

**MINUTES  
SEMINOLE CITY COUNCIL  
TUESDAY, NOVEMBER 27, 2007**

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The Regular Meeting of the Seminole City Council was held on Tuesday, November 27, 2007, in the City Hall, City Council Chambers, 9199 113<sup>th</sup> Street North, Seminole, Florida.

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

**ROLL CALL:**

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

**INTRODUCTIONS AND PRESENTATIONS:**

Mayor Johnson introduced Commissioner Karen Seel, Pinellas County Board of County Commissioners, and Brian K. Smith, Executive Director, Pinellas County Planning Department. Commissioner Seel provided an overview on the activities of the County's Historic Preservation Task Force, and provided Council with a draft of the proposed countywide Historic Preservation Program Ordinance.

**1. PUBLIC COMMENT:**

Brenda Barnes, 7547 Ridge Road, advised Council that the speeding on Ridge Road has not been eliminated, and she contacted Pinellas County and they are going to work with her on trying to control the traffic.

Michael McKean, 7571 Ridge Road, spoke on the issue of speeding on Old Ridge Road, and presented a copy of his remarks and the speeding study he conducted to the City Clerk.

**2. APPROVAL OF MINUTES – REGULAR MEETING NOVEMBER 13, 2007.**

Motion by Councilor Hofstra, second by Councilor Hartstein to approve the minutes of November 13, 2007.

UNANIMOUS APPROVAL BY ACCLAMATION

**3. CONDUCT A PUBLIC HEARING. CONSIDER A SECOND AND FINAL READING OF ORDINANCE NO. 21-2007 REGARDING DRIVE AISLES.**

The City Clerk read Ordinance No. 21-2007 by title only.

Mayor Johnson opened the Public Hearing. Receiving no public comment, the Public Hearing was closed.

Motion by Councilor Hartstein, second by Councilor Hofstra to adopt Ordinance No. 21-2007 on Second and Final Reading.

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

MOTION CARRIED UNANIMOUSLY

**4. CONDUCT A PUBLIC HEARING. CONSIDER A SECOND AND FINAL READING OF ORDINANCE NO. 24-2007 AMENDING CHAPTER 42 OF THE MUNICIPAL CODE RELATED TO OCCUPATIONAL LICENSE NAME CHANGE.**

The City Clerk read Ordinance No. 24-2007 by title only.

Mayor Johnson opened the Public Hearing. Receiving no public comment, the Public Hearing was closed.

Motion by Councilor Hofstra, second by Councilor Matthews to adopt Ordinance No. 24-2007 on Second and Final Reading.

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

MOTION CARRIED UNANIMOUSLY

**5. CONDUCT A PUBLIC HEARING. CONSIDER A SECOND AND FINAL READING OF ORDINANCE NO. 25-2007 PERMITTING THE CONSTRUCTION OF DOCKS ON LAKE KERSEY, BLOSSOM LAKE AND FUTURE CITY OWNED SUBMERGED LANDS.**

The City Clerk read Ordinance No. 25-2007 by title only.

Mayor Johnson opened the Public Hearing. Receiving no public comment, the Public Hearing was closed.

Motion by Vice Mayor Barnhorn, second by Councilor Counts to adopt Ordinance No. 25-2007 on Second and Final Reading.

Councilor Hester stated with regard to the agenda item, he would again ask Council where the public purpose in this is. He felt the answer is there is not a public purpose, it does not meet the test of public purpose, and approving it would violate the Charter.

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

MOTION CARRIED 6 to 1.

**6. CONSIDER A FIRST READING OF ORDINANCE NO. 26-2007 AMENDING THE BUDGET TO RECOGNIZE ADDITIONAL REVENUE OF \$274,213.33 FROM THE CITY RESERVES FOR ENCUMBRANCES AND TO PROVIDE ADDITIONAL BUDGET APPROPRIATIONS IN THE AMOUNT OF \$274,213.33 FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007 AND ENDING SEPTEMBER 30, 2008.**

The City Clerk read Ordinance No. 26-2007 by title only.

