NOTICE AND AGENDA  
CITY OF TREASURE ISLAND, FLORIDA  
BOARD OF COMMISSIONERS REGULAR MEETING  
CITY HALL AUDITORIUM, 120 108TH AVE, TREASURE ISLAND, FL 33706  
NOVEMBER 15, 2016  
6:00 PM

Welcome to the City of Treasure Island Commission Meeting. If you wish to speak on a topic which is on today’s agenda, a speaker’s form [available in the rear of the room] must be completed and given to the City Clerk. Please do not address the Commission from your seat, but rather from the podium where your comments can be heard by all and recorded as required by Florida law. Unscheduled topics may be presented under the Public Comments section of the agenda.

A. PLEDGE OF ALLEGIANCE

B. ROLL CALL

Robert Minning Mayor  
Phil Collins Commissioner, District 1 - Vice Mayor  
Larry Lunn Commissioner, District 2  
Patrick Jeffares Commissioner, District 3  
Ken Keys Commissioner, District 4

C. PROCLAMATIONS, RECOGNITIONS, CERTIFICATES OF APPRECIATION

D. PUBLIC COMMENTS

E. APPROVAL OF MINUTES

1. Approval of November 1, 2016 Board of Commissioners Regular Meeting Minutes

2. Approval of November 1, 2016 Board of Commissioners Regular Workshop Minutes

F. APPROVAL OF REGULAR AND WORKSHOP AGENDAS

G. CONSENT AGENDA

H. ITEMS OF BUSINESS

1. Consideration of Ord. 16-22, Non-Firearms Weapons, First Reading

2. Request from Paradise Island Civic Association for Holiday Party Road Closure

3. Consideration of Res. 16-110, Code Enforcement Board Alternate Member Appointment

4. Consideration of Res. 16-105, Proposed Penny for Pinellas Projects 2020-2030

I. ADJOURNMENT

Any person desiring to file an appeal to any action taken by the Commission at this meeting will need a record of the proceedings and for such purpose may be required to insure that a verbatim transcript is made. Said transcript shall be made by the appellant at his or her expense. The City maintains a video recording of all public hearings. In the event that you wish to appeal a decision, the video may or may not adequately insure a verbatim record of the proceedings. Therefore, you may wish to provide a court reporter at your expense.
Any person with a disability who needs any accommodation in order to participate in this proceeding is entitled to assistance at no cost. Please contact the office of the City Clerk in writing at 120 108th Avenue, Treasure Island, FL 33706 or by phone at 727-547-4575 at least two working days prior to the meeting to advise what assistance is needed.
The meeting was called to order at 6:00 PM by Mayor Robert Minning

A. PLEDGE OF ALLEGIANCE

B. ROLL CALL

<table>
<thead>
<tr>
<th>Attendee Name</th>
<th>Title</th>
<th>Status</th>
<th>Arrived</th>
</tr>
</thead>
<tbody>
<tr>
<td>Robert Minning</td>
<td>Mayor</td>
<td>Present</td>
<td></td>
</tr>
<tr>
<td>Phil Collins</td>
<td>Commissioner, District 1 - Vice Mayor</td>
<td>Present</td>
<td></td>
</tr>
<tr>
<td>Larry Lunn</td>
<td>Commissioner, District 2</td>
<td>Present</td>
<td></td>
</tr>
<tr>
<td>Patrick Jeffares</td>
<td>Commissioner, District 3</td>
<td>Present</td>
<td></td>
</tr>
<tr>
<td>Ken Keys</td>
<td>Commissioner, District 4</td>
<td>Present</td>
<td></td>
</tr>
</tbody>
</table>

C. PUBLIC COMMENTS

The Commission reordered the agenda for Public Comments and Proclamations, Recognitions, Certificates of Appreciation at Chief Boudreau’s request.

Chris Sierra, 117 86th Ave
Mr. Sierra spoke regarding a letter he received from the City Attorney instructing Stop Tall Buildings LLC, from using the City’s emblem in its advertisements because the emblem is service marked.

Dominique Reiter, Isle of Capri
Ms. Reiter expressed her thanks to those who attended the Historical Society event. She also invited all to attend the upcoming Isle of Capri potluck.

Heidi Horak, Sunset Beach
Ms. Horak spoke regarding the planned development ordinance and intensity limiters.

Noelle Johnson, Gulf Blvd
Ms. Johnson suggested the City could increase revenue by pursuing and taxing unlicensed short-term rentals. She also spoke regarding wifi antennae being an eyesore. She mentioned that ordinances should be enforced and gave an example of a tent frame left on the beach.

Mayor Minning asked Mr. Silverboard to comment on the antennae on buildings and Mr. Silverboard explained they are cell provider antennae, not wifi; and that the State preempts the City from regulating them.

D. PROCLAMATIONS, RECOGNITIONS, CERTIFICATES OF APPRECIATION

Police Department Proclamation

Chief Boudreau introduced Sgt. Chiaputti and Officer Swetnich, and noted Officer Diaz was unable to attend; as well as two visitors from Ultra Medical, the automatic external defibrillator (AED) sales company. Chief Boudreau explained that due to their efforts, these officers saved a woman’s life.
on October 7, 2016 and presented them with a Certificate of Meritorious Service Life-Saving Award, as well as a Life-Saving pin for display on their uniforms.

