

CITY COMMISSION MEETING

MINUTES

SEPTEMBER 18, 2013

6:00 p.m.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

PRESENT:

Steve McFarlin, Mayor (arrived at 6:25 p.m.)
Lorraine Huhn, Vice Mayor
Jim Parent, Commissioner
Marvin Shavlan, Commissioner
Melinda Pletcher, Commissioner

ALSO PRESENT:

Mike Bonfield, City Manager
Mike Davis, City Attorney
Rebecca C. Haynes, City Clerk
Elaine Edmunds, Administrative Services Director
George Kinney, Community Development Director
Jennifer McMahon, Recreation Director

1. Changes to the Agenda

Commissioner Parent requested to move Item 6(c), Ordinance 2013-17, to the end of the agenda at the request of Mayor McFarlin.

City Manager Bonfield requested to move Items 6(a) and 6(b), Ordinance 2013-20 and Ordinance 2013-21, to follow Item 3, Audience Comments.

2. Presentations

There were no presentations.

3. Audience Comments

There were no audience comments.

Items 6(a) and (b) were moved directly after Item 3.

6. Ordinances

a. Ordinance 2013-20, Final 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.

City Manager Bonfield reported that the millage rate was set at 2.8569 during the first reading of Ordinance 2013-20 which is .425 mills lower than the current millage rate. Mr. Bonfield noted the ordinance must be read in its entirety.

Vice Mayor Huhn called for audience comments. There were no audience comments.

Vice Mayor Huhn called for a motion.

Commissioner Parent moved to approve Item 6(a), Ordinance 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. The motion was seconded by Commissioner Shavlan and passed by an individual roll call vote of 4-0-1 (McFarlin absent).

b. Ordinance 2013-21, Final 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.

City Manager reviewed the General Fund portion of the budget which includes administration, fire, parks, community development, public services, recreation, library

and non-utility accounts; the Waste Water Fund; the Reclaimed Water Fund; the Storm Water Fund and the Capital Improvement Program.

Commissioner Shavlan moved to approve Item 6(b), Ordinance 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. The motion was seconded by Commissioner Parent.

Vice Mayor Huhn called for audience comments. There were none.

Vice Mayor Huhn called for the vote.

The motion was passed by an individual roll call vote of 4-0-1 (McFarlin absent).

4. Consent

a. Approval of the August 22, 2013 City Commission special meeting minutes; the August 27, 2013 and the September 3, 2013 regular meeting minutes.

b. Authorize the City Manager to enter into an Interlocal Agreement with Pinellas County for the implementation and operation of a surface water quality and biological monitoring program.

c. Authorize the City Manager to close Gulf Winds Dr. from 64th to 70th, 70th Ave. between Gulf Winds Dr. and Gulf Blvd., and Corey Ave. from Gulf Blvd. to Mangrove Ave. for the St. Pete Beach Hometown Christmas Parade scheduled for Saturday, December 14, 2013.

Commissioner Parent moved to approve the Consent Agenda, Items (a), (b) and (c). The motion was seconded by Commissioner Shavlan and approved by an individual roll call vote of 4-0-1 (McFarlin absent).

5. Action Items

a. Authorize the City Manager to accept a proposal from Michael Baker Jr. Inc. in the amount of \$219,820 to provide planning services related to the Corey Avenue District.

Jerry Dabkowski, Assistant Project Manager, and Susan Harden, Project Manager, provided an overview of the planning services via a Power Point presentation that detailed their experience and various phases of the planning process.

Commissioner Parent moved to approve Item 5(a), authorizing the City Manager to enter into a contract agreement with Michael Baker Jr. Inc. for

planning services in the amount of \$279,630.00, including Mobile Lidar, and pursuant to the approved Scope of Work. The motion was seconded by Vice Mayor Huhn.

Tom Rodgers, Corey Avenue, spoke in favor of the project noting that there was no current information available on which to base any future survey work.

Bill Pyle, Sunset Way, wanted to know if Item 5(a) was listed on the agenda.

Michael Lehman, 80th Avenue, spoke in favor of the project and encouraged form-based coding in the planning process.

Ruthie Buxbaum, Gulf Boulevard, supported the project noting it was unfortunate that the attendance at the meeting was very low and residents/business owners were not present to discuss the project.

