



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

**Monday, November 7, 2022
Community Center, 6:00 PM**

PUBLIC MEETING MINUTES

The meeting was called to order by Mayor Dave Gattis. In honor of our Veterans Mayor Gattis requested that Councilmember Mike Zabel, Captain, USN (Ret.) lead the Pledge of Allegiance to the Flag of the United States of America.

Roll Call: Present were Councilmembers Frank Bankard, Leslie Notaro, Lloyd Roberts, and Mike Zabel; Mayor Dave Gattis, Vice Mayor Jody Shirley, Interim City Manager Kyle Riefler, City Clerk Patricia Gentry, and City Attorney Randy D. Mora.

1. Approval of Agenda.

MOTION was made by Councilmember Notaro and seconded by Councilmember Zabel to approve the Agenda.

Motion passed 6-0.

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)

Citizens Comments included, in part:

- Tammie Levenda announced the launch of the Belleair Beach Community Foundation 501(c)(3) and introduced the Board of Directors:
 - Board Chair Tammie Levenda
 - Vice Chair Wendy Gattis
 - Secretary Deb DiCosimo
 - Director of Marketing Nicole Sussman
- Chair Levenda reviewed their mission, goals, funding opportunities, projects, and their website - BelleairBeachCommunityFoundation.org
- The City survey asking for citizen input on improvements to the walking easement was reviewed

3. Presentation: Proclaiming November 11, 2022, as Veterans Day.

- **To honor and acknowledge our veterans for their contributions to the principles of democracy, individual freedom, and human rights**

Mayor Gattis read the Proclamation and thanked all veterans who had served.

4. Presentation: Pinellas County Sheriff's Office.

- **Law Enforcement monthly report**

Sergeant McKnight reviewed the monthly report.

- **Code Enforcement monthly report**

Deputy Klapka reviewed the monthly report.

5. City Attorney Report.

City Attorney Mora reviewed his monthly report and gave an update on the City Manager employment agreement.

6. City Manager Report.

Interim City Manager Riefler reviewed his monthly report in the Agenda Packet.

- He will get a requote for the generator, and check refurbished generators that have a warranty
- The City Engineer is in the process of reviewing an application submitted for the antenna tower that had been discussed at a previous meeting

7. City Clerk Report.

City Clerk Gentry reviewed her monthly report in the Agenda Packet.

Public Hearing.

- 8. Consideration Of Ordinance 22-04, An Ordinance Of The City Council Of The City Of Belleair Beach, Florida, Amending Chapter 30 – "Marine Structures, Activities, And Facilities", Article Iv – "Beach", Of The City's Code Of Ordinances, To Repeal Provisions In Section 30-141 Establishing A "Gulf Of Mexico Safety Zone" In Order To Conform To Applicable State Laws And Regulations; Replacing The "Gulf Of Mexico Safety Zone" With A "Vessel-Exclusion Zone" Designated As A "Public Bathing Beach" Restricted To Manually Propelled Vessels Only;**

Providing For The Installation Of Regulatory Markers; Establishing Violations Relating To The Public Bathing Beach; Establishing The Means Of Enforcement; Amending Sections 30-142 Through 30-144 To Conform To The Restrictions Applicable Within The Created Vessel Exclusion Zone; Providing For The Incorporation Of Recitals; Providing Administrative Direction To Implement This Ordinance; Providing For Severability; Providing For An Effective Date. (Second Reading)

- **To establish a "vessel-exclusion zone" designated as a "public bathing beach"**

City Attorney Mora read Ordinance 22-04 by Title only.

MOTION was made by Councilmember Zabel and seconded by Vice Mayor Shirley for Ordinance 22-04.

Councilmember Bankard	Yes
Councilmember Notaro	Yes
Councilmember Roberts	Aye
Councilmember Zabel	Yes
Vice Mayor Shirley	Aye
Mayor Gattis	Aye

Motion passed 6-0.

Consent Agenda

- 9. Approval of September 19, 2022, Final Budget Public Hearing Minutes.**
- 10. Approval of October 10, 2022, City Council Meeting Minutes.**

Passed 6-0.

