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COMMISSION MEETING CITY OF ST. PETE BEACH

155 Corey Avenue

Tuesday, November 26, 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**
 - a. **Approval of minutes for the November 7, 2013 City Commission shade meeting.**
 - b. **Cancellation of the December 24, 2013 City Commission Meeting**

5. Action Items - None for this Agenda

6. Ordinances

- a. Ordinance 2013-25, Final Reading and Public Hearing, amending Divisions 2, 30, and 37 of the City of St. Pete Beach Land Development Code and providing for permitted and conditional uses that are consistent with the St. Pete Beach Comprehensive Plan.**
- b. Ordinance 2013-26, Final Reading and Public Hearing, an ordinance of the City of St. Pete Beach, Florida providing for a supplemental appropriation to the General Fund for fiscal year ending September 30, 2013, providing for funding and providing for an effective date.**
- c. Ordinance 2013-27, Final Reading and Public Hearing, an ordinance of the City of St. Pete Beach, Florida providing for a supplemental appropriation to the Capital Project, Wastewater and Stormwater Funds for fiscal year ending September 30, 2014, providing for funding, providing for an effective date.**
- d. Ordinance 2013-28, First Reading and Public Hearing, providing for amendment to instructor fees section 58-3(F)(5) of the fee ordinance.**

7. Resolutions - None for this Agenda

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.

CITY COMMISSION SHADE MEETING

MINUTES

November 7, 2013

4:00 p.m.

CALL TO ORDER

PRESENT:

Steve McFarlin, Mayor
Lorraine Huhn, Vice Mayor
Jim Parent, Commissioner
Marvin Shavlan, Commissioner
Melinda Pletcher, Commissioner

ALSO PRESENT:

Mike Davis, City Attorney
Rebecca C. Haynes, CMC/City Clerk

1. Attorney – Client Session

Mayor McFarlin announced that the Attorney – Client Session will be held in accordance with F.S. 286.011(8) regarding the lawsuit styled:

a. James Anderson, Joseph Kody, and John Miller v. City of St. Pete Beach, Case No. 13-3401GM.

Mayor McFarlin announced that the Attorney - Client Session will be attended by some or all of the following persons, one or more whom may participate telephonically: Steve McFarlin, Mayor; Lorraine Huhn, Vice Mayor; Jim Parent, Commissioner; Marvin Shavlan, Commissioner; Melinda Pletcher, Commissioner; Mike Bonfield, City Manager; Michael Davis, Esquire; Cari Roth, Esquire; Ellie Neiberger, Esquire; and an official court reporter as provided by law. The length of the Attorney- Client Session is estimated to be approximately one hour.

At approximately 4:02 p.m., Mayor McFarlin adjourned the meeting to the Attorney - Client Session.

2. Reopen Public Session

At approximately 4:38 p.m., Mayor McFarlin reconvened the meeting.

3. Termination of the Attorney Client Session

Mayor McFarlin announced the termination of the Attorney Client Session.

City Attorney Davis announced that he is seeking advice from the City Commission in connection with two lawsuits: (1) James Anderson, Joseph Kody, and John Miller v. City of St. Pete Beach, Case No.: 13-3401GM, and (2) James Anderson v. City of St. Pete Beach, et al., Case No.: 2D12-5969. Mr. Davis requested to hold a Shade Meeting at 5:00 p.m. (or shortly thereafter) on Tuesday, November 12, 2013.

4. Adjournment

At 4:43 p.m., Mayor McFarlin adjourned the Shade Meeting.

Attest:

Rebecca C. Haynes, City Clerk

Steve McFarlin, Mayor

Minutes approved on: _____

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

Issue Considered: Cancellation of the December 24, 2013 City Commission Meeting

Date: November 26, 2013

Prepared By: Michael Bonfield, City Manager *MB*

Summary of Issue: The second City Commission meeting in December is scheduled for Christmas Eve; therefore, staff recommends cancelling this meeting.

