

ORDINANCE NO. 2008-29

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR AMENDMENT OF CODE SECTIONS 22-101 THROUGH AND INCLUDING 11-109 OF ARTICLE IV OF CHAPTER 22, OF THE CITY CODE OF ORDINANCES; CHANGING THE NAME OF THE LEISURE SERVICES COMMITTEE; CHANGING THE POWERS AND DUTIES OF THE COMMITTEE; CHANGING PROVISIONS RELATED TO THE POWERS AND DUTIES OF THE CITY MANAGER AND THE CITY STAFF RELATED TO THE COMMITTEE; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, notice of this ordinance has been provided in accordance with applicable law; and

WHEREAS, the City Commission hereby finds revision of Chapter 22, Article IV of the City Code of Ordinances will promote consistency in the administration of appointed boards; and

WHEREAS, the City Commission has determined that this ordinance is necessary for the preservation of the health, welfare and safety of the community;

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, HEREBY ORDAINS:

SECTION 1. Sections 22-101 through and including 22-109 of Article IV of Chapter 22 of The St. Pete Beach Code of Ordinances, is amended to read as set forth on Attachment A, attached hereto and incorporated herein by reference:

**See Attachment A**

SECTION 2. If any portion, part or section of this Ordinance is declared invalid, the valid remainder hereof shall remain in full force and effect.

SECTION 3. All ordinances, or parts of ordinances, in conflict herewith, are hereby repealed, to the extent of such conflict.

SECTION 4. This Ordinance shall become effective immediately upon final passage as required by law.

*Mike Finnerty*

Mike Finnerty, MAYOR

FIRST READING : 7-8-08  
PUBLISHED : 7-12-08  
SECOND READING : 8-12-08  
PUBLIC HEARING : 8-12-08

I, Theresa B. McMaster, City clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this 12<sup>th</sup> day of August, 2008.

*Theresa B. McMaster*

Theresa B. McMaster, City Clerk

ATTACHMENT A

**ARTICLE IV. LEISURE SERVICES (RECREATION ADVISORY)  
COMMITTEE**

**Sec. 22-101. Created.**

There is hereby created a permanent committee to be known as the ~~Leisure Services~~ (Recreation Advisory) Committee.

**Sec. 22-102. Number of members; compensation.**

- (a) The Mayor and each City Commissioner shall appoint one regular member to serve on the ~~Leisure Services~~ (Recreation Advisory) Committee.
- (b) Members shall serve without compensation.

**Sec 22-103. Appointment of members.**

- (a) The Mayor and each City Commissioner shall appoint one regular member to serve on the ~~Leisure Services~~ (Recreation Advisory) Committee.
- (b) Members shall be appointed at the first regularly scheduled meeting following the general election. Provided, however, that if the City Commission is unable to appoint members prior to a duly scheduled meeting of the Committee, then those members previously appointed shall continue to serve until such time as they are replaced or reappointed.
- (c) Appointments made other than at the first regularly scheduled meeting following the general election shall nevertheless be effective from the date of the first meeting following the general election for the purpose of determining the length of term.
- (d) Appointments by (City) Commission members shall not be restricted by Commissioner district boundaries.

**Sec. 22-104. Term of office of members.**

The terms of office of the members of the ~~Leisure Services~~ (Recreation Advisory) Committee shall run concurrently with the term of the Mayor or Commissioner appointing that member.

**Sec. 22-105. Qualifications of members.**

- (a) All members shall reside permanently within the City at all times during their terms of office, and abandonment of residency within the City limits shall automatically constitute a forfeiture of office.
- (b) No member shall hold any other public position in the City.

- (c) The City Commission shall appoint only those persons whose personal and private interests are not likely to conflict with that of the general public.
- (d) The members shall not be elected City officials, appointed City officers or City employees, nor shall they be employers of, or related to, any City official or City employee.

**Sec. 22-106. Removal from office.**

- (a) Members of the ~~Leisure Services~~ (Recreation Advisory) Committee shall serve at the pleasure of the appointing Commission member.
- (b) Any member who fails to attend three (3) successive regular meetings shall forfeit membership on the (Recreation Advisory) Committee.
- (c) If any member of the (Recreation Advisory) Committee resigns, or for any other reason ceases to be a member of the Committee, the (City) Commission member who appointed such member shall appoint a replacement to serve the remainder of the term.

**Sec. 22-107. Powers and duties generally.**

- (a) The ~~Leisure Services~~ (Recreation Advisory) Committee shall have the power to adopt rules and procedures and to conduct regular and special meetings, provided the procedures do not conflict with any requirements of the Charter or this Code.
- (b) The (Recreation Advisory) Committee shall ~~develop~~ (advise) on programs, evaluate existing programs, (propose new programs) and make recommendations to (City staff and/or) the City Commission regarding the following:
  - 1) ~~Municipal open space and the~~ Protection, and enhancement, (and) of the beautification of the City (owned property and right-of-ways) through all available means, including appropriate landscaping, ~~and to propose approaches to the~~ maintenance, (and Best Management Practices). ~~of open space.~~
  - 2) (All City recreational activities, including marketing strategies, revenue generation, expenditures, and establishing partnerships with public and private entities to ensure the City's recreational needs are met in the most cost effective and efficient manner.)
  - 3) Various programs offered by the Department of ~~Leisure Services~~ (Public Services) and methods of improving these programs. Additionally, the (Recreation Advisory) Committee shall make recommendations for development of new recreational programs (and activities) to be offered to the ~~citizens~~ (people) of the ~~city~~ (community).

- 4) Protection and maintenance of the system of parks and recreation facilities (throughout the City including the Community Center Complex, Don Vista, Warren Webster, parks, public right-of-ways, beaches and waterways) to meet the needs of current and future residents, (businesses), visitors, and tourists.

**Sec. 22-108. Election of officers; conduct of meetings.**

- a) ~~The Leisure Services (Recreation Advisory) Committee shall annually, at the first meeting held following the appointment of members, organize by electing a chairman and vice-chairman and such other officers as may be necessary from among its members. The City Manager shall serve as a nonvoting ex-officio member of the Committee and shall be responsible for reviewing the preparation of the minutes of all meetings by the City Clerk's office and shall provide the Committee with data and facts. The City Manager shall be responsible for training and providing such technical assistance as may be required from time to time.~~
- b) The (Recreation Advisory) Committee shall meet at its discretion (quarterly), with the time and place to be established by majority vote of the regular members. All meetings shall be open to the public.
- c) Special meetings may be called and held upon the request of the Chairman, City Commission, City Manager (or his/her designee) or by any three (3) members during a properly noticed public meeting.
- d) A quorum for the conduct of business shall not be less than three (3) members.
- e) A majority of Committee members present shall be required to make any determination required by the (Recreation Advisory) Committee.
- f) ~~The City shall appoint a secretary to keep and accurately maintain the minutes of all Committee meetings.~~

**Sec. 22-109. Staff participation and responsibilities.**

The city shall make available staff to assist the Recreation Advisory Committee in the performance of its duties. Responsibilities will include the recording and transcribing of the minutes of all meetings of the committee. All meetings of the committee shall be open to the public. A public record of the committee's minutes and resolutions shall be maintained and made available for inspection by the public.