

PUBLIC MEETING MINUTES

The meeting was called to order by Mayor Leslie Ford Notaro, followed by a Pledge of Allegiance to the Flag of the United States of America.

Roll Call: Present were Councilmembers Julie "Jewels" Chandler, Pamela Gunn, Mitchell Krach, and John Pietrowski; Mayor Leslie Ford Notaro, Vice Mayor Wanda Schwerer, City Manager Nancy Gonzalez, City Clerk Patricia Gentry, Finance Officer Melanie Kruszona, Community Services Director Lynn Rives, and City Attorney Paul Marino. Councilmember Jeril Cohen was unable to attend.

1. Approval of Agenda.

MOTION was made by Councilmember Chandler and seconded by Councilmember Krach to amend and approve the Agenda to discuss Item 12 prior to Item 10.

Motion passed 6-0.

2. Approval of June 5, 2017, City Council Meeting Minutes.

MOTION was made by Vice Mayor Schwerer and seconded by Councilmember Krach to approve the June 5, 2017, City Council Meeting Minutes. [Item 2 followed Item 3]

Motion passed 6-0.

3. 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)

Mr. Bill Shaw, 233 Howard Drive, asked for an update on the undergrounding of utilities. He inquired that if certain streets had the undergrounding process done, would that in any way preclude other homeowners from having their area done. Mayor Notaro explained that it is a work in process and there has been no decision made yet.

Public Hearing:

4. Consideration of Ordinance 17-05, an Ordinance of the City Council of the City of Belleair Beach, Florida, Establishing and Imposing a Temporary Moratorium Within the City of Belleair Beach on the Effects of Committee Substitute for Committee Substitute for House Bill 687 Passed by the Florida Legislature during the Recently Ended 2017 Legislative Session; Prohibiting Any and All Approvals during

the Moratorium Period for Any Right-Of-Way Located Within the City of Belleair Beach In Order to Allow an Opportunity for the City to Develop an Ordinance, as Appropriate, Relating to the Impacts of the Legislation; Providing for Legislative and Administrative Findings; Providing for Geographic Area Encompassing by the Moratorium; Providing for Implementing Administrative Actions; Providing for a Savings Provision; Providing for Non-Codification, as well as, the Correction of Any Scrivener's Errors; Providing for Conflicts; Providing for Severability; and Providing for an Effective Date. First and Only Reading pursuant to correspondence from the Florida League of Cities Deputy General Counsel. (see backup)

City Attorney Marino stated that this is another example of the Florida Legislature trying to erode Home Rule power. He then read Ordinance 17-05 by Title only.

MOTION was made by Councilmember Chandler and seconded by Vice Mayor Schwerer for Ordinance 17-05.

Motion passed 6-0.

Regular Agenda:

- 5. Nomination and Approval of Voting Delegate for the 91st Annual Florida League of Cities Conference to be held in Orlando, FL from August 17 through August 19, 2017. (City Clerk) (see backup)**

MOTION was made by Vice Mayor Schwerer and seconded by Councilmember Krach to approve Mayor Notaro as voting delegate for the 91st Annual Florida League of Cities Conference to be held in Orlando, FL, from August 17 through August 19, 2017.

Motion passed 6-0.

- 6. Request City Council's approval to award bid #1701 for Entry Signs and Morgan Park Landscape Improvements to Kloote Contracting, Inc., at a cost not to exceed \$138,804.00. (Community Services Director) (see backup)**

MOTION was made by Councilmember Krach and seconded by Councilmember Chandler to award bid #1701 for Entry Signs and Morgan Park Landscape Improvements to Kloote Contracting, Inc., at a cost not to exceed \$138,804.00.

Community Services Director Rives advised that this is part of the Gulf Boulevard Beautification Project.

Motion passed 6-0.

7. **Request City Council's approval to award bid #B17-02 for Harrison Avenue Bridge Repairs to Kloote Contracting, Inc., at a cost not to exceed \$160,921.97. (Community Services Director) (see backup)**

MOTION was made by Councilmember Chandler and seconded by Vice Mayor Schwerer to award bid #B17-02 for Harrison Avenue Bridge Repairs to Kloote Contracting, Inc., at a cost not to exceed \$160,921.97.

Community Services Director Rives stated this is to fill the voids with grout at the entrances to the bridge and put wing walls on both sides.

Motion passed 6-0.

8. **Consideration of an Interlocal Agreement between Pinellas County and Local Governments for the Cooperative Procurements of Disaster Debris Collection & Removal Services and Disaster Debris Monitoring & Management Services Within Geographic Pinellas County. (Community Services Director) (see backup)**

MOTION was made by Councilmember Krach and seconded by Councilmember Chandler to approve the Interlocal Agreement between Pinellas County and Local Governments for the Cooperative Procurements of Disaster Debris Collection & Removal Services and Disaster Debris Monitoring & Management Services Within Geographic Pinellas County.

