



**City Council Meeting
City of Belleair Beach, Florida**

**Monday, August 6, 2018
Community Center, 5:30 PM**

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 Marv Behm, Glenn Gunn, John Pietrowski, and Jody Shirley; Mayor Leslie Ford Notaro, Vice Mayor Nicolas Pavouris, City Manager Lynn Rives, City Clerk Patricia Gentry, Finance Officer Melanie Kruszona, and Attorney Jackie Spoto Bircher. Councilmember Wanda Schwerer arrived at 5:33pm.

1. Approval of Agenda.

MOTION was made by Councilmember Behm to amend the agenda "that the item number 21, put that off to a future date, please". Councilmember Gunn stated he had questions on items 4,5,6,8, and 9 of the Consent Agenda.

Motion was seconded by Councilmember Shirley to approve the Agenda as amended to remove consideration of item number 21. Items 4, 5, 6, 8, and 9 were moved from the Consent Agenda to the Regular Agenda.

Motion passed 6-0.

2. Presentation: Pinellas County Sheriff's Office.

The report from the PCSO Sergeant included:

- Review of the report sent to City Council each month
- There had been no speeding issues observed on Gulf Boulevard

- 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)**

Residents spoke regarding:

- Ordinances for docks
- Size of sheds
- A tarp on the street for a delivery of shell
- Code enforcement
- Appreciation for Residents attending the meeting and appreciation for City Council

Consent Agenda

- 4. Approval of July 2, 2018, City Council Meeting Minutes, and July 16, 2018, City Council Budget Workshop Minutes. [moved to Regular Agenda]**
- 5. Authorization to Execute Interlocal Service Agreement for Traffic Control Signals and Related Services. [moved to Regular Agenda]**
- 6. Authorization to Execute Interlocal Service Agreement for Planning and Mapping Services and/or Special Project Work. [moved to Regular Agenda]**
- 7. Authorization to Enter into an Agreement for Special Magistrate Services, Board of Adjustment, with Attorney John C. Wolfe.**
- 8. Authorization to Award the Bid B18-04 Drainage Improvements for Belle Isle Avenue BMP 15. [moved to Regular Agenda]**
- 9. Authorization to Enter into an Agreement with Duke Energy for Undergrounding of the Utility Cross Wires along Gulf Boulevard from First Street to Causeway Boulevard. [moved to Regular Agenda]**
- 10. Authorization to Reject all Bids and Re-advertise the Belle Isle Avenue Seawall Renovation.**
- 11. Authorization to Purchase a Gravely Zero Turn Mower off Sourcewell/National Joint Powers Alliance (NJPA) Contract.**

12. Authorization to Purchase a Tractor off the Florida Sheriff's Contract.

MOTION was made by Councilmember Shirley and seconded by Councilmember Pietrowski to approve agenda item numbers 7, 10, 11, and 12 of the Consent Agenda.

Motion passed 7-0.

Regular Agenda

4. Approval of July 2, 2018, City Council Meeting Minutes, and July 16, 2018, City Council Budget Workshop Minutes. [from Consent Agenda]

Councilmember Gunn questioned the legitimacy of a statement made by the City Attorney in the July 2, 2018, City Council Meeting Minutes. Mayor Notaro advised that as the minutes reflected the statement as it was made by the City Attorney, the minutes themselves are what is being presented for approval.

MOTION was made by Councilmember Pietrowski and seconded by Councilmember Schwerer to approve the July 2, 2018, City Council Meeting Minutes, and July 16, 2018, City Council Budget Workshop Minutes.

Motion passed 7-0.

5. Authorization to Execute Interlocal Service Agreement for Traffic Control Signals and Related Services. [from Consent Agenda]

Councilmember Gunn asked if there was any intention of installing red-light cameras mentioned in the agreement. City Manager Rives stated that this is a renewal of a standard agreement from Pinellas County for the crosswalks only and there is no intention to install red-light cameras at the crosswalks.

MOTION was made by Councilmember Behm and seconded by Councilmember Schwerer for authorization to execute the Interlocal Service Agreement for Traffic Control Signals and Related Services.

Motion passed 7-0.

6. Authorization to Execute Interlocal Service Agreement for Planning and Mapping Services and/or Special Project Work. [from Consent Agenda]

Councilmember Gunn asked if the agreement precluded the City from using Forward Pinellas for any possible assistance in grant applications. City Manager Rives stated that the renewal agreement did not. Pricing inquiries for GIS mapping and viewing of the new drainage system, in addition to the as-built surveys that are provided with the new stormwater work, were discussed.

MOTION was made by Councilmember Shirley and seconded by Councilmember Behm for authorization to execute the Interlocal Service Agreement for Planning and Mapping Services and/or Special Project Work.

Motion passed 7-0.

8. Authorization to Award the Bid B18-04 Drainage Improvements for Belle Isle Avenue BMP 15. [from Consent Agenda]

Councilmember Gunn asked if there was grant money available for this project. City Manager Rives stated that typically you cannot get grants for previously constructed projects.