Commissioner Collins observed that several times a year our first responders save lives.

Public Comment:
Greg Tong, Commander of American Legion Post
Mr. Tong spoke regarding upcoming Veterans Day events at the American Legion.

E. APPROVAL OF MINUTES

1. Approval of May 25, 2016 Board of Commissioners Special Meeting Minutes

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Larry Lunn, Commissioner, District 2
SECONDER: Ken Keys, Commissioner, District 4
AYES: Minning, Collins, Lunn, Jeffares, Keys

2. Approval of October 18, 2016 Board of Commissioners Regular Meeting Minutes

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Larry Lunn, Commissioner, District 2
SECONDER: Ken Keys, Commissioner, District 4
AYES: Minning, Collins, Lunn, Jeffares, Keys

3. Approval of October 18, 2016 Board of Commissioners Regular Workshop Minutes

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Larry Lunn, Commissioner, District 2
SECONDER: Ken Keys, Commissioner, District 4
AYES: Minning, Collins, Lunn, Jeffares, Keys

F. APPROVAL OF REGULAR AND WORKSHOP AGENDAS

G. CONSENT AGENDA

H. ITEMS OF BUSINESS

1. Motion for Permission to Liberte Realty for Statue of Liberty

Public Comment:
Missy Hahn, Treasure Island Madeira Beach Chamber of Commerce
Ms. Hahn indicated she spoke on behalf of the Chamber and was in support of this item.

2. Consideration of Res. 16-95, Agreement for Golf Pro
3. Consideration of Res. 16-99, Rental City Wedding on Beach

RESULT: APPROVED [UNANIMOUS]
MOVER: Phil Collins, Commissioner, District 1 - Vice Mayor
SECONDER: Patrick Jeffares, Commissioner, District 3
AYES: Minning, Collins, Lunn, Jeffares, Keys

4. Consideration of Res. 16-97, Annual Datto Service Plan

Commissioner Collins questioned the annual cloud storage agreement. Mr. Santos responded each year this item would be presented for Commission approval and that it is structured as a monthly agreement but the City receives a discount for a yearly agreement. Mr. Santos also explained the services offered for redundancy and cloud data backup.

RESULT: APPROVED [UNANIMOUS]
MOVER: Larry Lunn, Commissioner, District 2
SECONDER: Ken Keys, Commissioner, District 4
AYES: Minning, Collins, Lunn, Jeffares, Keys

5. Consideration of Res. 16-98, Purchase of Police Vehicles

Commissioner Lunn inquired about the transfer of equipment from the old vehicles to the new vehicles and Chief Boudreau responded the dealership would take care of it.

RESULT: APPROVED [UNANIMOUS]
MOVER: Larry Lunn, Commissioner, District 2
SECONDER: Patrick Jeffares, Commissioner, District 3
AYES: Minning, Collins, Lunn, Jeffares, Keys

6. Annual Communications Contract with Sheriff’s Office

Chief Boudreau presented this item with details from the staff report. City Attorney Cowan advised she would not recommend a blanket authorization moving forward and would prefer this item to come before the Commission annually. Mr. Silverboard noted the change required for the Resolution and to strike Section 2.

Mayor Minning inquired about the timing constraints from the Sheriff’s Office and Chief Boudreau stated that he believed they would be amenable provided the City gives enough of an advanced notice of the timeframes needed.

Commissioner Collins inquired about 1% renewal fee. Chief Boudreau stated it was an error; 2.8% was corrected number. Discussion ensued regarding the explanation of increase being proportionate to the increase of call volume.
Commissioner Lunn motioned for approval of Resolution 16-104 with the exclusion of subparagraph 2.

**RESULT:** ADOPTED AS AMENDED [UNANIMOUS]  
**MOVER:** Larry Lunn, Commissioner, District 2  
**SECONDER:** Patrick Jeffares, Commissioner, District 3  
**AYES:** Minning, Collins, Lunn, Jeffares, Keys

7. Consideration of Res. 16-101, State Revolving Loan Amendment No. 1

Commissioner Collins questioned the 5% contingency and asked for Mr. Silverboard to notify Commission when they’re used. Mr. Silverboard stated he notifies them every time and that the contingency amount is not advertised.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Larry Lunn, Commissioner, District 2  
**SECONDER:** Ken Keys, Commissioner, District 4  
**AYES:** Minning, Collins, Lunn, Jeffares, Keys

8. Consideration of Res. 16-103, Amendment of City Attorney Contract

Commissioner Keys clarified the $5500 monthly retainer amount replaces the previous amount.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Larry Lunn, Commissioner, District 2  
**SECONDER:** Phil Collins, Commissioner, District 1 - Vice Mayor  
**AYES:** Minning, Collins, Lunn, Jeffares, Keys

I. ADJOURNMENT AT 6:41PM BY MAYOR MINNING
The meeting was called to order at 6:54 PM by Mayor Robert Minning

I. DISCUSSION

1. Consideration of Ord. 16-22, Non-Firearms Weapons

Chief Boudreau presented this item to the Commission and provided background information from the staff report.

