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COMMISSION MEETING
CITY OF ST. PETE BEACH

155 Corey Avenue

Tuesday, June 25, 2013

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. **Presentation by the City's engineering firm, Michael Baker Jr., Inc., regarding the status of design engineering for the Blind Pass Road Reconstruction Project.**

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

4. **Consent**
   a. **Authorize City Manager to hang Taste of the Beaches banners over 75th Avenue at Boca Ciega Drive and**

over the Pinellas Bayway at Granada Avenue for Tampa Bay Beaches Chamber of Commerce.

b. Authorize the City Manager to accept a proposal from Kimley-Horn and Associates in the amount of $78,400 to provide general engineering services for the replacement of two pumps at the Master Pump Station.

5. **Action Items**
   a. **Designation of Voting Delegate for the 87th Annual Florida League of Cities Conference**

6. **Ordinances**
   a. **Ordinance 2013-15, First Reading and Public Hearing, excluding pets from all baseball and softball fields.**
   b. **Ordinance 2013-16, First Reading and Public Hearing, an ordinance of the City of St. Pete Beach, Florida providing a supplemental appropriation to the general fund and additional revenue for the capital project fund for fiscal year ending September 30, 2013; providing for funding; providing for an effective date.**

7. **Resolutions**
   a. **Resolution 2013-08, amending and restating Resolution 2009-12 which governs actions and deliberations during City Commission meeting in order to maintain decorum**

8. **Items for Discussion**
   a. **Discuss future improvements/uses for public facilities in the Corey area, including library, City Hall and former Police Station**

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

10. **Adjournment**

APPEAL

If a person decides to appeal any decision made at this meeting, they will need a record of the proceeding and, for such purpose, may need to ensure that a verbatim record of the meeting 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.

AMERICAN DISABILITIES ACT

In Accordance with the American's with Disabilities Act and F.S. 286.26, persons with disabilities needing special accommodations to participate in this meeting should contact City Hall at (727) 367-2735 no later than (4) days prior to the meeting for assistance.

The public is cordially invited to attend. All agenda material is available for review at City Hall.

St. Pete Beach City Commission
Agenda Report

Issue Considered: Presentation by the City's engineering firm, Michael Baker Jr., Inc., regarding the status of design engineering for the Blind Pass Road Reconstruction Project.

Date: June 25, 2013

Prepared By: Steven J. Hallock, Public Services Director

Summary of Issue: The originally approved project scope for the Blind Pass Road Reconstruction project:

"The proposed project will narrow the roadway to provide adequate vehicular access, while installing new sidewalks and bike lanes to greatly enhance the intermodal transportation options available. In addition, it is anticipated that enhanced decorative lighting and landscaping will be installed to improve aesthetics and market the area, as well as various drainage improvements."

This project scope stemmed from the Comprehensive Plan under the Downtown Redevelopment District section:

"GOAL 2: Create a livable community environment where safe and comfortable pedestrian, bicycle and other non-vehicular mobility is emphasized over vehicular transportation in a manner that ensures that pedestrians, bicyclists and vehicles circulate together throughout the Downtown safely, comfortably and efficiently."

"Objective 2.2: Blind Pass Road and Gulf Boulevard within the Downtown Redevelopment District shall be reclaimed as local streets to operate within the Downtown not only for vehicular circulation, but more importantly, for safe and comfortable pedestrian and bicycle circulation."

The City is certainly meeting the goal and objective when it comes to this project. The street is being narrowed from 38 feet to 22 feet, new six foot wide sidewalks are being constructed on both sides, new bicycle share lanes are being added, and new lighting and landscaping are being evaluated. Not to mention the creation of new green space and construction of stormwater improvements that not only improves drainage on Blind Pass Road but will allow for future improvements to the abutting drainage basins as well.

Reviewed by City Manager: MB

St. Pete Beach City Commission
Agenda Report

Issue Considered:	Authorize City Manager to hang Taste of the Beaches banners over 75th Avenue at Boca Ciega Drive and over the Pinellas Bayway at Granada Avenue for Tampa Bay Beaches Chamber of Commerce.
Date:	June 25, 2013
Prepared By:	Steven J. Hallock, Public Services Director
Summary of Issue:	The Tampa Bay Beaches Chamber of Commerce is requesting permission to have banners erected over 75th Avenue and the Pinellas Bayway for the Taste of the Beaches event. The City Commission must approve this request prior to receiving permission from FDOT to erect the banners. If approved, the banners will be installed on July 12, 2013 and removed July 22, 2013. The Public Services Department charges $184.00 for each banner installed.
Requested Motion:	"I move Authorize City Manager to hang Taste of the Beaches banners over 75th Avenue at Boca Ciega Drive and over the Pinellas Bayway at Granada Avenue for Tampa Bay Beaches Chamber of Commerce."
Attachments:	Banner Application
Reviewed by City Manager:	MB

