



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

**Wednesday, September 5, 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, Wanda Schwerer, and Jody Shirley; Mayor Leslie Ford Notaro, City Manager Lynn Rives, City Clerk Patricia Gentry, Finance Officer Melanie Kruszona, and City Attorney Paul Marino.

1. Approval of Agenda.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Behm to approve the Agenda.

Councilmember Shirley stated she would like to discuss Agenda Item 18, regarding voting on the Board of Adjustment and Mike [Kelly] and Carol [Conry].

Mayor Notaro advised that discussion would be at the Agenda Item.

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 has been a decrease in burglaries and larcenies from last July
- There had been attempted vehicle thefts, none successful, vehicles are being left unlocked with key fobs inside and vehicles can be started with the push button start

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)

Mayor Notaro opened Citizens Comments.

Seeing no one, Citizens Comments was closed.

Consent Agenda

4. **Approval of July 30, 2018, City Council Budget Workshop Minutes; July 30, 2018, Special City Council Meeting Minutes; August 6, 2018, City Council Meeting Minutes; August 20, 2018, Special City Council Meeting, and August 20, 2018, City Council Work Session Minutes.**
5. **Request Authorization to Award Bid B18-01 (Re Advertise) Belle Isle Avenue Seawall Renovation.**
6. **Consideration of the Tampa Bay Regional Planning Council Memorandum of Understanding Creating the Tampa Bay Regional Resiliency Coalition.**
7. **Authorization to Enter into an Agreement with Spectrum for Undergrounding of the Cable Cross Wires along Gulf Boulevard from First Street to Causeway Boulevard.**

City Manager Rives advised that the second bid process ended at \$30,000.00 lower than the first RFP for bids.

MOTION was made by Councilmember Behm and seconded by Councilmember Schwerer to approve the Consent Agenda.

Motion passed 6-0.

Public Hearing

8. **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. (Second Reading)

City Attorney Marino read Ordinance 18-05 by Title only.

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

Motion passed 6-0.

9. **Consideration of Resolution 2018-18, a Resolution of the City of Belleair Beach, Florida, Relating to the Acquisition, Construction and Funding of Capital Improvements Associated with the Undergrounding of Electrical, Cable and Communications Utilities, and the Installation of Street Lighting Improvements, on and Adjacent to Bellevue Estates Island; Imposing Supplemental Non-Ad Valorem Special Assessments on the Real Property Comprising the Bellevue Estates Island Assessment Area; Confirming the Method of Apportioning the Supplemental Assessments Among the Real Property that will be Specially Benefited by the Undergrounding and Street Lighting Project; Establishing Other Terms and Conditions of the Supplemental Assessments; Approving the Supplemental Assessment Roll; Providing the Method of Collection; Ratifying and Confirming Resolution No. 2018-16; and Providing an Effective Date.**

City Attorney Marino read Resolution 2018-18 by Title only.

MOTION was made by Councilmember Behm and seconded by Councilmember Shirley for Resolution 2018-18.

Chris Roe, Bryant Miller Olive, stated this is the final resolution of the process set forth for the supplemental assessment.

City Manager Rives advised that the BEIAH Committee for Undergrounding had met last week. He had received 17 emails in support of the additional assessment and three emails opposing. Twenty-four of the assessments had been prepaid and one of them had paid the additional assessment of \$5,518.00 to date. He advised the RFQ for a new consultant is due September 13th. He is confident the price from the new consultant will be lower.

Councilmember Schwerer stated that on the financial analysis from CPWG the conduit installation had been grossly underestimated. She asked where the difference had been made up.

City Manager Rives stated he had contacted Duke Energy and Spectrum and received lower prices. He had also received verbal estimates from boring companies for the conduit and expects that when the consultant has been hired and the project goes out for bid the overall price will be lower. He does not anticipate using the 10% contingency. He stated the BEIAHCU had worked very hard and that everyone should look to the future and not dwell on the past regarding undergrounding.

