COMMISSION MEETING
CITY OF ST. PETE BEACH

155 Corey Avenue

Tuesday, September 27, 2011

6:00 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** - Presentations shall be limited to 5 minutes for non-city government related items.
   a. **Proclamation for Al Church**
   b. **Stormwater NPDES Permit Changes**

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

4. **Consent**
   a. **Approval of Minutes for the City Commission Meeting held September 14, 2011.**
   b. **Authorization for the City Manager and Police Chief to enter into an agreement with the Florida Department**

of Transportation accepting a pedestrian safety and education grant in the amount $20,000.00 for FY2012.

5. Action Items
   a. Authorize the City Manager to enter into a purchasing agreement with TLC Diversified, Inc., for $169,900, for the rehabilitation of Lift Station #4.
   b. Authorize the City Manager to enter into a purchasing agreement with Enterprise Marine Contractors, Inc., for seawall repairs in the amount of $47,954 at 77th Ave., 76th Ave. and 19th Ave.

6. Ordinances
   a. Ordinance 2011-23, Final Reading and Public Hearing, setting the millage rate for Fiscal Year 2012
   b. Ordinance 2011-24, Final Reading and Public Hearing, Budget Ordinance for FY 2012
   c. Ordinance 2011-25, Final Reading and Public Hearing, providing for an amendment of Section 2-254 (b) (8) of the Appendix A fee schedule of the code of ordinances pertaining to charges for off duty police officers.
   d. Ordinance 2011-26, Final Reading and Public Hearing, providing for the amendment of Sections 82-202(a)(1), 82-202(a)(2), 82-203(b)(1), 82-205 and 82-260 of the Appendix A Fee Schedule of the Code of Ordinances as set forth in Attachment A increasing the fees pertaining to parking pay station and metered parking decals and permits
   e. Ordinance 2011-27, Final Reading and Public Hearing, amending Chapter 82, Article III, Division 2, Section 82-171 pertaining to an increase in fines for parking violations.
   f. Ordinance 2011-28, Final Reading and Public Hearing, amending Section 38.7 of the City of St. Pete Beach City Code entitled "Elections Date of Commissioners," and providing an effective date.
   g. Ordinance 2011-29, Final Reading and Public Hearing, adopting new City ordinances, modifying and repealing existing City ordinances so as to comply with Florida Chapter 2011-109 clarifying that no provisions of City code be inconsistent with Florida Statutes section 790.33 including revisions thereto as contemplated by Florida Chapter 2011-109.

h. Ordinance 2011-30, Final Reading and Public Hearing, approving a Contingent Mediation Settlement Agreement between Walter Sowa v. The City of St. Pete Beach, Florida

7. **Resolutions**
   a. Resolution 2011-17, reimbursement of expenses incurred by Commissioner Beverly Garnett.

8. **Items for Discussion**
   a. Workshop for preliminary consideration of the second tier of stormwater special assessments to fund variable costs associated with the delivery of stormwater management services.
   b. Installation of commercial linear light string strands on 8th Avenue.

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
MINUTES

Tuesday, September 27, 2011
6:00 p.m.

CALL TO ORDER
PLEDGE OF ALLEGIANCE
INVOCATION
ROLL CALL

PRESENT

Commissioner Al Halpern
Commissioner Jim Parent
Commissioner Marvin Shavlan
Vice Mayor Beverly Garnett
Mayor Steve McFarlin

ALSO PRESENT

City Manager Mike Bonfield
City Attorney Susan Churuti
Finance Director Elaine Edmunds
Public Services Director Steve Hallock
CIP Construction Manager Renee Cooper
City Clerk Rebecca C. Haynes

1. Changes to the Agenda

A report by City Attorney Susan Churuti providing an update on pending litigation was added to the agenda after Audience Comments.

2. Presentations

a. Proclamation for Al Church

Mayor McFarlin presented Mr. Al Church with a proclamation for his years of dedicated service to the community.

b. Stormwater NPDES Permit Changes

CIP Construction Manager Renee Cooper presented an overview of the permit changes including discharges into the storm water system, operating procedures, land development regulations, nitrogen and phosphorus reductions, certificates and training, inspection of construction sites and monitoring plans.

3. Audience Comments

Tom DeCair, Friends of St. Pete Beach, noted the fifth annual Concert in the Park Series will kick off on Friday, October 7th from 7:00 p.m. to 9:00 p.m. in Horan Park. Food and beverages will be served and the music will be provided by Greenflash.