RULE 14-43.001, F.A.C.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

APPLICATION TO PLACE BANNERS ON NON LIMITED ACCESS RIGHT OF WAY

575-070-18
RIGHT OF WAY– 08/08

FOR FDOT USE ONLY
Permit No.:

APPLICANT INFORMATION

Name of Applicant/Organization: TAMPA BAY BEACHES CHAMBER of Commerce

Address: 6990 Gulf Blvd

Telephone #: 7273606957 Fax #: 7273602233 E-Mail: robin@tampabaybeaches.com

Contact person (This person will serve as the contact person for all questions concerning the banner application and placement): Robin A. Sollie

Address (if different from above):

Telephone #: Fax #: E-Mail:

Date of Request: 6/19/13

LOCATION AND DISPLAY PERIOD

This is a request to place ☐ pole banners ☐ street banners ☑ ~~on~~ Across the right of way of:

Highway name & number: 75th AVENUE AND BOCA CIEGA DR. (SR 693)
From (south or west limits): 0.096 To (north or east limits):

Highway name & number: PINELLAS BAYWAY AND GRANADA (SR 682)
From (south or west limits): 0.875 To (north or east limits):

Highway name & number:
From (south or west limits): To (north or east limits):

Highway name & number:
From (south or west limits): To (north or east limits):

Projected installation date: 7/12/13

Banners will be removed on or before (if applicable): 7/22/13

Signature of Applicant or Contact Person: Robin A Sollie Date: 6/18/13

LOCAL GOVERNMENTAL ENTITY APPROVAL

Name of Local Governmental Entity: CITY OF ST PETE BEACH

Name of signing official (please print): MIKE BONFIELD - CITY MANAGER

Telephone #: 727-363-9232 Fax #: E-Mail: MIKEBONFIELD@STPETEBEACH.ORG

Signature of local official: Date: 6/25/13

CONDITIONS AND STIPULATIONS AGREED TO BY THE APPLICANT

1. Pole banners must be at least 14 ½ feet above the pavement elevation. Street banners must be a minimum of eighteen (18) feet above the pavement elevation.
2. Pole banners will clear the face of the curb (if present) by at least two (2) feet.
3. The applicant (or applicant's designee) will maintain the banners as permitted.
4. The installation of the banners will not require the installation of poles or other support devices on the right of way.
5. The applicant and sponsoring organization will hold the Florida Department of Transportation harmless to the extent allowed by the laws of Florida in all matters concerning the banners and bear all expenses for defense of claims against the Florida Department of Transportation.
6. The applicant is responsible for any damages to public property resulting from the materials or the work of this permit.
7. A sketch of the proposed banners is attached.
8. View of traffic control devices is not impeded to those served by the erection of these permitted banners.

Signature of District Permits Engineer (or designee): Date:

In the block space below, please sketch the lettering/what the banner will say.

TASTE OF THE BEACHES 7/20 4-9pm HORAN PARK
only if there is room

APPLICATION TO PLACE BANNERS ON NON LIMITED ACCESS RIGHT OF WAY

APPLICATION FOR BANNER

AGREEMENT: By signing the reverse of this form, each applicant agrees to the provisions of Section 14-43.001(5)(d), Florida Administrative Code:

1. To the extent provided by law, the Applicant shall indemnify, defend, and hold harmless the Department and all of its officers, agents, and employees from any claim, loss, damage, cost, charge, or expense arising out of any act, error, omission, or negligent act by the Applicant(s), its agents or employees arising from activities under this permit.

2. When the Department receives a notice of claim for damages that may have been caused by the Applicant in the performance of activities that arise under this permit, the Department will forward the claim to the Applicant. The Applicant and the Department will evaluate the claim and report their findings to each other within 14 working days and will discuss options in defending the claim. The Applicant shall bear all expenses for defense of claims against the Department.

REQUIRED ATTACHMENTS:

- A sketch or drawing of the banner(s), drawn to scale, including any message, logo, or emblem that will appear on the banner.
- A sketch of the specific location(s) of the banner(s), including height, location of supports, proximity to utility poles.
- Sketches, photographs, or specific descriptions of the method used to affix the banner to the support structure.
- Load rating analysis (or photocopy of previously-submitted analysis) bearing the seal of a professional engineer.

St. Pete Beach City Commission
Agenda Report

Issue Considered: Authorize the City Manager to accept a proposal from Kimley-Horn and Associates in the amount of $78,400 to provide general engineering services for the replacement of two pumps at the Master Pump Station.

