COMMISSION MEETING
CITY OF ST. PETE BEACH

155 Corey Avenue

Tuesday, October 12, 2010
6:30 PM

Call to Order
Pledge of Allegiance
Invocation
Roll Call

REGULAR MEETING

1. **Changes to the Agenda** - Any agenda items to be added, moved, or deleted will be addressed at this time. Added items will be assigned agenda item numbers and moved items should remain with the same item numbers. Notation will be made that those items will be taken out of order. Consent items may be removed for discussion, changes, and/or anticipation of a non-unanimous vote and considered separately on the request of anyone on the Commission or by a majority vote of the City Commission upon request of an audience member.

2. **Presentations – none for this agenda**

3. **Audience Comments** - Comments shall be limited to 3 minutes per person on issues that are not on the agenda.

4. **Consent**
   a. **Authorize the City Manager to enter into an agreement with Sieg & Ambachtsheer for specified Bridge Repairs at Vina Del Mar Bridge and Boca Ciega Isle Bridge for $16,500.**
   b. **Authorize the City Manager to waive the bid requirements and enter into an agreement with Clark**

Sales Display, Inc in the amount of $29,826 to supply and install Holiday Decorations for FY2011.

5. **Resolutions**
   a. **Resolution 2010-26, establishing the election date and the qualifying period for March 8, 2011.**
   b. **Resolution 2010-27, opposing Amendment 4, an amendment to the Florida Constitution that would force Voters to decide all changes to a City or County Comprehensive Plan.** (Item was added at the meeting)

6. **Ordinances**
   a. **Ordinance 2010–33, Final Reading and Public Hearing, amending Chapter 58 of the Code of Ordinances.**

7. **Action Items**
   a. **Authorization for the City Manager to accept a proposal from Cardno TBE in an amount not to exceed $202,644 to perform testing and cleaning on 10,080 linear feet of Master Pump Station wastewater force main.**

8. **Items for Discussion**
   a. **Special Magistrate John Elias**

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

10. **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 Public Services at (727) 363-9243 no later than four (4) days prior to the proceeding for assistance.

CITY COMMISSION MEETING

October 12, 2010

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT:

Commissioner Shavlan
Commissioner Halpern
Commissioner Garnett
Vice Mayor Parent
Mayor Finnerty

ALSO PRESENT:

City Attorney Mike Davis
City Manager Mike Bonfield
City Clerk Theresa McMaster

1. CHANGES TO AGENDA

Commissioner Shavlan asked that Resolution 2010-27 be added to the Agenda as Item 5.b. All were in Agreement.

Commissioner Shavlan announced that he would like to talk about Commission Communication Guidelines and Table of Contents of the Comp Plan. It was agreed that these matters will be moved to Item 8.b.

Attorney Davis advised Mayor Finnerty that he wishes to schedule a Shade Meeting regarding the lawsuit filed by the owner of the Coconut Inn.

2. PRESENTATIONS

There were none.

3. AUDIENCE COMMENTS

Bill Pyle, 6600 Sunset Way, said they all should be thankful that the beaches have not been cluttered with high rise condominiums.

4. CONSENT

Commissioner Shavlan asked that Item 4.b., Holiday Decorations, be moved to Item 7.b. All were in agreement.

a. **Authorize the City Manager to enter into an agreement with Sieg & Ambachtsheer for specified Bridge Repairs at Vina Del Mar Bridge and Boca Ciega Isle Bridge for $16,500.**

Bridge Repair Agenda Report
Bridge Repair Bid Tab
Bridge Repair Purchasing Agreement
Bridge Repair Insurance

Commissioner Halpern made a motion that the City enter into an Agreement with Sieg & Ambachtsheer for specified bridge repairs at Vina Del Mar Bridge and Boca Ciega Isle Bridge for $16,500.00. The Motion was seconded by Vice Mayor Parent and unanimously approved.

b. **Authorize the City Manager to waive the bid requirements and enter into an agreement with Clark Sales Display, Inc in the amount of $29,826 to supply and install Holiday Decorations for FY2011.**

This item was removed from the consent and added as Action Item 7b.

5. RESOLUTIONS

a. **Resolution 2010-26, establishing the election date and the qualifying period for March 8, 2011.**

City Manager Bonfield presented Resolution 2010-26, establishing the election date and qualifying period for March 8, 2011, as December 6, 2010, from 8:00 am to December 6, 2010 at noon.