Requested Motion: “I move to approve the cancellation of the December 24, 2013 City Commission meeting.”

Attachments: N/A

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

Issue Considered: Final Reading and Public Hearing of Ordinance 2013-25

Date: November 26, 2013

Prepared By: George Kinney, AICP

Summary of Issue: The Planning Board directed staff to review permitted and conditional uses articulated in the TC-1 and TC-2 Zoning Districts for consistency with the direction and intent of the St. Pete Beach Comprehensive Plan. A draft Ordinance was prepared pursuant to the initial September Planning Board discussion and recommended to the City Commission at their October 15 meeting.

This legislation was reviewed by the City Attorney prior to Planning Board deliberation and is ready for Commission consideration.

Requested Motion: "I move to approve Ordinance 2013-25 (read title)"

Attachments: Ordinance 2013-25 and Exhibit.

Reviewed by City Manager: MB

CITY OF ST. PETE BEACH

ORDINANCE NO. 2013-25

AN ORDINANCE AMENDING DIVISIONS 2, 30, AND 37 OF THE LAND DEVELOPMENT CODE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR PERMITTED AND CONDITIONAL USES THAT ARE CONSISTENT WITH THE ST. PETE BEACH COMPREHENSIVE PLAN; PROVIDING FOR THE REPEAL OF ORDINANCES, OR PARTS OF ORDINANCES, IN CONFLICT HEREWITH, TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of St. Pete Beach continually seeks to gain consistency between the City Land Development Code and the City Comprehensive Plan; and

WHEREAS, certain permitted and conditional uses located in Division 30 and 37 of the Land Development Code are currently not identified or are inconsistent with the City Comprehensive Plan; and

WHEREAS, correcting these provisions will further the intent of the Comprehensive Plan; and

WHEREAS, The Planning Board, acting as the Local Planning Agency, conducted a public hearing regarding these changes on October 15, 2013 and unanimously recommended approval of the proposed changes; and

WHEREAS, the City Commission finds these text amendments to the Land Development Code are necessary to promote, protect and improve the health, safety and welfare of the citizens of the city;

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

Section 1. Division 2 of the St. Pete Beach, Florida Land Development Code is hereby amended as follows:

DIVISION 2 DEFINITIONS

Sec. 2.1. Words, terms and phrases defined.

All words used in this chapter shall carry their customary dictionary meanings, except the following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Pawn shop means an establishment that engages, in whole or in part, in the business of loaning money on the security of pledges of personal property, or deposits or conditional sales of

personal property, or the purchase or sale of personal property including metals, such as gold, silver, and copper.

Liquor store means any business selling general alcoholic beverages, also known as sale of distilled spirits or hard liquor, for off-premises consumption. Liquor store does not include a business selling only beer and/or wine for off-premises consumption or any business that offers the sale of liquor where 25% or less of the gross floor area is dedicated to such use.

Tobacco shop means a retailer whose business exclusively or primarily involves the sale of tobacco products and related goods.

Body art means the practice of physical body adornment by establishments and artists using, but not limited to, the techniques of body piercing and tattooing. This definition does not include ear piercing.

Check-cashing means a person or business that for compensation engages, in whole or in part, in the business of cashing checks, warrants, drafts, money orders, or other commercial paper serving the same purpose.

Automotive retail store services means a use in which the purpose is a facility used for the retail sale of automotive parts and accessories. Such uses shall not include a car wash, automotive service and repair, or the sale of gasoline or other fuels, and all activities of automotive retail services businesses shall be conducted within an enclosed building.

Automotive sales lot means a lot or parcel, with or without structures, upon which new and/or used automobiles, and light trucks, motorcycles, mopeds, recreational vehicles, and other licensed vehicles are displayed and sold. This definition shall not include non-licensed vehicles such as bicycles, segways, and golf carts.