Date: June 25, 2013

Prepared By: Steven J. Hallock, Public Services Director

Summary of Issue: The City has been experiencing problems with the pumps at the Master Pump Station over the last several years. The issue is that the pumps have non-recessed impellers and were originally selected for less horsepower to be more energy efficient. The tradeoff was that they are less effective in pumping debris. The pumps can become clogged when heavy debris is in the wastewater flow. The best case scenario is we hire a crane to pull the pump and clear the blockage. The worst case scenario is the pump fails and has to be rebuilt at a cost of around $25,000. The latter is happening more frequently now to the point of it being more cost effective to install new pumps. All of the Master Pump Station pumps have been rebuilt at least once and some two or three times. The warranty expired several years ago and the pump model is no longer made.

Staff is focusing on the two pumps in the south wetwell at this time because all of the wastewater flow with the exception of lift station #12 flows into this wetwell. The north wetwell should be fine for a few more years with the existing pumps since it receives less debris and we will have two spare pumps that we will retain from the south wetwell when they are replaced.

This project is close to becoming an emergency repair since when we lose pumps it reduces are ability to pump through this critical point in the wastewater collection system. As a result we are going to tie it to the Lift Station #2 Rehabilitation Project currently under design. We are able to save substantial dollars on the engineering if we design and bid the Master Pump Station pumps at the same time as the Lift Station #2 project. The bigger cost savings will come from the construction bids due to economy of scale. Funding is available within the Wastewater Fund for both of these high priority projects.

Requested Motion: "I move to authorize the City Manager to accept a proposal from Kimley-Horn and Associates in the amount of $78,400 to provide general engineering services for the replacement of two pumps at the Master Pump Station."

Attachments: Kimley-Horn and Associates Proposal

Reviewed by City Manager: MB

Kimley-Horn and Associates, Inc.

INDIVIDUAL PROJECT ORDER NUMBER
Lift Station No. 1

Describing a specific agreement between Kimley-Horn and Associates, Inc. (the Engineer), and the City of St. Pete Beach (the City) in accordance with the terms of the Master Agreement for Continuing Professional Services dated January 8, 2013, which is incorporated herein by reference.

Identification of Project:

Lift Station No. 1 Rehabilitation

General Category of Services*:*

Under this IPO, the Engineer will provide general engineering services for the rehabilitation of Pump Station No. 1. The station is having hydraulic issues with the submersible pumps which continue to clog and overload. The City is currently repairing one pump every three to four months. It is the intent of this project to redesign the pumps, controls and wetwell configuration to accommodate different pumps more suitable for this application. The new pumps will be consistent with the City's other lift stations. The City plans to combine this project and bid the works as part of the Lift Station No. 2 rehabilitation currently under design by the Engineer. The plans will be added to the plans and specifications will be combined with the Lift Station No. 2. The work to be included will be as follows:

1. Evaluate the existing flows of the station to ensure the station has adequate capacity; selection of new pumps;
2. Re-engineer the southern wet well; provide for new pumps, piping, and reuse the existing valves if possible.
3. Design Electrical controls to accommodate VFD controls and utilize a sequence that will periodically pump down the wetwell completely. This will help alleviate the grease buildup.
4. As part of this scope, equipment such as a "muffin monster" will be evaluated to determine if one should be installed at Lift Station 1 or Lift Station 2.

Specific Scope of Services:

Task 1 – Site Visit/Preliminary Design

This task shall include the following:

1.1 One site visit to obtain readily accessible pump station and site information, observe existing pump station operation and electrical configuration, as well as electrical service information.

1.2 KHA will review the equipment and operating data. This evaluation will review pump performance, pump mechanical integrity, control system operation, and system pressure.

1.3 KHA will attend one (1) meeting with the City to discuss the preliminary design approach prior to final design and provide an initial opinion of probable cost.

Task 2 – Final Design/Permit Applications

This task shall include the following:

2.1 KHA will provide the design of the proposed pump station modifications on 11 x 17 plan sheets in accordance with the preliminary design approach and review comments from the City. Plan sheets with details will be provided for pump station equipment rehabilitation, control modifications, emergency power system, and connections to the existing system.

2.2 KHA's Electrical sub-consultant will provide the following services:

a) Design for the new Variable Frequency Drives (VFD's) required for the stations new submersible pumps.
b) Design of the control system modifications required for the station's new submersible pumps.
c) Verify existing distribution system and emergency power system shall accommodate new, larger submersible pumps.

2.3 KHA will provide technical specifications to supplement Lift Station No 2 Rehabilitation specifications. They will detail the activities, materials, criteria, equipment, and payment to be incorporated into the project. Included with the specifications will be contract documents that will contain the City's Standard bid documents.

2.4 KHA will provide an updated opinion of probable construction cost for the proposed project based on the final design.

