

Table of Contents

Agenda	2
Ordinance 2013-19, First Reading and Public Hearing, providing for wastewater and reclaimed water fee adjustments in FY 2014.	
Ordinance 2013-19 Agenda Report.	4
Ordinance 2013-19	5
Ordinance 2013-20, First Reading and Public Hearing, an ordinance of the City of St. Pete Beach, Florida adopting a final millage rate for the fiscal year ending September 30, 2014; providing for an effective date.	
Ordinance 2013-20 Agenda Memo	7
Ordinance 2013-20	8
Ordinance 2013-21, First Reading and Public Hearing, an ordinance of the City of St. Pete Beach, Florida adopting a budget for the fiscal year ending September 30, 2014; providing for appropriations; providing for an effective date.	
Ordinance 2013-21 Agenda Memo	9
Ordinance 2013-21	10
Resolution 2013-14 approving the fiscal year 2013-14 non-ad valorem assessment rolls for stormwater management services and authorizing the City Manager to certify the stormwater service assessment rolls to the Tax Collector prior to September 15, 2013.	
Resolution 2013-14 Agenda Report	12
Resolution 2013-14	13
Resolution 2013-16, establishing the date for the 2014 municipal election, the runoff election, and the qualification period for the Mayor-Commissioner and the Commissioners for Districts One and Three.	
2013-16 Election Staff Report.	20
2013-16 Election Resolution	21



COMMISSION MEETING CITY OF ST. PETE BEACH

155 Corey Avenue

Tuesday, September 03, 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. – **None for this agenda**
- 3. Audience Comments** - Comments shall be limited to 3 minutes per person to issues not on the agenda.
- 4. Consent – None for this agenda**
- 5. Action Items – None for this agenda**

6. Ordinances

- a. Ordinance 2013-19, First Reading and Public Hearing, providing for wastewater and reclaimed water fee adjustments in FY 2014.**
- b. Ordinance 2013-20, First Reading and Public Hearing, an ordinance of the City of St. Pete Beach, Florida adopting a final millage rate for the fiscal year ending September 30, 2014: providing for an effective date.**
- c. Ordinance 2013-21, First Reading and Public Hearing, an ordinance of the City of St. Pete Beach, Florida adopting a budget for the fiscal year ending September 30, 2014; providing for appropriations; providing for an effective date.**

7. Resolutions

- a. Resolution 2013-14 approving the fiscal year 2013-14 non-ad valorem assessment rolls for stormwater management services and authorizing the City Manager to certify the stormwater service assessment rolls to the Tax Collector prior to September 15, 2013.**
- b. Resolution 2013-16, establishing the date for the 2014 municipal election, the runoff election, and the qualification period for the Mayor-Commissioner and the Commissioners for Districts One and Three.**

8. Items for Discussion – None for this agenda

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: Ordinance 2013-19, First Reading and Public Hearing, providing for wastewater and reclaimed water fee adjustments in FY 2014.

Date: 9/3/13

Prepared By: Steven J. Hallock, Public Services Director

Summary of Issue: Staff is proposing a 4.0% increase in the wastewater fees and an 8.0% increase in the reclaimed water fees in FY 2014.

Over 50% of the Wastewater Fund expenditures are to the City of St Petersburg for wastewater treatment. In FY 2013 the City of St Petersburg Operation and Maintenance (O&M) rate increased to \$1,981 per million gallons (from a rate of \$1,908 per million gallons) and the capital charges increased to \$52,765 per month (from a charge of \$43,707 per month), for a net increase, based on wastewater flows, of 7.8%. The City of St Pete Beach's policy is to adjust fees to pass-through the cost of wastewater treatment to ensure adequate revenue to offset needed expenditures.

Due to the age and condition of the reclaimed water distribution system we experienced a significant spike in repair costs in FY 2012. This resulted in us not being able to make the \$71,176 General Fund loan payment so the Reclaimed Water Fund still owes the General Fund \$415,496. In addition, the Reclaimed Water Fund was in the red \$189,743 in the FY 2012 audit. While this would appear to indicate a 20-25% rate increase is needed, staff is only recommending an 8.0% rate increase in FY 2014. This is based on the fact the debt service payment relating to the U.S. Treasure Strips is paid off in December 2014, which will free up an additional \$97,101 each year. Coupled with City staff taking over more of the needed reclaimed water repair tasks, e.g. street patches, and the fee increase this should allow the Reclaimed Water Fund to slowly recover and meet its obligations.

