CITY COMMISSION MEETING

October 11, 2011
6:00 p.m.

MINUTES

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
Public Services Director Steve Hallock
Senior Planner Catherine Hartley
City Clerk Rebecca C. Haynes

1. Changes to the Agenda

City Manager Bonfield advised that a representative will be available to present the City with a certificate designating St. Pete Beach as a Green Government. The City has achieved the "Silver" rating.

Mr. Bonfield requested to add the first reading of Ordinance 2011-35, designating the election for Districts One and Three as January 31, 2012, the same day as the presidential primary election. The proposed ordinance was added as Item 6(c).

City Manager Bonfield requested adding discussion of pending litigation to be presented by City Attorney Susan Churuti.

After discussion, it was agreed that a Shade Meeting will be held at 6:00 p.m. on Wednesday, October 12, 2011 to discuss pending litigation. A regular meeting to report on the Shade Meeting will be held 9:00 a.m., Friday, October 14, 2011. (Revised Shade Meeting date set later in the meeting)

City Attorney Churuti noted that her office will prepare a notice of the shade meeting for posting after tonight's meeting.

Mayor McFarlin asked that Item 4(a), providing for engineering services for the Corey Avenue Streetscape Improvement Project, be tabled until further discussion is held and a greater consensus is reached.

Commissioner Shavlan commented that he would like to go forward with the improvements.

After discussion, it was agreed that Item 4(a) would be moved to Item 5(c).

2. Presentations

On behalf of Florida Green Building Coalition, Senior Planner Hartley presented the City with a plaque designating the City of St. Pete Beach as a Florida Green Local Government, and explained that every department invested much effort into achieving the award.

3. Audience Comments

Unknown Resident, St. Pete Beach, expressed concerns over the traffic re-routing for the proposed Corey Avenue improvements.

Carol Walker, 5396 Gulf Boulevard, thanked everyone in the community who helped make the Concert in the Park a great event.

Hearing no further comments, Mayor McFarlin closed the meeting to audience comments.

4. Consent

b. Authorize the City Manager to enter into a purchase agreement with Everglades Farm Equipment Company for $14,183 for the purchase of a John Deere Gator Utility Vehicle for the Public Services Parks Division.

c. Ratification for the City Manager entering into a 24 month lease for a 25 passenger bus with Midwest Transit Equipment, Inc. in the amount of $15,624 for the Recreation Division.

Commissioner Shavlan made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Parent and unanimously approved by roll call vote.

5. Action Items

a. Authorization for the Friends of the Gulf Beaches Historical Museum to install signage in the public right-of-way.

City Manager Bonfield explained that a Museum representative posted three museum signs in the right-of-way on City traffic signs or light poles without prior authorization from the City.

Vice Mayor Garnett made a motion to *deny* authorization for the Friends of the Gulf Beaches Historical Museum to install signage on the public right-of-way. The motion was seconded by Commissioner Parent and unanimously approved by roll call vote.

b. Authorize the City Manager to sign a one year agreement for 2012 with PSTA for trolley services.

The cost for the one year renewal increased slightly but is consistent with the cost per hour to operate for PSTA.

Commissioner Shavlan made a motion to authorize the City Manager to sign a one year agreement with PSTA for trolley services. The motion was seconded by Commissioner Halpern and unanimously approved by roll call vote.

6. Ordinances

a. Ordinance 2010-21, First Reading and Public Hearing, providing for amendment of the Land Development Regulations of the City of St. Pete Beach to establish zoning standards for those areas of the Community Redevelopment District which do not yet have standards consistent with the adopted Comprehensive Plan. The ordinance also amends the official zoning map to include the character districts consistent with the Comprehensive Plan.

City Manager Bonfield explained the proposed ordinance that establishes zoning standards and amends the zoning map. Concurrently, the City is re-adopting the large resort in TC-1 similar to the way the City re-adopted the Comprehensive Plan, which will be ready for Second Reading on November 22, 2011. At that point, they can be combined.