2.5 KHA will attend two (2) meetings with the City during the design process to discuss and review the project.

Task 3 – Construction Observation Services

KHA estimates a 4 week construction time at the station which does not include shop drawing submittal review and equipment lead times. KHA will provide professional construction observation services as specifically stated below:

4.1 KHA will provide the City with digital copies of the project documents along with copies of the appropriate permits, notices and documents. Visits to Site and Observation of Construction. KHA will provide limited on-site construction observation services during the construction phase. We have estimated an 8 hour a week effort for a Project Engineer and 8 hours/week for Project Manager/Engineer. Additional site visits will be made by the Engineer during critical construction activities and at intervals of at least once every week. Such visits and observations by KHA are not intended to be exhaustive or to extend to every aspect of Contractor's work in progress. Observations are to be limited to spot checking, selective measurement, and similar methods of general observation of the Work based on our exercise of professional judgment. Based on information obtained during such visits and such observations, we will evaluate whether Contractor's work is proceeding in accordance with the Contract Documents, and we will keep Client informed of the progress of the Work.

4.2 The purpose of KHA's site visits will be to enable us to better carry out the duties and responsibilities specifically assigned in this Agreement to Consultant, and to provide Client a greater degree of confidence that the completed Work will conform to the Contract Documents. KHA shall not, during such visits or as a result of such observations of Contractor's work in progress, supervise, direct, or have control over Contractor's work, nor shall KHA have authority over or responsibility for the means, methods, techniques, equipment choice and usage, sequences, schedules, or procedures of construction selected by Contractor, for safety precautions and programs incident to Contractor's work, nor for any failure of Contractor to comply with laws and regulations applicable to Contractor's furnishing and performing the Work. Accordingly, KHA neither guarantees the performance of any Contractor nor assumes responsibility for any Contractor's failure to furnish and perform its work in accordance with the Contract Documents.

4.3 Recommendations with Respect to Defective Work. KHA will recommend to Client that Contractor's work be disapproved and rejected while it is in progress if, on the basis of such observations, KHA believes that such work will not produce a completed Project that conforms generally to Contract Documents.

4.4 Clarifications and Interpretations. KHA will respond to reasonable and appropriate Contractor requests for information and issue necessary clarifications and interpretations of the Contract Documents to Client as appropriate to the orderly completion of Contractor's work. Any orders authorizing variations from the Contract Documents will be made by Client.

4.5 Shop Drawings and Samples. KHA will review and approve or take other appropriate action in respect to Shop Drawings and Samples and other data which Contractor is required to submit, but only for conformance with the information given in the Contract Documents. Such review and approvals or other action will not extend to means, methods, techniques, equipment choice and usage, sequences, schedules, or procedures of construction or to related safety precautions and programs.

4.6 Substitutes and "or-equal." Evaluate and determine the acceptability of substitute or "or-equal" materials and equipment proposed by Contractor in accordance with the Contract Documents, but subject to the provisions of applicable standards of state or local government entities.

4.7 Inspections and Tests. KHA may require special inspections or tests of Contractor's work as Consultant deems appropriate, and may receive and review certificates of inspections within Consultant's area of responsibility or of tests and approvals required by laws and regulations or the Contract Documents. Consultant's review of such certificates will be for the purpose of determining that the results certified indicate compliance with the Contract Documents and will not constitute an independent evaluation that the content or procedures of such inspections, tests, or approvals comply with the requirements of the Contract Documents. KHA shall be entitled to rely on the results of such tests and the facts being certified.

4.8 Disagreements between Client and Contractor. KHA will, if requested by Client, render written decision on all claims of Client and Contractor relating to the acceptability of Contractor's work or the interpretation of the requirements of the Contract Documents pertaining to the progress of Contractor's work. In rendering such decisions, KHA shall be fair and not show partiality to Client or Contractor and shall not be liable in connection with any decision rendered in good faith in such capacity.

4.9 Substantial Completion. KHA will, promptly after notice from Contractor that it considers the entire Work ready for its intended use, in company with Client and Contractor, conduct a site visit to determine if the Work is substantially complete. Work will be considered substantially complete following satisfactory completion of all items with the exception of those identified on a final punch list. If after considering any objections of Client, Consultant considers the Work substantially complete; Consultant will notify Client and Contractor.

4.10 Final Notice of Acceptability of the Work. KHA will conduct a final site visit to determine if the completed Work of Contractor is generally in accordance with the Contract Documents and the final punch list so that Consultant may recommend, in writing, final payment to Contractor. Accompanying the recommendation for final payment, Consultant shall also provide a notice that the Work is generally in accordance with the Contract Documents to the best of Consultant's knowledge, information, and belief based on the extent of its services and based upon information provided to Consultant upon which it is entitled to rely.

4.11 Record Drawings and Project Documentation. KHA will compile construction records provided by the contractor during construction, shop drawings, and KHA records.

