COMMISSION MEETING
CITY OF ST. PETE BEACH

155 Corey Avenue

Tuesday, February 22, 2011
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**
   a. **FDOT presentation on Gulf Blvd/Blind Pass Road Pedestrian Safety Improvement project (SR 699 from 35th Ave to 93rd Ave).**
   b. **Support Our Troops Report - Terri Finnerty**
   c. **Update on litigation cases - City Attorney**

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

4. **Consent**
   a. **Approval of February 8, 2011 Regular Meeting Minutes**
   b. **Authorization for the City Manager to temporarily reduce the Upham Beach portion of monthly minimum**

rent paid to the City from Paradise Sweets, LLC by 33.3% ($737.76 per month) for the months of February thru May 2011 or the duration of the Upham Beach T-Groin project.

c. Authorize City Manager to hang banners over 75th Avenue at Boca Ciega Drive and over the Pinellas Bayway at Granada Avenue for 2011 Corey Avenue Merchant Association events.

5. Ordinances
   a. Ordinance 2010-31 Final Reading and Public Hearing amending Divisions 6 and 31 of the City's Land Development Code relating to permitted ancillary uses and standards for development in Traditional Hotel District, excluding height.
   b. Ordinance 2011-04, Final Reading and Public Hearing amending the Capital Improvements Element of the City's Comprehensive Plan to update the Five-Year Schedule of Capital Improvements.
   c. Ordinance 2011-06, Final Reading and Public Hearing, amending Chapter 66 Pensions and Retirement, Article IV, Firefighters' Pension Plan, Section 66-253(a) Conditions of Eligibility of the City of St. Pete Beach Code of Ordinances
   d. Ordinance 2011-08, Final Reading and Public Hearing, adjusting connection, reconnection and disconnection fees to $75.00.
   e. Ordinance 2011-07, First Reading amending Chapter 98 of the Code of Ordinances, Article I regarding buildings and building regulations to require all new municipal buildings to be constructed to be "LEED" or "FGBC" certified.

6. Resolutions
   a. Resolution 2011-05, approving a membership reapportionment plan for the Pinellas County Metropolitan Planning Organization

7. Action Items
   a. Authorization for the City Manager to waive bid requirements in accordance with Ordinance 2-283 and enter into an agreement with Hub City Ford for the purchase of two unmarked 2011 Ford Fusion police detective vehicles equipped with low profile

undercover emergency lights and sirens in the amount of $37,144.

b. Authorization for the City Manager to waive bid requirements and enter into an agreement with Duval Ford for the purchase of one 2011 Ford Crown Victoria police vehicle in the amount of $21,376.00
c. Authorization for the City Manager to enter into a Memorandum of Understanding with the Pinellas County Sheriff's Office to provide the City licensing and access to the Augmented Computer Information Support System (ACISS) and the Automated Report Management System (ARMS) operated and maintained by the Pinellas County Sheriff's Office for the completion of police reports and police records management.
d. Authorization for the City Manager to waive bid requirements and enter into an agreement with TriTech Software Systems for the purchase of computer aided dispatch software to be installed at the police department communications center in the amount of $21,980.00.
e. Authorization for the City Manager to enter into an agreement with Dell Marketing LP for the purchase of one computer network server system in the amount of $10,426.55.
f. Authorization for the City Manager to enter into an agreement with the Florida Department of Environmental Protection accepting a matching Land and Water Conservation Fund Program grant in the amount of $200,000.00 to be used for the acquisition of additional land at Egan Park.

8. Items for Discussion
    a. City Manager's Annual Evaluation

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

February 22, 2011
6:30 pm

MINUTES

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL

PRESENT

Mayor Mike Finnerty
Vice Mayor Jim Parent
Commissioner Al Halpern
Commissioner Marvin Shavlan
Commissioner Beverly Garnett

ALSO PRESENT

Mike Bonfield, City Manager
Pamala Prell, Acting City Clerk
Mike Davis, City Attorney

Vice Mayor Parent responded to a request by Commissioner Shavlan regarding Vice Mayor Parent's information on his web site. Vice Mayor Parent asked if those interested could please visit his website.

1. <u>Changes to the Agenda</u>

There were none.

