. PETE BEACH, FL. 33706

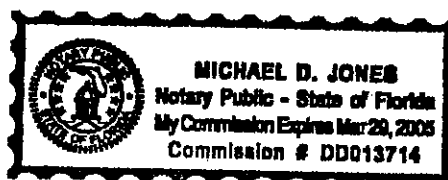
**STATE OF FLORIDA
COUNTY OF PINELLAS**

The foregoing instrument was acknowledged before me on this 22ND day of OCT., 2004 by John R. DaSilva who is personally know to me or who has produced _____ as identification and who executed the foregoing instrument.

Michael D. Jones
Signature of person taking acknowledgment

MICHAEL D JONES
Printed name of person taking acknowledgment

(SEAL)



Sean Manning, LLC

Cleo B. Robertson

Witness Signature

Cleo B. Robertson

Printed Name

Ralph O. Lickton

Witness Signature

RALPH O. LICKTON

Printed Name

By: Sean Manning

SEAN MANNING, member

Printed Name, Title

X BETH MANNING, member

Beth Manning

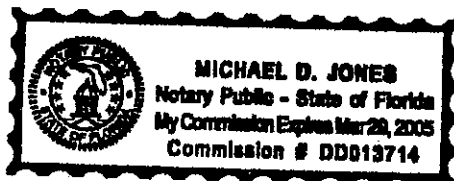
Address

3818 EL CENTRO

ST. PETE BEACH, FL. 33706

State of Florida
County of Pinellas

The foregoing instrument was acknowledged before me this 22nd day of Oct, 2004
by Sean Manning as member of Sean Manning, LLC, a
Florida limited liability company, on behalf of said company. He is personally known to me
or has produced _____ as identification.



Michael D Jones

Notary

Michael D Jones

Printed name, Commission Number

**IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PINELLAS COUNTY, FLORIDA**

JOHN R. DASILVA AND BRIAN R.
BUNBURY AND ELIZABETH BUNBURY,

Plaintiffs,

CASE NO.: 02-1481-CI-11

vs.

CITY OF ST. PETE BEACH, FLORIDA,

Defendant.

/

SETTLEMENT AGREEMENT

Plaintiff, JOHN R. DASILVA, and Defendant, CITY OF ST. PETE BEACH, FLORIDA, contract and agree to settle the lawsuit now pending in the Circuit Court of the Sixth Judicial Circuit in and for Pinellas County, Florida, entitled John R. DaSilva, Plaintiff, vs. City of St. Pete Beach, Florida, a municipal corporation, Defendant, Case Number 02-1481-CI-11, as follows:

1. As used herein, the term "the Busch Estate" shall refer to property owned by Plaintiff located at 2701, 2703 and 2707 Pass-A-Grille Way, St. Pete Beach, Florida. The legal description of the Busch Estate is Lots 13, 14, 15 and 16, Block D, Section A, North Pass-A-Grille, as recorded in Platt Book 5, Page 18, of the Public Records of Pinellas County, Florida.

2. The Busch Estate was formerly used as a corporate retreat and meeting center for short-term occupancy and constitutes a legal or grandfathered non-conforming use as a corporate retreat and meeting center for rental of the entire property for periods of no less than seven (7) days under Defendant's Code of Ordinances. Plaintiff is entitled to continue this non-

conforming use of the Busch Estate in the same manner as any other legal or grandfathered non-conforming use within the city limits of Defendant and subject to the provisions of Defendant's Code of Ordinances.

3. It is Plaintiff's intent and purpose when renting the Busch Estate to rent it for use as a corporate retreat and meeting center by persons, groups, and businesses for reserved and discrete corporate purposes having no greater impact on the neighborhood than a typical residential use.