Motion by Councilor Matthews, second by Councilor Counts to approve Ordinance No. 26-2007 on First Reading.

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

MOTION CARRIED UNANIMOUSLY

**7. CONSIDER AN AMENDMENT TO THE INTERLOCAL AGREEMENT WITH ST. PETERSBURG COLLEGE REGARDING THE JOINT-USE OF THE LIBRARY.**

Motion by Councilor Counts, second by Councilor Matthews to authorize the City Manager to execute an amendment to the Interlocal Agreement with St. Petersburg College concerning the Joint-Use Library.

In response to a question from Councilor Hester, City Manager Edmunds explained when the City entered into this Agreement it did not anticipate the amount or type of use of the internet service available at the library. Over the more recent years, several issues have come to our attention that required the City to modify how it manages that service. City Manager Edmunds stated in order for the City to continue to manage this service, in an appropriate way, this Amendment is offered dealing with that subject.

Library Director Michael Bryan stated the library does get very heavy use of the public computers. Seeing and witnessing that use over the last four years, staff has seen occasions when the use of the computers is made for inappropriate purposes, and this is an attempt to address that.

Councilor Hester asked if the City is then deleting the fact from the current Agreement that the Seminole Library cannot control the content of the internet nor restrict access to it, to the City can control the content and control who has access to it. City Manager Edmunds stated this is correct.

#### UNANIMOUS APPROVAL BY ACCLAMATION

### **8. CITY COUNCIL REPORTS:**

Councilor Counts reported he attended the Holiday Parade, and thought it provided a great deal of entertainment to those citizens who attended.

Vice Mayor Barnhorn reported he attended the National League of Cities Conference, and thanked Doc Kinsey for his efforts in putting together the Holiday Parade.

Councilor Hartstein reported she attended the National League of Cities Conference.

Mayor Johnson reported he attended the National League of Cities Conference, the Holiday Parade and the Mayors' Council Meeting.

### **9. CITY MANAGER REPORTS:**

City Manager Edmunds reminded Council of the following events: the Annual Holiday Winterfest and Tree Lighting on December 8, and the Annual Holiday Volunteer Boards Dinner on December 9.

In response to the Old Ridge Road traffic concerns, City Manager Edmunds advised Council that the City did initiate a traffic analysis. Data was collected and compared to the Council's policy on traffic calming, and that analysis did not meet the threshold. However, as a result of the citizens concerns, he did assign two traffic units as well as the community policing units to monitor the traffic on Old Ridge Road. A number of tickets have been issued and the City will continue that effort. City Manager Edmunds stated this is a joint jurisdictional roadway, and the City would welcome the opportunity to work with the County to take additional appropriate measures.

City Manager Edmunds reported that last week there were growing concerns over the stability of the State Board of Administrations Local Government Investment Pool. A number of cities pulled their monies from that Pool, and after discussions with Administrative Services Director Kyne he requested

that the City funds be pulled and reinvested in a similar secure vehicle which has been done. City Manager Edmunds stated the City will loose about one-half percent investment for a period of time but, given the environment, and from what they were told as well as what they have read regarding the Pools investment activity, he felt it would be appropriate to remove those funds. The City did keep a number of accounts open, and can transfer funds back into the Pool when we feel comfortable that the funds are secured.

**10. OLD BUSINESS:**

Councilor Hartstein stated she would still like the City Council to revisit the City’s Mission Statement and suggested a good time for this meeting would be after the City election. Councilor Hartstein asked City Manager Edmunds for an update on the status of the Architectural Study.

City Manager Edmunds stated the Architectural Standards Committee and the Design Team have been meeting regularly. A final meeting is scheduled in early December which will be followed by a presentation to the City Council. After the Council presentation there will be a number of workshops and focus groups established in January or early February.

**11. NEW BUSINESS:** None

**12. CONSIDER A MOTION FOR ADJOURNMENT.**

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

Date Approved: \_\_\_\_\_

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Lesley DeMuth, City Clerk

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James Johnson, Mayor