2. <u>Presentations</u>

Mayor Finnerty noted that Mr. D'Alessio would like to make a presentation regarding some plaques. However, since he is not present in the audience, this topic was postponed until such time that Mr. D'Alessio can be present.

a. FDOT Presentation on Gulf Boulevard/Blind Pass Road Pedestrian Safety Improvement project (SR699 from 35th Avenue to 93rd Avenue).

City Manager Bonfield introduced a Diana Ramirez, representative from FDOT, to give the presentation. This update is from July 2010 until now. The intention is to do safety pedestrian improvements on Gulf Boulevard. She presented a power point presentation to describe the improvements and changes that will be made.

Ms. Ramirez also reported that bids from the contractors will be received by May 25. The start of construction should begin within 45 to 90 days from May 25. Approximate completion should be about seven months later. The cost of construction should be about $600,000 and will be entirely paid by FDOT at no cost to the City. Flashers will be installed at the cross walks at a later date. Mr. Hallock noted that the City will be doing all of the landscaping. He also noted that all monies ($550,000) came from grants. Ms. Ramirez answered questions by the Commissioners.

b. Support Our Troops Report – Terri Finnerty

Dr. Terri Finnerty, 9495 Blind Pass Road – presented a report on the Second Annual Golf Tournament held Monday, February 7, at the St. Petersburg Country Club Clubhouse. She read several letters that were received by the Troops and showed some photos. She thanked all the volunteers and supporters of Save Our Troops. Dr. Finnerty announced that the Veterans of Tierra Verde are having a pancake breakfast on April 2nd from 8:00 am – 12-noon, at the Hurricane Restaurant. Dr. Finnerty read several thank you letters from the troops.

c. Update on Litigation Cases – City Attorney

Attorney Davis referenced a February 16th memorandum to the Commissioners which summarized the cases as of that date. He referred to the first two cases filed by Mr. Pyle against the City. The first case was heard by the Department of Administrative Hearings and involved the validity of the Comp Plan. i.e. that it complies with the various State regulations of State laws that Comp Plans must comply with. The City won that case which determined that the Comp Plan is valid under State law. Attorney Davis briefly spoke about other cases whereby the City won seven of the nine counts. He reported that Mr. Kadoura is appealing those seven cases he lost; the City is appealing those two cases it lost. Attorney Davis also referenced the ballot summary case as well as other new cases.

Augie D'Alessio, 2493 Vina del Mar – would like to discuss the historical markers that are to be placed in the Pass-a-Grille Park. He would also like to discuss the plaques. Mr. D'Alessio read a statement prepared by the City's Planner Catherine Hartley into the record. He spoke about the shuffleboard court and the clubhouse. Mr. D'Alessio also spoke to the idea of having benefactor plaques. He asked for the City Commission's assistance with these programs.

3. Audience Comments

Chase Costavits, owner and operator of "Water Monkey", a paddle boarding business stated that he will be seeking a permit to operate on the beach. He came before the Commission to introduce himself and stated that he would like to give a presentation at a future meeting to introduce his business.

Rusty Ercuis, 111 12th Avenue, asked Mr. Davis if there was anything going on with the lawsuit brought against the City by Joe Caruso.

Mr. Davis responded by saying the City is not spending money on it currently.

Mr. Ercuis brought up the matter of the permit issued by Mr. Holley to Joe Caruso which was later withdrawn. He went on to criticize both Mr. Holley and Mr. Caruso.

Joe Caruso, 1301 Gulf Way, asked everyone to look for the upcoming issue of "Coastal Living" in which the "Coconut Inn" and Pass-a-Grille are going to be mentioned. Mr. Caruso addressed the remarks of Mr. Ercuis.

Mr. Donatello stated that he has become friendly with all the neighbors close to the Coconut Inn and they are very happy that the Coconut Inn is what it is today.

Maggie Caruso, 326 Monte Cristo Boulevard, understands the conflicts that a few of the neighbors are having and she is not insensitive to that but after two years, they don't know what else they can do to solve the issues.

Melinda Pletcher, 2281 East Vina del Mar, told Maggie and Joe Caruso that they love the Coconut Inn and they are very proud of it and they appreciate what they have done.

Mrs. Pletcher went on to report the beginning stages of some activities that will be held in celebration of the 100th Anniversary of Pass-a-Grille. Mrs. Pletcher brought up the Pass-a-Grille Park and suggested a water feature that would represent what the original spring looked like in Pass-a-Grille.

