



# *City of Safety Harbor Florida*

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HOME OF ESPIRITU SANTO MINERAL SPRINGS

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750 Main Street    ‡    Safety Harbor, Florida 34695    ‡    (727) 724-1555  
FAX 724-1566

May 16, 2006

Chairman Alan Bomstein  
Pinellas County Charter Review Commission  
C/O: Assistant County Administrator,  
Elithia Stanfield  
315 Court Street, 6th Floor  
Clearwater, Florida 33756

Dear Chairman Bomstein:

Enclosed please find copies of Resolutions No. 2006-16, 2006-17, and 2006-18 concerning the Pinellas County Charter Review Commission.

If you have any questions, please do not hesitate to contact this office at (727) 724-1555.

Sincerely,

Karen Sammons  
Administrative Secretary

cc:    Pinellas County Municipalities

RESOLUTION NO. 2006 - 16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAFETY HARBOR, FLORIDA, REQUESTING THAT THE PINELLAS COUNTY CHARTER REVIEW COMMISSION REJECT ALL OF THE PROPOSED CHARTER PROVISIONS RELATED TO ANNEXATION POLICY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS the proposed charter provisions make annexation more difficult and help to preserve the status quo of inefficient city/county jurisdictional boundaries; and,

WHEREAS the proposed changes would conflict with statewide annexation law creating a precedent for a hodgepodge of inconsistent and conflicting annexation laws across the state; and,

WHEREAS the 50% coterminous rule for non-referendum referendum, hereafter referred to as "property owner referendums," annexations is overly simplistic and arbitrary and further restricts a city's ability to annex; and,

WHEREAS the 66% parcel and acreage consent requirement for property owner referendums is overly burdensome and arbitrary and completely without justification; and,

WHEREAS property owner referendums are a vote of the property owners and should have no greater requirement for a majority than an annexation referendum of registered voters (simple majority); and,

WHEREAS the 60/30 day revocable written consent proposal for property owner referendums will create an opportunity for consenting property owners to be harassed and threatened by opposing property owners up to and including at the annexation public hearing(s); and,

WHEREAS 60/30 day revocable written consent proposal would essentially allow property owners to change their "vote" after the election; and,

WHEREAS the proposed 60/30 day revocable written consent proposal will introduce a tremendous amount of chaos and conflict in a system that is currently sound and effective; and,

WHEREAS limiting repeat annexations to seven years is overly long and unnecessarily restricts the rights of residents to have a choice regarding annexation; and,

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WHEREAS the proposed notice requirements for all referendum types is unprecedented and far exceeds any notice requirement for any other type of election or referendum regardless of the subject; and,

WHEREAS the proposed notice requirement is overly burdensome, adds unnecessary cost to the process and is no more than an additional step that complicates the process and increases opportunities for conflict and litigation in order to prevent annexation in general; and,

WHEREAS the proposed incentive limitation language creates confusion and is already addressed by existing laws.


NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SAFETY HARBOR, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED THAT:

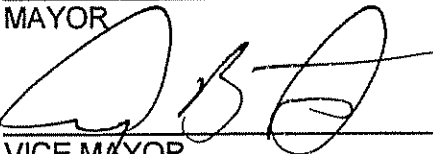
Section 1. The above recitals are true and correct and incorporated herein as if set forth in full.

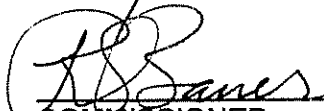
Section 2: The City Commission requests that the Pinellas County Charter Review Commission reject all of the proposed annexation policy related charter and legislative proposals.

Section 3. This Resolution shall take effect immediately upon its passage and adoption.

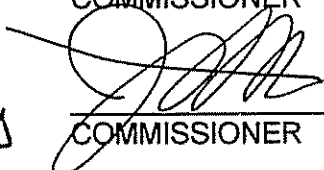
PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF SAFETY HARBOR, FLORIDA, THIS 15th DAY OF MAY, 2006.

