

**CITY OF SAFETY HARBOR
MINUTES OF CITY COMMISSION MEETING
750 MAIN STREET, SAFETY HARBOR, FL 34695
MAY 20, 2019**

Present: Mayor Joe Ayoub, Vice Mayor Cliff Merz, Commissioner Carlos Diaz, Commissioner Andy Zodrow, Commissioner Nancy Besore, City Manager Matthew Spoor, City Attorney Nikki C. Day, Assistant City Manager/Public Works Director Ray Boler, Leisure Services Director Andrea Norwood, Finance Director June Solanes, City Engineer John Powell, Community Development Director Marcie Stenmark, and City Clerk Karen Sammons.

Mayor Ayoub called the meeting to order at 7:03 p.m. The Invocation was given by Senior Pastor Terry Rolen, Bayside Community Church, which was followed by the Pledge of Allegiance to the Flag.

AUDIENCE TO BE HEARD

Susan Petersen, President and CEO, Safety Harbor Chamber of Commerce, announced the publication of their 2018-2019 Business Guide, which will be hand delivered to 5,000 homes in the City. It also included the downtown map and visitor guide.

John Pickering, 91 Cedar Elm Dr., #7, President, Briar Creek Phase I Condo Assoc., thanked staff and the contractor for correcting the damaged sewer line on Sugar Bear Dr.

PRESENTATIONS

1. EMPLOYEE OF THE QUARTER (CPEOQ) – 1st QUARTER 2019

Recognition of CPEOQ – Chris Steffens (Finance Department).

Mayor Ayoub presented Information Technology Specialist Christopher Steffens with a plaque and gift.

2. NATIONAL SIERRA CLUB CAMPAIGN – READY FOR 100

Presentation.

Bryan Beckman, Suncoast Sierra Club, gave a presentation on the National Sierra Club Campaign - Ready for 100, a campaign to engage cities to set goals for 100% renewables and efficiencies, and energy equity.

Brant Robinson, 3954 Blooming Hill Ln., Palm Harbor, urged the Commission to support the initiative and to set goals.

Steven Collins, 3124 Swan Ln., spoke of legislative requirements that homeowners carry insurance with Duke Energy as the co-insurer for \$1 million (a cost of \$400/year) should they install 10,000 panels of solar panels on their roofs. He asked the Commission to ask the legislature to lift this requirement, and to support this campaign.

Jessica Harrington, 16003 Nearfield Dr., Odessa, referenced a United Nations report citing the nation had 11 years to fix this problem, but many small communities did not think they could make a difference. The more cities who got involved, the more people would take notice. She encouraged the Commission to support this campaign.

Kevin McCullough, 1858 Lake Cypress Dr., #202, spoke about the campaign and the impacts it could have. He asked the Commission to acknowledge the devastating effects of climate change and to bring this matter to the forefront.

Father Joe Diaz, Holy Spirit Episcopal Church, related how he had witnessed paradise evaporating around Tampa Bay through the years. Action must be taken now, and he implored the Commission to join the campaign.

Kayla Dixon, 1118 Bramblewood Dr., stated that her generation supported this campaign having seen climate change as a real epidemic. She urged the Commission to support the campaign.

Jonathan Brewer, 940 Harbor Lake Dr., said he had a fear of adopting this plan as it was fraught with unintentional consequences. A recent report published in *Scientific American* cited how large scale windmill operation would increase the temperature by taking the energy out of the outflow. Also, Duke Energy will only be 23% renewable by the year 2050. If the City adopted this campaign, the goal was to be 100% renewable energy by 2050, with alternative energy having to be found. Wind turbines to create energy cleanly would require 16-20 towers that averaged 325 feet in height. He recommended the City put together a working plan through a group of interested people and start talking about renewals and reductions in use, but not to adopt legislation without full knowledge of the science.

Mike Moscardini, 1403 N. Bayshore Dr., representing the Whispering Souls African American Cemetery Board, said they were in support of Ready for 100, and it was the right thing to do.

Tonja Vidovic, 2437 Navarez Ave., said she supported Ready for 100, having converted her home to solar three years earlier. In response to Duke Energy being only 23% by 2050, she countered that if local communities did not overwhelmingly support the changes then the percentage would remain low. If citizens wanted energy to come from solar, then they must let Duke Energy know.