Rick Falkenstein, 6441 4th Palm Point, brought up the old and forgotten hotels that were a part of Pass-a-Grille years ago. He asked if some of the historians could come up with some pictures of the old buildings to add to the Anniversary events.

Mayor Finnerty then closed the Meeting to Audience Comments.

4. Consent

Mayor Finnerty moved on to the Consent Agenda and asked if Gator Drudging could come up with some portion of the refund the City is offering Paradise Sweets, LLC due to the fact that they are late on their contract.

Mr. Bonfield said it was a contract between them and the County; the City is not involved.

Mayor Finnerty asked if they could approach the County to advise that their contractor had not kept his contract and that they should pay some of the reduction.

Commissioner Shavlan suggested they go directly to the contractor and ask them for a refund.

Mr. Bonfield will ask the contractor for a partial refund.

a. Approval of February 8, 2011, Regular Meeting Minutes

b. Authorization for the City Manager to temporarily reduce the Upham Beach portion of monthly minimum rent paid to the City from Paradise Sweets, LLC by 33.3% ($737.76 per month) for the months of February through May, 2011, or the duration of the Upham Beach T-Groin project.

c. Authorize the City Manager to hang banners over 75th Avenue at Boca Ciega Drive and over the Pinellas Bayway at Granada Avenue for 2011 Corey Avenue Merchant Association events.

Commissioner Shavlan made a motion to approve the Consent Agenda with the stipulation that Gator Drudging be approached for a partial refund due to its failure to comply with its contract. The motion was seconded by Vice Mayor Parent and unanimously approved.

5. Ordinances

a. Ordinance 2010-31, Final Reading and Public Hearing amending Divisions 6 and 31 of the City's Land Development Code relating to permitted ancillary uses and standards for development in the Traditional Hotel District, excluding height.

Mr. Bonfield advised that this item was approved on First Reading and there were a couple of changes made which are incorporated into the Ordinance that is before the Commission tonight. He then asked Karl Holley to review those changes.

Mayor Finnerty left the Commission Chambers and Vice Mayor Parent called for a ten minutes recess. Mayor Finnerty called the Meeting back to order.

Mr. Holley pointed out that in Section 1. Division of the LDC, they added definitions for swimming pools and spas since the LDC did not previously have those definitions. In Section 31.4 (b) spas have been added under allowable conditional uses. Further, in Section 31.12, the gross floor area allowance of 5% has been included in the Ordinance.

Commissioner Garnett asked that the spa be taken back out of the Ordinance under Section 31.4 (b).

Commissioner Shavlan expressed his concern about noise and after a conversation with Karl Holley, he suggested "all unenclosed spas shall provide a solid screening wall or fence at least 6 feet in height adjacent to any private property not zoned in the THD. This requirement shall be waived in instances where there is an enclosed structure positioned between the spa and the adjacent private property." He also added that "no spa shall be located in such a manner as to be separated from the facility it serves by the width of any public right-of-way". And "any existing facility expanded under this provision which currently has a pool or spa shall construct no additional pools or spas unless such existing pool or spa is first removed".

Vice Mayor Parent asked about the ".....width of the public right-of-way". They agreed to take out "width of".

Mr. Holley suggested taking out "....additional pools or...."

Commissioner Garnett is still concerned about the noise level generated by use of a spa next to a private residence.

Commissioner Shavlan also suggested that variances should have to be approved by the Commission. If someone wants to apply for a variance from the THD the Commission would have to approve it because it's such a sensitive issue.

Mr. Davis advised the Commission that this issue is not in the scope of the Ordinance at hand.

Mayor Finnerty asked for audience comments.

Melinda Pletcher, 2281 East Vina del Mar, stated they are dealing with a unique situation in Pass-a-Grille in that they have tiny, tiny lots. There are many issues that need to be taken into consideration regarding Pass-a-Grille.

Joe Caruso, 1301 Gulf Way, put up on the overhead what is technically called the "spa" at the Coconut Inn. It runs from 10 to 12 feet wide and is 30 feet long. The depth of the spa is 4 feet. It currently sits approximately 8 feet away from the rooms at the Inn and would disturb his guests before it would disturb the neighbors.

The Meeting was then closed to audience comments.

Vice Mayor Parent thinks Commissioner Shavlan's suggestions are livable suggested 64 square feet with Commission approval due to the conditional use.