Discussion that should the Commission adopt this Ordinance it would be codified and backyard shooting of BB guns would be prohibited. Comments regarding law enforcement’s difficulty determining a BB gun from a larger caliber weapon.

RESULT: MOVED TO NEXT MEETING Next: 11/15/2016 6:00 PM

2. Consideration of Res. 16-105, Proposed Penny for Pinellas Projects 2020-2030

Ms. Davis presented details from the staff report on this item.

Commissioner Collins inquired about facility improvements funding projections. Ms. Davis responded by providing the projected expenses within the next five years and clarified they are not construction projects.

Commissioner Keys discussed upcoming projects at Treasure Bay the amount of unfunded projects. Discussion ensued regarding specific projects such as seawalls and irrigation.

Commissioner Collins asked Mr. Helfrich to comment about using riprap versus seawall and the potential for cost savings. Mr. Helfrich responded which sparked discussion about preferences and aesthetics.

Mayor Minning asked Ms. Davis if the list provided would be forwarded along to the County and she confirmed it was.

RESULT: MOVED FORWARD Next: 11/15/2016 6:00 PM

II. OLD BUSINESS

Commissioner Lunn stated he toured the bascule bridge and he appreciated opportunity.

III. CITY MANAGER AND CITY ATTORNEY REPORT

Attorney Cowan addressed the City Seal comments from Mr. Sierra earlier in the evening. She advised that it had been trademarked since 1981 and had been regularly renewed but expired in 2015; however the City has a current application to trademark filed with the State. Attorney Cowan advised that the City also has common law rights against infringement. She stated based upon that information, she sent a letter to Stop Tall Buildings, LLC.

IV. CITY COMMISSION REPORTS
Commissioner Jeffares shared he attended a Florida League of Cities seminar on public records and appreciated attending it. He announced the Paradise Island mixer was a great event and on Saturday Paradise Island garage sale will take place. Commissioner Jeffares thanked Mr. Helfrich and Mr. Bruce for the bridge tour.

Commissioner Keys stated he also took a tour of the bridge yesterday which was enlightening and he thanked the staff for their time.

Mayor Minning noted that one week from today is Election Day. He shared that regardless of how you vote it is imperative that you do vote. He urged all to exercise that right. Mayor Minning announced on November 13th there will be a Pancake Breakfast and reminded November 11th is Veteran’s Day and to honor those who have served and sacrificed for our country, American Legion’s event begins at 10:00AM.

**V. PUBLIC COMMENT**

Allen Geller, Sunset Beach

Mr. Geller stated he picked up a CD with public records on behalf of Ken Weiss and after looking at the documents, he asked the amount the Commission has spent to inform the public of the referendum details. Mr. Silverboard responded the City hired a consultant for $10,000 and mentioned various other expenses.

**VI. ADJOURN AT 7:29PM BY MAYOR MINNING**
DATE: November 8, 2016

TO: Reid Silverboard, City Manager

FROM: Armand Boudreau, Police Chief

SUBJECT: Ord 16-22, Non-Firearm Weapons Ordinance

BACKGROUND
In 2011 the Florida Legislature amended Chapter 790 F.S. which preempted local governments ability to regulate the use of firearms. As a result, and on advice from the City Attorney, the City’s adopted Ordinance 11-18 which repealed Section 22.2 Discharge of firearm, (a) and (b) restricting the discharge or fire of any firearm, as well as airgun, crossbow, slingshot, bow and arrow, boomerang or similar weapon. Currently the City does not have restrictions or violations on the use of items such as BB guns, pellet guns, bow and arrows, cross bows, etc.

DISCUSSION
Staff is recommending that Ord 16-22, regulating the use of airgun, crossbow, slingshot, bow and arrow, boomerang or similar weapon be presented to the City Commission for consideration.

Chapter 790 F.S. only relates to “firearms” which is defined as a weapon that can shoot a projectile through the action of an explosive (gun powder). There is no existing statute that restricts or governs the use of non-firearms which would include weapons such as BB guns, pellet guns, bow and arrows, cross bows, etc. As there is no statute related to these items, and the City’s prior ordinance has been repealed, there are currently no restrictions of the use of these non-firearms within the city limits.

There have been several calls for service from the Police Department since Ordinance 22-2 has been repealed that involved non-firearms. The use of these items in such a densely populated and residential area such as Treasure Island creates a public safety concern. In one recent case, a tourist from out of the area who drove to the City and was staying at a hotel used a BB gun to kill a sea bird. Although the subject was charged for the crime of the animal killing, there was no violation for the use of the BB gun itself.
The proposed ordinance includes all forms of non-firearms. Actual “firearms” use is contained within the chapter 790 F.S. and would be a criminal violation.

COSTS
There are no anticipated or expected costs for this proposal.