Requested Motion: "I move to approve Ordinance 2013-19... (read title.)"

Attachments: Ordinance 2013-19

**Reviewed by
City Manager:**

MB

**CITY OF ST. PETE BEACH, FLORIDA
ORDINANCE 2013-19**

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR AMENDMENT OF APPENDIX A – FEE SCHEDULE OF THE CODE OF ORDINANCE IMPLEMENTING A 4.0% INCREASE IN WASTEWATER FEES; PROVIDING FOR AMMENDMENT OF CHAPTER 86 UTILITIES ARTICLE IV OF THE CODE OF ORDINANCES IMPLEMENTING A 8.0% INCREASE IN RECLAIMED WATER FEES; 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, notice of this Ordinance has been provided in accordance with applicable law; and

WHEREAS, wastewater and reclaimed water fees are reviewed annually by staff during fiscal year budget preparation and adjustments are recommended to City Commission; and

WHEREAS, over 50% of the Wastewater Fund expenditures are to the City of St Petersburg for wastewater treatment; and

WHEREAS, in FY 2013 the City of St Petersburg increased the rate charged to the City of St Pete Beach for wastewater treatment by 7.8%; and

WHEREAS, The City of St Pete Beach's policy is to adjust wastewater fees to pass-through wastewater treatment cost increases to ensure adequate revenue to offset needed expenditures; and

WHEREAS, because of the age and condition of the reclaimed water distribution system the City of St Pete Beach is currently incurring significantly higher annual repair costs due to breakages; and

WHEREAS, the Reclaimed Water Fund was in the red \$189,743 in the FY 2012 audit which resulted in the Reclaimed Water Fund not being able to make its annual loan repayment to the General Fund; and

WHEREAS, the Reclaimed Water Fund still owes the General Fund \$415,496 for loans taken in prior years to cover needed expenditures; and

WHEREAS, the City Commission has found this Ordinance to be in the best interest of the health, safety and welfare of the citizens of the City;

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

Section 1. Part II – Code of Ordinances, Appendix A Fee Schedule, Wastewater User Fees shall be increased by 4.0% as follows:

WASTEWATER USER FEES

Monthly wastewater (sewer) rates shall be charged to all customers using the wastewater (sewer) utility system of the city. The rate is based on a base component, flow component (3,000 gallons), rate for usage (1,000 gallons) over flow component, purchased wastewater (sewer) treatment pass-through, and annual index adjustment. Each wastewater (sewer) customer shall be billed as follows:

Residential base rate: ~~\$25.36~~ \$26.37 for the first 3,000 gallons, or fraction thereof, of potable water used per residential unit.

Residential excess rate: ~~\$8.37~~ \$8.70 for each 1,000 gallons, or fraction thereof, of potable water used by the customer in excess of the residential base rate.

Commercial base rate: ~~\$25.36~~ \$26.37 for the first 3,000 gallons, or fraction thereof, of potable water used by the customer.

Commercial excess rate: ~~\$8.37~~ \$8.70 for each 1,000 gallons, or fraction thereof, of potable water used by the customer in excess of the commercial base rate.

Section 2. Part II – Code of Ordinances, Chapter 86 – Utilities, Article IV – Reclaimed Water System, Division 2 – Reclaimed Water Use, Sec. 86-144 Rates and charges, (3) Monthly user fee shall be increased 8.0% as follows:

Monthly Reclaimed Water User Fees

1. Basic service	\$14.38 effective October 1, 2010 \$16.39 effective October 1, 2011 <u>\$17.70 effective October 1, 2013</u>
2. Multi-family, commercial, and public use property	Effective October 1, 2010 \$14.38 for the first ERU and \$12.50 for each additional ERU. Effective October 1, 2011 \$16.39 for the first ERU and \$14.25 for each additional ERU. <u>Effective October 1, 2013 \$17.70 for the first ERU and \$15.39 for each additional ERU.</u>

Section 3. If any portion, part or section of the Ordinance is declared invalid, the valid remainder hereof shall remain in full force and effect.