Deborah Schechner, Boca Ciega Drive, reminded the Commissioners that the 'snowbirds' will be returning to the City and they will want an update regarding any action taken by the City to solve the crime problems in the area of West Corey Avenue.

Rick Falkenstein, 6441 - 4th Palm Point, thanked the Commission for the improvements to Gulf Boulevard. He asked the Commission to keep in mind that the street ends may be needed as a filtering system for the storm water runoff.

Deborah Edney, 181 - 73rd Avenue, expressed her disappointment with not being allowed to make negative comments regarding staff members at a recent Commission meeting. She stated that she has a right to freedom of speech under the First Amendment.

b. Update on Legal Cases by City Attorney Susan Churuti

Attorney Churuti noted several similarities between the Anderson Case and a case that her firm defended at the Supreme Court level on behalf of the City of Sarasota. Ms. Churuti provided a copy of the Motion to Dismiss or Strike the Amended Complaint regarding the Anderson Case, which was recently filed with the Court.

Attorney Churuti gave an overview of the Yankee Town case regarding Home Town Democracy. She advised that the City intervened in this case which she felt should be beneficial to the City and requested approval of attorney fees.

Commissioner Shavlan made a motion to pay the attorney fees associated with the Yankee Town Case. The motion was seconded by Commissioner Parent. The motion was approved by a unanimous roll call vote.

Attorney Churuti advised the Commission that they needed to make a decision whether or not to allow Mr. Weiss to amend Mr. Anderson's Complaint. She explained it may save the City time and money to allow the amendment, and that the general rule is to allow a Motion to Amend.

Commissioner Parent reported his recent discussions with Mr. Kadoura regarding an attempt to reach a settlement agreement and resolve on-going litigation.

Commissioner Parent made a motion to instruct the City Attorney's Office to allow Attorney Ken Weiss to amend Mr. Anderson's lawsuit. Commissioner

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

4. Consent

a. Approval of Minutes for the City Commission Meeting held September 14, 2011.

b. Authorization for the City Manager and Police Chief to enter into an agreement with the Florida Department of Transportation accepting a pedestrian safety and education grant in the amount $20,000.00 for FY2012.

Commissioner Parent moved to approve Consent Items 4 (a) and (b). Commissioner Shavlan seconded the motion.

The motion was unanimously approved by individual roll call vote.

5. Action Items

a. Authorize the City Manager to enter into a purchasing agreement with TLC Diversified, Inc., for $169,900, for the rehabilitation of Lift Station #4.

Public Services Director Steve Hallock advised that this project will eliminate an old building that housed the controls for the lift station. Once the controls are relocated, this building will be demolished. Mr. Hallock answered questions from the Commission.

Commissioner Halpern moved to approve Item 5 (a), Authorize the City Manager to enter into a purchasing agreement with TLC Diversified, Inc., for $169,900, for the rehabilitation of Lift Station #4. Vice Mayor Garnett seconded the motion.

The motion was approved by a unanimous roll call vote.

b. Authorize the City Manager to enter into a purchasing agreement with Enterprise Marine Contractors, Inc., for seawall repairs in the amount of $47,954 at 77th Ave., 76th Ave. and 19th Ave.

Public Services Director Steve Hallock gave a presentation for this item and answered questions posed by the Commission.

Vice Mayor Garnett moved to approve Item (b), Authorize the City Manager to enter into a purchasing agreement with Enterprise Marine Contractors, Inc., for seawall repairs in the amount of $47,954 at 77th Ave., 76th Ave. and 19th Ave.

Commissioner Shavlan seconded the motion.

The motion was approved by a unanimous roll call vote.

6. Ordinances

a. Ordinance 2011-23, Final Reading and Public Hearing, setting the millage rate for Fiscal Year 2012

Mayor McFarlin questioned if the Commission could set the millage rate at the calculated rollback rate of 2.8569 originally advertised in the TRIM notice instead of the 2.8102 rate set during the first reading.

Vice Mayor Garnett moved to approve Item 6 (a), Ordinance 2011-23, Final Reading and Public Hearing, setting the millage rate for Fiscal Year 2012 by reading the Ordinance in its entirety. Commissioner Parent seconded the motion.

Mayor McFarlin called for audience comments.

Deborah Schechner, Boca Ciega Drive, stated that a roll back rate is not necessarily a decrease in taxes.