Brian Hawkins, Gulf Boulevard, questioned the timeline of the project in connection with Florida Department of Transportation (FDOT) schedules.

Vice Mayor Huhn called for the vote.

The motion was unanimously approved by an individual roll call vote.

6. Ordinances

c. Ordinance 2013-17, Final Reading and Public Hearing, an ordinance of the City of St. Pete Beach providing for the operation of golf carts upon designated streets.

City Manager explained the ordinance would provide for the operation of golf carts on all City streets except the state-owned roads. The state-owned roads include Pinellas Bayway, Gulf Boulevard from 75th Avenue to the Bayway, 75th Avenue from Gulf Boulevard to the Bayway and Blind Pass Road from 75th to the Blind Pass Road Bridge.

Commissioner Pletcher moved to approve Item 6(c), Ordinance 2013-17, an ordinance of the City of St. Pete Beach amending Part II of Chapter 82 of the code of Ordinances of the City of St. Pete Beach by the adoption of Article VI consisting of Sections 82-283 to 82-294, inclusive; providing for the operation of golf carts upon designated streets; providing for restrictions relating to operation of golf carts; providing that the operation of golf carts on said streets shall constitute a license between the City and the golf cart owner or operator; providing that in the event such license is rescinded by subsequent ordinance over the portions of the City on which golf carts may be operated is contracted or otherwise changed that the golf cart owner by acceptance of a license has waived any claim against the City for any funds or action spent or undertaken in reliance on this ordinance; requiring consistency with state statute; providing for the

issuance of a decal; providing that golf carts may only be operated by individuals with a valid driver's license; providing for signage on city roads; providing for the issuance of annual licenses and the payment of fees therefore; providing for the responsibilities of the owner/operator of the golf cart; providing for specific equipment on the golf cart; providing that golf carts may be operated only by licensed drivers; providing for the repeal of all ordinances or resolutions previously adopted by the City regarding the operation of golf carts on City streets, rights-of-way, sidewalks or other portions of the City; designating roads for the operation of golf carts; and providing for an effective date hereof. The motion was seconded by Commissioner Shavlan.

Mayor McFarlin called for audience comments. There were none.

Mayor McFarlin called for the vote.

The motion was unanimously approved by an individual roll call vote.

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

City Manager Bonfield noted the 4% increase is due to increased treatment costs from the City of St. Petersburg.

Commissioner Parent moved to approve Item 6(d), 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 Ordinances, implementing a 4.0% increase in wastewater fees; providing for amendment of Chapter 86, Utilities, Article IV of the Code of Ordinances implementing an 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. The motion was seconded by Vice Mayor Huhn.

Mayor McFarlin called for audience comments.

Bill Pyle, Sunset Way, spoke in opposition to the rate increase.

Mayor McFarlin called for the vote.

The motion was unanimously approved by an individual roll call vote.

e. Ordinance 2013-22, First Reading and Public Hearing, amending the Firefighters' Retirement System to comply with recent changes to the Internal Revenue Code.

City Manager Bonfield stated that the three retirement ordinances will comply with the Internal Revenue Code changes, and have no additional cost to the employee or changes to the benefit levels. The Commissioners may discuss the three ordinances at one time but must vote on them separately.

Commissioner Pletcher moved to approve Item 6(e), Ordinance 2013-22, an ordinance of the City of St. Pete Beach, Florida, amending Chapter 66, Pensions and Retirement, Article IV, Firefighters Retirement System, Division 1, generally, and Division 3, Benefits, of the Code of Ordinances of the City of St. Pete Beach; amending Section 66-251 Definitions, by amending the definitions of "Actuarial Equivalent" and "Credited Service"; Division 3, Benefits, Section 66-331 Maximum Pension; providing for severability; providing for codification; providing for the repeal of all ordinances in conflict herewith, to the extent of such conflict; and providing for an effective date. The motion was seconded by Commissioner Shavlan.

Mayor McFarlin called for audience comments. There were none.

Mayor McFarlin called for the vote.

The motion was unanimously approved by an individual roll call vote.

f. Ordinance 2013-23, First Reading and Public Hearing, amending the General Employees' Retirement System to comply with recent changes to the Internal Revenue Code.