RECOMMENDATION
Staff recommends the City Commission approve Ord 16-22 on 1st reading and set the Public Hearing and Second Reading at the next regular meeting once all advertising requirements have been met.
ORDINANCE NO. 11-18

AN ORDINANCE OF THE CITY OF TREASURE ISLAND, FLORIDA, PERTAINING TO FIREARMS AND AMMUNITION; REPEALING SECTION 22-2(a) AND (b) OF CHAPTER 22 OF THE CODE OF ORDINANCES OF THE CITY OF TREASURE ISLAND; REPEALING REGULATIONS PERTAINING TO FIREARMS AND AMMUNITION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature has passed new legislation preempts municipalities from regulating firearms or ammunition which is inconsistent with State law; and,

WHEREAS, Section 22-2(a) and (b) of Chapter 22 of the Code of Ordinances of the City of Treasure Island contains regulations which may be deemed to conflict with State law; and,

WHEREAS, the City of Treasure Island has already adopted all state misdemeanors governing firearms and ammunitions offenses and may continue to enforce such offenses within the City.

NOW, THEREFORE, be it ordained by the City Commission of Treasure Island, Florida, that Section 22-2(a) and (b) of Chapter 22 of the Code of Ordinances of the City of Treasure Island shall be repealed as follows:

SECTION 1. Section 22-2(a) and (b) of Chapter 22 of the Code of Ordinances of the City of Treasure Island, Florida, is hereby repealed as follows:

Sec. 22-2. Discharge of firearm:
(a) — It shall be unlawful for any person to discharge or fire any pistol, rifle, shotgun, revolver, or any other firearm or airgun or to discharge or shoot any crossbow, slingshot, bow and arrow or boomerang or to utilize any other similar weapon within the city except in defense of person or property.
(b) This section shall not be construed to prohibit the discharge of such weapons in the operation of properly licensed shooting galleries.

SECTION 2. In all other respects, the remaining provisions of Chapter 22 of the Code of Ordinances of the City of Treasure Island, Florida, not hereby amended or modified, shall remain in full force and effect.

SECTION 3. This Ordinance shall take effect immediately upon its final passage as allowed by law.

FIRST READING on the 4th day of October, 2011.
SECOND READING AND PUBLIC HEARING on the 18th day of October, 2011.
PUBLISHED in the St. Petersburg Times on the 8th day of October, 2011.

ATTEST:

Dawn Foss, City Clerk

Robert Minning, Mayor
ORDINANCE NO. 16-22

AN ORDINANCE OF THE CITY OF TREASURE ISLAND, FLORIDA,
AMENDING CHAPTER 22 – OFFENSES OF THE CITY’S CODE, CREATING
SECTION 22-2 REGULATING USE OF WEAPONS; PROVIDING FOR
SEVERABILITY; CONFLICT; CODIFICATION; AND AN EFFECTIVE DATE.

WHEREAS, the unregulated use of crossbows, slingshots, boomerangs, bows and
arrows, air guns, and other similar weapons in the City pose a threat to wildlife and general
public safety; and

WHEREAS, it is in the interest of the public health, safety and welfare to regulate the
use of crossbows, slingshots, boomerangs, bows and arrows, air guns, and other similar
weapons in the City; and

WHEREAS, air guns and pellet guns are not considered firearms pursuant to Florida
law; and

WHEREAS, the City is not preempted by State law from imposing regulations on the use
of certain weapons; and

WHEREAS, the City does not intend to regulate discharge of firearms with this
Ordinance, which are regulated by Section 790.15 of the Florida Statutes; and

NOW, THEREFORE, THE CITY OF TREASURE ISLAND DOES ORDAIN:

SECTION 1. Chapter 22 “Offenses”, of the City of Treasure Island Code of Ordinances, is
hereby amended to add section 22-2, “Use of weapons prohibited” to read as follows:

22-2 Use of weapons prohibited

(a) It shall be unlawful for any person to discharge any air gun or weapon from which a
projectile is propelled by action of compressed air, the expansion of gas or a spring, or
other mechanical means, or to discharge or shoot any cross bow, slingshot, bow and
arrow or boomerang or to utilize any other similar weapon harmful or dangerous to
wildlife or dangerous to human safety within any City owned or managed land except in
defense of person or property.

(b) This section shall not be construed to prohibit the discharge of such weapons in the
operation of properly licensed shooting galleries, on properties expressly approved for
hunting by the Florida Fish and Wildlife Conservation Commission or Division of
Forestry, or to a person spear fishing in any area where such activity has been
designated as permissible either by the City, the State or the Federal government.

(c) This section shall not be construed to conflict with Chapter 790 of the Florida Statutes.
The term “weapon” used herein does not include any weapon which will, is designed to,
or may readily be converted to expel a projectile by the action of an explosive.
(d) Any person violating the terms of this section shall be subject to punishment as provided in section 1-15.

SECTION 2. SEVERABILITY.
It is declared to be the intent of the City Commission that, if any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 3. CONFLICT.
All ordinances or portions of ordinances in conflict with or inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 4. CODIFICATION.
Section 1 of this Ordinance shall be codified in the Code of Ordinances for the City of Treasure Island, Florida. The codifier is authorized to make editorial changes not affecting the substance of this Ordinance in the substitution of “article” for “ordinance”, “section” for “paragraph”, or otherwise take such editorial license.

SECTION 5. This Ordinance shall take effect immediately upon its final passage.