Section 4. All Ordinances or parts of Ordinances, in conflict herewith, are hereby repealed, to the extent of such conflict.

Section 5. This Ordinance shall become effective upon October 1, 2013.

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

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: First Reading Ordinance 2013-20 setting the millage Rate for Fiscal Year 2014

Date: September 3, 2013

Prepared By: Elaine Edmunds, Administrative Services Director

Summary of Issue: The proposed 2.8569 operating millage (\$2.8569 per \$1,000 of taxable valuation) is .425 mills lower than the current year millage rate and .3019 lower than the rolled-back rate. The proposed millage rate will generate approximately \$5,694,628 in ad valorem taxes which \$595,826 lower than the previous year's tax revenue. The previous year's debt service millage of .0878 is no longer being levied since the police station building has been paid off.

The above millage rate will fund the proposed expenditures for fiscal year 2014 with no additional monies going toward reserves. This millage is 9.56% lower than the rolled-back of 3.1588 and will result in an overall decrease of tax revenue to the City.

Requested Motion: "I move that Ordinance No. 2013-20 an ordinance of the City of St. Pete Beach, Florida; establishing the ad valorem tax levy of 2.8569 mills for the general fund for the fiscal year beginning October 1, 2013 and ending September 30, 2014; providing for an effective date be approved on first reading."

Attachment: Ordinance 2013-20

**Reviewed by
City Manager:** MB

ORDINANCE NO. 2013-20

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA; ADOPTING A FINAL MILLAGE RATE FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2014: PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETE BEACH, FLORIDA, DOES ORDAIN:

Section 1. That a millage levy of 2.8569 general and operative levy is hereby fixed and adopted for the fiscal year of the City ending on September 30, 2014 and shall be placed upon the total taxable assessed valuation of property of any kind liable for and subject to taxation by the City of St. Pete Beach, Florida, including real and personal property, lying within the City of St. Pete Beach, Florida.

Section 2. Said monies as raised by the levy of 2.8569 mills, estimated at \$5,694,628 shall be used for the general operation of the City of St. Pete Beach including, but not limited to, salaries, insurance and energy costs and transfers for capital projects for the afore-mentioned fiscal period.

Section 3. The fiscal year 2014 operating millage rate of 2.8569 mills is less than the rolled-back rate of 3.1588 mills by 9.56%.

Section 4. That a certified copy of this ordinance shall be forwarded to the Property Appraiser of Pinellas County, Florida, together with a request that the aforementioned levies be made by her office on behalf of the City of St. Pete Beach for the Fiscal Year 2013-2014.

Section 5. This ordinance shall become effective immediately upon its final passage.

Steve McFarlin, Mayor

FIRST READING: _____
PUBLISHED _____
FINAL 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

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: First Reading – Ordinance 2013-21 Budget Ordinance for FY 2014

Date: September 3, 2013

Prepared By: Elaine Edmunds, Administrative Services Director

Summary of Issue: The FY 2013/14 Budget total for all funds is \$25,568,200. The following is a brief summary by fund.

General Fund Overall General Fund expenditures are expected to decrease from \$15,719,188 to \$14,787,814 or approximately 5.9%. This figure includes a transfer to the Capital Projects Fund of \$1,825,000. The operating millage rate of 2.8569 mills is .425 mills lower than the current year's millage rate and .3019 lower than the rolled-back rate. Therefore there is a decrease in property tax revenue of approximately \$595,826.

Wastewater Fund The budget reflects a 4% increase in wastewater fees in FY 2014.

Reclaimed Water The budget reflects an 8% increase in reclaimed water fees in FY 2014.

Stormwater Fund A Stormwater Fund was been established for FY 2011 with a second tier instituted in FY 2012. The revenue for this fund will come from two separate non-ad valorem assessments on all properties in the City. The budget reflects no increase in the amount of the assessment.

Capital Improvement Program (CIP) - The CIP includes a variety of improvement projects throughout the City plus the loan payment on the community center. The total amount budgeted for FY 2014 is \$3,119,875.

Requested Motion: "I move that Ordinance No. 2013-21, an ordinance of the City of St. Pete Beach, Pinellas County, Florida; adopting a budget for the fiscal year beginning October 1, 2013 and ending September 30, 2014; providing appropriations; and providing an effective date be approved on first reading."