Regular Agenda

- 11. Consideration of Resolution 2022-09, A Resolution Of The City Council Of The City Of Belleair Beach, Florida, Providing For Changes In The General Fund, Capital Projects Fund And Stormwater Fund Appropriations, To The Fiscal Year 2021-2022 Annual Budget.**

City Attorney Mora read Resolution 2022-09 by Title only.

MOTION was made by Councilmember Notaro and seconded by Councilmember Zabel for Resolution 2022-09.

Councilmember Bankard	Yes
Councilmember Notaro	Yes
Councilmember Roberts	Aye
Councilmember Zabel	Aye
Vice Mayor Shirley	Aye
Mayor Gattis	Aye

Motion passed 6-0.**12. Consideration of Appointment of Park and Recreation Board Member.**

- **Deborah (Debi) Keith**

MOTION was made by Vice Mayor Shirley and seconded by Councilmember Roberts to appoint Deborah (Debi) Keith as a Park and Recreation Board Member.

Councilmember Bankard	Yes
Councilmember Notaro	Yes
Councilmember Roberts	Aye
Councilmember Zabel	Yes
Vice Mayor Shirley	Aye
Mayor Gattis	Aye

Motion passed 6-0.**13. Consideration of Change Order Options on 12th Street, 13th Street, and Bay Drive Stormwater Project.**

- **Consider two options for addressing discovered pipe**

MOTION was made by Councilmember Bankard and seconded by Councilmember Notaro.

Interim City Manager Riefler reviewed the two options.

City Engineer Al Carrier recommended Option 1.

The previous survey did not pick up the extra pipe and the recommendation was to leave the pipe in place.

Councilmember Bankard	Option 1
Councilmember Notaro	Option 1
Councilmember Roberts	Option 1
Councilmember Zabel	Option 1
Vice Mayor Shirley	Option 1
Mayor Gattis	Option 1

Motion passed 6-0.

14. **Authorize the Interim City Manager to Execute Assignment and Assumption Agreement with Novation.**
- **SEPI Engineering & Construction, Inc. to TranSystems Corporation**

MOTION was made by Councilmember Notaro and seconded by Councilmember Bankard to authorize Interim City Manager Riefler to execute the assignment and assumption agreement with novation.

Motion passed 6-0.

15. **Consideration of the Procedure to Fill the Vacant City Council Seat.**
- **Review of the procedure as outlined for the 'Appointment of City Councilmember'**

MOTION was made by Councilmember Zabel and seconded by Councilmember Roberts for discussion.

MOTION was made by Councilmember Bankard and seconded by Councilmember Roberts for approval of the procedure to fill the vacant City Council seat.

Point of Order was called by Councilmember Notaro asking if this would be done at a Special City Council meeting.

Mayor Gattis replied that it would.

Motion passed 6-0.

16. **Unfinished Business.**

None.

17. **City Council Comments.**

Councilmember Roberts congratulated the PCSO for the way they had handled a large party on the beach.

Councilmember Bankard inquired about the buoys in the Gulf of Mexico.

Point of Order was called by Councilmember Zabel that this should not be discussed under 'City Council Comments'.

Mayor Gattis ruled the Point of Order well founded.

Councilmember Bankard gave thanks to all veterans.

Councilmember Zabel wished all a Happy Veterans Day. He also congratulated Belleair Beach resident John S. Handzuk USN (Ret.) for his recent election as National Vice President of the Fleet Reserve Association (FRA).

Councilmember Notaro had no further comments.

Vice Mayor Shirley thanked everyone for attending the meeting and expressed her appreciation for everyone serving on City boards to assist Council and Staff.

Mayor Gattis reminded everyone of:

- The November 14th Work Session
- The November 28th Special City Council Meeting to appoint a Councilmember – and a reminder that applications are open until November 9th
- The Park and Recreation Board will be hosting the Chili Cook-Off on November 19th – he will be bringing his chili - but only as an exhibitor, not as a competitor
- There are predictions of 50mph winds from Tropical Storm Nicole

He thanked everyone for attending the meeting.

ADJOURN

MOTION was made by Councilmember Bankard and seconded by Vice Mayor Shirley to adjourn at 7:36pm.

Motion passed 6-0.

December 5, 2022
Date Approved

APPROVED: Dave Gattis
Dave Gattis, Mayor

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