

**MINUTES
SEMINOLE CITY COUNCIL
TUESDAY, JULY 10, 2007**

The Regular Meeting of the Seminole City Council was held on Tuesday, July 10, 2007, in the City Hall, City Council Chambers, 9199 113th Street North, Seminole, Florida.

James Johnson, Mayor, called the meeting to order at 7:00 p.m. The invocation was given by Councilor John Counts, followed by the Pledge of Allegiance.

ROLL CALL:

Present were: Councilors John Counts, Patricia Hartstein, Dan Hester, Peter Hofstra and Bob Matthews; Mayor James Johnson; City Attorney John Elias; City Manager Frank Edmunds and City Clerk Lesley DeMuth. Vice Mayor Thomas Barnhorn asked to be excused.

INTRODUCTIONS AND PRESENTATIONS:

Recreation Director Jim Sheets presented a PowerPoint presentation on the June 24, 2007, Tri if You Dare Triathlon.

Mayor Johnson presented a Proclamation to Linda Cole recognizing her receipt of the President's 2007 Call to Service Award.

1. PUBLIC COMMENT:

Wanda Stuart, LiveFree Substance Abuse Prevention Coalition of Pinellas County and Operation Par, provided a packet of information to each Council Member, and stated she was present to encourage and ask Council to limit the age to 21 years and above for the admittance into bars.

2. APPROVAL OF MINUTES – REGULAR MEETING JUNE 26, 2007.

Motion by Councilor Hofstra, second by Councilor Hartstein to approve the minutes of June 26, 2007.

UNANIMOUS APPROVAL BY ACCLAMATION

3. CONSIDER A FIRST READING OF ORDINANCE NO. 07-2007 AMENDING THE SPECIAL MASTER HEARINGS TO ALLOW FOR CODE ENFORCEMENT CASES TO BE BROUGHT TO HEARING IN TEN DAYS.

The City Clerk read Ordinance No. 07-2007 by title only.

Motion by Councilor Hester, second by Councilor Hartstein to approve Ordinance No. 07-2007 on First Reading.

ROLL CALL: COUNCILOR COUNTS AYE
COUNCILOR HARTSTEIN AYE
COUNCILOR HESTER AYE
COUNCILOR HOFSTRA AYE
COUNCILOR MATTHEWS AYE
MAYOR JOHNSON AYE

MOTION CARRIED UNANIMOUSLY

4. CONSIDER A FIRST READING OF ORDINANCE NO. 08-2007 REGARDING ALCOHOLIC BEVERAGE ESTABLISHMENTS.

The City Clerk read Ordinance No. 08-2007 by title only.

Motion by Councilor Matthews, second by Councilor Hartstein to approve Ordinance No. 08-2007 on First Reading.

In response to a question from Councilor Hester regarding the request at the workshop to lower the occupancy load to 100, City Manager Edmunds stated the proposed Ordinance does impose the limitation of occupancy load of 100. In staff's analysis, there was no additional effect of the Ordinance with this change.

ROLL CALL: COUNCILOR COUNTS AYE
COUNCILOR HARTSTEIN AYE
COUNCILOR HESTER AYE
COUNCILOR HOFSTRA AYE
COUNCILOR MATTHEWS AYE
MAYOR JOHNSON AYE

MOTION CARRIED UNANIMOUSLY

5. CONSIDER A FIRST READING OF ORDINANCE NO. 09-2007 PROHIBITING PARKING ON LANDSCAPE/DRAINAGE AREAS FOR PROPERTIES DEVELOPED IN ACCORDANCE WITH THE SITE PLAN.

The City Clerk read Ordinance No. 09-2007 by title only.

Motion by Councilor Hartstein, second by Councilor Hofstra to approve Ordinance No. 09-2007 on First Reading.

Councilor Matthews stated he would like to reaffirm that this Ordinance applies to commercial and not residential properties. City Manager Edmunds stated this is correct.

ROLL CALL: COUNCILOR COUNTS AYE
COUNCILOR HARTSTEIN AYE
COUNCILOR HESTER AYE

COUNCILOR HOFSTRA	AYE
COUNCILOR MATTHEWS	AYE
MAYOR JOHNSON	AYE

MOTION CARRIED UNANIMOUSLY

6. CONSIDER A FIRST READING OF ORDINANCE NO. 10-2007 REQUIRING PROPERTIES DEVELOPED UNDER A SITE PLAN TO MAINTAIN LANDSCAPING IN ACCORDANCE WITH THE APPROVED SITE PLAN.

The City Clerk read Ordinance No. 10-2007 by title only.

Motion by Councilor Hester, second by Councilor Hartstein to approve Ordinance No. 10-2007 on First Reading.