Attachment: Ordinance No 2013-21

**Reviewed by
City Manager:** MB

ORDINANCE NO. 2013-21

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA; ADOPTING A BUDGET FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2014; PROVIDING APPROPRIATIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 166.241 Florida Statute requires each municipality to adopt a budget and make appropriations for each fiscal year; and

WHEREAS, Code Section 2.218(b) provides that the appropriation ordinance shall state in clear and precise terms that the budget is adopted by reference and is made a part of the ordinance and that the amounts therein are appropriated for the purposes and for the accounts indicated; and

WHEREAS, the City Manager has submitted a proposed annual budget to the City Commission as required by Section 4.04(e) of the City Charter; and

WHEREAS, the City Commission deems the proposed expenditures necessary and proper for the operation of the City Government and to provide for the health, safety, and welfare of its citizens.

THE CITY OF ST. PETE BEACH, FLORIDA, DOES ORDAIN:

Section 1. The annual budget for the Fiscal Year beginning October 1, 2013 and ending September 30, 2014, as attached hereto as Exhibit "A" ("the Budget") is adopted by reference and is made a part of this ordinance and the amounts thereon are appropriated for the purposes and for the accounts thereon indicated. The Budget adopts and appropriates the sums of money appropriated for expenditures within each fund as indicated below and as further described in as Exhibit A for the Fiscal Year ending on September 30, 2014:

General Fund	\$14,787,814
Wastewater Fund	\$ 5,477,592
Reclaimed Water	\$ 1,219,335
Stormwater Fund	\$ 963,584
Capital Improvement	\$ 3,119,875

Section 2. That for the period of October 1, 2013 through September 30, 2014 all monies of the City shall be expended as appropriated herein and in accordance with the City Charter and ordinances of the City.

Section 3. This ordinance shall become effective immediately upon its final passage.

Steve McFarlin, Mayor

FIRST READING: _____
PUBLISHED _____
FINAL 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

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: Adoption of Resolution 2013-14 approving the fiscal year 2013-14 non-ad valorem assessment rolls for stormwater management services and authorizing the City Manager to certify the stormwater service assessment rolls to the Tax Collector prior to September 15, 2013.

Date: September 3, 2013

Prepared By: Steven J. Hallock, Public Services Director

Summary of Issue: All of the stormwater non-ad valorem assessment collected is dedicated to stormwater management services and cannot be used for any other purpose. The Fiscal Year 2012-13 assessment was used for items such as drainage outfall cleaning, street sweeping, stormwater drainage repairs, stormwater design engineering for the Blind Pass Road reconstruction project, preliminary stormwater engineering for the Pass-A-Grille Way reconstruction project, and NPDES stormwater permit requirements.

In FY 2013-14 the bulk of the stormwater non-ad valorem assessment collected, and any remaining Stormwater Fund balance, will be used for construction of stormwater improvements related to the Blind Pass Road reconstruction project.

The City expects to collect approximately \$619,000 for Fiscal Year 2013-14 through the stormwater non-ad valorem assessment. The assessment will be imposed at the rate of \$38.27 per parcel for tier 1 plus \$47.09 per ERU for tier 2. These are the same as the previous fiscal year. Such amounts include a pro rata share of administration and collection costs associated with the stormwater assessments and have been increased to account for the maximum discount for early payment of non-ad valorem assessments on the same bill as ad valorem taxes.

Requested Motion: "I move to adopt Resolution 2013-14 approving the fiscal year 2013-14 non-ad valorem assessment rolls for stormwater management services and authorizing the City Manager to certify the stormwater service assessment rolls to the Tax Collector prior to September 15, 2013."