Senior Planner Hartley provided an overview of the amendment and noted she will include the density numbers in all districts.

Vice Mayor Garnett made a motion to approve Ordinance 2010-21, an Ordinance of the City of St. Pete Beach, Florida, providing for amendments

to the Land Development Code as they relate to the Community Redevelopment District; establishing land development regulations to implement the Community Redevelopment District and other Comprehensive Plan amendments adopted in Ordinance 2008-15; creating nine zoning districts corresponding to and consistent with the character districts established in the Comprehensive Plan; regulating site design standards including but not limited to permitted and prohibited uses, density, intensity, height, and other related site design regulations as illustrated in Exhibit "B" amending the official zoning map as illustrated in Exhibit "A" attached hereto and adopted herein; providing for the repeal of ordinances, or parts of ordinances in conflict therewith to the extent of such conflict; providing for severability and providing for an effective date including changes recommended to which the Commission agrees to apply and adding further changes that were discussed. The motion was seconded by Commissioner Halpern.

Mayor McFarlin asked for audience comments.

Deborah Schechner, Boca Ciega Isle Drive, cautioned the Commission that it is dangerous to take away anyone's rights and certain buildings should be grandfathered.

Hearing no further audience comments, Mayor McFarlin opened the meeting for Board discussion.

After discussion, Mayor McFarlin asked the Clerk to call the roll.

The motion was unanimously approved by roll call vote.

Before proceeding with the next item, City Manager Bonfield asked if Commissioners were available to hold the Shade Meeting at 9:00 a.m., Thursday, October 13, instead of October 12th. It was the consensus of the Commission to hold the Shade Meeting at 9:00 a.m., Thursday, October 13, 2011, at City Hall.

b. Ordinance 2011-31, First Reading and Public Hearing, an Ordinance of the City of St. Pete Beach providing for the amendment of Section 82-202(a)(1) of the Appendix A Fee Schedule of the Code of Ordinances as set forth in Attachment A Fees pertaining to metered parking decals and permits.

City Manager Bonfield reported that the ordinance would allow residents south of 22nd Avenue in Pass-a-Grille to purchase one "B" sticker along with their "D" sticker for a $15.00 rate, and residents in Pass-a-Grille who must utilize the metered parking will remain at the $15.00 rate.

Commissioner Halpern made a motion to adopt Ordinance 2011-31, an Ordinance of the City of St. Pete Beach, Florida, providing for an amendment of Section 82-202(a)(1) of the Appendix A Fee Schedule of the Code of Ordinances as set forth in attachment A to this Ordinance pertaining to the metered parking decal and permit fees; 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 Parent.

Mayor McFarlin asked for audience comments.

Deborah Schechner, Boca Ciega Isle Drive, stated that the City should not raise the resident rate.

Hearing no further audience comments, Mayor McFarlin opened the meeting for board discussion. Hearing none, Mayor McFarlin asked the Clerk to call the roll.

The motion was approved by 4 to 1 vote; Vice Mayor Garnett voted nay.

City Manager Bonfield then reminded the Commission that Item 4(a) was pulled for discussion and renumbered to 5(c).

5. Action Item

c. Authorization for the City Manager to sign a proposal from George F. Young, Inc. in the amount of $17,700 to provide engineering services for the Corey Avenue Streetscape Improvement project.

The City Manager advised the Commission that there is $300,000 budgeted for the complete improvement project, with $17,700 allocated for the design and bid process.

Mayor McFarlin commented that, after speaking with community members and business owners, the monies allocated to the project would be better spent after more input was received and the Beautification and Traffic Analysis project was completed.

Commissioner Shavlan stated that he would like to see the project completed as previously approved.

Commissioner Halpern acknowledged that the Commission already allocated this money in the budget and they should proceed.

Commissioner Parent spoke in favor of continuing as agreed and completing the improvements.

Mayor McFarlin asked for audience comments.