4. The following terms and conditions are consistent with and define the prior use of the Busch Estate and constitute valid and binding limitations on how Plaintiff and Plaintiff's successors may use the Busch Estate:

a. The entire Busch Estate, consisting of four lots and three structures, shall be rented as a group and cannot be rented separately for use at any one time to more than one person, group, organization, or business.

b. The Busch Estate may not be rented to any person, group, organization or business for less than a seven day rental period.

c. The maximum overnight occupancy of the Busch Estate shall be two persons for each bedroom.

d. The Busch Estate shall not be rented for one or two day parties, weddings or events of this kind.

e. The Busch Estate shall not be used in a manner that will disturb the normal and usual peace and tranquility of the neighborhood.

f. All persons using or renting the Busch Estate shall comply with all applicable ordinances and restrictions regarding noise, disturbances and outdoor and amplified music.

g. No advertising or other signage shall be permitted on the Busch Estate.

h. There shall be no public advertising of the property inconsistent with the terms herein.

i. Persons using or renting the Busch Estate must comply with all parking restrictions and limitations of the City of St. Pete Beach. No single day, guest, or special event parking passes or permits, as provided in the St. Pete Beach Code of Ordinances, shall be available for the Busch Estate during periods it is being rented.

5. Within ten (10) days of the execution of this agreement by Plaintiff and Defendant, Plaintiff and Sean Manning, LLC will execute the attached covenant running with the land that will acknowledge the non-conforming status of the Busch Estate and which shall be recorded in the public records of Pinellas County, Florida.

6. Within ten (10) days of the execution of this agreement by Plaintiff and Defendant, Plaintiff and Sean Manning, LLC will execute the attached release releasing Defendant and Defendant's agents, employees, officers and officials from liability and damages arising from the operative events alleged in Plaintiff's complaint and amended complaint in the above referenced lawsuit.

7. Within ten (10) days of the execution of this agreement by Plaintiff and Defendant, Plaintiff and Sean Manning, LLC will dismiss the above referenced lawsuit against Defendant with prejudice.

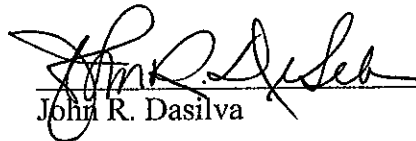
8. Within ten (10) days of the execution of this agreement by Plaintiff and Defendant, Plaintiff and Sean Manning, LLC are entitled to apply for and receive an appropriate occupational license from Defendant allowing Plaintiff to rent the Busch Estate consistent with its legal or grandfathered nonconforming use and the limitations contained in this agreement.

9. Within ten (10) days of the execution of this agreement by Plaintiff and Defendant, Defendant will pay the sum of One Hundred Thousand and 00/100 (\$100,000) Dollars to Plaintiff.

10. Defendant will have title search done for the Busch Estate. If the title search reveals that there are owners of the Busch Estate in addition to Plaintiff, then this settlement agreement, the covenant running with the land, and the release will be redrafted to include the names of all owners of the Busch Estate and all such owners of the property shall be obligated to sign the settlement agreement, covenant, and release in order for there to be a settlement of the above referenced lawsuit.

Dated this 22nd day of October, 2004.

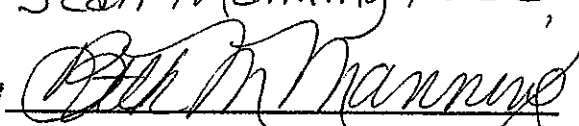
10/22/04
Date


John R. Dasilva

Oct. 25, 2004
Date

Ward J. Friszolowski
Ward Friszolowski
Mayor, City of St. Pete Beach

10/22/04
Date

Sean Manning, LLC;
By: 
Beth M. Manning, member
Printed name, Title

RELEASE

For the consideration set forth below, Plaintiff, John R. DaSilva and Sean Manning, LLC, contracts and agrees as follows:

1. This persons, parties or entities being released by this release are Defendant, the City of St. Pete Beach, and its agents, employees, officers and officials. They are hereafter referred to collectively as the Defendant.

2. Plaintiff acquits, releases and discharges the Defendant from all claims, demands, causes of action, damages, costs, and attorney's fees, of whatever type and nature, which he has now and which he may have in the future because of or arising out of the operative facts alleged in the complaint and amended complaint filed in the Circuit Court of the Sixth Judicial Circuit in and for Pinellas County, Florida, entitled John R. DaSilva, Plaintiff, vs. City of St. Pete Beach, Florida, a municipal corporation, Defendant, Case Number 02-1481-CI-11 (hereinafter referred to as the Lawsuit). It is Plaintiff's intent that this Release applies to all claims, demands, causes of action, damages, costs, and attorney's fees, of whatever type and nature, which Plaintiff has made or could have made arising out of the operative facts alleged in the complaint or amended complaint filed in the Lawsuit.