Automotive service and repair means a use which provides specialized services and/or repairs for automobiles, trucks and other vehicles, including, but not limited to, muffler shops, body shops, transmission shops, automotive paint shops, tire stores which also offer mounting services, and quick-change oil and lubrication shops.

Automotive service station means a facility that is designed for the retail sales of gasoline and diesel fuels, which may include convenience food sales.

Section 2. Division 30 of the St. Pete Beach, Florida Land Development Code is hereby amended as follows:

DIVISION 30 TC-1 TOWN CENTER CORE DISTRICT

Sec. 30.2. Permitted principal uses and structures.

Subject to the provisions or restrictions contained in this section and elsewhere in this Code, permitted uses and structures in the TC-1 Town Center Core District are as follows:

- (a) Financial institutions without drive-through service.
- (b) Government buildings and other public or civic facilities, including parks and recreation facilities and transit stations and stops.
- (c) Office uses.
- (d) Personal service businesses such as barbershops, beauty shops, day spas, tailoring, garment alteration and repair, shoe repair, pet grooming, dry cleaning pick-up and drop-off and other personal service uses similar in character and impact. Body art, bail-bond, check-cashing, and other similar services are prohibited.
- (e) Printing and copying.
- (f) Residential uses as a component of mixed-use development only. Residential uses shall not be allowed on the ground floor level of any structure.
- (g) Eating and drinking establishments with or without outdoor seating. Drive-through service is not permitted.
- (h) Retail uses except automotive sales lots, pawn shops, liquor stores, and tobacco shops.
- (i) Theaters, cinemas and other indoor commercial entertainment facilities.
- (j) Artist studios and art galleries.
- (k) Grocery stores and pharmacies without drive-through service.

Sec. 30.4. Allowable conditional uses.

Subject to the provisions or restrictions contained in this section and elsewhere in this Code, allowable conditional uses in the TC-1 Town Center Core District are as follows:

- (a) Automotive retail stores and automobile retail service stations with related services. Such uses shall only be allowed on lots which front directly on 75th Avenue.
- (b) Car washes.
- (c) Convenience stores without the sale of gasoline or other fuels.
- (d) Cigar shops and cigar bars
- (e) Financial institutions with drive-through service.
- (f) Pharmacies with drive-through service.
- (g) Public or private parking structures.
- (h) Bed and breakfast inns, subject to the following:
 - (1) In addition to any density and intensity which may be allowed, the city shall also establish a reserve of units, not to exceed 50 total temporary lodging units for the entire Town Center Core District, which shall be allocated by ordinance of the city commission upon request of an individual property owner on a first come, first serve basis. Such allocation shall not exceed ten units per acre, or a total of ten units per redevelopment project. The remaining number of available reserve temporary lodging units shall be specified in each city commission ordinance allocating such units and each such ordinance shall provide that no units beyond those remaining available shall be allocated to any subsequent project. This limitation shall be absolute and shall apply regardless of the proposed size or density of the project requesting such allocation.

Section 3. Division 37 of the St. Pete Beach, Florida Land Development Code is hereby amended as follows:

DIVISION 37 TC-2 TOWN CENTER COREY CIRCLE AND COQUINA WEST DISTRICTS

Sec. 37.2. Permitted uses.

Subject to the provisions or restrictions contained in this section and elsewhere in this Code, permitted uses ~~and structures~~ in the TC-2 Town Center Corey Circle and Coquina West Districts are as follows.

- (a) Retail uses except automotive sales lots, pawn shops, liquor stores, and tobacco shops;
- (b) Grocery stores, markets, pharmacies without drive-through service;
- (c) Personal service businesses such as barbershops, beauty shops, salons, day spas, gyms and fitness centers, tailoring, garment alteration and repair, shoe repair, dry cleaning pick-up and drop-off and other personal service uses similar in character and impact. Body art, bail-bond, check-cashing and other similar services are prohibited;
- (d) Eating and drinking establishments - with or without outdoor seating;
- (e) Office uses;
- (f) Commercial recreation, public parks and/or recreational facilities;
- (g) Government buildings and other public facilities, including parks and recreation facilities;
- (h) Artist studios and art galleries;
- (i) Multifamily residential only as a component of mixed use. Residential uses are not permitted on the ground floor;
- (j) Vehicle for hire—Limited to rental of non-motorized (bicycles) and individual motorized vehicles such as segways, mopeds/scooters;
- (k) Other uses similar in character, nature and impact to permitted uses listed above.

