**ST. PETE BEACH COMMISSION MEETING
MINUTES**

**Tuesday, April 28, 2009
6:30 p.m.**

THOSE PRESENT:

**Mayor Mike Finnerty
Commissioner Al Halpern
Commissioner Christopher Leonard
Commissioner Bev Garnett
Commissioner Jim Parent**

ALSO PRESENT:

**City Attorney Mike Davis
Deputy Clerk Pamala Prell
City Manager Mike Bonfield**

1. Presentations

Laughter Day

Mayor Finnerty presented a proclamation recognizing World Laughter Day to Mary Kay.

Older Americans Month

Mayor Finnerty read the Proclamation.

Mayor Finnerty reported that he had a plaque that read "Does my vote benefit the residents" to put on the wall in the chambers; The Commission agreed to display the plaque in the Commission Chambers.

During the Agenda Meeting it was noted that a shade meeting was not necessary at this time because there had not been a verdict issued on the DOAH hearing on the SOLV comprehensive plan. It was noted that when the order is received, a shade meeting will be held as soon as possible.

The City Attorney asked the Commission to schedule a shade meeting. A Shade Meeting was scheduled for May 5, 2009 at 6:00pm.

PD Air Chiller

Steve Hallock gave a PowerPoint presentation regarding the Police Department Air Chiller Project. He then answered questions from the Commission.

2. Audience Comments

Paul Pfister 8090 Gulf Blvd

Bill Pyle, 6600 Sunset Way

3. Consent

Minutes approval

Commissioner Al Halpern moved to approve Minutes. Commissioner Jim Parent seconded the motion.

The motion was unanimously approved by individual roll call vote.

4. Resolutions

a. 2009-09 Florida Municipal Investment Trust

City Manager Bonfield explained the agenda item.

Finance Director, Elaine Trehy, addressed the Commission and answered questions from the Commission.

Commissioner Jim Parent moved to approve 2009-09 Florida Municipal Investment Trust Commissioner Bev Garnett seconded the motion.

The motion was unanimously approved by individual roll call vote.

b. 2009-10 Recreation Bus Surplus

City Manager Bonfield summarized the issue.

Commissioner Al Halpern moved to approve 2009-10 Recreation Bus Surplus Commissioner Christopher Leonard seconded the motion.

The motion was unanimously approved by individual roll call vote.

5. Ordinances

a. 2009-05 Final Reading Division 29 LDC.

City Manager Bonfield summarized the issue.

Karl Holley, Community Development Director, addressed the Commission and answered questions.

Mayor Finnerty asked about the letter of protest regarding the closing of Gulf Beaches Elementary that he requested at the last meeting. He was advised that the letter had been mailed earlier on that date.

The Mayor expressed his opposition to the closing of the school and asked how the City can be with regulations regarding school concurrency and not have a public school.

Mayor Finnerty asked for a serious protest from the City to do everything possible to stop the closing of the School.

The Mayor did not want to sign the Ordinance due to the fact that the school is being closed.

After being asked by the Mayor, Mr. Davis relayed the consequences if this ordinance is not signed. He said that if there were adverse consequences, they would be to the City, not the County.

Commissioner Parent suggested that the Commission adopt a resolution, rather than dealing with the issue in this state mandated change. The County should be addressed on this issue, not the State.

Mr. Bonfield noted that the Commission has dealt with such issues by letter in the past.

Commissioner Leonard discussed the issue of the Fish Broil Event and other measures that can be taken to try to keep the School.

After discussion, it was the consensus of the Commission to have the Mayor and the City Manager draft a resolution to be placed on the next agenda to advise the School Board of the Commission's opposition to closing the School.

Audience comments

There were none.

Commissioner Al Halpern moved to approve 2009-05 Final Reading Division 29 LDC. Commissioner Bev Garnett seconded the motion.

The motion was approved by individual roll call vote of (4-1) with Mayor Mike Finnerty voting no.

b. 2009-07, Final, Appropriation.

City Manager Bonfield summarized the issue.

Commissioner Jim Parent moved to approve 2009-07, Final, Appropriation. Commissioner Al Halpern seconded the motion.

The motion was unanimously approved by individual roll call vote.

c. 2009-02, First Reading definition of Family.

Mr. Bonfield introduced the item to the Commission.

Mr. Holley gave a presentation on the issue and answered questions from the Commission.