Carol Walker, 5396 Gulf Boulevard, spoke in favor of the improvements and noted they should include benches with Wi-Fi access, lighting and new landscaping. She commented it should look inviting for residents and tourists.

Paul Pfister, 8090 Gulf Boulevard, said it sounds like a good idea if the City will combine east and west Corey Avenue.

Rick Falkenstein, Fourth Palm Point, stated the area will draw customers when Corey Avenue has businesses where people want to spend their time and money.

Deborah Schechner, Boca Ciega Isle Drive, agrees that the money could be used in other areas of the City, including the west end of Corey Avenue.

Lorraine Huhn, 9425 Blind Pass Road, believes that in order to attract successful businesses similar to other beach communities, St. Pete Beach needs to have a healthy and attractive environment.

Hearing no further audience comments, Mayor McFarlin closed the meeting to comments and called for a motion.

Commissioner Shavlan made a motion to authorize the City Manager to sign a proposal from George F. Young, Inc. in the amount of $17,700 to provide engineering services for the Corey Avenue Streetscape Improvement Project. The motion was seconded by Commissioner Parent.

After Commission discussion, Mayor McFarlin asked the Clerk to call the roll.

The motion was approved by 4 to 1 vote; Mayor McFarlin voted nay.

Recess: 8:10 p.m.
Reconvene: 8:17 p.m.

The meeting was called back to order.

6 **Ordinances - Continued**

c. Ordinance 2011-35, First Reading and Public Hearing, amending Section 38.7 of the Code of Ordinances entitled "Election Date of Commissioners" specifying the date of the 2012 election.

City Manager Bonfield explained that the proposed ordinance would allow the City to hold its 2012 election for Districts 1 and 3 in conjunction with the

Presidential Preference Primary (PPP) on January 31, 2012, at a cost savings to the City of approximately $10,000.

Commissioner Halpern made a motion to approve Ordinance 2011-35, an Ordinance of the City of St. Pete Beach, Florida, amending Section 38.7 of the City of St. Pete Beach Code entitled "Election Date of Commissioners" specifying the dates of the 2012 election and providing an effective date. The motion was seconded by Vice Mayor Garnett.

Mayor McFarlin asked for audience comments.

Rick Falkenstein, 4th Palm Point, spoke in opposition of changing the municipal election date noting the cost saving is minimal.

Deborah Schechner, Boca Ciega Isle Drive, spoke in opposition of changing the municipal election date.

Mayor McFarlin closed the meeting to audience comments and asked for board discussion.

Commissioner Halpern stated that the City could benefit by holding the election at the same time as the PPP because it would draw more voters to the polls.

Commissioner Shavlan reiterated that more people will vote during a presidential election and that would be beneficial to the City.

Mayor McFarlin spoke in support of changing the date because of the cost savings.

There being no further Commission discussion, the motion was approved by unanimous roll call vote.

7. Resolutions

a. Resolution No 2011-18 establishing a public hearing to consider imposition of the contemplated second tier of stormwater special assessments to fund variable costs associated with the delivery of stormwater management services.

City Manager Bonfield explained that the resolution sets the date for the public hearing. The only outstanding issue was whether the assessment would be implemented this year or next year.

Public Services Director Steve Hallock stated the resolution is required by the City's assessment procedure outlined in Ordinance No. 2009-30. He explained that the resolution sets the public hearing date for the City Commission to receive input from residents. The public hearing is scheduled for the November 8, 2011 City Commission meeting which begins at 6:00 p.m.

Vice Mayor Garnett made a motion to approve Resolution 2011-18, a Resolution of the City Commission of St. Pete Beach, Florida, relating to the delivery and funding of stormwater management services and stormwater improvements within the City; providing for the imposition and collection of special assessments to fund the variable costs associated with such services and improvements; establishing the method of assessing the variable costs against real property that will be specially benefited by or otherwise creates a demand or burden for such essential services and capital improvements; directing the City Manager to prepare a supplemental assessment roll for sharing of variable costs; providing a procedure by which qualifying landowners may apply for mitigation credits; establishing a public hearing to consider imposition of the proposed assessments; directing the provision of notice in connection therewith; confirming City Resolution Nos. 2010-07 and 2010-08; and providing an effective date.