Commissioner Garnett made a motion to approve Resolution 2010-26, a Resolution of the City Commission of the City of St. Pete Beach, Pinellas County, Florida, establishing the date for the 2011 general election and the qualification period for Commissions for District No. 2 and District No. 4 and Mayor. The motion was seconded by Commissioner Halpern and unanimously approved.

b. **Resolution 2010-27a Resolution of the City of St. Pete Beach, Pinellas County, Florida, opposing Amendment No. 4, an Amendment to the Florida Constitution that would force voters to decide all changes to a city or county Comprehensive Plan.**

City Manager Bonfield presented Resolution 2010-27 which Commissioner Shavlan prepared and asked to be placed on the Agenda.

Mayor Finnerty asked for audience comments.

Debra Edney, 181 73rd Avenue

Commissioner Shavlan made a motion to approved Resolution 2010-27, a Resolution of the City of St. Pete Beach, Florida, opposing Amendment 4, an Amendment to the Florida Constitution that would force voters to decide all changes to a city or county comprehensive plan, with the change in paragraph as discussed. The motion was seconded by Commissioner Garnett. The motion was approved by a 4-l vote. Mayor Finnerty voted against the motion.

6. ORDINANCES

a. Ordinance 2010-33, Final Reading and Public Hearing, amending Chapter 58 of the Code of Ordinances.

Ordinance 2010-33 Agenda Report
Ordinance 2010-33
Fee Schedule

Mr. Bonfield presented Ordinance 2010-33, Final Reading and Public Hearing, amending Chapter 58 of the Code of Ordinances and recommended approval.

Steve Hallock stated that there were no changes since the First Reading.

Commissioner Halpern made a motion to approve Ordinance No. 2010-33, an Ordinance of the City of St. Pete Beach, Florida, providing for amendment of Chapter 58 of the Code of Ordinances, pertaining to parks and recreation; providing for amendment of Section 58-1 thereof, pertaining to definitions; amendment of Section 58-5(a) rental fees; and providing for an effective date. The motion was seconded by Commissioner Garnett and unanimously approved by individual roll call vote.

7. ACTION ITEMS

a. Authorization for the City Manager to accept a proposal from Cardno TBE in an amount not to exceed $202,644 to perform testing and cleaning on 10,080 linear feet of Master Pump Station wastewater force main.

TBE Force Main Proposal

Steve Hallock explained the process and answered questions from the Commission.

Vice Mayor Parent made a motion to accept the proposal from Cardno TBE in an amount not to exceed $202,644 to perform testing and cleaning on 10,080 linear feet of the master pump station wastewater force main. The motion was seconded by Commission Shavlan and was unanimously approved.

4 b. (Taken off of consent for discussion)

b. Authorization for the City Manager to waive the bid requirements and enter into an agreement with Clark Sales Display, Inc., in the amount of $29,826 to supply and install holiday decorations for FY 2011.

Mr. Bonfield explained that the City is joining with Treasure Island on their contract that was competitively bid. This contract has a provision for four years; Mr. Davis will add some language to the Contract that will allow the City to terminate the contract at any time without penalty.

Vice Mayor Parent made a motion to authorize the City Manager to enter into an agreement with Clark Sales Display, Inc. in the amount of $29,826 to supply and install Holiday decorations for FY 2011 for the citizens of St. Pete Beach with the changes that legal counsel will make as to termination of the contract. The motion was seconded by Commissioner Halpern and was unanimously approved.

8. ITEMS FOR DISCUSSION

a. Special Magistrate, John Elias

Resolution 2009-23

Mr. Bonfield advised the Commission that Mr. Elias would not be available until after 8:00 pm due to the fact that he is City Attorney in Seminole. The Commission asked if they could be provided with a copy of the applicable statute pertaining to Magistrates. Commissioner Garnett suggested asking Mr. Elias to come to a Shade Meeting. Mr. Bonfield suggested just waiting until the next regular Commission Meeting. The Commission was in agreement.

b. Commission Communication Guidelines

There was discussion regarding a designated spokesperson for the Commission when addressing the media.

c. Table of Contents of the Comp Plan

There was discussion concerning the lack of an index or table of contents in the Comp Plan. Mr. Bonfield agreed that he would take a look at it.

9. REPORTS

City Manager Mike Bonfield presented his Report.

Commissioner Garnett presented her Report.

Commissioner Shavlan presented his Report.

Vice Mayor Parent presented his Report.

Commissioner Halpern presented his Report.

Mayor Finnerty presented his Report.

10. ADJOURNMENT

There being no further business to come before the Commission, the Meeting was adjourned.

Theresa McMaster
Theresa McMaster, City Clerk

Mike Finnerty, Mayor
Mike Finnerty, Mayor

Minutes Approved on: 10-26-2010