Charrie Moscardini, 1403 N. Bayshore Dr., commented that no one was asking the Commission to pass laws at this time, but to simply commit to a vision and goal to eventually lead to 100% clean renewable energy.

Laura McCullough, 1858 Lake Cypress Dr., #202, remarked that the downside to windmills was very minimal when compared to what was being done now. She urged approval.

Mayor Ayoub agreed setting goals and moving in this direction was the right thing to do. Commissioner Zodrow explained how sea levels in Tampa Bay were rising from 3 to 8.5 feet, along with FEMA updating flood maps and moving the flood lines, which should be recognized and acknowledged. He strongly recommended the Commission look into some renewable energy goals. Commissioner Diaz said he supported the initiative, speaking of how everyone should start taking action and getting more educated on the matter. Vice Mayor Merz stated he supported the general vision and to reducing greenhouse gas emissions, but it was important the people realized with any good intention there are some unintended consequences. The City has been involved in reuse and sustainability, which needed to be documented to determine if it was successful. He has read solar, wind, and water turbine reports such as the one Mr. Brewer spoke of, and agreed there would be issues that needed to be worked through. Commissioner Besore supported the initiative.

City Manager Spoor summarized that staff will put together a draft resolution for Commission consideration.

3. NATIONAL PUBLIC WORKS WEEK

Proclamation declaring the week of May 19 – 25, 2019 as "National Public Works Week."

Mayor Ayoub presented Mr. Boler with the Proclamation. Mr. Boler provided a brief presentation about Public Works.

4. FOLLY FARMS RECREATIONAL PROGRAMMING UPDATE

Presentation by Recreation staff.

Recreation Supervisor Autumn Reich provided an update on recreational programming at Folly Farms with the funding provided by the Weiss Family Trust.

CONSENT AGENDA

1. Approval of the May 6, 2019 meeting minutes.
2. Approve a contract to Site Pro Builders, LLC in the amount of \$48,900 plus a 10% contingency of \$4,890, for a total amount of \$53,790 for the Egret Terrace underdrain replacement project.
3. Approval of Joint Use Agreement Renewal with the Florida Sheriff's Youth Ranch.

4. Approval to execute a contract with Firepower Displays Unlimited, LLC in the amount of \$15,000 for the fireworks display on July 4, 2019.

Commissioner Zodrow moved, seconded by Commissioner Besore, to add Consent Agenda #5. Motion passed 5-0.

5. Acceptance of Comprehensive Annual Financial Report (CAFR) FYE September 30, 2018.

Vice Mayor Merz moved, seconded by Commissioner Besore, to approve Consent Agenda Items 1-5. Motion passed 5-0.

PUBLIC HEARING

1. FY 2019 BUDGET AMENDMENT

Adoption/Denial of Resolution No. 2019-03 amending the FY 2019 budget.

City Attorney Day read Resolution No. 2019-03, by title only.

RESOLUTION NO. 2019-03

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF SAFETY HARBOR, FLORIDA, AMENDING THE BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2018 AND ENDING SEPTEMBER 30, 2019 BY APPROPRIATING REVENUES, EXPENDITURES AND FUND RESERVES WITHIN THE GENERAL FUND FOR HUMAN RESOURCES RELATED ACTIVITIES, WITHIN THE MULTIMODAL FUND FOR FOLLY FARMS ROADWAY SAFETY IMPROVEMENTS, WITHIN THE PARKLAND FUND FOR BARANOFF OAK IMPROVEMENTS AND FOLLY FARMS IMPROVEMENTS, AND WITHIN THE CRA FUND FOR BARANOFF OAK IMPROVEMENTS; PROVIDING FOR PUBLICATION; AND PROVIDING FOR AN EFFECTIVE DATE

Ms. Solanes explained the need for the amendment to amend the FY 2019 revenue, appropriations and fund reserve budgets for Human Resources related activities and Folly Farms and Baranoff Oak improvements.