FIRST READING:

PUBLISHED:

SECOND READING AND PUBLIC HEARING:

____________________________ 
Robert Minning, Mayor

ATTEST:

______________________
Tiffany Makras, City Clerk

Approved as to form and content:

____________________________
Jennifer R. Cowan, City Attorney

Ord 16-22, Non-Firearm Weapons 1st Reading 11-15-16
DATE: November 8, 2016

TO: Mayor and Commissioners

FROM: Tiffany Makras, City Clerk

SUBJECT: Res 16-110, Code Enforcement Board Alternate Appointment

Shelly Ritchie, District 3 resident, has submitted an application for appointment to the Code Enforcement Board. The Board currently has a vacancy for an Alternate Member, due to the resignation of Nikki Ingalls last month.

Ms. Ritchie is eligible to fill the vacancy and staff recommends her appointment to a term to expire on August 31, 2019.
APPLICATION FOR APPOINTMENT TO BOARD OR COMMITTEE

Please indicate your preference of board or committee:

- Beach Stewardship Committee
- Code Enforcement Board
- Vision Plan Stewardship Committee
- Planning & Zoning Board
- Other - Please Specify ______________________

Are you available for: Daytime meetings Yes No Evening meetings Yes No

Name Shelly L. Ritchie
Phone 860-480-5035
Address 1100 8th St. E. Treasure Island, FL 33706
Email Shelly Ritchie 101@sbcglobal.net
Present Occupation Retired

If retired, what was your last occupation? Senior Service Agent (FedEx)

Please list any special education, skills, or talents that would be beneficial to the appointment you are seeking:

In compliance with Section 760.80, Florida Statutes, the City of Treasure Island is required to report annually to the Secretary of State the number of minority and non-minority, and the number of physically disabled appointments to a board, committee, or commission.

GENDER Male Female
RACE African-American Native-American
Asian-American Caucasian
Hispanic-American

PHYSICALLY DISABLED Yes No

Should I be appointed to serve on a board or committee, I agree to comply with the State of Florida's Sunshine Laws, the Code of Ethics for Public Officers per the Florida Commission on Ethics, and uphold the City's Charter and Code of Ordinances. I understand that I will have to take an Oath of Office should I be appointed to a quasi-judicial board. I understand that if I am appointed to the Planning & Zoning Board or Code Enforcement Board I will be required to comply with financial reporting regulations.

Signature

Date 11-7-16

For Office Use Only - District 2

Packet Pg. 15
RESOLUTION NO. 16-110

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF TREASURE ISLAND APPOINTING AN ALTERNATE MEMBER TO THE CODE ENFORCEMENT BOARD AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission did previously through Ordinance 93-6 authorize and approve of the establishment of a Code Enforcement Board to enforce the Code of Ordinances of the City of Treasure Island, Florida; and

WHEREAS, there is a vacancy for an alternate member; and

WHEREAS, the Commission desires to appoint an alternate member; and

WHEREAS, Shelly Ritchie has submitted an application for appointment to the Code Enforcement Board; and

WHEREAS, Shelly Ritchie is eligible to become an appointed alternate member of the Board.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF TREASURE ISLAND DOES RESOLVE THAT:

1. Shelly Ritchie is appointed as an alternate member of the Code Enforcement Board for a term ending August 31, 2019.

2. This resolution is effective upon passage.

The foregoing Resolution was offered during Regular Session of the City Commission of the City of Treasure Island, Florida, sitting on the ___ day of November, 2016 by Commissioner ______ who moved its adoption; was seconded by Commissioner ______ and upon roll call, the vote was:

YEAS:
NAYS:
ABSENT OR ABSTAINING:

__________________________
Robert Minning, Mayor

ATTEST:

__________________________
Tiffany Makras, City Clerk

Res 16-110, CEB Alternate Appointment 11-15-16
DATE: November 8, 2016
TO: Reid Silverboard, City Manager
FROM: Amy Davis, Finance Director
SUBJECT: Res 16-105, Proposed Penny for Pinellas Projects 2020-2030

Background

For almost 30 years, the Penny for Pinellas has represented a key partnership between the County and the municipalities. In the November 2017 referendum, the Penny for Pinellas local options sales tax will be up for renewal for another 10 year period.

The Penny for Pinellas is a Local Option Infrastructure Surtax of 1% additional sales tax, an option provided for under State Statute Section 212.055. The 1% sales tax is levied by the County, and after funding is set aside for a county-wide project(s), the remaining funds are split among the County and municipalities using a formula derived by the population of each entity.

The City of Treasure Island has relied heavily on the Penny for Pinellas for funding capital investments in the community, augmented by property taxes and other General Fund revenues when necessary. The Penny for Pinellas serves as the main capital funding source for city-wide projects that do not have a dedicated funding source. The Wastewater, Solid Waste and Stormwater Programs have a dedicated source derived from the user fees charged bimonthly.

About the Penny for Pinellas:
- A 1 cent sales tax in effect since 1990.
- Benefits our economy and adds value to our county and cities by funding roads, bridges, parks, drainage and other capital improvements.
- Funds capital improvements without relying on property taxes and is estimated that tourists contribute more than a third of its revenue.
- Shared between the county and cities.
- Can only be used for capital investments.
- Is only collected on the first $5,000 of purchases.
- Is not collected on groceries and medications.