Mr. Laurence Fentriss, 2227 Donato Drive, did not understand how the estimate could be off by so much and the cost overrun could be more than 15%. He recommended that the vote be put back to the residents affected.

Mr. Ronald Ciganek, 2219 Donato Drive, stated he appreciated the Committee's work and that he was in support of continuing the project.

Mr. Phil Henderson, 2173 Louisa Drive, stated he was in support of continuing the project.

Mr. William Lusk, 3010 Hibiscus Drive W, asked if this process will shorten or change any future process for any type of project.

City Attorney Marino stated that a process is being developed through this project that will be a boilerplate for any future projects. He advised that this project would have gone through smoothly, but for the miscalculations of the potential cost by the original engineers CPWG.

Mr. Lusk asked if any future type of assessment project would begin with a vote of the residents.

City Attorney Marino advised that assessment projects usually follow the same format.

Ms. Robyn Ache, 2206 Donato Drive, stated that she supports the undergrounding, but is concerned that it is not designed very well as the second assessment is higher and there may be additional assessments once the project begins, and that since it was unorganized it should go back to the drawing table to be sure there are no additional costs.

Ms. Cynthia Minton, 2226 Donato Drive, stated she and three other neighbors that were unable to attend are in support of the project.

Mr. Owen Ewing, 2165 Louisa Drive, stated he is in support, appreciated all the hard work by the Committee and the Council, and believes it will have a positive impact on the community.

City Manager Rives stated that there are now binding costs from the utilities, and restated the importance of getting binding costs first for any project, then a petition. He advised that Duke Energy would be using the more reliable "loop" system, not the "radial" system specified by CPWG.

Ms. Jane Goldman, 437 22nd Street, thanked everyone for their hard work, and all for continuing to come to show their support. She stated everything that had been learned from this first undergrounding project would help toward future projects; agreed that the past should be put to rest and move on; and to move forward with this project.

Dr. William Ward, 2199 Louisa Drive, was in support of the project moving forward.

Motion passed 6-0.

10. Consideration of adopting the Proposed Ad Valorem Millage Rate for FY 2018-2019.

Finance Officer Kruszona stated that the budget had been prepared on the proposed millage rate of 2.0394 mills.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Pietrowski to adopt the proposed ad valorem millage rate for FY 2018-2019.

Motion passed 6-0.

Mayor Notaro stated "The proposed millage rate of 2.0394 mills, which is higher than the rolled-back rate 5.80%, is to fund the expenses of the General Fund for the Fiscal Year commencing October 1, 2018, and ending September 30, 2019. 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 at the Community Center on Monday, September 17, 2018, at 5:05PM."

11. 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, 2018, and Ending September 30, 2019.

Finance Officer Kruszona stated that City Manager Rives had removed items from the proposed budget that he had been able to purchase in the current year budget reducing the budget by \$28,830.00. The final 2018-2019 General Fund is \$2,656,752.00, the Marina Fund is \$67,035.00, and the Capital Project Fund is \$2,855,357.00, for a total budget of \$5,579,144.00.

Mayor Notaro asked for questions and comments from the audience.

Ms. Jane Goldman, 437 22nd Street, suggested adding funds to the budget for live streaming for additional audience participation.

City Manager Rives advised that on the recent resident survey the majority of respondents were not in support of live streaming the meetings, and only a small amount viewed the current meeting videos posted on the website.

Councilmember Shirley stated that at a minimum the budget information should be on the overhead monitors for the public as the budget is reviewed.

City Manager Rives stated that can be done at no cost.

Seeing no further comments, Mayor Notaro closed the public hearing and asked for a motion to approve the budget document, including operational budget, capital improvements program, capital projects fund, and the marina fund.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Behm to approve the budget.

Councilmember Pietrowski thanked Finance Officer Kruszona for her hard work.

Mayor Notaro called for a vote.

Motion passed 6-0.