3. The consideration for this Release is the payment of One Hundred Thousand and 00/100 (\$100,000) Dollars, paid by or on behalf of the Defendant and compliance by Plaintiff and Defendant of the terms of the settlement agreement attached hereto as Exhibit "A".

4. Plaintiff understands and agrees that Defendant denies any liability, fault or wrongdoing whatsoever in connection with operative events alleged in the complaint and amended complaint filed in the Lawsuit; that Defendant has entered into this Release upon the advice of Defendant's counsel in the sole interest of avoiding the expense and inconvenience of litigation and not out of any fear or apprehension of an unfavorable result at trial; and that the payment of the aforesaid sum of money is not an admission of liability by the defendant, but is made for the sole purpose of settling and compromising a disputed claim which Plaintiff has against Defendant and for which Defendant has denied and still denies liability.

5. In the event the settlement amount is determined by any governmental entity to constitute taxable income, Plaintiff agrees that he is responsible for the payment of any and all taxes, including all penalties, interest, or other costs attributable to the late payment of such taxes. In addition, if it is determined that Defendant is responsible for the payment of any taxes, interest or penalties on the settlement amount, Plaintiff agrees to fully indemnify Defendant for the payment of any such tax, interest or penalties.

6. Plaintiff acknowledges that the above stated consideration is in full payment for this Release and that there is no understanding or agreement of any kind for any further or future consideration whatsoever, either implied or expected.

7. The terms of this Release are legally binding on Plaintiff and on Plaintiff's heirs, personal representatives, successors and assigns.

8. In entering into this general Release, Plaintiff relies wholly upon Plaintiff's

own judgment, belief and knowledge of the nature, extent and duration of his damages and losses.

9. Plaintiff has not been influenced or coerced in any manner or to any extent to execute this Release by any representations or statements of the Defendant or of the Defendant's representatives or attorneys regarding the damages or losses which he has sustained or regarding any other matters in connection with this Lawsuit. Plaintiff acknowledges that he has voluntarily executed this Release.

10. Plaintiff has had the benefit and advice of legal counsel which he retained in deciding to settle this matter and execute this agreement. Plaintiff fully understand the terms of this Release, and Plaintiff understands that this Release will establish and create a full and final settlement of all claims of every nature and character against Defendant arising from the operative facts alleged in Plaintiff's complaint and amended complaint in the Lawsuit.

11. Plaintiff is eighteen years of age or older or otherwise legally emancipated and suffers from no legal disabilities or mental or physical disability which would affect, disable or prevent the valid and legally binding execution of this Release. Plaintiff has not taken any drug or medication prior to executing this Release which would prevent him from understanding the terms of this Release.

12. This agreement fully and completely expresses the entire agreement and understanding between the parties. Any and all prior understandings and agreements between the parties with respect to the subject matter of this agreement are merged into

this Agreement. This Agreement may not be orally amended, modified or changed. Any amendment, modification or change of this Agreement must be by written instrument executed by the parties hereto.

13. This Agreement is made and entered into in the State of Florida and shall in all respects be interpreted, enforced and governed by the laws of this State.

14. The language of all parts of this Agreement shall in all cases be construed as a whole, according to its fair meaning and not strictly for or against any party to this Agreement, and with the purpose of effectuating and enforcing the expressed intent of the parties to resolve, compromise and settle their claims.

15. Plaintiff agrees to direct his attorneys of record to dismiss the Defendant with prejudice, it being the intent of this Plaintiff by this Release to forever acquit, release and discharge the Defendant of and from all claims and demands of every kind and nature set forth in the Complaint and any Amended Complaints filed in the Lawsuit. Furthermore, Plaintiff agrees that he will be responsible for his own costs and attorney's fees in such action.

PLEASE READ CAREFULLY. THIS GENERAL RELEASE IS A
LEGALLY BINDING DOCUMENT AND INCLUDES A RELEASE
OF ALL KNOWN AND UNKNOWN CLAIMS.

Signed and sealed this 22ND day of October, 2004.

