



**City Council Meeting
And First Public Budget Hearing
City of Belleair Beach, Florida**

**Wednesday, September 6, 2023
Community Center, 6:00 PM**

PUBLIC MEETING MINUTES

The meeting was called to order by Mayor Dave Gattis. The invocation was given by Councilmember Frank Bankard followed by a Pledge of Allegiance to the Flag of the United States of America.

Roll Call: Present were Councilmembers Frank Bankard, Belinda Livingstone, and Leslie Notaro; Mayor Dave Gattis, Vice Mayor Jody Shirley, City Manager Kyle Riefler, City Clerk Patricia Gentry, and City Attorney Randy D. Mora. Councilmember Lloyd Roberts was unable to attend.

For continuity, items are listed in agenda order although not necessarily discussed in that order.

MOTION was made by Councilmember Bankard and seconded by Vice Mayor Shirley to AMEND the Agenda to move Items 13, 16, and 17 to Public Hearing on the Agenda, and renumber them – 16 and 17 will be 14 and 15; and 14 and 15 will be 16 and 17.

1. Approval of Agenda.

MOTION was made by Councilmember Bankard and seconded by Vice Mayor Shirley to AMEND the Agenda.

Motion passed 5-0.

MOTION was made by Councilmember Bankard and seconded by Councilmember Livingstone to approve the Agenda as amended.

Motion passed 5-0.

2. Citizens Comments. (Each speaker will be recognized once and will be limited to a (3) three-minute presentation on any subject that is not on the Agenda)

None.

3. Presentation: Pinellas County Sheriff's Office.

- **Law Enforcement monthly report**
The PCSO Representative reviewed the monthly report.
- **Code Enforcement monthly report**
Deputy Klapka reviewed the monthly report. He advised that a violation letter had been sent to the owner of the lot at 2204 Donato Drive.

4. Presentation: Pinellas Suncoast Fire & Rescue District.

A representative from the PSFRD was not present.

5. Presentation: Gold Certificate of Excellence from the FLC University Certificate Program for Elected Municipal Officials to Mayor Dave Gattis

Vice Mayor Shirley presented the Certificate to Mayor Gattis. Mayor Gattis completed the Certificate Program in its inaugural year.

6. Presentation: Lyndsey Johannesen, Florida League of Cities (FLC) Account Executive for FMIT Property and Asset Insurance Policy

Ms. Johannesen reviewed the proposals, the dollar amounts, and answered questions from City Council.

7. City Attorney Report.

City Attorney Mora advised:

- He had been asked to make presentations at the Florida League of Cities Annual Conference
- He will be working on the ballot language for the charter amendments
- Ordinances will now include the required Business Economic Impact memo
- He has been working closely with City Manager Riefler and Attorney Eschenfelder on the Solid Waste services

There was discussion regarding the increasing number of vessels mooring in the Intracoastal.

8. City Manager Report.

City Manager Riefler reviewed his monthly report in the Agenda Packet and added:

- He had convened an Evaluation Committee for review of the Solid Waste bids – Waste Pro was recommended as the overall best package

MOTION was made by Vice Mayor Shirley and seconded by Councilmember Livingstone for City Manager Riefler to enter into negotiations with Waste Pro.

Motion passed 5-0.

MOTION was made by Councilmember Bankard for monetary recognition to the public works employees for their work at the sandbag station prior to Hurricane Idalia.

City Attorney Mora cautioned of taking any action regarding extra compensation without further research of what would be allowed within State Statutes.

Motion died for lack of a second.

9. City Clerk Report.

None.

Consent Agenda

10. Approval of August 7, 2023, City Council Meeting Minutes.

MOTION was made by Councilmember Notaro and seconded by Vice Mayor Shirley to approve the Consent Agenda.

Motion passed 5-0.