City Manager Rives stated "I want to thank Melanie, plus the Staff, and I want to thank the City Council for working with us this year" and for the time spent on the budget process. He advised that if any Resident ever has any questions regarding the budget they can call him or Finance Officer Kruszona at any time, and the budget is also on the City website. He stated that "All of the Departments are a big part of this and the Council are a big part too, so thank you."

Mayor Notaro stated "The final approved Budget for Fiscal Year 2018-2019 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 17, 2018, at 5:05PM."

Regular Agenda

- 12. Consideration of nomination for the Forward Pinellas Beach Communities' Representative for a two-year term.**

Mayor Notaro advised there is one representative for the beach communities. Nominees for each city are sent to the BIG C who then elects the representative. Mayor Notaro stated the current representative is Indian Rocks Beach Mayor Joanne "Cookie" Kennedy, who would like to continue as the representative.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Pietrowski to nominate Joanne "Cookie" Kennedy as the Forward Pinellas Beach Communities' Representative for a two-year term.

Motion passed 6-0.

Mayor Kennedy, and Forward Pinellas Executive Director Whit Blanton, gave a brief overview and provided brochures.

13. City Code Review Advisory Committee Report.

Chair Schwerer advised that the Committee had reviewed all the recommended chapters of the Code and had their last meeting. The recommendations would be presented to City Council following a workshop and after the ordinances have been drafted.

Councilmember Schwerer thanked Councilmember Shirley for her participation on the committee and thanked the Residents for attending the committee meetings.

Mayor Notaro thanked Chair Schwerer.

City Attorney

14. Consideration of Resolution 2018-17, a Resolution of the City of Belleair Beach, Florida, Concerning Amendment 1 to the Florida Constitution, Which, if Adopted, Would Create Additional Inequities in Florida's Tax System by Granting Certain Tax Breaks to Some Taxpayers at the Expense of Other Taxpayers; and Establishing an Effective Date.

City Attorney Marino read Resolution 2018-17 by Title only.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Behm for Resolution 2018-17.

Councilmember Shirley opposed the Resolution being presented to City Council for a vote, as she felt it was asking Council to affect the outcome of a vote.

Mr. Mark Goldman, 437 22nd Street, asked for clarification of what the resolution was asking the citizens to consider.

Councilmember Schwerer: The Resolution is asking the voter to fully understand what they are voting on when they receive their ballot and understand the ripple effect and impact on the agencies that receive the funding.

City Attorney Marino: The resolution is asking the City to evaluate the impact the amendment would have on its property taxes – that's a responsibility of Council and Staff - for the voters to consider potential adverse consequences before voting, and to provide a copy of the resolution to the Florida League of Cities and other interested parties.

Councilmember Shirley: The resolution is worded that Council should not support Amendment 1, and she does not agree with their approach.

Mayor Notaro: Property Appraiser Mike Twitty gave a presentation at the Mayors' Council meeting. There is a link on the Pinellas County Property Appraiser's website to enter an address to see how an individual property would be affected. Mr. Twitty gave information on the reduction in revenue for each city - Belleair Beach's revenue would decrease.

Mr. Goldman: It seems this is written to say that this resolution is not going to do the City any good from a tax point of view if it gets approved by the residents of the state of Florida.

Councilmember Shirley: But it benefits the resident's pocketbook.

Councilmember Schwerer: Except that it has to be shifted elsewhere to maintain the level of services and revenue.

Mayor Notaro: A small proportion of residents are getting a tax cut and a much larger proportion of residents are getting a tax increase.

Mr. Goldman: Is it the responsibility of the Belleair Beach City Council to legislate for anything one way or the other by virtue of a resolution?

Finance Officer Kruszona: Assuming there is no increase in Belleair Beach property values, which is unlikely, the reduction in the 2019 tax year would be approximately \$29,000.00 which is offset by the increase in property values. Her understanding of the resolution is to ask the voters to be informed of what they are voting for, not saying to vote one way or the other.

Councilmember Shirley: The loss of revenue is equal to the increase in property values in the City.

Finance Officer Kruszona: Yes, to the City of Belleair Beach, but the “further up the food chain you go it’s a significant loss” at the County level it is millions of dollars, which takes away from County services.