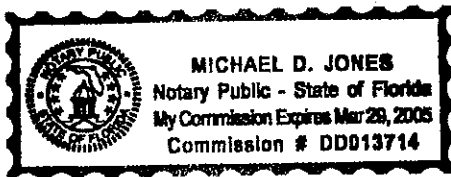
Witnessed by:

Cleo B. Robertson
Cleo B. Robertson

John R. DaSilva
John R. DaSilva

STATE OF Florida
COUNTY OF PINELLAS

The foregoing instrument was acknowledged before me this 22nd day of
October, 2004, by, who is personally known to me or who produced
personally as identification and who did take
an oath.



Name of Notary: Michael D Jones
Notary Public - State of FLA
Date Commission expires: mar/28/05
Commission No. DD013714

Sean Manning, LLC

Cleo B. Robertson

Witness Signature

Cleo B. Robertson

Printed Name

Ralph O. Lickton

Witness Signature

RALPH O. LICKTON

Printed Name

By: Sean Manning

SEAN MANNING, member

Printed Name, Title

X BETH MANNING, member

Beth Manning

Address

3218 EL CENTRO

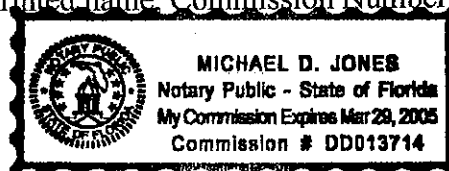
ST. PETE BEACH, FL. 33706

State of Florida
County of Pinellas

The foregoing instrument was acknowledged before me this 22nd day of OCT, 2004 by Sean Manning as member of Sean Manning, LLC, a Florida limited liability company, on behalf of said company. He/She is personally known to me or has produced _____ as identification.

Michael D Jones
Notary

MICHAEL D JONES
Printed name, Commission Number



Bryant ■ Miller ■ Olive

ATTORNEYS AT LAW

August 28, 2008

VIA REGULAR MAIL AND ELECTRONIC MAIL

Mike Bonfield, City Manager
City of St. Pete Beach
155 Corey Avenue
St. Pete Beach, Florida 33706

Re: Proposed Ordinance Modification, City of St. Pete Beach Ordinance 2007-08

Dear Mike:

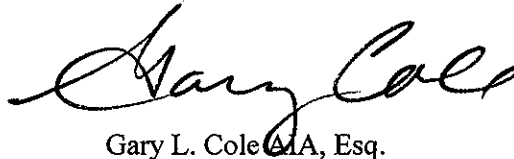
As a follow up to our discussion today, this letter confirms that we are currently discussing with David Bacon, Esq., legal counsel for Bettye and John Woods, specific language that will propose modifications to the City of St. Pete Beach Ordinance 2007-08.

The intent of the proposed modifications to Ordinance 2007-08 is to address certain issues that relate to the Woods' matter and hopefully bring it to resolution, but will also have broader applicability for similar residences within the City of St. Pete Beach and thereby minimize similar future disputes.

Our intent is to provide a draft of the proposed revisions to Ordinance 2007-08 by September 2, 2008 to permit you and your staff time for review and comment so that the final proposed Ordinance 2007-08 may be included on the agenda for the City of St. Pete Beach City Commission at its September 10, 2008 meeting.

Thank you and please do not hesitate to call with any questions.

Very truly yours,



Gary L. Cole, Esq.

cc: Karl Holley, City of St. Pete Beach/via email
Mike Davis/Bryant, Miller, Olive/via email
Susan Churuti/Bryant, Miller, Olive/via email

City of St. Pete Beach
"Wish List"
2009 Budget Workshops

- 1 Electric Cars for Parking Enforcement
- 2 Start Budget Process Earlier
- 3 Review Strategy for Union Negotiations
- 4 Merit and COLA Review
- 5 Review Drop Plan Ordinances
- 6 Individual Printers - phase out.
- 7 Review current take home car list:
 - City Manager (contract)
 - Police Chief
 - Deputy Police Chief
 - Deputy Fire Chief
 - Fire Marshall
 - Fire Inspector
 - Building Inspector
- 8 EMS Ambulance Service
- 9 PSTA Service
- 10 Quarterly formal financial presentations to the Commission (done)