Commissioner Halpern added that the equipment noise of a commercial spa in a fiberglass enclosure is quieter than an air conditioner.

Mr. Bonfield addressed the suggestion that all variances come before the Commission and suggested that another ordinance be prepared for that. Mr. Davis suggested they deal with the Ordinance at hand first and if they want the variance issue brought back, they can bring that back as a separate ordinance.

Vice Mayor Parent stated that he did not feel that the Commission should take on things that other chartered committees are set out to do. Maybe this particular one should come before the Commission because of the sensitivity. Commissioner Halpern agreed. Mr. Davis will bring that back.

Commissioner Shavlan made a motion to approve Ordinance 2010-31, an Ordinance of the City of St. Pete Beach, Pinellas County, Florida, providing for amendment of the Land Development Code; providing for amendment of Division 2 regarding the definitions of pools and spas; amending Section 31 of the Land Development Code as it relates to development standards for temporary lodging establishments in the Traditional Hotel District; amending Division 6 of the Land Development Code as it relates to temporary lodging establishments; providing for the repeal of ordinances, or parts of ordinances, in conflict herewith, to the extent of such conflict; providing for severability; and providing for an effective date with the following changes: Section 1, Spa definition will be 64 square feet instead of 400 square feet as printed. Addition to Section 31.13 which reads #1) all unenclosed spas shall provide a solid screening wall or fence at least 6 feet in height adjacent to any private property not zoned THD. This requirement shall be waived in instances where enclosed structures positioned between the spa and the adjacent private property; #2) no spa shall be located in such a manner as to be separated from the facility it serves by any public

right-of-way, and #3) any existing facility expanded under this provision which currently has a pool or spa shall not construct a new spa unless such existing pool or spa is first removed.

The motion was seconded by Vice Mayor Parent.

Commissioner Shavlan amended the original motion as follows: #1) all unenclosed spas shall provide a solid screening wall or fence at least 6 feet in height.

The amended motion was seconded by Vice Mayor Parent. The motion was passed by a 4-1 roll call vote; Commissioner Garnett voted no.

b. Ordinance 2011-04, Final Reading and Public Hearing amending the Capital Improvements element of the City's Comprehensive Plan to update the Five-Year Schedule of capital Improvements.

Mr. Holley explained that this is an annual modification to the Capital Improvement Program that is contained in the City's adopted Comprehensive Plan required by State Statute.

Mayor Finnerty asked the Commission if they had any questions and asked for audience comments. Hearing none, the Mayor asked for a motion.

Vice Mayor Parent made a motion to approve Ordinance 2011-04, 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.

The motion was seconded by Commissioner Garnett. The motion passed by unanimous roll call vote.

c. Ordinance 2011-06, final reading and public hearing amending Chapter 66 Pensions and Retirement, Article IV, Firefighters' Pension Plan, Section 66-253(a) Conditions of Eligibility of the City of St. Pete Beach Code or Ordinances.

Mr. Bonfield presented a brief overview of the Ordinance which provides an option for the Fire Chief to opt out of the benefit plan, as recited in Chapter 175 of Florida Statutes. Mr. Bonfield recommended approval on Second Reading.

Commissioner Garnett made a motion to approve Ordinance 2011-06, an Ordinance of the City of St. Pete Beach, Florida, amending the Code of Ordinances, Chapter 66 Pensions and Retirement, Article IV, Firefighters' Retirement System, Division 1, generally, Section 66-253 (A) conditions of eligibility; providing for severability; providing for repeal of ordinances or parts of ordinances in conflict herewith, to the extend of such conflict; and providing for an effective date.

The motion was seconded by Commissioner Halpern. The motion was approved by unanimous roll call vote.

d. Ordinance 2011-08, Final Reading and public Hearing, adjusting connection, reconnection and disconnection fees to $75.00.

Mr. Bonfield recommended the reduction of connection, reconnection and disconnection fees to $75.

Commissioner Shavlan suggested a $100.

Vice Mayor Parent agreed but as long as the enterprise fund is covered, $75 is a fair amount. It was suggested that this matter be reviewed on an annual basis.

Mayor Finnerty asked for audience comments.

Steve McFarlin, 2nd Palm Point, agreed the fee should be $100.