Commissioner Diaz questioned why this item was prior to the discussion of the Baranoff Park concept plan. City Manager Spoor explained that funding was available in the CRA for the project. Each year money was put in the budget for pending items. The entire annual budget was based on projections for an entire fiscal year. Commissioner Zodrow agreed that this budget amendment should be discussed after the Baranoff Park concept plan, but said this would simply make the funds available and not change the total budget.

Bruce Hadburg, 1119 Huntington Ln., questioned if this was an additional allocation for Baranoff Park. City Manager Spoor clarified that this is funding in the CRA for improvements to the two vacant lots south of the Baranoff oak tree. When asked, he added that if the funds are not used

for the project by the end of the fiscal year, the funds would go back into CRA reserves. Commissioner Diaz mentioned that he was not comfortable with the process. City Manager Spoor suggested the Commission delay this discussion until after the Baranoff concept plan discussion. The Commission agreed.

OLD BUSINESS

1. DOWNTOWN MASTER PLAN UPDATE DISCUSSION

Presentation and discussion.

Ms. Stenmark described draft language to establish a base height of 35 feet/three stories within the Community Town Center (CTC) and Main Street Marketplace (MSM) character districts and procedures for applicants to request an additional five feet in height by demonstrating design enhancements to reduce massing. The draft language included:

Within the Community Town Center (CTC) and Mainstreet Marketplace (MSM) character districts, building and structure heights shall be a maximum of 3 stories and 35 feet in height. An additional 5' in height may be approved in conjunction with a duly authorized development agreement, or as part of a site plan which demonstrates at least three of the following design enhancements to reduce massing and enhance design above the minimum requirements of the Land Development Code:

1. Second story residential uses over non-residential uses over a minimum of 75% of the first floor uses
2. Pedestrian arcade, overhang, or awnings along a minimum of 70% of the street level of any façade facing a right-of-way
3. Exterior balconies on front façade(s) not to exceed 50% of the upper level building facades
4. Front setback exceeding required setback by a minimum of five feet
5. Side setbacks exceeding required setbacks on both sides by a minimum of three feet each
6. Upper story step backs a minimum of five feet along any front façade or side yard
7. Varied roof lines

Vice Mayor Merz requested clarification on the height and stories of buildings. Ms. Stenmark and City Manager Spoor clarified that buildings could be three stories, at 35 feet in height. A developer could ask, through a development agreement, for an additional five feet in height.

Vice Mayor Merz pointed out that there were seven design enhancements now listed, more than the previous five. He questioned whether now a developer should demonstrate four out of seven, rather than the previously discussed three out of five.

Mayor Ayoub commented that #3 above read where someone could also have a balcony at 1%. The Commission agreed. Ms. Stenmark suggested a minimum of 25%, and maximum of 50%, with the Planning & Zoning Board to give feedback on that percentage amount.

Commissioner Diaz remarked that these conditions only applied to buildings over 35 feet in height, and developers could still build "box buildings." He suggested that the above criteria be established for all buildings within the district, regardless of the height. No buildings would be higher than 40 feet, and development agreements would not be required.

Commissioner Zodrow mentioned that not every builder would want to adhere to the criteria, however, how would incentives be applied to add more criteria. The City may not necessarily want to make everything a requirement.

Vice Mayor Merz summarized that Commissioner Diaz's proposal was that developers adhering to two-three criteria could build up to 35 feet in height; and those adhering to three-four criteria could build up to 40 feet in height. Mayor Ayoub added that the Code could also be amended to change the setbacks for the area.

Steven Collins, 3124 Swan Ln., suggested that all buildings higher than 25 feet require solar rooftops. He accused the Commission of "ruining the City" as there was no parking available, and the Commission was not discussing that matter.

Kent Runnells, 330 Washington Dr., cited how the Commission desired to achieve architectural control of the buildings, which he appreciated so that buildings did not resemble a shoebox. He suggested a tiered system where 30 foot buildings must meet a specific amount of criteria, and 40 foot buildings must meet all seven criteria. He recommended that the balcony percentage be amended as 25% as a minimum was a lot of area for someone to give up as gross leasable area.

Louise Grabianowski, 682 4th St. S., said she was in favor of larger setbacks and maximum heights of 40 feet. She did agree there was a parking problem downtown.