Attachments: Resolution 2013-14

**City Manager
Reviewed:**

MB

RESOLUTION NO. 2013-14

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, APPROVING THE FISCAL YEAR 2013-14 NON-AD VALOREM ASSESSMENT ROLLS FOR STORMWATER MANAGEMENT SERVICES; DIRECTING CERTIFICATION OF THE ASSESSMENT ROLLS TO THE PINELLAS COUNTY TAX COLLECTOR; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. AUTHORITY. This Resolution of the City of St. Pete Beach, Florida (the "City"), is adopted pursuant to City Ordinance No. 2009-30 (the "Assessment Ordinance"), City Resolution Nos. 2010-07 and 2010-08 (collectively, the "Initial Assessment Resolution"), City Resolution Nos. 2011-18 and 2011-19 (collectively, the "Supplemental Annual Assessment Resolution"), sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

SECTION 2. DEFINITIONS. This Resolution is the Annual Assessment Resolution for Stormwater Service Assessments. All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Assessment Ordinance, the Initial Assessment Resolution and the Supplemental Annual Assessment Resolution.

SECTION 3. FINDINGS. It is hereby ascertained, determined and declared as follows:

(A) Pursuant to the Assessment Ordinance, the Commission adopted the Initial Assessment Resolution imposing special assessments to provide for the funding of fixed Program Costs associated with Stormwater Management Services, and providing for annual collection thereof by the tax bill collection method in accordance with the Uniform Assessment Collection Act.

(B) Pursuant to the Assessment Ordinance, the Commission adopted the Supplemental Annual Assessment Resolution imposing special assessments to provide for the funding of variable costs associated with Stormwater Management Services, and providing for annual collection thereof initially by the direct billing method set forth in Section 3.02 of the Assessment Ordinance, and by the tax bill collection method commencing in November, 2012.

(C) The Supplemental Annual Assessment Resolution set forth the Commission's direction and intent that starting in November, 2012, and continuing each year thereafter, Stormwater Service Assessments imposed to fund both fixed costs and variable costs will be collected on the annual property tax bill in accordance with the Uniform Assessment Collection Act.

(D) The Assessment Ordinance provides for the adoption of an Annual Assessment Resolution for each Fiscal Year approving, confirming or amending the Stormwater Service Assessment Rolls.

(E) The Commission conducted a public hearing on September 3, 2013, to consider adoption of the Stormwater Service Assessment Rolls for Fiscal Year 2013-14, and comments and objections of all interested persons have been heard and considered.

(F) Notice of such public hearing was published as required by Section 2.05 of the Assessment Ordinance and proof of publication is attached hereto as Appendix A.

(G) As authorized by section 197.3632(6), Florida Statutes, mailed notice of such public hearing was given pursuant to the TRIM notice mailed by the Property Appraiser in accordance with section 200.069, Florida Statutes.

(H) The Stormwater Services Assessment Rolls have heretofore been made available for inspection by the public.

(I) The Assessments contemplated hereunder are imposed by the Commission, not the Property Appraiser or Tax Collector. Any activity of the Property Appraiser or

Tax Collector under the provisions of this Resolution shall be construed solely as ministerial.

(J) The legislative determinations and findings set forth in the Initial Assessment Resolution and the Supplemental Annual Assessment Resolution are hereby ratified, confirmed and incorporated herein by reference.

SECTION 4. APPROVAL AND CERTIFICATION OF ASSESSMENT ROLLS.

(A) The Fiscal Year 2013-14 Stormwater Service Assessment Roll for fixed Program Costs associated with Stormwater Management Services, a copy of which is on file with the City Clerk and incorporated herein by reference, is hereby confirmed and approved at a rate of \$38.27 per Tax Parcel which includes a pro rata share of collection and administration costs and amounts necessary to account for the maximum discount for early payment of non-ad valorem assessments on the same bill as ad valorem taxes.

(B) The Fiscal Year 2013-14 Stormwater Service Assessment Roll for variable costs associated with Stormwater Management Services, a copy of which is on file with the City Clerk and incorporated herein by reference, is hereby confirmed and approved at a rate of \$47.09 per ERU which includes a pro rata share of collection and administration costs and amounts necessary to account for the maximum discount for early payment of non-ad valorem assessments on the same bill as ad valorem taxes.

(C) The City Manager is hereby authorized and directed to certify the foregoing Stormwater Service Assessment Rolls to the Tax Collector prior to September 15, 2013. The assessment rolls as delivered to the Tax Collector shall be accompanied by a Certificate of Non-Ad Valorem Assessment Roll in substantially the form attached hereto as Appendix B.

(D) Stormwater Service Assessments shall constitute a lien upon Assessed Property equal in rank and dignity with the liens of all state, county, district or municipal

taxes and other non-ad valorem assessments. Except as otherwise provided by law, such lien shall be superior in dignity to all other liens, titles and claims until paid.