Mayor McFarlin called for Commission comments.

Mayor McFarlin pointed out that the roll back rate is the correct term to use in accordance with State requirements.

Vice Mayor Garnett amended her motion to amend Section 1 and 2 of the Ordinance to change the millage rate from 2.8102 mills to 2.8569 mills which will generate $5,456,522. Commissioner Parent seconded the amended motion.

The motion was approved by a 4-1 roll call vote, with Commissioner Halpern voting "no".

b. Ordinance 2011-24, Final Reading and Public Hearing, Budget Ordinance for FY 2012

City Manager Bonfield reviewed the various funds in the budget including the general fund, the capital projects fund, increased pension costs, wastewater and reclaimed water funds, storm water fund and capital improvement projects.

Discussion ensued among the Commissioners.

Vice Mayor Garnett moved to approve Item (b), Ordinance 2011-24, Final Reading and Public Hearing, Budget Ordinance for FY 2012, for a total General Fund of $14,782,754.00. Commissioner Parent seconded the motion.

Mayor McFarlin called for audience comments.

Rick Falkenstein, 6441 - 4th Palm Point, asked if there was any extra money to fill vacant positions.

Harry Metz, 504 Pass-a-Grille Way, stated that he felt $50,000 was too much money to spend to find out how to repair Pass-a-Grille Way.

There being no further Commissioner comments, Mayor McFarlin called for roll call.

The motion was approved by a unanimous roll call vote.

c. **Ordinance 2011-25, Final Reading and Public Hearing, providing for an amendment of Section 2-254 (b) (8) of the Appendix A fee schedule of the code of ordinances pertaining to charges for off duty police officers.**

City Manager Bonfield explained the rate is being changed from $49 per hour to $53 per hour to include the increase in pension costs. There is no actual pay increase for the officers.

Commissioner Shavlan moved to approve Item (c), Ordinance 2011-25, Final Reading and Public Hearing, providing for an amendment of Section 2-254 (b) (8) of the Appendix A fee schedule of the code of ordinances pertaining to charges for off duty police officers. Commissioner Halpern seconded the motion.

Mayor McFarlin called for audience comments. There were no comments.

There being no Commissioner comments, Mayor McFarlin called for roll call.

The motion was approved by a unanimous roll call vote.

d. **Ordinance 2011-26, Final Reading and Public Hearing, providing for the amendment of Sections 82-202(a)(1), 82-202(a)(2), 82-203(b)(1), 82-205 and 82-260 of the Appendix A Fee Schedule of the Code of Ordinances as set forth in Attachment A increasing the fees pertaining to parking pay station and metered parking decals and permits.**

Commissioner Halpern moved to approve Item (d), Ordinance 2011-26, Final Reading and Public Hearing, providing for the amendment of Sections 82-

202(a)(1), 82-202(a)(2), 82-203(b)(1), 82-205 and 82-260 of the Appendix A Fee Schedule of the Code of Ordinances as set forth in Attachment A increasing the fees pertaining to parking pay station and metered parking decals and permits Commissioner Parent seconded the motion.

Mayor McFarlin called for audience comments

Rick Falkenstein, 6441 - 4th Palm Point, spoke against increasing parking permit rates for residents.

Harry Metz, 504 Pass-a-Grille Way, spoke against increasing parking permit rates for residents.

Mayor McFarlin called for Commissioner comments.

Vice Mayor Garnett suggested that the resident parking decals remain at $15.00.

Mr. Bonfield pointed out that the increase is for the "B" permits which allow people to park in the metered spaces in the City. He stated that he will bring back a proposal to the Commission to address their concerns about resident discounts.

There being no further comments, Mayor McFarlin called for roll call.

The motion was approved by a unanimous roll call vote.

e. **Ordinance 2011-27, Final Reading and Public Hearing, amending Chapter 82, Article III, Division 2, Section 82-171 pertaining to an increase in fines for parking violations**

City Manager Bonfield explained the parking fines which were increased during the Budget Workshops.

Vice Mayor Garnett moved to approve Item (e), Ordinance 2011-27, Final Reading and Public Hearing, amending Chapter 82, Article III, Division 2, Section 82-171 pertaining to an increase in fines for parking violations. Commissioner Halpern seconded the motion.

Mayor McFarlin called for audience comments. There were no comments.

Mayor McFarlin called for Commissioner comments.

Commissioner Parent suggested that the City adopt the highest allowable fine for parking in a handicapped space or in front of a fire hydrant.