Mr. Davis noted that he has researched ordinances in other cities and, in his opinion, the definition is acceptable.

Commissioner Leonard expressed his concerns regarding this issue and suggested that it be postponed for further review.

Mr. Holley spoke to the issue of enforcement of the Ordinance. He noted that fines would be levied for the property owner of any rental units in violation.

In response to questions, Mike Davis provided comments regarding the enforcement of the Code.

Audience Comments

Bob Manning, 200 First Avenue said four non-related people in a single family unit were a reasonable figure.

Commissioner Leonard recalled talking about an advertisement for a home that sleeps 14-16 people in the Don CeSar Place area.

Commissioner Bev Garnett moved to approve 2009-02, First Reading definition of Family. Commissioner Jim Parent seconded the motion.

The motion was approved by individual roll call vote of (4-1) with Commissioner Christopher Leonard voting no.

6. Action Items

a. LED SIGN

Mr. Bonfield read the summary of the item.

Public Services Director Steve Hallock made a presentation.

Mr. Hallock stated that the total cost to the City would be $667.00, due to the fact that there was a donation to the City some time ago for the sign; The City Manager's Executive Assistant will program the sign after it is installed.

He stated that he is requesting funding for the five year warranty. He said he would look at several line items in the Public Services Budget to offset the cost of the warranty.

Discussion was held about marketing the Community Center.

Discussion was held regarding Ecivis, grant search assistance program, and how that could benefit the City. The Mayor suggested that this money be used for that license, instead of a sign. Mr. Bonfield noted that staff is working with the company to try to purchase one license for the program to be used citywide. Mr. Hallock noted that this is a one time expenditure and Ecivis is a recurring annual fee.

Audience Comments

Rosemary Manning, 200 First Avenue spoke in support of the sign and expressed her opposition to the Ecivis Program.

Lorraine Huhn, 9425 Blind Pass Road spoke in support of the sign.

Mayor Finnerty reported that he would rather spend the money on Ecivis because they could probably help obtain twice the amount that it will cost to purchase the sign. Mr. Bonfield noted that Staff is working with Ecivis currently to provide one license for the program to the City.

Commissioner Al Halpern moved to approve the purchase of the LED SIGN. Commissioner Bev Garnett seconded the motion.

The motion was unanimously approved by individual roll call vote.

b. Keswick School and Rec Center Agreement.

Mr. Bonfield introduced the item and noted that this was consistent with the Resolution approved earlier regarding the surplus of the recreation division bus. There is an agreement between Keswick and the City to allow Keswick to use the facilities for their swim team and possibly use the center for an event and the City will use their bus for the summer break program and as necessary.

Commissioner Christopher Leonard moved to approve the Keswick School and Rec Center Agreement. Commissioner Jim Parent seconded

the motion.

The motion was unanimously approved by individual roll call vote.

c. Wholesale Wastewater Agreement.

Mr. Bonfield summarized the issue.

Mr. Hallock reported that this will save $36,223.00 this year. He discussed the water conservation activities that the City has been charged in the past. That was removed from the Agreement.

Mr. Bonfield commented that the analysts do a report called a true-up every year at the end of the year and determine whether the City has paid too much for wastewater or if the City has paid too little and then the correction is made.

Commissioner Jim Parent moved to approve the Wholesale Wastewater Treatment Agreement. Commissioner Al Halpern seconded the motion.

The motion was unanimously approved by individual roll call vote.

7. Items for Discussion

a. Chapter 99 maintenance.

Mr. Bonfield summarized the issue. Mr. Holley reviewed the changes that were made since the last discussion on this issue.

It was noted that Mr. Davis will have the ordinance drafted for one of the next two meetings.

b. Beautification Awards.

Commissioner Leonard noted that he has been trying to discuss this item for several months. He spoke about the history of Beautification Awards in the City.

Discussion was held regarding the structure of a program. The consensus of the Commission was that it was a good idea, but the structure needs to be worked out.

The discussion ended with Commissioner Leonard bringing it back to the Commission with a plan of action for discussion.

8. City Manager, City Attorney and City Commission Reports

City Manager Bonfield's Report

City Attorney Davis' Report

Vice Mayor Halpern's Report

Commissioner Parent's Report

Commissioner Leonard's Report

Commissioner Garnett's Report

Mayor Finnerty's Report

Theresa B. McMaster, City Clerk

Mike Finnerty, Mayor

Minutes approved on