The motion was seconded by Commissioner Parent and unanimously approved by roll call vote.

8. <u>Items for Discussion</u>

a. City Commission Future Goals

Commissioner Parent distributed a handout to the Commission showing a list of current City projects. He requested fellow Commissioners review the list, develop their own lists of priorities, and incorporate discussion of the items as a part of the annual budget workshops.

Mayor McFarlin suggested that the Commission consider holding a workshop to discuss their individual "Top Ten" goals for the City.

9. <u>City Manager, City Attorney and City Commission Reports</u>

City Manager Bonfield reported that the Planning Board will meet on October 26th at 4:00 p.m. and the Recreation Advisory Board will meet on October 28th at 9:00 a.m. He noted the Friday Night Concerts in the Park and commended the Public Services employees for their hard work in getting Horan Park ready for the events. Mr. Bonfield reported the Pass-a-Grille 100th Anniversary Celebration will be held October 22 on 8th Avenue, the Egg Haunt will be held October 15 at the Recreation Center pool, the Corey Market will be held Sunday at Horan Park and the Corey Fresh Market is scheduled for Sunday on Corey Avenue. He reported that the next Commission meeting will include approval of project close-outs, final reading of proposed ordinances regarding the 8th Avenue Land Development

Code and the parking permit fees, and a re-read of the budget and millage rate ordinances.

City Attorney Churuti noted that the City is required to publish a Notice of Budget Hearing Non-Compliance advertisement due to a change in the millage rate between first and final reading of the proposed millage rate ordinance. She stated that the City must receive the letter of instruction from the Department of Revenue prior to the Commission re-hearing the ordinances. Attorney Churuti advised that if the Commission chooses to adopt a lower millage rate at the rehearing they will have to bear the cost of the mailing notices to the taxpayers.

Attorney Churuti informed the Commission that her firm would like to schedule an attorney client session regarding the cases that have pending motions. The attorney client session is added to the agenda for the Shade Meeting, which is set for October 13, 2011 at 9:00 a.m. at City Hall.

Vice Mayor Garnett reported on the Pass-a-Grille 100th Anniversary Celebration to be held on October 22, 2011. She advised that 8th Avenue will be closed during the event. She stated that the Annual Fish Broil will be held on November 5th in Hurley Park.

Vice Mayor Garnett complimented the Building Services staff and the Fire Department staff for providing great customer service. She recognized the Building Official for his efforts to receive certification as a Flood Plain Manager which, along with the adopted 2010 Local Mitigation Strategy plan, increases the City's points in the rating system. This point increase will entitle the residents to receive a 15% discount on flood insurance. Vice Mayor Garnett also recognized staff for their efforts in obtaining the City a Green Government Certification.

Commissioner Shavlan reported that he will attend the October 20th Lido Beach and Belle Vista Civic Associations meetings.

Commissioner Parent reported that his last round-table meeting for this year is 6:30 p.m. on October 26, 2011 at the Library. He complimented everyone involved with the Concert in the Park and stated that it was a great event.

Commissioner Halpern reported that on October 14, 2011 there will be another Concert in the Park featuring the Horny Toads band. He reported that there will be a blood drive at St. John and St. Alban's Churches on October 15, 2011 beginning at 8:00 a.m. Commissioner Halpern noted that there may be some traffic delays on the Bayway Bridge on October 14, 2011 due to the filming of a movie.

Mayor McFarlin thanked staff for their efforts regarding the Concerts in the Park. He thanked the Fire and Police Departments for their work involving a recent automobile accident on Gulf Boulevard.

There being no further business to come before the Commission, the meeting was adjourned at 9:02 p.m.

Attest:

Rebecca C. Haynes, City Clerk

Steve McFarlin, Mayor

Minutes approved on: Nov 8, 2011