Community Services Director Rives advised this is the County's agreement through FEMA, which gives the City the opportunity to choose between contractors for the best price.

Motion passed 6-0.

9. **Request City Council's approval to advertise for Drainage Improvements for Second Street and Harbor Drive BMP 2. (Community Services Director) (see backup)**

MOTION was made by Councilmember Chandler and seconded by Councilmember Pietrowski to approve advertising for Drainage Improvements for Second Street and Harbor Drive BMP 2.

Community Services Director Rives stated this is the first of the stormwater projects. This project will re curb, mill and resurface 2nd Street, replace and enlarge the pipe coming out of the 2nd Street Park to 24", replace the drain with one that has a higher flow rate, add a swale, and add the check-valves.

Motion passed 6-0.

10. **Consideration of Encroachment Easement by and between the City of Belleair Beach, Florida, a municipal corporation of the State of**

Florida, and Timothy A. Levenda and Tammie L. Levenda. (City Manager) (see backup)

City Manager Gonzalez stated that this Encroachment Easement Agreement is between the City and the potential Buyer of the named property. She advised that a portion of the home's existing swimming pool is on City property. City Attorney Marino advised that this is the least intrusive way of resolving the problem, and that as the property was illegally developed the City would not be responsible for maintaining the seawall. He stated the Easement "will encompass L1 and L3, you can see the distances, upper right hand corner of Exhibit A will give you the distances, all the way up to and including all of L2 and probably that dock sitting out there"

MOTION was made by Councilmember Chandler and seconded by Councilmember Pietrowski to approve the Encroachment Easement Agreement.

City Attorney Marino added that the City cannot convey City property to any party without a City-wide referendum, so the easement is the best solution.

Motion passed 6-0.

- 11. Consideration of Ordinance 17-03, an Ordinance of the City Council of the City of Belleair Beach, Florida, Amending and Correcting a Scrivener's Error in the City Code Sections 10-39 Pertaining to Enforcement, Violation and Penalty; Providing for Severability; and Providing for an Effective Date. First Reading. (see backup)**

City Attorney Marino read Ordinance 17-03 by Title only.

MOTION was made by Councilmember Pietrowski and seconded by Councilmember Krach for Ordinance 17-03.

Motion passed 6-0.

- 12. Consideration of Ordinance 17-04, an Ordinance of the City Council of the City of Belleair Beach, Florida, Amending Section 10-174(k) of the City Code Pertaining to Setbacks and Height Requirements for Swimming Pool Enclosures; Providing for Severability; and Providing for an Effective Date. First Reading. (see backup)**

City Attorney Marino read Ordinance 17-04 by Title only.

MOTION was made by Councilmember Krach and seconded by Vice Mayor for Ordinance 17-04.

Discussion followed regarding changes to clarify that the maximum height of the screen cannot exceed the peak of the roof.

City Council directed City Attorney Marino to make the changes to the ordinance and bring back for First Reading.

Motion passed 6-0.

13. Mayor and Council Comments.

Councilmember Pietrowski had no further comments.

Councilmember Chandler stated that on the past holiday, cars were parked on 25th Street with the vehicle occupants going to Morgan Park. Discussion between City Council and the PCSO Deputy present followed that vehicles parked with on-street parking authorization from City Hall can't be distinguished from other vehicles parking among them, when none have the parking authorization on their dashboards. She also inquired about the illegal home rentals. City Manager Gonzalez advised that they are being addressed by Community Improvement Officer White and that he has at least two hearings with the Special Master scheduled.

Councilmember Gunn had no further comments.

Councilmember Krach had no further comments.

Vice Mayor Schwerer thanked Finance Officer Kruszona for the budget printout.

Councilmember Pietrowski asked if there would be extra power required for the work at Gulf and Causeway Boulevards. Community Services Director Rives stated that there was sufficient power at Crossman Park.

Mayor Notaro announced that City Manager Gonzalez had received her 10-year membership pin from the Florida City and County Management Association. She stated that at the BIG-C meeting Mote Marine Laboratory and Aquarium was seeking Red Tide monitor volunteers, if anyone would like to join. She stated that the City had received all of the property easements required to receive beach nourishment.

14. City Attorney Comments.

City Attorney Marino had no further comments.

15. City Manager Comments.

City Manager Gonzalez reminded everyone of the July 17th Budget Workshop. She stated that she would be receiving an award from the International City/County Management Association for 28+ years in government. She also announced that beginning October 1, 2017, the City's rating with The National Flood Insurance Program's Community Rating

System (NFIP CRS) would go to a rating of 6 from a rating of 7, resulting in a 20% discount in flood insurance for Residents.

Councilmember Chandler stated City Council would like to welcome Ms. Levenda to the neighborhood.

ADJOURN

MOTION was made by Councilmember Chandler to adjourn the meeting.

Motion passed 6-0.

August 7, 2017
Date Approved

APPROVED: Leslie Ford Notaro
Leslie Ford Notaro, Mayor

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