

Ordinance 2022-12

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA AMENDING CODE OF ORDINANCES CHAPTER 2, ARTICLE III, DIVISION 1, SECTION 2-186 - DISPOSAL OF SURPLUS CITY PROPERTY; PROVIDING FOR CONFLICTS; SEVERABILITY; CORRECTION OF SCRIVENER'S ERROR; CONSTRUCTION; PUBLICATION; AND AN EFFECTIVE DATE.

WHEREAS, the City's financial assets are safeguarded by a system of internal controls designed to provide reasonable assurance against loss from unauthorized use or disposition.

WHEREAS, the City Commission of the City of St. Pete Beach desires to update the definitions by which such internal controls are promulgated.

WHEREAS, the City Commission finds this amendment, deletions, and additions to be in the best interest of the citizens of the City of St Pete Beach.

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

SECTION 1. Recitals. The above recitals ("Whereas" clauses) are hereby adopted as legislative findings, purpose, and intent of the City Commission.

SECTION 2. Code of Ordinances Chapter 2, Article III, Division 1 is amended as follows:

Sec. 2-186. Disposal of surplus city property.

- (a) The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Personal property includes every species of property except real property with a net book value greater than \$5,000.00.

Surplus personal property means personal property which the city commission, by resolution, has determined to be personal property which is no longer needed by the city and which may be disposed of by sale to the public at large.

- (b) If the city owns personal property which is in no longer useful to the city or which is burdensome to the city, the city commission may adopt a resolution setting forth that the property is no longer useful or is burdensome and authorizing the sale of it to the public at large.
- (c) The city manager may sell the property only upon such terms and conditions as are approved by the city commission and as are set forth in a duly adopted resolution.
- (d) All revenue received from the sale of surplus property shall be recorded in the applicable underlying fund.

SECTION 3. Codification. This Ordinance shall be codified in the Code of Ordinance of the City of St. Pete Beach.

SECTION 4. Conflicts. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 5. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance as they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 6. Scrivener's Error. The City Attorney may correct scrivener's errors found in this Ordinance by filing a corrected copy of this Ordinance with the City Clerk.


SECTION 7. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

SECTION 8. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 9. Effective Date. This ordinance shall take effect immediately upon adoption.

FIRST READING: **October 11, 2022**
PUBLISHED: **October 12, 2022**
SECOND READING AND PUBLIC HEARING: **October 25, 2022**

CITY COMMISSION, CITY OF ST. PETE
BEACH, FLORIDA.



Alan Johnson, Mayor

I, Amber LaRowe, 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 25 day of October 2022.



Amber LaRowe, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



Andrew Dickman, City Attorney

CITY OF ST. PETE BEACH CITY COMMISSION NOTICE OF PUBLIC HEARING

The City of St. Pete Beach City Commission will consider the following Ordinances for adoption on **October 25, 2022, at 6:00 P.M.** or soon thereafter in the St. Pete Beach City Commission Chamber, 155 Corey Ave., St. Pete Beach, FL 33706.

ORDINANCE 2022-11

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA AMENDING CODE OF ORDINANCES CHAPTER 2, ARTICLE III, DIVISION 1, SECTION 2-219 - FIXED ASSETS; PROVIDING FOR CONFLICTS; SEVERABILITY; CORRECTION OF SCRIVENER'S ERROR; CONSTRUCTION; PUBLICATION; AND AN EFFECTIVE DATE.

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These documents are available for review in the City Clerk's Office. The above-scheduled public hearing may be continued from time-to-time pending adjournment. Any written comments that are received on the subject matter will become part of the official record. Any person who decides to appeal any decision of the City Commission with respect to any matter considered at this hearing will need a record of the proceedings and, for such purposes, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based. American with Disabilities Act: Florida Statutes Chapter 286.26. Accessibility of public hearings to the physically handicapped. In accordance with the Americans with Disabilities Act and Florida Statutes, persons needing special accommodations to participate in a hearing should contact City Hall at (727) 367-2735 no later than forty-eight (48) hours prior to the hearing for assistance. A copy of this ordinance is on file in the Finance Department and may be inspected by the public. Any interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

0000248193-01

Tampa Bay Times
Published Daily

STATE OF FLORIDA
COUNTY OF Pinellas, Hillsborough, Pasco,
Hernando Citrus

} ss

Before the undersigned authority personally appeared **Courtney Freeh** who on oath says that he/she is **Legal Advertising Representative** of the **Tampa Bay Times** a daily newspaper printed in St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter **RE: ORDINANCE 2022-11 and 2022-12** was published in said newspaper by print in the issues of: 9/28/22 or by publication on the newspaper's website, if authorized, on

Affiant further says the said **Tampa Bay Times** is a newspaper published in **Pinellas, Hillsborough, Pasco, Hernando Citrus** County, Florida and that the said newspaper has heretofore been continuously published in said **Pinellas, Hillsborough, Pasco, Hernando Citrus** County, Florida each day and has been entered as a second class mail matter at the post office in said **Pinellas, Hillsborough, Pasco, Hernando Citrus** County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he/she neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.



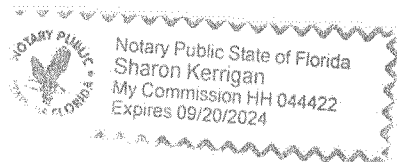
Signature Affiant

Sworn to and subscribed before me this 09/28/2022


Signature of Notary Public

Personally known X or produced identification

Type of identification produced _____



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CITY COMMISSION
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9/28/2022

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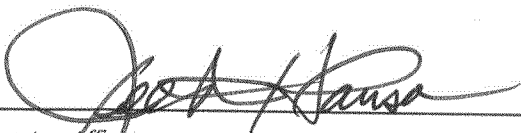
Tampa Bay Times
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Signature Affiant

Sworn to and subscribed before me this 10/12/2022


Signature of Notary Public

Personally known X or produced identification

Type of identification produced _____



LEGAL NOTICE

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