Councilmember Shirley: We should only be concerned about what is going on in Belleair Beach.

Finance Officer Kruszona: The amendment is state-wide, so they are asking people to understand the impact it will have overall.

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

Motion passed 4-2.

City Manager

15. Authorization to Award RFP 2018-01 for Residential Single Family & Multi Family Residential Complex’s Solid Waste Collection Services.

City Manager Rives advised that evaluation process and recommendation had been discussed at the August 20, 2018, work session. He had spoken with each of the contractors. Consensus of Council was to maintain the current contract with Waste Management, Inc.

Mr. Bill Gresham, Waste Management, Inc., was present to answer any questions from Council.

Ms. Tracy Meehan, Waste Pro of Florida, Inc., stated she understands the value placed on the current relationship the City has with Waste Management, and that price was not the deciding factor, but questioned the evaluation scoring process on Waste Pro’s experience. Waste Pro’s Regional Vice President echoed Ms. Meehan’s comments.

City Manager Rives explained that three City Staff members had independently done the evaluations. He gave an overview of the scores for Waste Pro of Florida, Inc.

Councilmembers Behm, Shirley, and Schwerer stated that Residents are happy with their current service and that was one of the deciding factors.

City Manager Rives reiterated, as had been stated on the RFP, that the lowest price did not guarantee award of the contract.

MOTION was made by Councilmember Pietrowski and seconded by Councilmember Behm to award RFP 2018-01 for residential single family and multi family residential complex's solid waste collection services to Waste Management, Inc.

Motion passed 6-0.

16. Monthly Financial Report.

The monthly financial report from Finance Officer Kruszona included:

- Designated Funds had been itemized as requested
- The General Fund, Marina Fund, the appropriation for Fund Balance, and Capital Projects Fund had been itemized and detailed as requested
- Undesignated Fund Balance would be at 100% at end of year for use towards other projects
- \$367,000.00 had been received and credited to Grants
- A \$281,000.00 budget amendment resolution for the undergrounding of utilities on Bellevue Estates Island is scheduled
- All projects in the Capital Projects Fund had been itemized and detailed by progress to date

Councilmember Schwerer: Is the hurricane emergency reserve of \$803,000.00 sufficient considering the impact a storm could have?

Finance Officer Kruszona: In any year there is a surplus, I would like to see some of the surplus designated to add to the fund. That is something for Council to consider when the fiscal year closes. The account had originally been \$1MM. When the new Community Center was built, funds were transferred for change orders.

City Manager Rives: If the Fund is brought back to \$1MM, with the insurance coverage the City has, that should be sufficient. The format of the financial report continues to be refined.

Councilmember Gunn asked that the legal costs show more detail.

City Manager Rives advised the legal costs would be higher than usual due to the work for the City Code Review Advisory Committee, but should still be within budget. In response to Councilmember Gunn's question regarding grants he stated he had met with three representatives from SWFWMD who took the City's master stormwater

plan with them to review, but as the City's drainage is a local system, not regional, they will not fund any of it. He is however, looking at a FEMA grant for flood mitigation. SWFWMD suggested the Surface Water Improvement and Management (SWIM) grant. He has previously been awarded SWIM grants, but they are for lakes, rivers, estuaries, springs, and wetlands, and the City does not qualify for them. He continues to look for all grants.

17. City Manager Comments.

City Manager Rives reviewed:

- He distributed the Woods Consulting proposal for the Marina, from the company that had done the concept design fifteen years ago, for review of the potential cost and to be discussed at a future meeting
- He asked for feedback from Council regarding the recent Resident survey
- The driveway has been poured at the Public Works building
- Belle Isle Avenue and First Street project contracts have been signed today and will begin
- The signs on 22nd Street last week were regarding a sewage spill on 18th Street into the Intracoastal
- He distributed the Code Enforcement Report – please call him with any questions
- Red Tide monitoring continues, none in the City at this time

City Clerk

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

City Attorney Marino: This is a tabled item and a vote is needed to take it from the table.