Sec. 37.5. Allowable conditional uses.

Subject to the provisions or restrictions contained in this section and elsewhere in this Code, allowable conditional uses in the TC-2 Town Center Corey Circle and Coquina West Districts are as follows.

- (a) Temporary lodging facilities — hotel, motel and resort condominium, awarded on a first come, first serve basis, to come from the density pool established in the Comprehensive Plan.
- (b) Commercial docks—Class A, B, C and D.
- (c) Vessel for hire (water taxis).
- (d) Cigar shops and cigar bars.

Section 4. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with this Ordinance.

Section 5. If any portion or part of this Ordinance is declared invalid by a court of competent jurisdiction, the valid remainder hereof shall remain in full force and effect.

Section 6. This Ordinance shall become immediately upon adoption.

ADOPTED this _____ day of _____, 2013.

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

Steve McFarlin, Mayor

ATTEST:

Rebecca C. Haynes, City Clerk

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

ISSUE CONSIDERED: Ordinance 2013-26 providing for an increase in budgeted monies and a reallocation between departments in the general fund for fiscal year ending September 30, 2013 and providing for funding.

DATE: November 12, 2013

PREPARED BY: Elaine Edmunds, Administrative Services Director

SUMMARY OF ISSUE: Final reading of Ordinance 2013-26 provides for an increase and reallocation of funds between departments for the general fund. The departments over budget are as follows:

1. City Commission: The department exceeded the amount budgeted by \$6,900. This is mainly attributable to approved expenditures to the Corey Avenue Business Association relating to the lighting project and a payment to the Tampa Bay Beaches Chamber of Commerce for one half the cost associated with the Capital Banner display.
2. Legal: Total legal costs exceeded the amount budgeted by \$124,945. This is mainly attributable to extra legal cost for labor issues (\$24,945) and extra legal fees for continuing lawsuits (\$100,000).
3. Administrative Services Department – Parking Division: The division exceeded the amount budgeted by \$50,000 due to increased credit card costs resulting from higher than projected revenues (\$25,000); meter pole installation along Sunset Way and 51st Avenues and increase in delinquent parking ticket collection fees (\$15,000) and increase costs in maintenance on aging pay stations (\$10,000).
4. Police Department – This department exceeded the amount budgeted by \$8,676 due to an increase in monies received from the state thru casualty insurance premium tax revenues which must be paid to the pension plan.
5. Fire Department – This department exceeded the amount budgeted by \$36,895 due to an increase in monies received from the state thru fire insurance premium tax revenues which must be paid to the pension (\$24,895) and an increase in overtime costs for conducting fire inspections (\$12,000).
6. Recreation: This department exceeded the amount budgeted by \$15,000 due to an increase in staff led programs which resulted in an increase in hours for personnel.

Monies are available in the following departments to cover the above overages:

1. City Clerk – Election expense was less than budgeted since no election was required. Amount available to transfer is \$6,900.
2. Administrative Services Department – Information Technology Division – Personnel costs were lower than budgeted due reorganization of the division. Amount available to transfer \$124,945.

Revenue from fire insurance premium tax and casualty insurance premium tax were \$24,895 and \$8,676 higher than the amount budgeted. This is a pass thru revenue and is required to be transferred to the firefighter and police pension funds.

Parking revenues were up substantially and are available to offset the \$50,000 shortfall in parking enforcement. Similarly, revenues from Fire Inspection Fees and Staff Led Programs of \$12,000 and \$15,000 respectively are available to offset the shortfalls in the Fire and Recreation Department budgets.