Michele Lieber, 230 5th Ave. N., countered that just because 100 years ago the senior living center was built at that specific height does not mean buildings should now be built that high. Lastly, higher buildings and more mass would contribute to climate change.

There was a brief conversation concerning the criteria requirements, and the percentage for the balcony criteria.

The Commission agreed with the criteria as presented by staff; to change the requirement that developers meet four of the seven criteria for an increase of five feet through a development agreement; and that criteria #3 be lowered to a 10% minimum for balconies.

NEW BUSINESS

1. REIMBURSEMENT OF TRAVEL EXPENSES

Approve reimbursement of travel expenses to Vice Mayor Merz for the Florida League of Cities Summit.

City Manager Spoor stated that Vice Mayor Merz traveled to Palmetto City Hall on April 26th to attend the Florida League of Cities Medical Marijuana Summit.

Vice Mayor Merz filed a Memorandum of Voting Conflict and abstained from the vote. The Memorandum will be permanently affixed to the minutes.

Commissioner Zodrow moved, seconded by Commissioner Besore, to approve the reimbursement of travel expenses. Motion passed 4-0.

2. REGULATION OF SECURITY CAMERAS

City Commission direction on new code language.

City Manager Spoor recalled how in April residents of the Coventry neighborhood approached the Commission regarding ongoing Code Enforcement complaints against a neighbor, specifically a security camera the neighbor has installed/attached above the peak of the roof. The City Attorney provided a memorandum regarding the subject. Staff requested Commission direction on new code language specific to the locational requirements of security cameras installed on the exterior of single-family homes in the City.

The Commission agreed that staff and the City Attorney will draft new Code language.

Commissioner Zodrow suggested any language to help residents with this issue be included. City Manager Spoor replied that staff will look at best practices for locational criteria.

Jay Connerton, 3200 Coventry N., asked that the new language include a stipulation that the cameras not point onto other properties. City Manager Spoor informed Mr. Connerton that the Commission could not address that particular issue. City Attorney Day added that they will look into best practices for locational criteria, but addressing "intent" (why or where) would fall under regulations set by state statutes.

3. WATERFRONT PARK LIVING SHORELINE AND SPRING FEATURE

Increase GHD Services, Inc. contract in the amount of \$40,993.16.

Mr. Powell related how on March 18, 2019 the Commission approved a contract to GHD Services, Inc. in the amount of \$159,497.00 plus a 10% contingency in the amount of \$15,949.70 for a total of \$175,446.70 for construction of the Waterfront Park Living Shoreline. Construction commenced on April 1, 2019. During the construction process change orders were issued at the recommendation of ESA, the design consultant, to install an erosion blanket (coconut mat) for the planting area to stabilize the soil until the area was planted, to remove and dispose of unforeseen buried debris, and add additional oyster bags along the shoreline to address ongoing

erosion. As construction progressed the living shoreline was damaged due to higher than anticipated tides. After review of the damaged area, observation of conditions and measurement of water levels by ESA, they proposed to modify the design of the lower portion of the slope to add riprap to protect it and the vegetation that will be planted upslope. Additional costs are summarized as follows:

- Erosion blanket (Change orders #1 & 2) - \$4,657.00
- Remove and dispose of debris (Change order #3) - \$1,500.00
- Additional oyster bags (Change orders #4 & 5) - \$4,981.40
- Design revisions to living shoreline slope (Change order #7) - \$29,854.76

The above additional contract items total \$40,993.16. Staff recommended the Commission approve an increase to GHD Services, Inc. contract in the amount of \$40,993.16.

Bryan D. Flynn, PE, Program Manager, Environmental Science Associates (ESA), 4200 W. Cypress St. #450, Tampa, elaborated on the detail of the project changes. With a recent southeast wind, and a rain event of two-three days, water was pushed up from the Bay. It was anticipated that once this work was performed and vegetation was planted, even with an additional high tide and wind events that the erosion would not be repeated.

Commissioner Besore questioned the design revision costs. City Manager Spoor specified that it was for additional construction costs and not design costs. Addition engineering costs were also not charged.