If the Penny for Pinellas does not get extended via voter referendum in November 2017, the City will have no choice but to utilize the General Fund for capital investments, which would likely have to have a property tax increase of approximately .5 mill to generate the current amount of revenue received through LOISS to support the present level of spending on these capital needs.
**Discussion**

A proposed list of projects will be submitted to the County to incorporate into their public information program on how the Penny for Pinellas funds will be used should the referendum pass. For reference, the current Penny for Pinellas extension is from 2010 through the end of 2019 and the programmed projects over the remainder of this extension is on page 137 and 138 in the adopted FY 2017 Budget document (attached as Exhibit 1). A summary of projects completed for the first five years and projected or planned for the last five years of the current Penny for Pinellas are referenced in the table below:

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<tr>
<th>Types of Projects</th>
<th>FY2010 to FY2015</th>
<th>Projected FY2016</th>
<th>Budget FY2017</th>
<th>Planned FY2018</th>
<th>Planned FY2019</th>
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*Transportation includes: majority is Street Resurfacing, but also Mast Arms, Pedestrian Crosswalks, Trails & Bike Paths

The unfunded Penny capital project list from the adopted FY 2017 Budget document is attached (Exhibit 2) totaling $8.8 million in city-wide projects. The unfunded capital project list is the projects that have been previously identified that staff recommends considering for proposed projects for the Penny for Pinellas. However, there are three additional potential areas to focus general funding on as well.

There are four unfunded program areas needing a reliable funding source:

- Unfunded city-wide capital investments ($8.8 million)
- Major capital improvements/maintenance of the bascule bridge and causeway ($3.2 million over next five years)
- City Facilities (either minimal repairs, bring up to code or reconstruct – cost depends on direction)
- City Parking Garage ($5 to $7 million)

**Funding**

The County projects the funding generated by the Penny for Pinellas will be similar to the current funding levels (see Exhibit 3). Therefore, it is recommended that the Commission consider $6.8 million to be the revenue level to work within to prioritize capital investments which would be funded using Penny monies.

**Recommendations**

It is recommended to propose funding towards areas that are:

- aligned with the adopted strategic plan
- support core municipal services
- have the greatest need
- consideration of future costs
- valued by the community
Based on these guidelines, staff proposes potential projects for the future Penny for Pinellas extension as follows for the City Commission consideration.

$3,000,000  Street Resurfacing ($300,000 each year, coupled with $100,000 from Gas Tax = $400,000 annually)

$1,300,000  City & Treasure Bay Seawalls (City seawall $660,000. Treasure Bay $650,000)

$ 700,000  Public Safety Vehicles/Equipment (replace: fire pumper, rescue truck, police vehicles)

$ 500,000  Park Improvements (underfunded compared to needs, but will have to prioritize)

$ 500,000  City Facilities (underfunded compared to needs, but direction on facilities has yet to be decided)

$ 400,000  Neighborhood Plans (Improvements for 5 neighborhoods)

$ 400,000  Improvement/Expand Parking System (replace pay stations/meters, expand metered parking)

$6,800,000  Total

Staff recommend Commission approval of Resolution 16-106, authorizing the submittal of the potential Penny for Pinellas projects to the County.

Attachment: Exhibit 1- Penny for Pinellas current project plan with funding provided through the end of 2019 (budget document)

Exhibit 2- Penny for Pinellas and Bascule Bridge & Causeway Unfunded Projects (budget document)

Exhibit 3- Revenue generated by current Penny Extension
## CITY OF TREASURE ISLAND
### PENNY FOR PINELLAS FUND PROJECTION

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| **EXPENDITURES**     |                         |                |                         |                         |                          |                |                |                |                |
| Personnel (3% growth)|                         |                |                         |                         |                          |                |                |                |                |
| Operating (2% growth)|                         |                |                         |                         |                          |                |                |                |                |
| Capital & CIP Projects | 160,981            | 686,706        | 1,589,790               | 1,584,774               | 949,585                  | 678,470        | 553,790        | 399,490        | 132,000        |
| Debt Svc/Other/Contingency |                |                |                         |                         |                          |                |                |                |                |
| Transfers to other funds |                   |                |                         |                         |                          |                |                |                |                |
| **TOTAL EXPENDITURES** | 160,981            | 686,706        | 1,589,790               | 1,584,774               | 949,585                  | 678,470        | 553,790        | 399,490        | 132,000        |

| **ENDING AVAILABLE FUND BALANCE** | 1,033,207 | 158,524 | 158,524 | 158,433 | 5,183 | 103,213 | 348,123 | 154,533 | 22,533 |
| Minus Assigned Carryforwards | (586,567) |          |          |          |      |         |         |         |        |
| Minus Assigned Encumbrances | (396,517) |          |          |          |      |         |         |         |        |
| **AVAILABLE FUND BALANCE** | 130,123 | 158,524 | 158,524 | 158,433 | 5,183 | 103,213 | 348,123 | 154,533 | 22,533 |
## CITY OF TREASURE ISLAND
### PENNY FOR PINELLAS FUND CIP PROJECTS

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**Notes:**
- The table above summarizes the capital improvement projects planned for the city of Treasure Island, including budget details for fiscal years 2016 to 2021.
- Each project is categorized under specific programs and includes estimated budgets for various fiscal years.