REQUESTED MOTION: “I move to approve on final reading, Ordinance 2013-26, (read title)...

ATTACHMENTS: Ordinance 2013-26

**REVIEWED BY
CITY MANAGER:** MB

ORDINANCE 2013-26

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR A SUPPLEMENTAL APPROPRIATION TO THE GENERAL 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, a reallocation of monies between departments is necessary to balance the departments; and

WHEREAS, additional monies are necessary for the transfer payments to the firefighter and police pension funds to be funded by revenue received from the State of Florida collected thru the fire insurance premium tax and casualty insurance premium tax; and

WHEREAS, additional monies are necessary to balance the Administrative Services Department, Parking Enforcement Division due to higher usage of pay stations; and

WHEREAS, additional monies are necessary to balance the Fire Department to cover increased overtime costs for fire inspections; and

WHEREAS, additional monies are necessary to balance the Recreation Department due to an increase in staff led programs.

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

Section One. For the General Fund, an increase in the City Commission budget of \$6,900 and City Attorney budget of \$124,945 to be funded by a decrease in the City Clerk's budget of \$6,900 and the Administrative Services Department, Information Technology Division budget of \$124,945.

Section Two. For the General Fund, an increase of \$24,985 in Fire Insurance Premium Tax Revenue and \$12,000 in Fire Inspection Revenue to fund the Fire Department, Fire Suppression Division for the additional transfer required to the Firefighter's Pension Fund of \$24,985 and overtime costs of \$12,000.

Section Three. For the General Fund, an increase of \$8,676 in Casualty Insurance Premium Tax Revenue to fund the Police Department for the additional transfer required to the Police Pension fund of \$8,676.

Section Four. For the General Fund, Administrative Services Department, Parking Division an increase in operating costs of \$50,000 to be funded by an increase in parking revenues

of \$50,000.

Section Five. For the General Fund, Recreation Department, an increase in personnel costs of \$15,000 to be funded by an increase in Staff Led Program revenues of \$15,000.

Section Six. 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

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

ISSUE CONSIDERED: Final Reading: Ordinance 2013-27 providing a supplemental appropriation and revenue for fiscal year 2014 to the Capital Project Wastewater and Stormwater Funds and providing for funding.

DATE: November 12, 2014

PREPARED BY: Elaine Edmunds, Administrative Services Director

SUMMARY OF ISSUE: Ordinance 2013-27 provides a supplemental appropriation to the Capital Projects Fund in the amount of \$1,493,662. The adjustments are as follows:

- Outstanding encumbrances from fiscal year 2013 being brought forward totaling \$342,332.
- Additional projects as follows:
 - \$69,000 of monies budgeted in FY 2013 for seawalls that were not expended.
 - \$417,700 for street work on Belle Vista & Library Alley.
 - \$66,500 for resurfacing and fencing of tennis court.
 - \$178,500 for palm tree up-lighting.
 - \$50,000 for park facility roof repairs.
 - \$279,630 for downtown Corey Avenue development.
 - \$20,000 for ATV vehicle for Sheriff's use.
 - \$70,000 for Pass-A-Grille area consulting.

Approximately \$880,000 of the budgeted transfer from the general fund totaling \$1,825,000 was not programmed at the time the budget passed. Funding for the above listed projects will come from the unbudgeted transfer, reserves and reimbursement from Pinellas County for palm tree up-lighting

Ordinance 2013-27 also provides for a supplemental appropriation to the Wastewater Fund in the amount of \$928,710. The adjustments are as follows:

- Outstanding encumbrances from fiscal year 2013 being brought forward totaling \$109,010.
- Additional projects as follows:
 - \$163,000 for Lift Station #3.
 - \$24,200 for Force Main # 3 analysis.
 - \$557,500 for rehabilitation of lift stations # 5,6,9 and 12.
 - \$75,000 for a SCADA system.