Commissioner Garnett made a motion to approve Ordinance 2011-08, an Ordinance of the City of St. Pete Beach, Florida, providing for amendment of Chapter 86 Utilities, Article IV of the Code of Ordinances pertaining to the reclaimed water system; adjusting reclaimed water connection, reconnection and disconnection fees; providing for severability; providing for repeal of ordinances or parts of ordinances, in conflict herewith, to the extend of such conflict; and providing for an effective date.

The motion was seconded by Commissioner Halpern. The motion was approved by 4-1 roll call vote. Mayor Finnerty voted no.

e. Ordinance 2011-07, First Reading amending Chapter 98 of the Code of Ordinances, Article I, regarding buildings and building regulations to require all new municipal buildings to be constructed to be "LEED" or "FGBC" certified.

Mr. Bonfield advised the Commission that this is part of the City's effort to receive their "Florida Green City" designation.

Karl Holley explained that they have been attempting to put together an application that would be acceptable to the Florida Green Building Counsel for designation as a "Green City" which would make St. Pete Beach the only barrier island community so designated if they are able to obtain it. At this point they have been unable to achieve the necessary point total to attain the designation. However, if the Commission chooses to adopt this Ordinance, this would give them enough points to obtain the basic "Green City" designation. What this means is that any municipal buildings constructed in the future would have to meet either the Florida Green Building Counsel Standards or the Leading Edge Environmental Design Criteria Certification. This does not apply to existing municipal structures; it would not require any retro-fitting of existing structures.

Vice Mayor Parent asked Mr. Holley if or how much this might increase design and construction costs. Mr. Holley replied that it generally would increase construction costs, the extent of such an increase would depend on what type of energy efficiency features you would have intended to provide in the building in any event. Typically, just for design and construction, you are looking at between a five and ten percent increase.

Mayor Finnerty asked for audience comments. There were none.

Commissioner Halpern made a motion to approve Ordinance 2011-07, an Ordinance of the City of St. Pete Beach, Pinellas County, Florida, providing for Amendments to the Code of Ordinances; amending Chapter 98 of the Code of Ordinances, Article I, regarding buildings and building regulations; adding Section 98-5 requiring all new construction for municipally owned buildings to be "LEED" or FGBC" certified; 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.

The motion was seconded by Vice Mayor Parent. The motion was unanimously approved by roll call vote.

6. **Resolutions**

a. Resolution 2011-05, approving a membership reapportionment plan for the Pinellas County Metropolitan Planning Organization.

Mr. Bonfield explained that over the last year or so, there has been a move to consolidate the Pinellas Planning Council with the MPO; the main reason is to try and get a closer link to transportation planning and land use planning as well as gain some efficiencies. Right now the intention is to still operate two separate organizations but they will have the same Board but in time through some statutory action you will see those merged together.

Mr. Bonfield reminded the Commission that they previously passed a Resolution supporting that concept and now they are looking for a Resolution supporting the membership reapportionment, specifically appointing one seat for the beach communities. Mr. Bonfield went on to say he has added paragraph 2. suggesting that the seat rotate in three cycles among the beach communities.

Commissioner Garnett and Mayor Finnerty approved of the way Mr. Bonfield wrote the addition to the Resolution. Mr. Bonfield went on to suggest two year cycles between the communities.

Vice Mayor Parent made a motion to approve Resolution 2011-05, a Resolution of the City of St. Pete Beach, Florida, approving a membership reapportionment plan for the Pinellas County Metropolitan Planning Organization, and providing an effective date.

The motion was seconded by Commissioner Garnett and approved by unanimous vote.

7. <u>Action Items</u>

a. Authorization for the City Manager to waive bid requirements in accordance with Ordinance 2-283 and enter into an agreement with Hub City Ford for the purchase of two unmarked 2011 Ford Fusion police detective vehicles equipped with low profile undercover emergency lights and sirens in the amount of $37,144.

Mr. Bonfield explained that the next three items are budgetarily linked together. The current year we have budgeted to replace three of the Ford Explorers in the amount of $25,000 each or $75,000. They will be coming up on an item to purchase some software for the police department to run dispatch and records which they did not have budgeted. They have a really great deal through the Sheriff at a very low cost compared to what they were thinking they would have to spend. Dan O'Connor worked the adjusted the budget so that they can purchase three vehicles (that were going to be purchased next year) this year use and use the savings from towards the computer which will give us until next year to re-appropriate the additional money to purchase the three vehicles next budget year.