Public Hearing

- 11. Consideration of Ordinance 23-03, An Ordinance Of The City Council Of The City Of Belleair Beach, Florida, Amending The City Of Belleair Beach Comprehensive Plan, Pursuant To The Evaluation And Appraisal Process Of Section 163.3191, Florida Statutes, And The Amendment Process Of Section 163.3184, Florida Statutes, Adopting New Goals, Objectives, And Policies, And Maps As Presented Herein Below; Providing For A Copy To Be Kept On File; Providing For Severability; Providing For The Repeal Of All Ordinances In Conflict Herewith; And Providing For An Effective Date. (Second Reading) (City Attorney Mora)**
- **Amending the City Comprehensive Plan**

City Attorney Mora read Ordinance 23-03 by Title only.

MOTION was made by Vice Mayor Shirley and seconded by Councilmember Notaro for Ordinance 23-03.

Councilmember Bankard	Yes
Councilmember Livingstone	Yes
Councilmember Notaro	Yes
Vice Mayor Shirley	Aye
Mayor Gattis	Aye

Motion passed 5-0.

- 12. Consideration of Ordinance 23-04, An Ordinance Of The City Council Of The City Of Belleair Beach, Florida, Repealing Previously Adopted Versions Of The City’s Personnel Manual; Providing For The Creation Of Chapter 2, Article IV, Division 1, Section 2-143 “Personnel Policy Manual” Making Provision For The Adoption And Amendment Of Personnel Policies Via Resolution; Providing For Severability; And Providing For An Effective Date. (Second Reading) (City Manager Riefler)**

City Attorney Mora read Ordinance 23-04 by Title only.

MOTION was made by Councilmember Notaro and seconded by Councilmember Livingstone for Ordinance 23-04.

Councilmember Bankard	Yes
Councilmember Livingstone	Yes
Councilmember Notaro	Yes
Vice Mayor Shirley	Aye
Mayor Gattis	Aye

Motion passed 5-0.

- 13. Consideration of Ordinance 23-05, An Ordinance Of The City Council Of The City Of Belleair Beach Amending Chapter 18, Section 18-5 Of The City’s Code Of Ordinances, Entitled “Time For Qualifying”; Removing The Specified Qualifying Period; Providing For The Establishment Of The Qualifying Period By Resolution Of The City Council; Providing For The Incorporation Of Recitals; Providing For Severability; And Providing For An Effective Date. (First Reading) (City Manager Riefler)**

City Attorney Mora read Ordinance 23-05 by Title only.

MOTION was made by Vice Mayor Shirley and seconded by Councilmember Notaro for Ordinance 23-05.

Councilmember Bankard	Yes
Councilmember Livingstone	Yes
Councilmember Notaro	Yes
Vice Mayor Shirley	Aye
Mayor Gattis	Aye

Motion passed 5-0.

- 14. **Consideration of Adopting the Proposed Ad Valorem Millage Rate for FY 2023-2024. (City Manager Riefler)**
 - **First Public Hearing on Setting Proposed Final Millage Rate for FY 2023-2024**

City Manager Riefler recommended the proposed 2.0394% millage rate.

MOTION was made by Councilmember Notaro and seconded by Vice Mayor Shirley to adopt the Proposed Ad Valorem Millage Rate for FY 2023-2024.

Councilmember Bankard stated that he did not support the 2.0394% millage rate and believed that the rollback rate could be used.

Mayor Gattis called for the vote.

Councilmember Bankard	No
Councilmember Livingstone	Yes
Councilmember Notaro	Yes
Vice Mayor Shirley	Aye
Mayor Gattis	Yes

Motion passed 4-1 on First Public Hearing.

Mayor Gattis stated: The proposed millage rate of 2.0394 mills which is higher than the rolled back rate by 10.27% is to fund the expenses of the General Fund for the fiscal year commencing October 1, 2023, and ending September 30, 2024. The final approved millage rate for the City of Belleair Beach will be presented at a second and final public hearing that will be held on Monday, September 18, 2023, at 5:05pm.

- 15. **Consideration of Approving the City of Belleair Beach Budget, Making Appropriations for Certain Expenditures, Expenses, Capital Improvements and Certain Indebtedness for the Year Beginning October 1, 2023, and Ending September 30, 2024. (City Manager Riefler)**
 - **Submittal of the proposed budget**

City Manager Riefler requested that City Council approve the budget as proposed.