Nancy McClelland, 2255 Glen Dr., inquired how this affected the spring feature. Mr. Flynn responded that there were rocks in front of the spring at a higher elevation to prevent erosion.

Tanja Vidovic, 2437 Navarez Ave., questioned if areas were left open for nesting sea turtles. Commissioner Zodrow explained that there were no sea turtles in Old Tampa Bay.

Commissioner Diaz moved, seconded by Vice Mayor Merz, to approve the contract increase. Motion passed 5-0.

4. BARANOFF PARK CONCEPT PLAN

Approval of Baranoff Park concept plan as recommended by the Parks & Recreation Advisory Board.

Ms. Norwood said that on September 17, 2018, the Commission entered into a purchase agreement for the Baranoff Oak property, consisting of four platted lots on the northeast corner of Main Street and 2nd Avenue North. The property included the Baranoff Oak Tree and Park. The goal of this purchase was to preserve the Baranoff Oak Tree and Park, and design park improvements on the two vacant lots adjacent to Main Street which would compliment the park and take measures to ensure continued health of the Baranoff Oak Tree. On November 7, 2018,

the Parks & Recreation Advisory Board (PRAB) held its regular meeting with the Baranoff Park purchase on the agenda. Board members were tasked with soliciting community members for property/park ideas. During the December 5, 2018 meeting, the board members research was documented. Park amenities/features identified by residents for consideration: passive park, water fountain, pervious walkways throughout the park to the tree and Library, picnic tables, bench swings, public art, concrete lounge area, bollard lighting, dog bag station, little free library, perimeter fencing along Main Street and 2nd Ave. N. with access points for an enclosed security feeling. The mentioned amenities/features were collectively summarized onto a conceptual plan for Engineering to provide cost estimates. At the February 6, 2019 PRAB meeting, the final conceptual plan was reviewed and approved unanimously by the Board and recommended for Commission consideration. Since the February 6, 2019 PRAB meeting, Engineering has completed a project cost estimate and management identified a funding plan within the CRA budget. To date, Mr. George Weiss and the Kiwanis Club of Safety Harbor have donated funding for park development totaling \$25,000. Following the Commissions' acceptance of the concept plan recommended by the PRAB, with or without changes, staff will proceed with a project timeline and necessary construction agreements.

Commissioner Besore asked if any bike racks would be installed in the area. Ms. Norwood replied that if the Commission wished, they could be installed. There were two bike racks nearby at the Library. Commissioner Zodrow was also in favor of adding bike racks.

Commissioner Zodrow mentioned that he was curious to see how the drip line/edge of the Baranoff Oak came over this property. Ms. Norwood informed the Commission that the PRAB did take that into consideration during their deliberations, and that was the reason there were limited amenities in that particular area. One reason was to preserve the greenspace for the dripline, and another was to leave open space for the taking of photographs with the tree in the background. When asked, she explained that the walking surfaces would be pervious.

Vice Mayor Merz asked if a water fountain would be included in the plans. He would like the fountain to also be a dog bowl station and water bottle fill station. Ms. Norwood will include that in the plans.

Vice Mayor Merz inquired how the plans fit in with the tree and fence. Ms. Norwood said there was no official survey as of yet, but the plans were very fluid at this time.

Commissioner Zodrow asked about the concrete lounge chairs. Ms. Norwood explained that they would be a unique element to this park, located in an area where people could lay on them and face the Baranoff Oak tree.

City Manager Spoor added that staff would not propose changing anything about the existing fence as it prohibited people from climbing the tree.

Commissioner Besore raised concerns over people skating on the concrete chairs. Ms. Norwood did not believe that would happen as there was no concrete in the park for a skater to enter.

Commissioner Diaz was in favor of the pervious pavement and artwork in the park. Commissioner Besore related how a resident suggested returning the original statute that was previously in this area to the park. City Manager Spoor explained that the statute was relocated to Mullet Creek Park, and an artist was creating a new base for the statute. Staff did not wish to put any concrete in this park.

Bruce Hadburg, 1119 Huntington Ln., stated that it appeared this was a relatively small space with many new amenities going in the area. He suggested the Commission prioritize what they really wished to see there, as there would be no empty space.