MOTION was made by Councilmember Gunn and seconded by Councilmember Behm to take from the table Consideration of Appointments to the City of Belleair Beach Board of Adjustment.

Motion passed 6-0.

Mayor Notaro advised there are four applicants and five openings for different terms.

Discussion followed regarding including applicants for consideration that had submitted applications but had still been on the City Code

Review Advisory Committee (CCRAC) at the time the Agenda was published.

MOTION was made by Councilmember Shirley and seconded by Councilmember Schwerer to amend Agenda Item 18 to include Mike Kelly and Carol Conry.

Discussion followed that there had been three applications submitted prior to the dissolution of the City Code Review Advisory Committee.

Councilmember Shirley amended her motion to include Mike Kelly, Carol Conry, and Michael Harper. Councilmember Schwerer seconded the amended motion.

Mr. Dave Gattis, 309 22nd Street, expressed his concern that Mr. Mike Kelly who had been on the City Code Review Advisory Committee was now going to be on the Board of Adjustment and enforce the rules set by the Code Review Committee.

Mr. Steve Swope, 121 8th Street, stated he believed Councilmember Behm had tabled the item last month due to cronyism to have "your" people on the Board. He stated they had run for election on "change" but continue to bring the same people to the same committees over and over, that it isn't right or fair, but is cronyism.

Councilmember Gunn stated he viewed this as a conflict. He had supported Mr. Kelly coming off the Board of Adjustment to the CCRAC due to his experience and background, but not to see the same people go right back to the same Board. He came to this Council for "fresh blood, new ideas, and new perspectives."

Councilmember Behm called Mr. Swope back to the podium.

Mr. Swope apologized for his outburst.

Councilmember Behm encouraged everyone to volunteer for committees and come to meetings for their opinions to be heard, but "the attitude has got to stop". He stated he appreciated Mr. Swope voicing his opinion, but there is no cronyism. He respects Mr. Kelly's knowledge and experience.

Mr. Swope asked "you don't think it's a conflict, as Councilman Gunn just stated, to let him come up here and resign from one committee to go to a different committee" ... "and then to resign from that committee to jump back on this one after you tabled it the month before, I mean it just doesn't sound right".

Councilmember Behm stated that Mr. Kelly's experience was needed on the City Code Review Advisory Committee.

Mr. Swope's concern was that people were asked to move from the Board to the Committee "in lieu of other people that had volunteered" and then the same people were moved back to the Board. He stated he appreciated Mr. Kelly's service to the City.

Mr. Mike Kelly, 2740 Hibiscus Drive W, stated he had resigned as he could not serve on both at the same time. It had nothing to do with cronyism, it had everything to do with the service. The ad hoc committee "was released last night" and he had resigned yesterday so that he could be considered for the Board of Adjustment at this meeting.

City Attorney Marino advised there must be a vote to amend the tabled item to include three additional persons.

Mayor Notaro stated "We have a motion to amend the tabled item to add the three additional candidates, all in favor?"

"Aye": Councilmembers Behm, Schwerer, Shirley, and Mayor Notaro

Mayor Notaro: "Opposed?"

"Opposed": Councilmembers Gunn and Pietrowski

Motion passed 4-2.

Councilmember Gunn asked if it were still open for discussion before voting as he had additional comments.

City Attorney Marino replied, yes.

City Clerk Gentry distributed the applications for Carol Conry, Michael "Todd" Harper, and Mike Kelly.

Mayor Notaro stated there is now seven applicants for five positions.

Mayor Notaro called for a motion to appoint an Applicant for the three-year term.

MOTION was made by Councilmember Schwerer to appoint Kelly Henry for the three-year term.

Motion died for lack of a second.

Mayor Notaro asked if there were another motion for appointment for the three-year term.

MOTION was made by Councilmember Shirley and seconded by Councilmember to nominate Michael "Todd" Harper for the three-year term.