---

**City of Treasure Island, Penny for Pinellas Projects (Res 16-105: Proposed Penny for Pinellas, vs. 16-105: Res 16-105, Proposed Penny for Pinellas Fund CIP Projects)"**
### CITY OF TREASURE ISLAND
### PENNY FOR PINELLS FUND CIP PROJECTS CONTINUED

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5-YEAR TOTAL FUNDED CIP PROJECTS: 2,713,335
### CITY OF TREASURE ISLAND

#### UNFUNDED PENNY FOR PINELLAS CAPITAL IMPROVEMENT PROJECTS

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<td></td>
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<tr>
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<td>Golf Course Rehab</td>
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<td>Shade Structure/Benched/Tables</td>
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<td>Park Amenities (benches, tables, trash receptacles)</td>
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<td>Stage Structure/Band Shelter</td>
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<tr>
<td>Playstructure/Swing Replacement</td>
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<td>Mulch Bed for Playstructure</td>
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<td>Roselli Park Ingr - Ballfields &amp; Lights</td>
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<td>Replace Reserve Fire Pumper</td>
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<td>Rescue Truck Replacement</td>
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<tr>
<td>TOTAL UNFUNDED CIP PROJECTS</td>
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<td></td>
<td></td>
<td>25,000</td>
<td>2,923,000</td>
<td>1,794,000</td>
<td>1,381,300</td>
<td>2,745,000</td>
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<td>5-YEAR TOTAL UNFUNDED CIP PROJECTS</td>
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<td>8,868,300</td>
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5-YEAR TOTAL UNFUNDED CIP PROJECTS: 8,868,300
## Unfunded Capital Improvement Projects
### Causeway and Bascule Bridge Capital Maintenance Needs

<table>
<thead>
<tr>
<th>Capital Improvement Projects</th>
<th>Fund</th>
<th>Program</th>
<th>Budget FY 2017</th>
<th>Budget FY 2018</th>
<th>Budget FY 2019</th>
<th>Budget FY 2020</th>
<th>Budget FY 2021</th>
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<tbody>
<tr>
<td>Replace Bascule Bridge Hydraulic Components</td>
<td>Unfunded</td>
<td>Causeway</td>
<td>47,700</td>
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<tr>
<td>Rehab Major Electrical Causeway Bridge Components</td>
<td>Unfunded</td>
<td>Causeway</td>
<td>52,400</td>
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<tr>
<td>Bascule Bridge AC Replacement</td>
<td>Unfunded</td>
<td>Causeway</td>
<td>71,500</td>
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<tr>
<td>East Causeway Repavement &amp; Drainage Improvements</td>
<td>Unfunded</td>
<td>Causeway</td>
<td>745,000</td>
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<tr>
<td>Causeway Underbridge Painting</td>
<td>Unfunded</td>
<td>Causeway</td>
<td>550,000</td>
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<tr>
<td>Causeway Bridges Lighting Study &amp; Replacement</td>
<td>Unfunded</td>
<td>Causeway</td>
<td>591,200</td>
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<tr>
<td>Pressure Clean &amp; TouchUp Paint Cswy Bridge</td>
<td>Unfunded</td>
<td>Causeway</td>
<td>100,000</td>
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<tr>
<td>Bascule Bridge Control System Replacement</td>
<td>Unfunded</td>
<td>Causeway</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
<td>2,057,800</td>
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<td>100,000</td>
<td>1,000,000</td>
</tr>
</tbody>
</table>

| Five Year Total                                      |            |         |                |                |                |                | 3,157,800      |
### Third Penny for Pinellas, Local Infrastructure Sales Surtax

**Actuals and Estimated Annual Distributions to Pinellas County and Municipalities**

**February, 2010 through December, 2019**

*(Amounts in Thousands, 000's omitted)*

**UPDATED June 2016**

<table>
<thead>
<tr>
<th>Penny II &amp; III Actual FY10 TOTAL</th>
<th>Actual Penny III Feb-Sep FY10</th>
<th>Actual FY11</th>
<th>Actual FY12</th>
<th>Actual FY13</th>
<th>Actual FY14</th>
<th>Actual FY15</th>
<th>Actual FY16</th>
<th>Estimate FY17</th>
<th>Estimate FY18</th>
<th>Estimate FY19</th>
<th>Estimate FY20</th>
<th>Total Allocation</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Peninsula &amp; Related Facilities</strong></td>
<td>17,000</td>
<td>15,000</td>
<td>22,500</td>
<td>22,500</td>
<td>22,500</td>
<td>22,500</td>
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<td>22,500</td>
<td>22,500</td>
<td>22,500</td>
<td>22,500</td>
<td>252,000</td>
</tr>
<tr>
<td>Pinellas County</td>
<td>53,540</td>
<td>33,745</td>
<td>52,215</td>
<td>55,299</td>
<td>58,376</td>
<td>62,288</td>
<td>67,031</td>
<td>70,878</td>
<td>74,997</td>
<td>78,052</td>
<td>81,196</td>
<td>653,767</td>
</tr>
<tr>
<td><strong>Criminal Justice &amp; related facilities</strong></td>
<td>74,597</td>
<td>99,539</td>
<td>11,602</td>
<td>4,393</td>
<td>100,552</td>
<td>1,834</td>
<td>4.7%</td>
<td>164</td>
<td>248</td>
<td>141</td>
<td>358</td>
<td>5232.8%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>70,540</td>
<td>48,745</td>
<td>74,115</td>
<td>77,759</td>
<td>80,876</td>
<td>84,788</td>
<td>91,897</td>
<td>97,097</td>
<td>100,552</td>
<td>103,696</td>
<td>27,831</td>
<td>878,767</td>
</tr>
</tbody>
</table>