Kevin Labrie, 911 S. Bayshore Blvd., commented that it was important that the entrance to the park from Main Street lined up with the tree, along with landscaping surrounding the entrance, to highlight the tree.

Ms. Norwood disclosed that 10 hazardous trees, as identified by the City Arborist, would be removed, which will also open up the property. The entrance can be maneuvered to better line up with the tree.

Steven Collins, 3124 Swan Ln., suggested the pathway directed toward the side street be eliminated so people would not walk through from Main Street, and to prohibit skateboarders. City Manager Spoor replied that a brick sidewalk that lead to those parking spaces would be removed with this project.

Commissioner Besore referred to the hazardous trees that would be removed. City Manager Spoor will do a walk-through with her.

Mayor Ayoub referenced the concrete chairs and said they did not look very comfortable to him. He was also concerned that they would accumulate dust, pollen and leaves, and that he did not believe many people would want to lay down on them to relax. Commissioner Besore also had concerns over the amount of use. Commissioner Diaz said the cost of them was \$6,200 each, or almost 20% of the entire project cost. Commissioner Zodrow agreed that concrete in Florida accumulated mold during the summer months. Ms. Norwood divulged that the chairs were polished concrete (smooth), and mobile.

Vice Mayor Merz would like to see only one - two concrete loungers at this time. Commissioner Diaz would like them eliminated from the plan. He suggested leaving that particular area open. Commissioners Besore and Zodrow would like them eliminated from the plan.

City Manager Spoor stated that he and Ms. Norwood had spoken with George Weiss, who donated \$20,000 for this park, and Mr. Weiss was in favor of the concrete loungers. He suggested two chairs be installed to see if they become popular. They could also be moved to another park if not popular. Mayor Ayoub said if it was a deal breaker with Mr. Weiss, then bring the matter back to the Commission. Vice Mayor Merz and Commissioner Zodrow were in favor of two chairs.

City Manager Spoor said that if Mr. Weiss is agreeable to two chairs, then two chairs would be installed. If he was fine with no chairs, then no chairs would be installed.

Commissioner Zodrow moved, seconded by Commissioner Besore, to move forward on the concept plan, with the addition of two or zero concrete lounge chairs after determining Mr. Weiss' desire; the walkway entrance will be lined up with the tree; a bike rack will be installed; and a person/dog water bottle filling station will be installed. Motion passed 5-0.

Commissioner Besore requested that a contest be held for an artistic bike rack. The Commission agreed.

PUBLIC HEARING (CONTINUED)

1. FY 2019 BUDGET AMENDMENT

Adoption/Denial of Resolution No. 2019-03 amending the FY 2019 budget.

City Manager Spoor suggested the Commission approve the resolution as written. If the chairs are not purchased, the funds would be returned to CRA, however, the bike rack and water station would have costs involved.

Commissioner Diaz moved, seconded by Vice Mayor Merz, to adopt Resolution No. 2019-03. Motion passed 5-0.

5. 2020 PADDLE THE BAY SPECIAL EVENT

Approval of 2020 Paddle the Bay presented by Paddle for Kids Corp.

Ms. Norwood said the Special Events Division received an application from outside organization Paddle for Kids Corp. for use of City property to host the 2020 Paddle the Bay special event as a fundraiser. The event is unique and offers a variety of entertainment on and along the waterfront. Event organizers are desiring Commission approval for planning and logistic purposes. Staff met with the organizer and discussed the associated costs per the special event rates. Event organizers will be subject to public safety event fees (Sheriff and/or Fire Department) if requested of City services. 2020 will mark their 7th year offering the Paddle event to the community.

Vice Mayor Merz moved, seconded by Commissioner Diaz, to approve the event. Motion passed 5-0.

6. FINANCE ADVISORY COMMITTEE

Appointment of three members to the Finance Advisory Committee.

Ms. Sammons introduced this item.

Commissioner Besore moved, seconded by Vice Mayor Merz, to reappoint Elizabeth Wadsworth. Motion passed 5-0.

Vice Mayor Merz moved, seconded by Commissioner Zodrow, to reappoint David Fellows. Motion passed 5-0.

Commissioner Zodrow moved, seconded by Commissioner Besore, to reappoint Christopher Constantine. Motion passed 5-0.