MOTION was made by Councilmember Behm and seconded by Councilmember Shirley to award the bid for B18-04 Drainage Improvements for Belle Isle Avenue BMP 15.

Motion passed 7-0.

9. Authorization to Enter into an Agreement with Duke Energy for Undergrounding of the Utility Cross Wires along Gulf Boulevard from First Street to Causeway Boulevard. [from Consent Agenda]

Councilmember Gunn asked if there would be additional costs. City Manager Rives advised he had just received the only other cost - from Spectrum, which had already been funded and is reimburseable.

MOTION was made by Councilmember Behm and seconded by Vice Mayor Pavouris to enter into an Agreement with Duke Energy for Undergrounding of the Utility Cross Wires along Gulf Boulevard from First Street to Causeway Boulevard.

Motion passed 7-0.

13. City Code Review Advisory Committee Report.

Chair Schwerer gave an overview of the Committee's (CCRAC) progress to date.

City Attorney

14. Consideration of Resolution 2018-15, a Resolution of the City Council of the City of Belleair Beach, Florida, Honoring Fifty Years of Municipal Home Rule in the Florida Constitution and Committing to Help Floridians Understand This Beneficial Right; and Establishing an Effective Date.

Attorney Spoto Bircher read Resolution 2018-15 by Title only.

Mayor Notaro advised that the importance of support for Home Rule is that it gives municipalities power over short-term rentals, which is repeatedly challenged by the Florida Legislature.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Behm for Resolution 2018-15.

Motion passed 7-0.

15. Consideration of Ordinance 18-05, an Ordinance of the City Council of the City of Belleair Beach, Florida, Granting to the City of Clearwater, Florida, a Franchise for the Purpose of Furnishing Natural Gas Services Within the Corporate Limits of the City Of Belleair Beach; Providing for Purpose; Providing for Definitions, Providing for Terms And Grant; Providing for Rates; Providing for Extension of Service; Providing for Force Majeure; Providing for a Non-Compete; Providing for Termination; Providing for Franchise Fee; Providing for Favored Nation Provision; Providing for Service Standards; Providing for Costs, Ownership, Repair, Relocation; Providing for Indemnification; Providing for Insurance; Providing for Compliance of Ordinances; Providing for Availability Of Records; Providing for Assignment of Grant; Providing for Conflict; Providing for Alternative Remedies; Providing for Acceptance; Providing for Resolution by Grantee; Providing for Governing Law; Providing for Notices; Providing for Severability; and Providing for an Effective Date. (First Reading)

Attorney Spoto Bircher read Ordinance 18-05 by Title only.

MOTION was made by Councilmember Pietrowski and seconded by Councilmember Schwerer for Ordinance 18-05.

Motion passed 7-0.

City Manager

- 16. Consideration of Resolution 2018-14, a Resolution of the City Council of the City of Belleair Beach, Florida, Amending Administrative and Legal Fees for Board of Adjustment Hearings as Provided by Section 94-62(d) & (e) of the City Code; and Establishing an Effective Date.**

City Manager Rives read Resolution 2018-14 by Title only.

City Manager Rives advised that costs are exceeding the current amount, and that provision has also been made for magistrate fees when needed.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Behm for Resolution 2018-14.

Motion passed 7-0.

- 17. Authorization to Reject all Proposals from RFQ #1-2017 and Re Advertise for Professional Services to Underground Utilities.**

City Manager Rives stated that the Bellevue Estates Island Ad Hoc Committee for Undergrounding (BEIAHCU) believed that it would be in the best interest of the City to re-advertise for another engineering firm that will provide a more reliable estimate of costs.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Behm to Reject all Proposals from RFQ #1-2017 and Re-advertise for Professional Services to Underground Utilities.

Motion passed 7-0.

- 18. Consideration of Resolution 2018-16, a Resolution of the City Council of the City of Belleair Beach, Florida, Relating to the Bellevue Estates Island Utility Undergrounding and Street Lighting Improvement Project; Ratifying and Confirming City Resolution NOs 2018-02 and 2018-03 Which Created the Bellevue Estates Island Assessment Area and Imposed Special Assessments Therein to Fund the Improvement Project; Providing for the Imposition of Supplemental Special Assessments to Fund Additional Costs Associated with the Project; Estimating the Additional Project Cost and the Amount of the Supplemental Assessment to be Imposed Against Affected Tax Parcels; Establishing the Method of Assessing the Additional Project Cost Against Specially Benefited Real Property; Directing the City Manager to Prepare a Supplemental Assessment Roll; Establishing a Public Hearing to Consider Imposition of the Supplemental Assessments; Directing the**

Provision of Notice in Connection Therewith; and Providing an Effective Date.

City Manager Rives read Resolution 2018-16 by Title only.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Behm for Resolution 2018-16.

Mr. Chris Roe, Bryant Miller Olive, P.A., advised there is a \$640,000.00 shortfall which would be allocated as an additional assessment between the 116 dwelling units in the project. The deadline for the for the tax collector's office is September 15, 2018. The BEIAHCU requested that Council approve Resolution 2018-16 to move forward.

Motion passed 7-0.

