



**City of Gulfport Florida**  
**Regular City Council Meeting**  
**Tuesday, October 4, 2011**

City Hall – 2401 53<sup>rd</sup> Street South, Gulfport, FL 33707

7:00 p.m.

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**AGENDA**

Call to Order

Invocation given by Vice Mayor Hastings

Pledge of Allegiance

Roll Call:

1. Public Session.
2. City Manager Report.
3. City Attorney Report.
4. City Clerk Report.
5. Consent:
  - a. Consider approval of the Council Meeting Minutes of September September 6, and September 8, 2011.
  - b. Resolution No. 2011-57: A resolution of the City of Gulfport, Florida, supporting the One Bay Regional Vision; and providing for an effective date.
  - c. Resolution No. 2011-58: A resolution of the City of Gulfport, Florida, requesting the Pinellas County Commission reconsider restoring funding for roadway improvements on 22<sup>nd</sup> Avenue South; and providing for an effective date.
6. Ordinances:
  - a. 2011-13, An ordinance of the City of Gulfport, Florida, amending Chapter 17, Streets, Sidewalks, Parks, and Parkways, Article II, Parks, establishing Section 17-31, cigarettes, cigars, and tobacco products prohibited; enforcement, remedies and penalties; providing for the repeal of ordinances, or parts of ordinance in conflict herewith, to the extent of such conflict; providing for severability; and providing for an effective date. (Tabled: September 6, 2011)
  - b. 2011-20, An ordinance of the City of Gulfport, Florida, amending Chapter 6, Beaches, Boats, Boating and Waterfront Structures, by amending Article I, Section 6-1, Definitions, by resetting the position of the beginning point of the beach as described in Subsection (3); providing for the repeal of ordinances, or parts of

ordinances, in conflict herewith, to the extent of such conflict; providing for severability; and providing for an effective date.

- c. 2011-21, An ordinance of the City of Gulfport, Florida, amending Chapter 12, Health and Sanitation, by establishing Article III, Special Master Supplemental Code Enforcement; Sec. 12-14, Definitions; Sec. 12-15, Creation, Establishment; Sec. 12-16, Clerk; Sec. 12-17, Civil Offenses and Penalties; Sec. 12-18, Special Master Qualifications and Removal; Sec. 12-19, Enforcement Procedures; Sec. 12-20, Prehearing Administrative Enforcement Costs; Sec. 12-21, Service of Notice; Sec. 12-22, Contents of Notice, Schedule and Conduct of Special Master Hearing; Sec. 12-23, Recovery of Unpaid Civil Penalties; Unpaid Penalty to Constitute a Lien; Foreclosure; Sec. 12-24, Appeals; Sec. 12-25, Reserved; providing for the repeal of ordinances, or parts of ordinances, in conflict herewith, to the extent of such conflict; providing for severability; and providing for an effective date.
- d. 2011-22, An ordinance of the City of Gulfport, Florida, submitting to the city electors, a referendum question on amendment to the City of Gulfport Charter, Article I, The Corporation, Section 103, Extraterritorial Powers; providing for amending title to Acquisition and Disposal of Properties; prohibiting the sale, trade, vacation or giving away of any real property which provides park, beach, recreational lands, beach access or submerged lands without referendum approval of the city's electorate; establishing the question to appear on the general election ballot occurring on March 13, 2012; providing for publication in accordance with the law; providing for the repeal of ordinances, or parts of ordinances, in conflict herewith, to the extent of such conflict; providing for severability; and providing for an effective date.
- e. 2011-23, An ordinance of the City of Gulfport, Florida, submitting to the city electors, a referendum question on amendment to the City of Gulfport Charter, Article I, The Corporation, Section 103, Extraterritorial Powers; prohibiting the sale, trade, vacation or giving away of any real property used for administrative and support facilities during the pendency of the administrative and support facilities use, except after a referendum of the city's electorate; establishing the question to appear on the general election ballot occurring on March 13, 2012; providing for publication in accordance with the law; providing for the repeal of ordinances, or parts of ordinances, in conflict herewith, to the extent of such conflict; providing for severability; and providing for an effective date.
- f. 2011-24 An ordinance of the City of Gulfport, Florida, submitting to the city electors, a referendum question on amendment to the City of Gulfport Charter, Article I, The Corporation, Section 103, Extraterritorial Powers; providing for the affirmative vote of a minimum of four (4) city council members to establish a referendum election; establishing the question to appear on the general election ballot occurring on March 13, 2012; providing for publication in accordance with the law; providing for the repeal of ordinances, or parts of ordinances, in conflict herewith, to the extent of such conflict; providing for severability; and providing for an effective date.

- g. 2011-25, An ordinance of the City of Gulfport, Florida, submitting to the city electors, a referendum question on amendment to the City of Gulfport Charter, Article III, Legislative, Section 306, Vacancies; Filling of Vacancies, providing for the filling of vacancies within thirty (30) days of said vacancy, providing for filling of vacancies when less than a quorum exists, providing for extraordinary vacancies; establishing the question to appear on the general election ballot occurring on March 13, 2012; providing for publication in accordance with the law; providing for the repeal of ordinances, or parts of ordinances, in conflict herewith, to the extent of such conflict; providing for severability; and providing for an effective date.
- h. 2011-26, An ordinance of the City of Gulfport, Florida, submitting to the city electors, a referendum question on an amendment to the City of Gulfport Charter, Article V, Qualifications and Elections, Section 509, Public Supervision and Information; providing for candidates to appoint watchers and challengers at each polling place in accordance with Florida Law; establishing the question to appear on the general election ballot occurring on March 13, 2012; providing for publication in accordance with the law; providing for the repeal of ordinances, or parts of ordinances, in conflict herewith, to the extent of such conflict; providing for severability; and providing for an effective date.
- i. 2011-27, An ordinance of the City of Gulfport, Florida, submitting to the city electors, a referendum question on amendment to the City of Gulfport Charter, Article X, General Provisions, Section 1005, Improvements, Financial Limitation; providing for clarification of limitation of expenditures per calendar year; establishing the question to appear on the general election ballot occurring on March 13, 2012; providing for publication in accordance with the law; providing for the repeal of ordinances, or parts of ordinances, in conflict herewith, to the extent of such conflict; providing for severability; and providing for an effective date.
7. Resolutions:
- a. 2011-59, A resolution of the City of Gulfport, Florida, authorizing the city manager to use Federal Equitable Sharing Funds for the purchase of fitness-testing equipment for the police department; and providing for an effective date.
- b. 2011-60, A resolution of the City of Gulfport, Florida, amending Resolution No. 2011-49; providing for corrections in the marina fee schedule; and providing for an effective date.
8. Old Business.
9. New Business.
10. Council Reports.
11. Adjournment.

Any person who decides to appeal any decision of the City Council with respect to any matter considered at this meeting 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 to be based. The law does not require the City Clerk to transcribe verbatim minutes; therefore, the applicant must make the necessary arrangements with a private reporter or private reporting firm and bear the resulting expense. Any person with a disability requiring reasonable accommodation in order to participate in this meeting should call (727) 893-1000 or fax a written request to (727) 893-1008. Posted: 9-30-11