#### Notes:

1. The annual growth rate in total receipts is 5.0% in FY16, 4.5% in FY17, 4.0% for FY18, and 3.5% for FY19-FY20.
2. The allocation of receipts toward Criminal Justice and related facilities is set for $25 Million per interlocal agreement.
3. The distribution percentages to Pinellas County and the municipalities are determined utilizing 2004 population estimates projected by the Bureau of Economic and Business Research.
4. The first column of Actuals for FY10 reflects the amounts collected and distributed for both Penny II (2000-2010) and Penny III (2010-2020).
5. Budget estimates for FY16 through FY20 will reflect the above estimates less the statutory 5% reduction required.
6. The second column of Actuals for FY10 (included in the Total column) only reflects the amount collected and distributed for Penny III.
7. The revenue generated by a sales tax is extremely sensitive to economic conditions. The projection is based upon continued economic growth in Pinellas County and is subject to changes in the national economy. Projections may be revised from time to time.

---

**Notes:**

The above distribution of Local Infrastructure Sales Surtax is based on the following assumptions:

1. The annual growth rate in total receipts is 5.0% in FY16, 4.5% in FY17, 4.0% for FY18, and 3.5% for FY19-FY20.
2. The allocation of receipts toward Criminal Justice and related facilities is set for $25 Million per interlocal agreement.
3. The distribution percentages to Pinellas County and the municipalities are determined utilizing 2004 population estimates projected by the Bureau of Economic and Business Research.
4. The first column of Actuals for FY10 reflects the amounts collected and distributed for both Penny II (2000-2010) and Penny III (2010-2020).
5. Budget estimates for FY16 through FY20 will reflect the above estimates less the statutory 5% reduction required.
6. The revenue generated by a sales tax is extremely sensitive to economic conditions. The projection is based upon continued economic growth in Pinellas County and is subject to changes in the national economy. Projections may be revised from time to time.

---

**H:\Users\Capital\Budget Process\FY17-26\Penny Revenues\Penny Estimated Annual Distribution Co and Munic FY17-26 JUN2016.xlsx/CurrentPenny June 2016**
RESOLUTION NO. 16-105

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF TREASURE ISLAND, FLORIDA, APPROVING THE POTENTIAL PROJECT LIST FOR THE THIRD EXTENSION OF THE PENNY FOR PINELLAS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has prepared a list of potential projects (exhibit A) should the Penny for Pinellas Local Option Infrastructure Surtax be renewed via referendum in November 2017; and

WHEREAS, the proposed project list is for the period of 10-years, 2020 through 2030 should the Penny for Pinellas Local Option Infrastructure Surtax be renewed; and

WHEREAS, the proposed project list will be forwarded to Pinellas County and will be used in the communication and information of the Penny for Pinellas to voters; and

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF TREASURE ISLAND DOES RESOLVE THAT:

Section 1. The City Commission approves the attached potential project list (Exhibit A) should the Penny for Pinellas Local Option Surtax be renewed for another 10-year period beginning in 2020 by voters at the November 2017 referendum.

Section 2. This resolution is effective immediately upon adoption.

The foregoing Resolution was offered during Regular Session of the City Commission of the City of Treasure Island, Florida, sitting on the ___ day of November 2016 by Commissioner __________________ who moved its adoption; was seconded by Commissioner ____________ and upon roll call, the vote was:

YEAS: ____________________________
NAYS: ____________________________
ABSENT OR ABSTAINING: ____________________________

ATTEST: ____________________________

Robert Minning, Mayor
Tiffany Makras, City Clerk

Res 16-105, Penny for Pinellas Projects 2020-2030 11-15-16
### Exhibit A

**City of Treasure Island**

**Potential Penny for Pinellas Projects 2020-2030**

*(should the referendum pass in November 2017)*

<table>
<thead>
<tr>
<th>Amount</th>
<th>Project Description</th>
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<tbody>
<tr>
<td>$3,000,000</td>
<td>Street Resurfacing</td>
</tr>
<tr>
<td>$1,300,000</td>
<td>City &amp; Treasure Bay Seawalls (City seawall $660,000, Treasure Bay $650,000)</td>
</tr>
<tr>
<td>$  700,000</td>
<td>Public Safety Vehicles/Equipment</td>
</tr>
<tr>
<td>$  500,000</td>
<td>Park Improvements</td>
</tr>
<tr>
<td>$  500,000</td>
<td>City Facilities</td>
</tr>
<tr>
<td>$  400,000</td>
<td>Neighborhood Plans</td>
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<tr>
<td>$  400,000</td>
<td>Improvement/Expand Parking System</td>
</tr>
<tr>
<td>$6,800,000</td>
<td><strong>Total</strong></td>
</tr>
</tbody>
</table>

Res 16-105, Penny for Pinellas Projects 2020-2030 Exhibit A 11-15-16