19. Monthly Financial Report.

The monthly financial report from Finance Officer Kruszona included:

- Review of the most recent financial report sent to City Council
- Review of the encumbered funds items process
- Parking station revenues
- Review of the designated fund process

20. City Manager Comments.

City Manager Rives reviewed:

- The brochure being developed for Code Enforcement to be distributed to Residents
- The new Code Enforcement Monthly Report
- The short-term rental magistrate hearing on August 6 and the fines imposed
- The traffic speed reports for Second Street and Donato Drive – results show very few vehicles exceeded the speed limit
- The Floodplain Management Progress Report, and the Status of Floodplain Management and Repetitive Loss Reduction Plan 2018, distributed to City Council for the Community Rating System (CRS)
- There will be beach tilling now that the beach nourishment is complete
- The removal of the beach walkover at Morgan Park as it is used as the access for the bulldozer during each nourishment
- The results of the Constant Contact® survey sent to Residents on the City email list
- That he had attended a meeting for the Pinellas County West Bay Drive Complete Streets project

- The Funding/Grant spreadsheet update and the status of each – he would be attending a SWFWMD workshop on Thursday
- The first payment from FEMA for Hurricane Irma had been received
- That a Council meeting would be needed for a decision on the waste collection bids

City Manager Rives asked City Council for their direction on enforcing all City Codes. Council agreed the codes should be enforced as written.

City Clerk

21. Consideration of Appointments to the City of Belleair Beach Board of Adjustment.

Mayor Notaro stated Agenda Item 21 had been tabled.

22. Consideration of Appointment to the City of Belleair Beach Park and Recreation Board.

MOTION was made by Councilmember Pietrowski and seconded by Councilmember Schwerer to appoint Mr. Scott Canney to the Park and Recreation Board.

Mayor Notaro congratulated Mr. Canney.

Motion passed 7-0.

23. Consideration of Appointment to the City of Belleair Beach Planning and Zoning Board.

Mayor Notaro advised there was one opening on the Planning and Zoning Board and two applicants.

Councilmember Shirley asked if either applicant would like to volunteer to serve on the Park and Recreation Board as there are openings on that board.

Mr. Thomas Draskovics stated he would defer to the other applicant, Ms. Jewels Chandler, as she had experience on the Planning and Zoning Board.

Mayor Notaro asked Mr. Draskovics if he would like to serve on the Park and Recreation Board as it had been one of the choices on his application.

Mr. Draskovics replied "Yes, I would."

Councilmember Gunn stated "...take a vote for who we want on the Board and then let, the person left over can go to the other."

Mayor Notaro advised that Ms. Chandler had listed the Planning and Zoning Board as her only choice.

Councilmember Gunn asked if Ms. Chandler would consider the Park and Recreation Board appointment if it were open.

Ms. Chandler replied she would only be interested in the Planning and Zoning Board.

Mayor Notaro asked if there was a motion to appoint either of these two people to either of these boards.

MOTION was made by Councilmember Gunn and seconded by Councilmember Behm to appoint Mr. Draskovics to the Planning and Zoning Board.

Councilmember Behm	Y
Councilmember Gunn	Y
Councilmember Pietrowski	N
Councilmember Schwerer	N
Councilmember Shirley	Y
Vice Mayor Pavouris	Y
Mayor Notaro	N

Motion passed 4-3.

24. Unfinished Business

Councilmember Shirley inquired about the crosswalks, City Manager Rives advised they would be finished in August.

Councilmember Behm stated City Attorney Marino was checking the status of the home on Eighth Street.

Vice Mayor Pavouris asked if any action had been taken on the grant mentioned in the 2012 marina feasibility report.

25. City Council Comments

Councilmember Gunn stated that a great job had been done on the Resident survey. He asked if it would be possible to find out what Residents believed the order of their top five priorities in code enforcement should be.

City Manager Rives advised that he would be sharing the survey information with the CCRAC and would be having future surveys. He

would be sending an abbreviated version of the code enforcement brochure including information on how to sign up for the City's email distribution list. He stated that the City's new website was now on line.

Councilmember Gunn discussed other options for parking revenue at the Marina; and the possibility of a food truck rally at City Hall or the Marina to generate revenue.

Councilmember Behm stated that the City of Belleair Bluffs has holiday events, and local businesses could be incorporated also.

Councilmember Schwerer had no further comments.

Vice Mayor Pavouris asked that Council and Staff forward any ideas and recommendations for the upcoming Best Practices meeting and Strategic Planning meeting to City Clerk Gentry for distribution to City Council.

Councilmember Pietrowski thanked the audience members for attending the meeting, thanked City Manager Rives for the survey, and thanked Finance Officer Kruszona for her work on the budget.

Councilmember Shirley thanked the audience also, thanked Staff, and thanked Finance Officer Kruszona for her help.

Mayor Notaro advised that Florida Veterans Benefits Guides had been distributed at the Mayors' Council meeting and would be available at City Hall.

ADJOURN

MOTION was made by Councilmember Pietrowski to adjourn.

September 5, 2018
Date Approved

APPROVED: Leslie Ford Notaro
Leslie Ford Notaro, Mayor

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