  
\_\_\_\_\_  
MAYOR

  
\_\_\_\_\_  
VICE MAYOR

  
\_\_\_\_\_  
COMMISSIONER

  
\_\_\_\_\_  
COMMISSIONER

  
\_\_\_\_\_  
COMMISSIONER

ATTEST:

  
\_\_\_\_\_  
CITY CLERK

Office of the  
City Attorney  
City of Safety Harbor  
750 Main Street  
Safety Harbor, FL 34695  
for

RESOLUTION NO. 2006 - 17

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAFETY HARBOR, FLORIDA, OPPOSING A PROPOSAL OF THE PINELLAS CHARTER REVIEW COMMISSION THAT WOULD ELIMINATE THE DUAL REFERENDUM REQUIREMENT FOR A CHANGE OF ANY FUNCTION, SERVICE, POWER OR REGULATORY AUTHORITY OF A MUNICIPALITY, SPECIAL DISTRICT OR THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Pinellas County Charter Review Commission has tentatively approved a proposal to amend Section 6.04 of the County Charter to remove the requirement that the voters of the county and the voters of an affected municipality or special district must approve by dual referendum any amendment to the charter that would change any function, service, power, or regulatory authority of a municipality, special district, or the county; and

WHEREAS, the proposed amendment, if adopted and if interpreted liberally, would erode the authority of the municipalities and specials districts of Pinellas County by permitting the usurpation of their functions and regulatory authorities.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SAFETY HARBOR, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED THAT:

Section 1. The above recitals are true and correct and incorporated herein as if set forth in full.

Section 2: This Commission hereby expresses its opposition to the proposed amendment to the County Charter that would remove the requirement that the voters of the county and the voters of an affected municipality or special district must approve any amendment to the charter that would change any function, service, power, or regulatory authority of a municipality, special district, or the county.

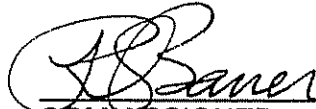
Section 3. This Resolution shall take effect immediately upon its passage and adoption.

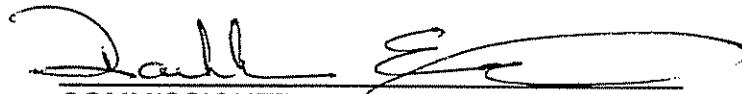
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MAYOR

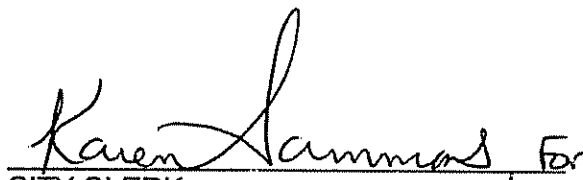
  
VICE MAYOR

  
COMMISSIONER

  
COMMISSIONER

  
COMMISSIONER

ATTEST:

  
CITY CLERK

RESOLUTION NO. 2006 – 18

A RESOLUTION OF THE CITY OF SAFETY HARBOR, FLORIDA, URGING MEMBERS OF THE PINELLAS COUNTY CHARTER REVIEW COMMISSION TO OPPOSE THE EXCLUSION OF ELECTED OFFICIALS ON FUTURE CHARTER REVIEW COMMISSIONS.

WHEREAS, the Pinellas County Charter Review Commission has discussed the issue of the composition of future Charter Review Commissions; and

WHEREAS, the Charter Review Commission has taken an initial vote that would remove the all elected officials currently specified to serve on Charter Review Commission; and

WHEREAS, local elected officials work closely on a daily basis with issues contained within the Pinellas County Charter and as such bring a knowledge base to the "lay" membership that combines to assist in explaining any need for proposing changes to the Charter.

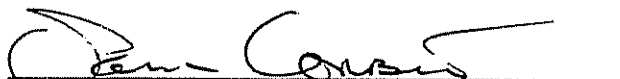
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SAFETY HARBOR, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED THAT:

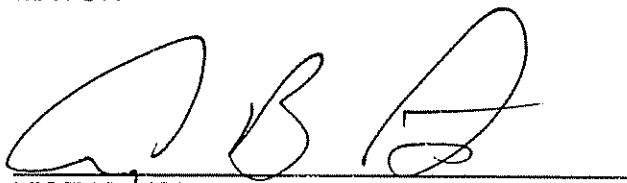
Section 1. The above recitals are true and correct and incorporated herein as if set forth in full.

Section 2: This Commission is opposed to removing the provision from the current Pinellas County Charter that elected members serve on future Pinellas County Charter Review Commissions.

Section 3. This Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF SAFETY HARBOR, FLORIDA, THIS 15th DAY OF MAY, 2006.

  
MAYOR

  
VICE MAYOR

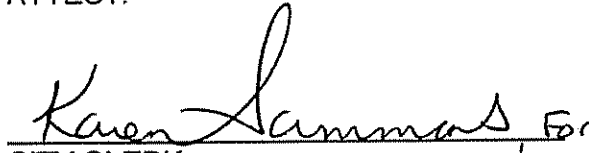
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COMMISSIONER

  
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ATTEST:

  
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