Funding for the above projects will come from reserves.

Ordinance 2013-27 provides for a supplemental appropriation to the Stormwater Fund in the amount of \$10,023 for outstanding encumbrances from fiscal year 2013 being brought forward. This amount will be funded from reserves.

REQUESTED MOTION: "I move to approve Ordinance 2013-27, (read title)..."

ATTACHMENTS: Ordinance 2013-27
Appendix A

**REVIEWED BY
CITY MANAGER:**

MB

ORDINANCE 2013-27

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR A SUPPLEMENTAL APPROPRIATION TO THE CAPITAL PROJECT, WASTEWATER AND STORMWATER FUNDS FOR FISCAL YEAR ENDING SEPTEMBER 30, 2014; 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 2013-21, 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 to recognize revenues received and fund additional projects in fiscal year 2014.

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

Section One. Increases in the Capital Project, Wastewater and Stormwater Funds as attached hereto in Exhibit A. For the Capital Project Fund, the increase is to be funded by the budgeted transfer from the general fund (\$95,162), extra penny sales tax revenue from Pinellas County (\$178,500) and reserves (\$1,220,000). Additional appropriations for the Wastewater and Stormwater funds will be funded from their reserves.

Section Two. 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 _____, 2014.

Rebecca Haynes, City Clerk

City of St. Pete Beach
Capital Projects

Project Name:	FY14 Budget	Budget Adjustment	Revised Budget
Pass-A-Grille Alleys	\$ 50,000.00		\$ 50,000.00
Seawalls	\$ 100,000.00	\$ 69,000.00	\$ 169,000.00
Bayway Landscaping	\$ 243,000.00		\$ 243,000.00
Beach Walkovers	\$ 50,000.00		\$ 50,000.00
PAG Way Reconstruction	\$ 350,000.00	\$ 43,140.00	\$ 393,140.00
FDOT Landscaping	\$ 27,500.00	\$ 2,695.00	\$ 30,195.00
Blind Pass Road	\$ 1,187,000.00	\$ 30,000.00	\$ 1,217,000.00
Egan Park	\$ 225,000.00		\$ 225,000.00
Lazarillo Park Playground	\$ 50,000.00		\$ 50,000.00
Vina Del Mar Bridge		\$ 10,750.00	\$ 10,750.00
Community Center Dock	\$ 312,375.00	\$ 23,286.00	\$ 335,661.00
Gymnasium		\$ 199,265.58	\$ 199,265.58
CRA Plan		\$ 33,195.00	\$ 33,195.00
Belle Vista & Library Alley		\$ 417,700.00	\$ 417,700.00
Tennis Court Resurfacing/Fence		\$ 66,500.00	\$ 66,500.00
Palm Tree Uplighting		\$ 178,500.00	\$ 178,500.00
Park facility roof repairs		\$ 50,000.00	\$ 50,000.00
Downtown Corey Ave. Develop.		\$ 279,630.00	\$ 279,630.00
Pass A Grille Consulting		\$ 70,000.00	\$ 70,000.00
Police ATV Vehicle		\$ 20,000.00	\$ 20,000.00

\$ 2,594,875.00	\$ 1,493,661.58	\$ 4,088,536.58
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Pump Replacement (LS1)	\$ 415,000.00	\$ 31,010.00	\$ 446,010.00
Manhole Replacement	\$ 50,000.00		\$ 50,000.00
Lift Station # 2	\$ 1,150,000.00	\$ 78,000.00	\$ 1,228,000.00
Sewer I & I	\$ 100,000.00		\$ 100,000.00
Lift Station # 3		\$ 163,000.00	\$ 163,000.00
Force Main # 3 Analysis		\$ 24,200.00	\$ 24,200.00
Rehab #5,6,9 &12 Lift Stations		\$ 557,500.00	\$ 557,500.00
SCADA System		\$ 75,000.00	\$ 75,000.00

\$ 1,715,000.00	\$ 928,710.00	\$ 2,643,710.00
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Reclaimed Improvements	\$ 75,000.00		\$ 75,000.00
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**St. Pete Beach City Commission
Agenda Report**

Issue Considered: Ordinance 2013-28, First Reading and Public Hearing, providing for amendment to instructor fees section 58-3(F)(5) of the fee ordinance.