4.12 Limitation of Responsibilities. KHA shall not be responsible for the acts or omissions of any Contractor, or of any of their subcontractors, suppliers, or of any other individual or entity performing or furnishing the Work. Consultant shall not have the authority or responsibility to stop the work of any Contractor.

FEE AND BILLING

KHA will accomplish the services outlined in Task 1-4 for the lump sum budget of $78,400.00. Invoicing and payment will be in accordance with the terms and conditions of the Design Services Contract between the City of St. Pete Beach and Kimley-Horn and Associates, Inc. (KHA) dated, dated January 8, 2013.

The following task items represent a breakdown of the lump sum amount for reference:

Task 1 – Site Visit/Preliminary Design	$6,800.00
Task 2 – Final Design/Permitting	$45,100.00
Task 3 – Construction Observation Services	$26,500.00
LUMP SUM	**$78,400.00**

Additional Services if required:
Services requested that are not specifically included will be provided under a new and separate IPO agreement.

Method of Compensation*:*

Services under this IPO will be provided as a lump sum basis. Invoices will be prepared based on a percentage completion of the design of the project.

Other Special Terms of Individual Project Order*:*

Services provided under this will be invoiced on a monthly basis. All invoices will include a description of services provided.

ACCEPTED:

THE CITY OF ST. PETE BEACH, FLORIDA.	KIMLEY-HORN AND ASSOCIATES, INC.
BY:________________________	BY:________________________ David Campbell, PE
TITLE:______________________	TITLE: Principal
DATE:______________________	DATE:________________

*K:\TAM_Civil\xxx ST Pete Beach\IPO #2_Lift Station No 2_*3-15-13.doc

St. Pete Beach City Commission
Agenda Report

Issue Considered:	Designation of voting delegate for the 87th Annual Florida League of Cities Conference
Date:	June 25, 2013
Prepared By:	Mike Bonfield, City Manager MB
Summary of Issue:	Each municipality designates one official to be the voting delegate for the business meeting at the conference.
Requested Motion:	"I move to nominate ____________to be the St. Pete Beach voting delegate at the 87th Annual FLC Conference."
Attachments:	FLC May 29, 2013 memo

301 South Bronough Street • Suite 300 • P.O. Box 1757 • Tallahassee, FL 32302-1757 • (850) 222-9684 • Fax (850) 222-3806 • www.floridaleagueofcities.com

TO: Municipal Key Official

FROM: Michael Sittig, Executive Director

DATE: May 29, 2013

SUBJECT: 87th Annual FLC Conference – "Great Cities Make a Great State"
VOTING DELEGATE AND RESOLUTION INFORMATION
August 15-17, 2013 – World Center Marriott, Orlando

As you know, the Florida League of Cities' Annual Conference will be held at the World Center Marriott, Orlando, Florida on August 15-17. This year we are celebrating Great Cities Make a Great State which will provide valuable educational opportunities to help Florida's municipal officials serve their citizenry more effectively.

It is important that each municipality designate one official to be the voting delegate. Election of League leadership and adoption of resolutions are undertaken during the business meeting. One official from each municipality will make decisions that determine the direction of the League.

In accordance with the League's by-laws, each municipality's vote is determined by population, and the League will use the Estimates of Population from the University of Florida for 2012, which are the same as the 2012 Census.

Registration materials will be sent to each municipality the week of June 1st. Materials will also be posted on-line. Call us if you need additional copies. The League adopts resolutions each year to take positions on commemorative, constitutional or federal issues. We have attached the procedures your municipality should follow for proposing resolutions to the League membership. A resolution is not needed to become a voting delegate. If you have questions regarding resolutions, please call Allison Payne at the League at (850) 701-3602 or (800) 616-1513, extension 3602. Proposed resolutions must be received by the League no later than July 10, 2013.

If you have any questions on voting delegates, please call Gail Dennard at the League (850) 701-3619 or (800) 616-1513, extension 3619. Voting delegate forms must be received by the League no later than August 12, 2013.

Attachments: Form Designating Voting Delegate
Procedures for Submitting Conference Resolution

Procedures for Submitting Resolutions
Florida League of Cities' 87th Annual Conference
World Center Marriott
Orlando, Florida
August 15-17, 2013

In order to fairly systematize the method for presenting resolutions to the League membership, the following procedures have been instituted:

(1) Proposed resolutions must be submitted in writing, to be received in the League office by July 10, 2013, to guarantee that they will be included in the packet of proposed resolutions that will be submitted to the Resolutions Committee.
(2) Proposed resolutions will be rewritten for proper form, duplicated by the League office and distributed to members of the Resolutions Committee. (Whenever possible, multiple resolutions on a similar issue will be rewritten to encompass the essential subject matter in a single resolution with a listing of original proposers.)
(3) Proposed resolutions may be submitted directly to the Resolutions Committee at the conference; however, a favorable two-thirds vote of the committee will be necessary to consider such resolutions.
(4) Proposed resolutions may be submitted directly to the business session of the conference without prior committee approval by a vote of two-thirds of the members present. In addition, a favorable weighted vote of a majority of members present will be required for adoption.
(5) Proposed resolutions relating to state legislation will be referred to the appropriate standing policy committee. Such proposals will not be considered by the Resolutions Committee at the conference; however, all state legislative issues will be considered by the standing policy councils and the Legislative Committee, prior to the membership, at the annual Legislative Conference each fall. At that time, a state Legislative Action Agenda will be adopted.

Municipalities unable to formally adopt a resolution before the deadline may submit a letter to the League office indicating their city is considering the adoption of a resolution, outlining the subject thereof in as much detail as possible, and this letter will be forwarded to the Resolutions Committee for consideration in anticipation of receipt of the formal resolution.

87th Annual Conference
Florida League of Cities, Inc.
August 15-17, 2013
Orlando, Florida

It is important that each member municipality sending delegates to the Annual Conference of the Florida League of Cities, designate one of their officials to cast their votes at the Annual Business Session. League By-Laws requires that each municipality select one person to serve as the municipalities voting delegate. Municipalities do not need to adopt a resolution to designate a voting delegate.

Please fill out this form and return it to the League office so that your voting delegate may be properly identified. Voting delegate forms must be received by the League no later than August 12, 2013.

Designation of Voting Delegate

Name of Voting Delegate: ______________________________

Title: ______________________________

Municipality of: ______________________________

AUTHORIZED BY:

____
Name

____
Title

Return this form to:
Gail Dennard
Florida League of Cities, Inc.
Post Office Box 1757
Tallahassee, FL 32302-1757
Or Fax to Gail Dennard at (850) 222-3806

Important Dates

May 24, 2013
Notice to Local and Regional League Presidents and Municipal Associations regarding the Resolutions Committee

June 22
Appointment of Resolutions Committee Members

July 10
Deadline for Submitting Resolutions to the League office

August 15
League Legislative Policy Committee Meetings
Resolutions Committee Meeting
Voting Delegates Registration

August 17
Immediately Following Breakfast – Pick Up Voting Delegate Credentials
Followed by Annual Business Session

St. Pete Beach City Commission
Agenda Report

Issue Considered:	Ordinance 2013-15, First Reading and Public Hearing, excluding pets from all baseball and softball fields.
Date:	June 25, 2013
Prepared By:	Steven J. Hallock, Public Services Director
Summary of Issue:	It has been our long standing policy to install "No Dogs Allowed" signs at the baseball and softball fields. The reason for this is we have issues with some pet owners using these fenced in areas as dog parks. The Sheriff's Office has informed us that in order to enforce excluding pets from all baseball and softball fields the Code of Ordinances must be amended.
Requested Motion:	"I move to approve Ordinance 2013-15 (read title)..."
Attachments:	Ordinance 2013-15

Ordinance 2013-15

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA; AMENDING CHAPTER 58 - PARKS AND RECREATION, ARTICLE II - CITY PARKS AND FACILITIES, SECTION 58-25 – DOMESTIC ANIMALS TO EXCLUDE PETS FROM ALL BASEBALL AND SOFTBALL FIELDS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES, IN CONFLICT HEREWITH, TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, it is the desire to exclude pets from all baseball and softball fields;

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, DOES HEREBY ORDAIN:

Section 1. Chapter 58 – Parks and Recreation, Article II – City Parks and Facilities, Section 58-25 – Domestic Animals, Paragraph C shall be amended as follows:

(c) All pets are excluded from swimming areas and public beaches abutting the Gulf of Mexico <u>and all baseball and softball fields.</u>

Section 2. All ordinances or parts of ordinances, in conflict herewith, are herby repealed, to the extent of such conflict.

Section 3. This ordinance shall become effective upon passage.

____
Steve McFarlin, Mayor

FIRST READING :_______________
PUBLISHED :_______________
SECOND READING :_______________
PUBLIC HEARING :_______________

I, Rebecca C. Haynes, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this ____day of ______, 2013.