MOTION was made by Vice Mayor Shirley and seconded by Councilmember Notaro to approve the City of Belleair Beach Budget, Making Appropriations for Certain Expenditures, Expenses, Capital Improvements and Certain Indebtedness for the Year Beginning October 1, 2023, and Ending September 30, 2024.

Vice Mayor Shirley thanked everyone for their hard work on the budget.

Councilmember Bankard stated that he believed the budget should be looked at and examined – he could not vote for it in good conscience.

Councilmember Bankard	No
Councilmember Livingstone	Yes
Councilmember Notaro	Yes
Vice Mayor Shirley	Aye
Mayor Gattis	Aye

Motion passed 4-1.

Mayor Gattis stated: The final approved budget for fiscal year 2023-2024 for the City of Belleair Beach will be presented at a second and final public hearing that will be held at the Community Center on Monday, September 18, 2023, at 5:05pm.

Regular Agenda

- 16. Consideration of Resolution 2023-06, A Resolution Of The City Council Of The City Of Belleair Beach, Florida, Terminating The State Of Local Emergency In Belleair Beach Declared By Resolution Of The City Council Due To Tropical Storm Idalia/Hurricane Idalia And Its Threat Of Harm To The Residents And Property Of The City Of Belleair Beach; Providing For An Effective Date And Termination Date. (City Manager Riefler)**

City Attorney Mora read Resolution 2023-06 by Title only.

MOTION was made by Councilmember Bankard and seconded by Vice Mayor Shirley for Resolution 2023-06.

Councilmember Bankard	Yes
Councilmember Livingstone	Yes
Councilmember Notaro	Yes
Vice Mayor Shirley	Aye
Mayor Gattis	Aye

Motion passed 5-0.

- 17. Consideration of Resolution 2023-07, A Resolution Of The City Council Of The City Of Belleair Beach, Florida, Adopting A Comprehensive Personnel Policy Manual; Providing For Severability; And Providing For An Effective Date. (City Manager Riefler)**

City Attorney Mora read Resolution 2023-07 by Title only.

MOTION was made by Vice Mayor Shirley and seconded by Councilmember Notaro for Resolution 2023-07.

Councilmember Bankard stated that he could not support "at will" employment, there should be 'just cause' for terminating employees.

Councilmember Bankard	No
Councilmember Livingstone	Yes
Councilmember Notaro	Yes
Vice Mayor Shirley	Aye
Mayor Gattis	Aye

Motion passed 4-1.

- 18. Authorize the City Manager to Execute a Purchase Order for a One-Month Extension of Solid Waste Collection Services. (City Manager Riefler)**
- **A one-month extension for the RFP process**

Tim Bowers, Waste Management, addressed City Council.

MOTION was made by Councilmember Bankard and seconded by Councilmember Livingstone to Authorize the City Manager to Execute a Purchase Order for a One-Month Extension of Solid Waste Collection Services.

Motion passed 5-0.

19. Unfinished Business.

None.

20. City Council Comments.

Councilmember Notaro had no further comments.

Councilmember Bankard spoke regarding stormwater pumps, catch basins, and raising seawalls.

Councilmember Livingstone thanked City Manager Riefler and his team for keeping the public informed during Hurricane Idalia.

Vice Mayor Shirley agreed, and also thanked the PCSO and PSFRD. Regarding bonuses for Staff, she reminded Residents that they could express their thanks to Staff directly – it is always appreciated. She thanked everyone for attending the meeting.

Mayor Gattis stated:

- He had attended the Mayors' Council meeting today – the FLC was present to answer questions about the negative effects the new Form 6 law will have on small municipalities and the possibility of having that law overturned
- The BIG C Mayors and the County Commission will meet with the USACE to discuss the regular and the emergency beach nourishment
- He invited all to attend the City Council work sessions where all of the hard work and discussion is done in order to reach the decisions that are made at the Council meetings
- He thanked everyone for attending remotely and in person

ADJOURN

MOTION was made by Councilmember Bankard and seconded by Councilmember Livingstone to adjourn at 7:21pm.

Motion passed 5-0.

September 6, 2023
Date Approved

APPROVED: Dave Gattis
Dave Gattis, Mayor

ATTEST: Patricia A. Gentry
Patricia A. Gentry, City Clerk