Mr. Harper, 111 16th Street, stated he has been a resident of Belleair Beach for almost three years, is willing to help the community in any way that he can, has just completed serving on the CCRAC and has a good understanding of Robert's Rules of Order and the City's voting process, and appreciated their support.

Councilmember Behm	Aye
Councilmember Gunn	Aye
Councilmember Pietrowski	Aye
Councilmember Schwerer	Aye
Councilmember Shirley	Aye
Mayor Notaro	Aye

Motion passed 6-0.

Mayor Notaro congratulated Mr. Harper.

Mayor Notaro called for a motion to appoint an Applicant to fulfill the vacancy for the July 31, 2019, remaining term.

Councilmember Behm asked who had vacated the July 31, 2019, term.

City Clerk Gentry did not have that information in the Council Chambers.

Councilmember Behm asked Mr. Mike Kelly in the audience, if he remembered which [had been his term when he resigned].

Mr. Kelly replied his former term had been until 2020.

MOTION was made by Councilmember Behm "to have Mike Kelly fill his term".

Mayor Notaro: "That would be the August 6, 2020?"

Councilmember Behm: "Correct."

Motion was seconded by Councilmember Schwerer.

Councilmember Gunn stated, with all due respect to Mr. Kelly's expertise and participation, he believes it is time for "some fresh blood", that "this stinks, and it really does stink, of cronyism" and it is a huge conflict for a person doing business in this Community to sit on the Board of Adjustment.

Mayor Notaro: "So, we have a motion and we have a second to appoint Mike Kelly".

Mayor Notaro: "Mike Kelly for the August 6, 2020, term."

MOTION was made by Councilmember Gunn to nominate Kelly Henry for the same term.

Mayor Notaro advised there is a "motion and a second to nominate Mike Kelly, we can vote on that and if it doesn't go through then we can nominate someone else."

Councilmember Gunn asked "okay, so the motion upon the floor is to vote on his nomination, is that correct?"

Mayor Notaro replied, yes.

Councilmember Gunn: "Understood."

Mayor Notaro: "Patti, Mike Kelly for the 2020 term."

Councilmember Behm	Aye
Councilmember Gunn	No
Councilmember Pietrowski	No
Councilmember Schwerer	Aye
Councilmember Shirley	Aye
Mayor Notaro	Aye

Motion passed 4-2.

Councilmember Gunn stated he believed the motion was for the nomination only, not to fill the position.

Mayor Notaro stated "to appoint him".

Discussion followed regarding the nomination versus the vote to appoint, any other nominations, and the vote for the motion on the floor.

Councilmember Gunn asked if a motion could be made to reconsider.

City Attorney Marino advised "if you're on the prevailing side".

MOTION was made by Councilmember Gunn to reconsider the nomination for Ms. Kelly as well.

City Attorney Marino stated "You're not on the prevailing side". There was further discussion regarding the three other positions still open, and two nominations for one position with a ballot vote.

City Attorney Marino stated that the Chair had decided to go forward with the nomination on the floor first and "vote that one out". He added "If you have a candidate, Mr. Gunn, for one of these positions, now's your time".

Mayor Notaro called for nominations for the appointment to fill the July 31, 2019, position.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Gunn for Kelly Henry.

Councilmember Behm	Aye
Councilmember Gunn	Aye
Councilmember Pietrowski	Aye
Councilmember Schwerer	Aye
Councilmember Shirley	Aye
Mayor Notaro	Aye

Motion passed 6-0.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Gunn to nominate Carol Conry and Fred Elia as Alternate Board Members for three-year terms.

Councilmember Behm	Aye
Councilmember Gunn	Aye
Councilmember Pietrowski	Aye
Councilmember Schwerer	Aye
Councilmember Shirley	Aye
Mayor Notaro	Aye

Motion passed 6-0.

19. Consideration of Selecting a Councilmember as an Alternate Voting Delegate for the Barrier Islands Governmental Council (BIG C).