____
Rebecca C. Haynes, City Clerk

St. Pete Beach City Commission
Agenda Report

ISSUE CONSIDERED:	First Reading: Ordinance 2013-16 providing a supplemental appropriation and revenue for fiscal year 2013 to the General and Capital Project Funds and providing for funding.
DATE:	June 25, 2013
PREPARED BY:	Elaine Edmunds, Finance Director

SUMMARY OF ISSUE: Ordinance 2013-16 provides a supplemental appropriation to the General Fund. The adjustments are as follows:

- Savings in the amount of $400,000 from the police department budget are being reallocated to the City Manager's budget for transfer to the Capital Projects Fund.
- A copier was moved from the police department to the City Manager' office. An adjustment of $4,000 is necessary to reallocate the remaining cost for the lease.
- The Recreation Department received donations exceeding the amount budgeted by $1,800. These monies will be used to purchase swim buoy lanes for the pool.
- The city received $2,508 in grant monies to be used toward the purchase of a sound meter at a cost of $3,455 which is utilized by the Pinellas County Sheriff's Office.
- The city received $25,212 in FEMA reimbursements to offset the cost of alley work and replacement of buoys from Tropical Storm Debby ($22,567) and fencing at a park ($2,645).

Revenues are increased in the Capital Projects Fund to recognize the $400,000 transfer from the General Fund. These additional funds are not specifically tied to any project at the present time and therefore will increase the reserves in this fund that are available for future use.

REQUESTED MOTION: "I move to approve Ordinance 2013-16, (read title)…

ATTACHMENTS: Ordinance 2013-16

REVIEWED BY
CITY MANAGER: MB

ORDINANCE 2013-16

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING A SUPPLEMENTAL APPROPRIATION TO THE GENERAL FUND AND ADDITIONAL REVENUE FOR THE CAPITAL PROJECT FUND FOR FISCAL YEAR ENDING SEPTEMBER 30, 2013; PROVIDING FOR FUNDING; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, notice of this ordinance has been provided in accordance with applicable law: and

WHEREAS, estimated revenues and expenditures are provided in Ordinance 2012-19, Budget Ordinance; and

WHEREAS, the authority for appropriation amendments is provided in Article III, Section 3.13 (a) of the City Charter; and

WHEREAS, the City Commission wishes recognize revenues received and provide a supplemental appropriation for expenditures relating to the revenues received ; and

WHEREAS, the City Commission wishes reallocate a portion of the savings from the Police Department budget to the City Manager's budget for transfer to the Capital Projects Fund for use in future projects.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA, HEREBY ORDAINS:

Section One. For the General Fund, a decrease in the Police Department budget and an increase to the City Manager's budget in the amount of $404,000 of which $400,000 will be transferred to the Capital Projects fund and $4,000 will be used toward a copier lease.

Section Two. For the General Fund, an increase in revenues of $29,520 of which $27,720 is from grant revenue and $1,800 is from donations with an offsetting increase in the Public Services budget of $25,212, the Police Department budget of $2,508 and the Recreation Department budget of $1,800.

Section Three. For the Capital Projects Fund, an increase in revenues in the amount of $400,000 is to recognize the transfer from the General Fund.

Section Four. This ordinance shall become effective upon final passage.

____

Steve McFarlin, MAYOR

FIRST READING :________________
PUBLISHED :________________
SECOND READING :________________
PUBLIC HEARING :________________

I, Rebecca Haynes, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this __________day of _______________, 2013.

____

Rebecca Haynes, City Clerk

Bryant
Miller
Olive

Attorneys at Law
One Tampa City Center
Suite 2700
Tampa, FL 33602
Tel 813.273.6677
Fax 813.223.2705
www.bmolaw.com

MEMORANDUM

TO: Honorable Mayor Steve McFarlin and
City Commissioners for the City of St. Pete Beach

FROM: Michael S. Davis, Esq.
Susan H. Churuti, Esq.

DATE: June 17, 2013

RE: Revised Decorum Resolution

We recommend that you revise your decorum resolution as described in the attached resolution in order to remove section 4-4 which reads as follows. That provision is not lawful:

~~3. Any person removed from the Commission Chamber is barred from speaking at future meetings unless permission to address the Commission is granted by the majority vote of the Commission members present.~~

RESOLUTION 2013-08

A RESOLUTION OF THE CITY COMMISSION OF ST. PETE BEACH, FLORIDA AMENDING AND RESTATING RESOLUTION NO. 2009-12, WHICH GOVERNS ACTIONS AND DELIBERATIONS DURING CITY COMMISSION MEETINGS IN ORDER TO MAINTAIN DECORUM; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, by Resolution No. 2009-12, the City Commission of the City of St. Pete Beach adopted a policy, which governs actions and deliberations during City Commission meetings, in order to maintain decorum;

WHEREAS, the Florida Legislature passed Senate Bill 50, which sets limitations on the rules and policies that can govern the opportunity to be heard, during the 2013 Regular Term; and

WHEREAS, the City Commission wishes to amend and restate Resolution No. 2009-12 to comply with Senate Bill 50 by repealing Section 4, paragraph 3 of Resolution 2009-12;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, AS FOLLOWS:

SECTION A. Resolution No. 2009-12 is amended and restated as follows:

SECTION 1. BALANCE OF RIGHTS AND DECORUM. The City is afforded the means to ensure that individual's right to participate in a public meeting is balanced with maintaining decorum during that meeting. The right of the individual to express his or her thoughts will generally prevail over restrictions on public participation.