There being no further Commissioner comments, Mayor McFarlin called for roll call. **The motion was approved by a unanimous roll call vote.**

f. Ordinance 2011-28, Final Reading and Public Hearing, amending Section 38.7 of the City of St. Pete Beach City Code Entitled "Elections Date of Commissioners," and Providing an Effective Date.

Commissioner Shavlan moved to approve Item (f), Ordinance 2011-28, Final Reading and Public Hearing, amending Section 38.7 of the City of St. Pete Beach City Code Entitled "Elections Date of Commissioners," and Providing an Effective Date. Vice Mayor Garnett seconded the motion.

Mayor McFarlin called for audience comments. There were no comments.

There being no Commissioner comments, Mayor McFarlin called for roll call.

The motion was approved by a unanimous roll call vote.

g. Ordinance 2011-29, Final Reading and Public Hearing, adopting new City ordinances, modifying and repealing existing City ordinances so as to comply with Florida Chapter 2011-109 clarifying that no provisions of City code be inconsistent with Florida Statutes section 790.33 including revisions thereto as contemplated by Florida Chapter 2011-109.

City Manager Bonfield explained the new legislation which requires changes to the City Code be consistent with the new firearms law which goes into effect October 1, 2011.

Commissioner Halpern moved to approve Item (g), Ordinance 2011-29, Final Reading and Public Hearing, adopting new City ordinances, modifying and repealing existing City ordinances so as to comply with Florida Chapter 2011-109 clarifying that no provisions of City code be inconsistent with Florida Statutes section 790.33 including revisions thereto as contemplated by Florida Chapter 2011-109. Commissioner Parent seconded the motion.

Mayor McFarlin called for audience comments. There were no comments.

There being no Commissioner comments, Mayor McFarlin called for roll call.

The motion was approved by a unanimous roll call vote.

h. Ordinance 2011-30, Final Reading and Public Hearing, approving a Contingent Mediation Settlement Agreement between Walter Sowa v. The City of St. Pete Beach, Florida.

City Manager Bonfield explained this litigation was brought against the City for permitting of a property adjacent to Mr. Sowa's property. The two parties have agreed to resolve the case.

Commissioner Shavlan moved to approve Item (h), Ordinance 2011-30, Final Reading and Public Hearing, approving a Contingent Mediation Settlement Agreement between Walter Sowa v. The City of St. Pete Beach, Florida. Vice Mayor Garnett seconded the motion.

Mayor McFarlin called for audience comments. There were no comments.

There being no Commissioner comments, Mayor McFarlin called for roll call.

The motion was approved by a unanimous roll call vote.

RECESS: 8:17 p.m.

RECONVENE: 8:22 p.m.

7. Resolutions

a. Resolution 2011-17, reimbursement of expenses incurred by Commissioner Beverly Garnett.

By resolution, City Commissioners are eligible for reimbursement of expenses when found not guilty in defending themselves against charges filed against them.

Commissioner Parent moved to approve Item (a), Resolution 2011-17, reimbursement of expenses incurred by Commissioner Beverly Garnett. Commissioner Shavlan seconded the motion.

Mayor McFarlin called for audience comments.

Harry Metz, 504 Pass-a-Grille Way, submitted documents from the State of Florida Ethics Commission into the record.

Deborah Schechner, Boca Ciega Drive, stated she believed it was important to establish if the charges filed against Vice Mayor Garnett were before or after being elected as Commissioner.

The motion was approved by a 4-0 roll call vote, with Vice Mayor Garnett abstaining.

A copy of the Conflict of Interest form is attached hereto and made a part of

these official minutes.

8. Items for Discussion

a. Workshop for preliminary consideration of the second tier of storm water special assessments to fund variable costs associated with the delivery of storm water management services.

City Manager Bonfield noted that Tier One was approved last year, which covers the fixed costs to implement this service. Tier Two will cover the variable costs for improvements to the storm water system.

Public Services Director Steve Hallock briefly reviewed the history of the wastewater services project and the unfunded mandates from the state and federal governments.

Mark Lawson, Bryant Miller Olive, noted that the City is required, by ordinance, to consider any program that relates to assessments in a workshop setting. He reviewed the legal aspects of the program and stated that the second tier is variable costs structured on physical characteristics of individual parcels.

After Commission discussion, it was the consensus to go forward with the second tier of storm water special assessments.

b. Installation of commercial linear light string strands on 8th Avenue.