There was discussion between Dan O'Connor and the Commission regarding these purchases.

Vice Mayor Parent made a motion to waive bid requirements in accordance with Ordinance 2-283 and enter into an agreement with Hub City Ford for the purchase of two unmarked 2011 Ford Fusion police detective vehicles

equipped with low profile undercover emergency lights and sirens in the amount of $37,144.

The motion was seconded by Commissioner Shavlan and unanimously approved.

b. Authorization for the City Manager to waive bid requirements and enter into an agreement with Duval Ford for the purchase of one 2011 Ford Crown Victoria police vehicle in the amount of $21,376.

Commissioner Halpern made a motion to authorize the City Manager to waive bid requirements in accordance with Ordinance 2-283 and enter into an agreement with Duval Ford for the purchase of one 2011 Ford Crown Victoria police vehicle in the amount of $21,376.

The motion was seconded by Commissioner Shavlan and unanimously approved.

Dan O'Connor then went into detail to explain the next three Action Items on the Agenda to the Commission.

Commissioner Garnett made a motion to authorize the City Manager to enter into a Memorandum of Understanding with the Pinellas County Sheriff's Office to provide the City licensing and access to the Augmented Computer Information Support System (ACISS) and the Automated Report Management System (ARMS) operated and maintained by the Pinellas County Sheriff's Office for the completion of police reports and police records management.

Commissioner Garnett made a motion to authorize the City Manager to waive bid requirements in accordance with Ordinance 2-283 and enter into an agreement with TriTech Software Systems for the purchase of computer aided dispatch software to be installed at the Police Department Communications Center in the amount of $21,980.

Commissioner Garnett made a motion to authorize the City Manager to waive bid requirements in accordance with Ordinance 2-283 and enter into an agreement with Dell Marketing LP for the purchase of one computer network server system to be located in the Police Department in the amount of $10,426.55

Commissioner Halpern seconded all three motions which were unanimously approved.

f. Authorization for the City Manager to enter into an agreement with the Florida Department of Environmental Protection Agency accepting a matching Land and Water Conservation Fund Program grant in the amount of $200,000 to be used for the acquisition of additional land at Egan Park.

Mr. O'Connor briefly described the agreement. In order to receive the grant, the City must own, hold title to, the land. After October 1st, the City will make two payments of $200,000 enter into a Buy/Sell Agreement and obtain a deed to the property at which time the Grant will be paid to the City. The tenant's occupancy agreement is up September 30th and the City will be prepared to purchase the property and move forward.

Vice Mayor Parent made a motion to authorize the City Manager to enter into an agreement with the Florida Department of Environmental Protection accepting a matching Land and Water Conservation Fund Program grant in the amount of $200,000 to be used for the acquisition of additional land at Egan Park.

Commissioner Garnett seconded the motion which was unanimously approved.

8. **Items for Discussion**

a. City Manager's Annual Evaluation

Mr. Bonfield advised the Commission that January 29th was his ninth anniversary as City Manager. As has been done in the past, the Commissioners and Mayor meet individually with the City Manager and then place the item on the agenda for any discussion related to the evaluation. There is no pay increase at this time and for the record, Mr. Bonfield stated that his salary has not been increased since January of 2007.

Commissioner Halpern asked to review prior evaluations and Mr. Bonfield stated that he will provide those to the Commission.

Vice Mayor Parent proposed that they at least look at or discuss some kind of increase during the next budget cycle. All of the Commissioners agreed.

9. **Reports**

City Manager Bonfield submitted his report. He reminded the Commission that the March 8th Meeting has been cancelled and the next regular Meeting will be held on March 22, 2011.

City Attorney Davis submitted his report. He requested the advice of the Commission on the two cases that are on appeal and suggested a Shade Meeting.

Commissioner Garnett submitted her report.

Commissioner Shavlan submitted his report.

Vice Mayor Parent submitted his report.

Commissioner Halpern submitted his report.

Mayor Finnerty submitted his report.

10. **Adjournment**

There being no further business to come before the Commission, Mayor Finnerty adjourned the Meeting at 11:10pm.

Pamala Prell
Pamala Prell, Acting City Clerk

Mike Finnerty, Mayor
Mike Finnerty, Mayor

Minutes approved on: 3-22-11