In response to a question from Councilor Matthews on how the City will manage this on second generation ownership, City Manager Edmunds stated the City has sufficient staff to provide periodic inspections of commercial properties to see that they are in compliance with the site plan as approved. In the event of either second or third ownership, the City's process has always been to alert the property owner of violations and allow for an opportunity for corrective action which does not necessarily mean immediate compliance as long as the staff sees progression to comply.

Councilor Hofstra asked if the City maintains site plans in perpetuity.

City Manager Edmunds stated they are maintained in the City property files, and any prospective purchaser could have access to the plan.

ROLL CALL:	COUNCILOR COUNTS	AYE
	COUNCILOR HARTSTEIN	AYE
	COUNCILOR HESTER	AYE
	COUNCILOR HOFSTRA	AYE
	COUNCILOR MATTHEWS	AYE
	MAYOR JOHNSON	AYE

MOTION CARRIED UNANIMOUSLY

7. CONSIDER A FIRST READING OF ORDINANCE NO. 11-2007 REQUIRING A NON-CONFORMING USE, IF DESTROYED IN EXCESS OF 51% OF ITS VALUE, TO COMPLY WITH THE CURRENT CODE REQUIREMENTS FOR REDEVELOPMENT.

The City Clerk read Ordinance No. 11-2007 by title only.

Motion by Councilor Counts, second by Councilor Hartstein to approve Ordinance No. 11-2007 on First Reading.

ROLL CALL:	COUNCILOR COUNTS	AYE
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COUNCILOR HARTSTEIN	AYE
COUNCILOR HESTER	AYE
COUNCILOR HOFSTRA	AYE
COUNCILOR MATTHEWS	AYE
MAYOR JOHNSON	AYE

MOTION CARRIED UNANIMOUSLY

8. CONSIDER SELECTION OF AUDITING SERVICES FOR THE CITY OF SEMINOLE MUNICIPAL GOVERNMENT.

Motion by Councilor Matthews, second by Councilor Hartstein to authorize the City Manager to execute a five (5) year contract for auditing services with Wells, Houser & Schatzel, P.A., Certified Public Accountants for a base auditing fee of \$136,000.

In response to a question from Councilor Hester, City Manager Edmunds stated the selection process incorporated an advertisement for Request for Proposals, and a formal interview process.

UNANIMOUS APPROVAL BY ACCLAMATION

9. CONSIDER AUTHORIZATION TO EXECUTE ENGAGEMENT CONTRACTS FOR MUSICAL GROUPS TO PERFORM AT THE 2007 MUSIC IN THE PARK EVENT.

Motion by Councilor Hartstein, second by Councilor Hofstra to execute the engagement contracts with the 2007 Music in the Park musical groups.

UNANIMOUS APPROVAL BY ACCLAMATION

10. CONSIDER AUTHORIZATION TO EXECUTE A “CLASSIFIED DOLLAR BASED AGREEMENT” WITH THE TIMES PUBLISHING COMPANY FOR CLASSIFIED ADVERTISEMENT.

Motion by Councilor Matthews, second by Councilor Hester to authorize the City Manager to execute a Classified Dollar Based Agreement with the St. Petersburg Times for classified advertisements.

In response to a question from Mayor Johnson on the Agreement, Administrative Services Director Harry Kyne explained if the City plans to do \$10,000 worth of advertising it will get a cheaper rate but, if it does not the City will be charged the difference of the \$5,000 advertising rate. He pointed out this Agreement does not commit the City to the spending of any money.

Councilor Matthews asked if the City is spending that much for advertisements, and Administrative Services Director Kyne replied it is.

UNANIMOUS APPROVAL BY ACCLAMATION

11. CITY COUNCIL REPORTS.

Councilor Matthews reported on the Starkey Family's Development of Regional Impact in southern Pasco County which was considered at yesterday's Tampa Bay Regional Planning Council Meeting.

Mayor Johnson reported he attended a retirement celebration for Principle Rick Missenti, the Lealman Fire District Task Force Meeting, and Kenneth City's 50th Anniversary Celebration.

12. CITY MANAGER REPORTS:

Deputy Dave DiSano updated Council on the activities of the Community Policing Officers.

13. OLD BUSINESS.

None.

14. NEW BUSINESS.

Councilor Hartstein stated City Manager Edmunds evaluation is coming up, and asked how this will be handled.

City Manager Edmunds stated July is the annual occasion for his performance evaluation. As in the past, he will distribute a form that has been acceptable to the Council and is predicated on the ICMA criteria for evaluating Public Managers. Due to a number of Council vacancies for the second meeting in July, he will schedule a workshop in August to review those evaluations.

15. CONSIDER A MOTION FOR ADJOURNMENT.

On a motion by Councilor Hofstra, the meeting was adjourned by unanimous approval by acclamation.

Date Approved: _____

Lesley DeMuth, City Clerk

James Johnson, Mayor