Commissioner Parent moved to approve Item 6(f), Ordinance 2013-23, an ordinance of the City of St. Pete Beach, Florida amending Chapter 66, Pensions and Retirement, Article II, General Employees Retirement System Division 1, Generally, and Division 3, Benefits, of the Code of Ordinances of the City of St. Pete Beach; amending Section 66-26, Definitions, by amending the definitions of "Actuarial Equivalent" and "Credited Service"; Division 3, Benefits, Section 66-108, Maximum Pension; providing for severability; providing for codification; providing for the repeal of all ordinances in conflict herewith to the extent of such conflict; and providing for an effective date. The motion was seconded by Commissioner Shavlan.

Mayor McFarlin called for audience comments. There were none.

Mayor McFarlin called for the vote.

The motion was unanimously approved by an individual roll call vote.

g. Ordinance 2013-24, First Reading and Public Hearing, amending the Police Officers' Employees' Retirement System to comply with recent changes to the Internal Revenue Code.

Commissioner Parent moved to approve Item 6(g), Ordinance 2013-24, an ordinance of the City of St. Pete Beach, Florida, amending Chapter 66, Pensions and Retirement, Article III Police Officers Retirement System, Division 1, Generally, and Division 3, Benefits, of the Code of Ordinances of the City of St. Pete Beach; amending Section 66-141, Definitions, by amending the definitions of "Actuarial Equivalent" and "Credited Service"; Section 66-221, Maximum Pension; providing for severability; providing for codification; providing for the repeal of all ordinances in conflict herewith, to the extent of such conflict; and providing for an effective date. The motion was seconded by Vice Mayor Huhn.

Mayor McFarlin called for audience comments. There were none.

Mayor McFarlin called for the vote.

The motion was unanimously approved by an individual roll call vote.

7. Resolutions

There were no resolutions presented.

8. Items for Discussion

There were no items for discussion presented.

9. City Manager, City Attorney and City Commission Reports

City Manager Bonfield reported that Gulf Boulevard and Gulf Way will be closed Thursday evening from 7:00 p.m. to 9:00 p.m. from 16th Avenue to 1st Avenue for the "Hot Summer Nights" run. Mr. Bonfield noted the Community Yard Sale and the Family Fun Day will take place on Saturday at the Community Center. The band, "Hunks of Funk," will kick off the October Concert Series at Horan Park which will run every Friday evening in October. He reported that the work on Vina Del Mar Bridge will be completed this week. Mr. Bonfield listed the agenda items for the October 8th City Commission meeting.

City Attorney Davis reported that oral arguments are scheduled for November 12th on the Anderson appeal.

Mr. Davis then requested advice from the City Commission regarding Case No. 13-00340-GM, Division of Administrative Hearings; James Anderson, Joseph Cody & John Miller v. the City of St. Pete Beach in the event a Shade Meeting is scheduled.

Commissioner Pletcher reported on the "Hot Summer Nights" run and the Pass-a-Grille community dinner. She commented on the PACE program and complimented Chelsey Welden in the Community Development Department on her appointment to the evaluation committee with Pinellas County.

Commission Shavlan conveyed there would be a ribbon cutting ceremony at 5:15 p.m. at the Holiday Beach Tanning Salon on Gulf Boulevard.

Commissioner Parent inquired about parking passes, the completion of Hotel Zamora and the height of Coral Reef Hotel. He reported that he canceled his round-table meeting so he could attend the flood insurance seminar on September 25th at St. Pete College.

Vice Mayor Huhn noted that Kapfer Glass Studio will hold their "Artist of the Month" at 5:30 p.m. on the first of every month. Ms. Huhn stated that her advisory group would like to receive names of residents and/or businesses who improve their homes and/or buildings so they can be recognized.

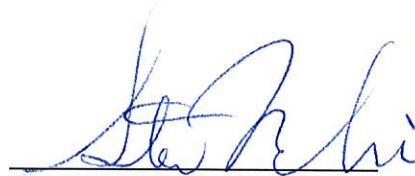
Mayor McFarlin discussed the flood insurance rates and encouraged residents to write their state representatives. Mr. McFarlin noted that he and Commissioner Pletcher took part in a 9-11 Commemoration Ceremony at the Toasted Monkey.

10. Adjournment

There being no further business to come before the commission, the meeting was adjourned at 7:55 p.m.

Attest:


Rebecca C. Haynes, City Clerk


Steve McFarlin, Mayor

Minutes approved on: 10/8/2013