Date: November 26, 2013

Prepared By: Jennifer McMahon, Recreation Director

Summary of Issue: Currently, the ordinance reads that instructors “will be paid per month on the first workday of the following month.” In order to have flexibility on the payment schedule, the amendment would be to eliminate specific pay date for instructors.

Requested Motion: “I move to approve ordinance 2013-28 to amend instructor fees section 58-3(F)(5) of the fee ordinance”

Attachments: Ordinance 2013-28

**Reviewed by
City Manager** MB

ORDINANCE NO. 2013-__

AN ORDINANCE AMENDING SECTION 58-3. ST PETE BEACH CITY CODE RELATING TO FEES AND MEMBERSHIPS TO DELETE THE REQUIREMENT THAT PAYMENT OF INSTRUCTORS FEES BE PAID PER MONTH ON THE FIRST WORKDAY OF THE FOLLOWING MONTH; PROVIDING AN EFFECTIVE DATE.

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. Section 58-3, of the Code of the City of St. Pete Beach, Florida is amended to read as follows:

Sec. 58-3. – Fees and memberships.

- (a) Tax is included in all recreation fees; excluding rentals and memberships.
- (b) Two proofs of residency are required for the purchase of a pool pass and it shall be valid for one year from the date of purchase.
- (c) A fee shall be assessed on each returned check, regardless of the reason for the return and all related memberships and rights and privileges thereto shall be suspended until reimbursement is received. Reimbursement for returned checks and fees shall be made with cash or money order. Return of a second check shall result in a "cash only" status on all related memberships for a period of one year.
- (d) All daily visitors shall sign in at the front desk and pay a visitors' fee in addition to any other program cost or fee for the use of facilities or attendance of classes.
- (e) Fees charged for classes offered by contract instructors are refundable on a prorated basis when requested in writing during the time period the class is offered.
- (f) Fees shall be charged for the following:
 - (1) Non resident pool card fee.
 - (2) Pool pass.
 - a. Youth/senior.
 - b. Adult.

- c. Family (four members).
- d. Per additional family members.
- (3) Daily pool admission fee without pool pass.
- (4) Camp programs. Children who attend or have completed kindergarten through completed 5th grade are eligible, for a minimum eight-hour per day, per person.

The city manager or his/her designee shall adjust the fees for resident parents or guardians of the child participating, who prove financial hardship in accordance with the criteria established by the commission for granting such adjustments.
- (5) Instructor's fees. The City will collect the agreed upon fees from participants. The City will provide the instructor a percentage of fees collected within a range agreed upon at the signing of their individual contracts. The percentage ranges will vary between ten and 30 percent. ~~This payment will be paid on the first of the following month.~~
- (6) Reserved.
- (7) Sports leagues.
 - a. Adult sport leagues, per team, per season.
 - b. Children's sport leagues, per person, per season.
- (8) Reserved.
- (9) Staff programs. Fees shall be established for programs conducted by city recreation staff to cover the costs associated with the program.

SECTION 2. If any portion, part or section of this Ordinance is declared invalid, the valid remainder hereof shall remain in full force and effect.

SECTION 3. All ordinances or parts of ordinances, in conflict herewith, are hereby repealed, to the extent of such conflict.

SECTION 4. This Ordinance shall become effective immediately upon final passage as provided by law.

Steve McFarlin, MAYOR

FIRST READING : _____
PUBLISHED : _____
SECOND READING : _____
PUBLIC HEARING : _____

Ordinance re: Section 58-3

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