SECTION 2. ADDRESSING THE COMMISSION. Each person who wishes to address the Commission under Citizens To Be Heard shall complete a citizen's comment card and submit the card to the City Clerk.

1. Any person desiring to address the Commission shall first secure the permission of the presiding officer to do so.

2. The remarks of each speaker are limited to three (3) minutes. The presiding officer shall be responsible for tolling the time and advising the speaker when their time has run out. When the speaker's time is finished he or she shall leave the lectern.

3. When the person is recognized by the presiding officer, each person addressing the Commission shall step up to the microphone and shall give his or her name and address in an audible tone of voice for the records. During all quasi-judicial and public hearings on comprehensive plan amendments each speaker is also required to record this information with the City Clerk.

4. If requested by the presiding officer, the person may be required to state whether the person speaks for a group of persons or a third party, if the person represents an organization, whether the view expressed by the person represents an

established policy or position approved by the organization and whether the person is being compensated by the organization.

5. All remarks shall be addressed to the Commission as a body and not to any member thereof.

6. No person other than the Commission, and the person having the floor, may be permitted to enter into any discussion, either directly or through a member of the Commission, without the permission of the presiding officer. No questions shall be asked except through the presiding officer.

7. Speakers should make their comments concise and to the point, and present any data they wish the Commission to consider.

8. During Audience Comments the discussion cannot include issues on the agenda or previously acted on by the Commission at the same meeting. If the matter was not listed on the meeting agenda, the members of the Commission must limit their participation to listening to the speaker and asking questions of the speaker and/or appropriate City staff for clarification only. Under no such circumstances may the Commission discuss or take any action on matters presented under such circumstances.

SECTION 3. SIGNS, PLACARDS, BANNERS. For public safety purposes, no signs or placards mounted on sticks, posts or similar structures shall be allowed in the City Commission meeting rooms. Other signs, placards, banners, shall not disrupt meetings or interfere with others' visual rights.

SECTION 4. DECORUM. While the Commission is in session, the members must preserve order and decorum and a member will neither, by conversation nor otherwise delay or interrupt the proceedings or the peace of Commission or disturb any member while speaking or refuse to obey the orders of the Commission or the presiding officer, except as otherwise permitted herein.

1. All those in attendance must be respectful of others' opinions and refrain from making personal attacks. Any person who becomes disorderly or who fails to confine remarks to the identified subject or business at hand shall be cautioned by the presiding officer and given the opportunity to conclude remarks on the subject in a decorous manner and within the designated time limit. Any person failing to comply as cautioned may be barred from making any additional comments during the meeting by the presiding officer, unless permission to continue or again address the Commission is granted by the majority of the Commission members present.

2. If the presiding officer or a majority of the Commission members declares an individual out of order, he or she may be requested to relinquish the podium. If the person does not do so, he or she may be subject to removal from the Commission Chamber.

~~3. Any person removed from the Commission Chamber is barred from speaking at future meetings unless permission to address the Commission is granted by the majority vote of the Commission members present.~~

~~4.~~ 3. Clapping, applauding, heckling or verbal outbursts in support or opposition to a speaker or his or her remarks shall be discouraged. ~~Persons~~ exiting the Commission Chamber shall do so quietly.

~~5.~~ 4. The City Commission reserves the right to designate the placement of video, still or phone cameras within the commission chamber to minimize disruptions at the public meeting. The use of cell phones in the Commission Chamber is not permitted. Ringers must be set to silent mode to avoid disruption of proceedings. Individuals, including those on the dais, must exit the Commission Chamber to answer incoming cell phone calls.

SECTION 5. ENFORCEMENT OF DECORUM. The Mayor, or anyone acting in his or her stead, shall preserve order and decorum, prevent clashes of personalities or the impugning of members or motives, confine members in debate to the question under discussion and shall decide all points of order to an appeal to the Commission. The Chief of Police, or such member or members of the St. Pete Beach Police Department as the Chief of Police so designates, shall be the Sergeant-at-Arms of the Commission meetings. He, or they, will carry out all orders and instructions given by the presiding officer for the purpose of maintaining order and decorum of the Commission meetings.

PASSED AND DULY AMENDED, with a quorum present and voting, this _____ day of _____________, 2013.

CITY OF ST PETE BEACH, FLORIDA, BY AND THROUGH THE CITY COMMISSION OF THE CITY OF ST PETE BEACH.

By: ____________________________
Steve McFarlin, Mayor

ATTEST:

By: _______________________________
Rebecca Haynes, City Clerk