MOTION was made by Councilmember Shirley and seconded by Councilmember Behm to elect Councilmember Schwerer as Alternate Voting Delegate for the Barrier Islands Governmental Council (BIG C) to complete the term of former Vice Mayor Pavouris.

Motion passed 6-0.

Mayor Notaro congratulated Councilmember Schwerer.

20. Consideration of Appointment of Board Director to the Suncoast League of Cities.

Mayor Notaro advised she had been the Board Director until recently, and volunteered to resume the position.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Pietrowski to elect Mayor Notaro, as Board Director to the Suncoast League of Cities to complete the term of former Vice Mayor Pavouris.

Motion passed 6-0.

Mayor Notaro thanked City Council.

Unfinished Business

21. Discussion and Recap of the City Council August Work Session on "Best Practices".

Councilmember Gunn: Requested this Agenda item and recapped the work session. The goals of the work session were to brainstorm "quick hitters" or long-term possible opportunities for improvement or change. There was a consensus that not all "best practices" are the right fit for every situation or for Belleair Beach. Several issues had been identified at the work session, but by the end of the meeting there had been no definitive actions assigned.

Items identified were:

- Confusion on proper use of the Consent Agenda
- Citizens Comments ran over the allotted time
- Proper procedure needed for motions, Council discussion and public comments on Agenda items

MOTION was made by Councilmember Gunn to schedule a work session to review parliamentary procedure to assure a common understanding of procedure protocol.

City Attorney Marino: Has a Robert's Rules of Order presentation and Attorney Spoto Bircher will be available to present it.

Councilmember Gunn: Observed other Councils' use of digital timers for public comments.

Discussion followed regarding Councilmember Gunn's observance of the other Councils' use of a digital timer that counts down with green, yellow, and red lights for Citizens Comments that Residents could see.

Mayor Notaro: That is "an investment".

Councilmember Gunn: It would help Residents monitor their own speaking time and foster a positive interaction, as opposed to the audible timer the Clerk uses to let them know time has expired.

MOTION was made by Councilmember Gunn that Belleair Beach purchase and institute the use of a digital timer for Citizens Comments.

Councilmember Shirley: Suggested that City Manager Rives get a price.

Councilmember Gunn: So there's no second?

MOTION was made by Councilmember Schwerer to amend for research on price and implementation before approval of purchase.

Motion was seconded by Councilmember Gunn.

Motion passed 6-0.

Councilmember Gunn: Feedback from the ninety-nine Residents surveyed by email showed that seventy-nine percent think it's better to have City Council meetings after 5:30pm. The discussion at the work session was the additional hours Staff would spend at later meetings; comp time; and that meetings are held for the benefit of the Residents.

City Manager Rives: When any salary employee works over and then needs time off, I work with them.

Councilmember Gunn: The Florida League of Cities directory shows that of the 21 cities reviewed only Belleair Beach and Indian Shores hold meetings before 6:00pm.

MOTION was made by Councilmember Gunn for Belleair Beach City Council to move the meeting time of its regular monthly sessions to 6:00pm.

City Attorney Marino: That must be done by ordinance because it is codified at 5:30pm.

City Manager Rives: We would have to do two readings of an ordinance at a regular meeting to change it.

Councilmember Gunn: I chose 6:00pm because the vast majority of the cities are using 6:00pm.

City Attorney Marino: Is there a consensus for 6:00pm?

Councilmember Pietrowski: Leave it at 5:30.

Mayor Notaro: I vote for 5:30pm.

MOTION was amended by Councilmember Gunn and seconded by Councilmember Shirley for the City Attorney to draft an ordinance to change the Council meeting time to 6:00pm.

Motion passed 4-2.

Councilmember Gunn: Suggested the City convert all website online forms to "fillable forms".

City Manager Rives: Will check the cost.

Councilmember Gunn: The dais seating arrangements observed at other cities have the city manager and the city attorney sitting at the end of the dais or at a different desk to see and address the entire council. This would display a unified Council.

Mayor Notaro: This is a recap of the Work Session, that was not discussed at the Work Session.