COMMISSION REPORTS

Commissioner Diaz: was pleased with the renewal energy presentation, which would be good for the environment and was the right thing to do. Governor DeSantis had signed legislation to construct three new highways on the east coast of Florida, which will open up that area. He enjoyed the volunteer board reception, and thanked all the volunteers.

Commissioner Besore: thanked Clerk Sammons and Administrative Assistant Lucy Lopes for planning and hosting the volunteer board reception. She enjoyed the Public Works picnic, and took the opportunity to walk around the King property. She asked for a more thorough walkthrough in the future. She had no running water this morning and Public Works corrected the problem almost immediately. She complimented Public Works staff. She also complimented Dottie Russell of the General Federation of Women's Clubs North Pinellas Woman's Club, who was honored as Countryside High School Volunteer of the Year. It was energizing how many compassionate residents lived in the City. There was a group of people from 8th Ave. Pub who visited the convalescent center in the City to host birthday celebrations for the residents, while another group of volunteers helped people during their cancer treatments.

Commissioner Zodrow: there was another cleanup at the Whispering Souls African American Cemetery this past weekend, which was a great event.

Vice Mayor Merz: offered compliments to Clerk Sammons and Ms. Lopes for the volunteer board reception, and thanked all the volunteers. He attended the semi-annual boardwalk cleanup, which was another opportunity for people to volunteer. He wished everyone a wonderful Memorial Day holiday. He asked about the movie premier of "Love in the Sun".

Mayor Ayoub: enjoyed the stories of people coming together to volunteer. He was working with the Spa, the Pinellas County Film Festival, and the actor/writer of "Love in the Sun." The screening was scheduled for 8:00 p.m. on May 27th, with everyone welcomed to arrive at 7:00 p.m. He was working on details for some type of interaction with the lead actor (perhaps a question and answer session, or trivia). At 5:00 p.m. the Spa would host a cocktail reception with Shawn Christian who is starring in the movie. He anticipated this to be a great event for the City.

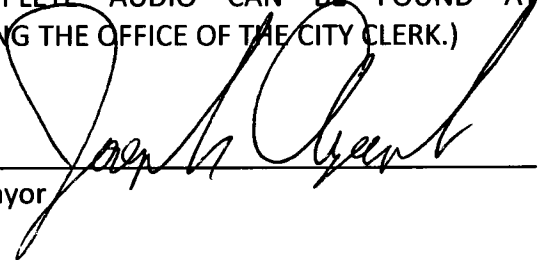
City Manager Spoor: asked if the Commission were interested in having staff prepare a resolution encouraging the Governor to veto House Bill 1159, which would prohibit local governments from requiring a permit, application, notice, fee, approval, or mitigation for tree removal, trimming, or pruning of a dangerous tree on residential property. The Commission agreed to consider a resolution at its June 3rd meeting. City Manager Spoor announced that he and Commissioner Zodrow would not be at the June 3rd meeting. Vice Mayor Diaz commented that he would like language included in the resolution concerning home rule. City Attorney Day will include such language.

Commissioner Zodrow: complimented Governor DeSantis for his veto of a plastic straw preemption bill.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:15 p.m.

(THIS MEETING HAS BEEN RECORDED IN ITS ENTIRETY. THE RECORDINGS WILL BE KEPT ON FILE FOR THE REQUIRED RETENTION PERIOD. COMPLETE AUDIO CAN BE FOUND AT WWW.CITYOFSAFETYHARBOR.COM, OR BY CONTACTING THE OFFICE OF THE CITY CLERK.)



Mayor

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME MERZ CLIFFORD RONALD		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE SAFETY HARBOR City Commission	
MAILING ADDRESS 700 Chevy Chase Drive		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Safety Harbor	COUNTY Pinellas	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED May 20, 2019		NAME OF POLITICAL SUBDIVISION: City of Safety Harbor	
		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTEE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting: *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, CLIFFORD R. MERZ, hereby disclose that on May 20, 20 19:

(a) A measure came or will come before my agency which (check one or more)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Expense reimbursement for city travel.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

5/20/19
Date Filed

Clifford R. Merz
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.