Vice Mayor Garnett explained that the business and property owners are requesting to install string lighting across 8th Avenue. She noted that the Pass-a-Grille Community Association will install the lights, perform the related work and provide funds for future maintenance/repair, and transfer the project to the City as an add-on under the liability coverage policy. The City will retain the right-of-way and can discontinue the project at its discretion.

After Commission discussion, it was the consensus to go forward with the project.

9. City Manager, City Attorney and City Commission Reports

City Manager Bonfield reported the Corey Avenue Workshop is scheduled for Tuesday, October 4, 2011 at 6:00 p.m. to discuss improvements, streetscape, traffic routing and landscaping as part of the implementation of our redevelopment plan. He encouraged the public to attend. Mr. Bonfield noted Suntan Arts Center is receiving applications for the 100 Artists Show to be held on November 26 and 27 at Horan Park. Improvements to Horan Park are nearing completion and pedestrian crosswalks are being installed along Gulf Boulevard. The October 11th City Commission meeting will include the 2012 trolley agreement with PSTA and first reading on the Land Development Code as it relates to the remaining character districts.

Vice Mayor Garnett reported that the Pass-a-Grille 100th Anniversary Celebration will be held October 22nd from 5:00 p.m. to 10:00 p.m. She thanked the Commissioners for approving the lighting project on 8th Avenue and the Public Services Department for cleaning up the PAG area in response to a citizen request. She will meet with Suntan Art Center and Paradise Grill regarding the patio rental. Ms. Garnett thanked the Commissioners for approving her reimbursement request and noted that she will respectfully decline the repayment of legal expenses, in order to avoid future lawsuits against the City.

Commissioner Shavlan asked if the Suntan Art Center installed their mural yet and Vice Mayor Garnett responded that it is near completion. He stated that he wants our website to portray the City as more of a tourist destination.

Commissioner Parent reported that his roundtable meeting is scheduled for Wednesday from 6:30 p.m. to 8:00 p.m. at the Library. He noted that he would prefer the PSTA trolley be renamed "Bay to Beach." He commented that the Friends of St. Pete Beach Library held a meeting at which it was reported they raised several thousand dollars by selling used books. Commissioner Parent commented on the Big C Interlocal Agreement and their non-profit status renewal. He requested each Commissioner submit a list of ten goals for discussion at the next regular meeting. Commissioner Parent requested to discuss allowing organizations to link to our website.

After discussion, City Manager Bonfield summarized that staff will draft a policy to provide 501(c) (3) non-profit organizations registered in St. Pete Beach a link on the City's website and that the organizations will be responsible for their content.

Commissioner Halpern reported that Corey Fresh Market will open for the season on October 16th from 9:00 a.m. to 2:00 p.m., and St. John and St. Alban's are holding their joint blood drive on Saturday, October 15th, from 8:00 a.m. to 1:00 p.m.

Mayor McFarlin encouraged the Commissioners to attend as many grand openings and events as they can in support of our business community.

Further discussion was held regarding the City's new website and it was the consensus of the Commission to have Commissioner Shavlan work with the website designers and IT Director Don Burkhardt and return with suggestions.

10. ADJOURNMENT

There being no further business to come before the Commission, the meeting was adjourned at 9:57 p.m.

Steve McFarlin, Mayor

Rebecca C. Haynes, City Clerk

Minutes approved on: 10-25-11

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Garnett, Beverly	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE St. Pete Beach City Commission
MAILING ADDRESS 155 Corey Avenue	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY
CITY St Pete Beach COUNTY Pinellas	NAME OF POLITICAL SUBDIVISION: District 4
DATE ON WHICH VOTE OCCURRED 09/27/2011	MY POSITION IS: ☒ ELECTIVE ☐ APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office MUST ABSTAIN from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * * * * * * * * * * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * * * * * * * * * * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Beverly Garnett, hereby disclose that on 9/27/2011, 20 ____:

(a) A measure came or will come before my agency which (check one)

X inured to my special private gain or loss;

___ inured to the special gain or loss of my business associate, ____________;

___ inured to the special gain or loss of my relative, ____________;

___ inured to the special gain or loss of ____________, by whom I am retained; or

___ inured to the special gain or loss of ____________, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Reimbursement of $493.33 would be paid directly to me for defense in lawsuit filed by Mr. Harry Metz.

10/7/2011
Date Filed

[signature]
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED $10,000.