Councilmember Shirley: But it's a good point. I have my back to the Attorney, Lynn has his back to me constantly, it's very difficult because he's talking to that end of the Council.

Councilmember Gunn: Ethics training on a recurring basis not only for elected officials, but all City staff or employees. Anyone in a position to work with City funds, resources, or property, or has interaction with Residents, vendors, contractors, and fellow employees. This not only baselines new personnel but serves as a constant reminder.

MOTION was made by Councilmember Gunn that the City develop and incorporate a recurrent ethics training program for all City staff and employees.

Mayor Notaro: I believe everyone does get that. The annual Clerk training, and the annual Finance Officer training.

City Manager Rives: The three Staff members that are here tonight already get that training.

Councilmember Gunn: That includes all employees?

City Manager Rives: That doesn't include the grounds people, they don't have that requirement in their position.

Councilmember Gunn: They're entrusted with City property and resources.

City Manager Rives: If you want me to give them ethics training, that can just be part of their training, it's not typically done in city government at that level of staff.

Councilmember Shirley: To Councilmember Gunn's point – it's good reinforcement, an ethics class for everyone is appropriate.

Councilmember Pietrowski: Not the person cutting the grass.

Councilmember Schwerer: The ethics issues they would deal with are different than those for elected officials, a totally different perspective.

Councilmember Gunn: When they fill up a gas can and take it home to fill up a mower or a car it does intersect ethics.

Councilmember Shirley: Or if they find a Resident's wallet on the street.

Councilmember Gunn: How employees interact with each other, how City vehicles are driven.

City Manager Rives: I think you're getting into the city manager's purview. That's the city manager's responsibility, it's not Council's duty or responsibility to direct training to the staff.

Mayor Notaro: Let's move on to talk about the recap of the work session.

MOTION was made by Councilmember Gunn and seconded by Councilmember Shirley that the City develop and incorporate a recurrent ethics program for all City staff and employees.

Councilmember Schwerer: "I defer to the City Manager since that's part of his role and responsibility and we are precluded from doing that."

Mayor Notaro: "Yes, I would agree, totally, that is his, the City Manager's, responsibility."

Councilmember Schwerer: "He is the executive of the City."

Motion failed 3-3.

Councilmember Gunn: The work session also touched on evaluations, recurrent training, grants, strategic planning, and the capital improvement plan.

City Council Comments

Councilmember Pietrowski: Had no further comments.

Councilmember Shirley: Thanked everyone for attending. She asked that when the public approached the podium they be respectful to Councilmembers as they are all volunteers, and they in turn are very respectful of the public's time in allowing them the opportunity to speak. It is not easy to be up at the dais and they are trying to make the right decisions for the City, and are learning as they go. To please be considerate of those around you.

Councilmember Gunn: Had no further comments.

Councilmember Behm: Referred back to the formation of the Bellevue Estates Island Ad Hoc Committee for Undergrounding (BEIAHCU) and that people who were on City boards were "advisors" to the Committee and remained on their respective board. That should have been done with the City Code Review Advisory Committee (CCRAC). This is part of best practices.

MOTION was made by Councilmember Behm "that we change our procedures if we have these committees that we created since we've been elected because it had never happened before that we've had this many committees and this much time spent from one month to another."

Motion died for lack of a second.

Councilmember Schwerer: Thanked Finance Officer Kruszona for her work on the budget and the monthly financials. She believes that it helps a lot.

Mayor Notaro: Had no further comments.

City Attorney Marino: Advised Attorney Spoto Bircher would be at the October meeting.

Adjournment

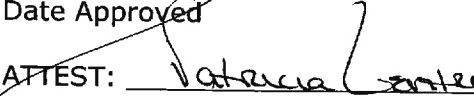
ADJOURN

MOTION was made by Councilmember Shirley and seconded by Councilmember Schwerer to adjourn.

Motion passed 6-0.

October 1, 2018
Date Approved

APPROVED: 
Leslie Ford Notaro, Mayor

ATTEST: 
Patricia A. Gentry, City Clerk