SECTION 5. RATIFICATION AND CONFIRMATION OF PRIOR RESOLUTIONS. The Initial Assessment Resolution and Supplemental Annual Assessment Resolution are hereby ratified and confirmed.

SECTION 6. EFFECT OF ADOPTION OF RESOLUTION. The adoption of this Resolution shall be the final adjudication of the issues presented (including, but not limited to, the determination of special benefit or burdens relieved and the fairness and reasonableness of the apportionment methodology for allocating fixed and variable costs among Assessed Property, the method of apportionment and assessment, the rates of assessment, the Stormwater Service Assessment Rolls and the levy and lien of the Stormwater Service Assessments), unless proper steps shall be initiated in a court of competent jurisdiction to secure relief within 20 days of the effective date of this Resolution.

SECTION 7. SEVERABILITY. If any clause, section, or other part of this Resolution shall be held by any court of competent jurisdiction unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affects the validity of the other provisions in this Resolution.

[Remainder of Page Intentionally Left Blank]

SECTION 8. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

DULY ADOPTED this 3rd day of September, 2013.

**CITY COMMISSION OF ST. PETE BEACH,
FLORIDA**

(SEAL)

By: _____
Steve McFarlin, Mayor

ATTEST:

Rebecca C. Haynes, City Clerk

Tampa Bay Times

Published Daily

St. Petersburg, Pinellas County, Florida

STATE OF FLORIDA
COUNTY OF Pinellas

} S.S.

Before the undersigned authority personally appeared **B. Harr** who on oath says that he/she is **Legal Clerk** of the **Tampa Bay Times** a daily newspaper published at St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a **Legal Notice** in the matter **RE: NOTICE OF HEARING - STORMWATER SPECIAL ASSESSMENTS** was published in said newspaper in the issues of **Neighborhood Times Beaches**, 8/14/2013.

Affiant further says the said **Tampa Bay Times** is a newspaper published at St. Petersburg, in said Pinellas County, Florida and that the said newspaper has heretofore been continuously published in said Pinellas County, Florida, each day and has been entered as second class mail matter at the post office in St. Petersburg, in said Pinellas County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he /she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

B. Harr

Signature of Affiant

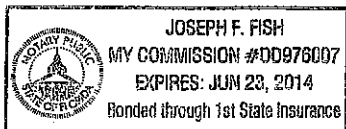
Sworn to and subscribed before me
this 14th day of August A.D.2013

Joseph F. Fish

Signature of Notary Public

Personally known ☒ or produced identification

Type of identification produced _____



CITY OF ST. PETE BEACH NOTICE OF HEARING TO IMPOSE AND PROVIDE FOR COLLECTION OF STORMWATER RELATED NON-AD VALOREM SPECIAL ASSESSMENTS IN ST. PETE BEACH, FLORIDA



The City Commission (the "Commission") of the City of St. Pete Beach (the "City") is considering adoption of an Annual Assessment Resolution pertaining to the annual imposition of special assessments, sometimes referred to as non-ad valorem assessments, against tax parcels within City limits to fund costs associated with the City's stormwater system. The Commission will hold a public hearing at 6:00 PM on September 3, 2013, in the City Commission Chambers at City Hall, 155 Corey Avenue, St. Pete Beach, Florida, 33706 for purposes of receiving public comment on the stormwater assessment and considering the Annual Assessment Resolution approving the stormwater non-ad valorem assessment roll for Fiscal Year 2013-14. The stormwater assessment is an annual assessment which will be imposed and collected each year. The stormwater assessments for Fiscal Year 2013-14 and each fiscal year thereafter will be collected on the annual property tax bill issued each November by the Pinellas County Tax Collector such that failure to pay the assessment will cause a tax certificate to be issued against the property which may result in a loss of title. All affected property owners are invited to attend and participate in the September 3, 2013 public hearing and may also file written objections with the Commission prior to or during the hearing. Anyone wishing to appeal any decision made by the Commission with respect to any matter considered at the hearing will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. Copies of the assessment roll, City Ordinance No. 2009-30 (the "Assessment Ordinance"), City Resolution Nos. 2010-07 and 2010-08 (collectively, the "Initial Assessment Resolution"), City Resolution Nos. 2011-18 and 2011-19 (collectively, the "Supplemental Annual Assessment Resolution") all pertaining to the stormwater assessment are available for inspection at the offices of the City Clerk, located at City Hall, 155 Corey Avenue, St. Pete Beach, Florida 33706. Questions concerning the stormwater assessment should be directed to the City's Public Services Department at (727) 363-9243.

PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE CITY CLERK AT LEAST 48 HOURS IN ADVANCE OF THE MEETING AT (727) 363-9220.

APPENDIX B
FORM OF CERTIFICATE
OF NON-AD VALOREM ASSESSMENT ROLL

I HEREBY CERTIFY that I am the City Manager and authorized agent of St. Pete Beach, Florida (the "City"); as such I have satisfied myself that all property included or includable on the non-ad valorem assessment roll for the costs associated with Stormwater Management Services (the "Non-Ad Valorem Assessment Roll") is properly assessed so far as I have been able to ascertain; and that all required extensions on the above described roll to show the non-ad valorem assessments attributable to the property listed therein have been made pursuant to law.

I FURTHER CERTIFY that, in accordance with the Uniform Assessment Collection Act, this certificate and the herein described Non-Ad Valorem Assessment Roll will be delivered to the Pinellas County Tax Collector by September 15, 2013.

IN WITNESS WHEREOF, I have subscribed this certificate and directed the same to be delivered to the Pinellas County Tax Collector and made part of the above described Non-Ad Valorem Assessment Roll this ____ day of _____ 2013.

ST. PETE BEACH, FLORIDA

By: _____
City Manager

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: Resolution No. 2013-16, establishing the date for the 2014 election, the runoff election and the Qualification Period for the Mayor-Commissioner and Commissioners in Districts One and Three

Date: September 3, 2013

Prepared By: Rebecca Haynes, City Clerk

Thru: Mike Bonfield, City Manager *MB*

Summary of Issue: This resolution will establish the date for the 2014 election as March 11, 2014. In addition, the resolution establishes the date of April 8, 2014 for a runoff election should one be necessary. Further, the resolution designates the Qualifying Period of 12:00 p.m., noon, December 9, 2013 through 12:00 p.m., noon, December 13, 2013 for the Mayor-Commissioner and Commissioners in Districts One and Three in the City of St. Pete Beach.

Requested Motion: “I move to approve Resolution No. 2013-16. . . (read title).”

Attachments: Resolution No. 2013-16

RESOLUTION NO. 2013-16

A RESOLUTION OF THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA ESTABLISHING THE DATE FOR THE 2014 MUNICIPAL ELECTION, THE RUNOFF ELECTION, AND THE QUALIFICATION PERIOD FOR THE MAYOR-COMMISSIONER AND THE COMMISSIONERS FOR DISTRICT 1 AND DISTRICT 3.

The Board of Commissioners of the City of St. Pete Beach, Pinellas County Florida, in a regular meeting held on Tuesday, September 3, 2013 resolves as follows:

1. A City Election will be held on Tuesday, March 11, 2014 for the purpose of electing a Mayor-Commissioner and Commissioners for City Districts No. 1 and No. 3. (If necessary, a runoff election will be held on April 8, 2014) (City Code Section 38-7, 38-8 and 38.14).
2. Every person who shall be a candidate for the Office of Mayor-Commissioner and for City Commissioner shall file the necessary papers with the City Clerk not earlier than 12:00 p.m., noon, on December 9, 2013 and not later than 12:00 p.m., noon, on December 13, 2013.
3. To qualify for the position of Mayor-Commissioner, a candidate must have been a full-time resident of the City of St. Pete Beach, Florida for a period of twelve (12) months next preceding the last day of the established qualifying period; to qualify for the position of City Commissioner, a candidate must have been a full-time resident of the District in which s/he seeks to represent for a period of twelve (12) months next preceding the last day of the established qualifying period.

RESOLVED AND DONE, this 3rd day of September, 2013 by the Board of Commissioners of the City of St. Pete Beach, Pinellas County, Florida.

Steve McFarlin, Mayor

ATTEST:

Rebecca C. Haynes, City Clerk