

**MINUTES
SEMINOLE CITY COUNCIL
TUESDAY, FEBRUARY 13, 2007**

The Regular Meeting of the Seminole City Council was held on Tuesday, February 13, 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, Thomas Barnhorn, Patricia Hartstein, and Peter Hofstra; Vice Mayor Dan Hester; Mayor James Johnson; City Attorney John Elias; Acting City Manager Harry Kyne and City Clerk Lesley DeMuth. Councilor Bob Matthews was not present, and City Manager Frank Edmunds asked to be excused.

INTRODUCTIONS AND PRESENTATIONS:

Pinellas County Commissioner John Morroni spoke on the March 13, 2007, referendum for the renewal of the “Penny for Pinellas” one-cent sales tax.

Mayor Johnson presented a proclamation to Recreation Director Jim Sheets recognizing “Set-Up Florida”.

1. PUBLIC COMMENT:

None.

2. APPROVAL OF MINUTES – REGULAR MEETING JANUARY 23, 2007.

Motion by Vice Mayor Hester, second by Councilor Hartstein to approve the minutes of January 23, 2007.

UNANIMOUS APPROVAL BY ACCLAMATION

3. CONSIDER A FIRST READING OF ORDINANCE NO. 02-2007 REGARDING A VOLUNTARY ANNEXATION OF PROPERTY LOCATED AT 11895 96TH PLACE.

The City Clerk read Ordinance No. 02-2007 by title only. Motion by Councilor Hartstein, second by Councilor Counts to approve Ordinance No. 02-2007 on First Reading.

ROLL CALL:	VICE MAYOR HESTER	AYE
	COUNCILOR COUNTS	AYE
	COUNCILOR BARNHORN	AYE

COUNCILOR HARTSTEIN	AYE
COUNCILOR HOFSTRA	AYE
MAYOR JOHNSON	AYE

MOTION CARRIED UNANIMOUSLY

4. CONDUCT A PUBLIC HEARING: CONSIDER A SECOND AND FINAL READING OF ORDINANCE NO. 01-2007 REGARDING ALLOCATION OF THE FISCAL YEAR 2006 FUND BALANCE.

The City Clerk read Ordinance No. 01-2007 by title only. Mayor Johnson opened the Public Hearing. Receiving no public comment, the Public Hearing was closed. Motion by Councilor Counts, second by Councilor Hartstein to adopt Ordinance No. 01-2007 on Second and Final Reading.

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

MOTION CARRIED UNANIMOUSLY

5. CONSIDER APPROVAL AND AUTHORIZATION TO EXECUTE ENGAGEMENT CONTRACTS FOR SOUND & LIGHTING, AND THREE MUSICAL GROUPS SCHEDULED FOR THE 2007 POW WOW FESTIVAL.

Motion by Councilor Hartstein, second by Councilor Counts to authorize the City Manager to execute the engagement contracts with the 2007 Pow Wow Festival musical groups, and the sound and lighting company. In response to a question from Vice Mayor Hester, City Attorney Elias stated the contracts are in conformity with what has been used in previous years, he has reviewed the contacts, and finds no objections.

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

MOTION CARRIED UNANIMOUSLY

6. CONSIDER AUTHORIZATION TO EXPEND HURRICANE PREPAREDNESS CAPITAL IMPROVEMENTS PROJECT FUNDS FOR PURCHASE OF EQUIPMENT FOR THE PUBLIC WORKS DEPARTMENT.

Motion by Vice Mayor Hester, second by Councilor Barnhorn to authorize the expenditure of \$38,300.00 from the Hurricane Preparedness Capital Improvements Funds for the purchase of a John Deere Skid Steer Loader for the Public Works Department.

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

MOTION CARRIED UNANIMOUSLY

7. CONSIDER AN APPOINTMENT TO THE DEVELOPMENTAL REVIEW BOARD TO FILL THE UNEXPIRED TERM OF PETER HOFSTRA ENDING AUGUST 2008.

Motion by Councilor Counts, second by Councilor Barnhorn to appoint Lisa Pezone to the Developmental Review Board for a three year term expiring, August 2008.

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

MOTION CARRIED UNANIMOUSLY

8. CONSIDER AUTHORIZATION TO EXECUTE A CONTRACT WITH THE WHITLOCK GROUP FOR AUDIO VISUAL SYSTEMS.

Motion by Councilor Hartstein, second by Councilor Counts to authorize the City Manager to execute a contract in the amount of \$39,204.11 with the Whitlock Group for the purchase and installation of technology in the City Council Chambers. Vice Mayor Hester asked City Attorney Elias if he reviewed the contract, and he stated he has.

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

MOTION CARRIED UNANIMOUSLY

9. CONSIDER AUTHORIZATION TO ENTER INTO A LICENSE AND INDEMNITY AGREEMENT BETWEEN THE SEMINOLE MALL ACQUISITION, L.L.C. AND THE CITY OF SEMINOLE FOR THE PURPOSE OF SEMINOLE'S POW WOW PARADE ON MARCH 10, 2007.

Motion by Councilor Counts, second by Councilor Barnhorn to authorize the City Manager to execute the License and Indemnity Agreement with Seminole Mall for the Pow Wow Parade on March 10, 2007. City Attorney Elias stated he has reviewed the contract.

Councilor Hofstra questioned why Mr. Sheets appears as a party. City Attorney Elias stated Mr. Sheets name can be eliminated, and he will modify the initial paragraph.

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

MOTION CARRIED UNANIMOUSLY

10. CONSIDER AN ALTERNATIVE COUNCIL MEETING DATE FOR MARCH 13, 2007 DUE TO THE ELECTION.

Motion by Councilor Barnhorn, second by Councilor Counts to establish March 6, 2007, and March 27, 2007, as the dates of the City Council business meetings.

Councilor Hartstein mentioned that Legislative Action Day is March 28, 2007, in Tallahassee and did not know if any of the Councilors would be traveling to Tallahassee the day before.

Councilor Counts suggested Council move forward with the March 6, meeting and leave the March 27, Meeting as scheduled until Council has the opportunity to check their calendars.

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

MOTION CARRIED UNANIMOUSLY

11. CITY COUNCIL REPORTS:

Councilor Hartstein reported she attended the Community Advisory Committee Meeting at St. Pete College. Items discussed were: Congressman Young's office being moved to the campus; the natural

habitat park; the updated webpage; a proposal for an Institute of Government; a proposed small business entrepreneurial academy in partnership with the Chamber of Commerce; and a proposed fundraising initiated to offer scholarships to Seminole students.

Councilor Barnhorn reported he attended the Open Houses of Representative Long, and the Fire Department.

Councilor Counts invited Council to the Seminole Little League, SYAA, Softball Opening Day on March 3, from 10:00 a.m. to 2:00 p.m.

Mayor Johnson reported he attended Osceola High Schools second-year dedication as a Fundamental School; a joint meeting of the Mayors Council; the Fire Department Open House, and Commissioner Morroni's Awards Dinner.

12. CITY MANAGER REPORT:

- Deputy Ireland reported she attended her first neighborhood association meeting and mentioned she is available to attend other meetings or help establish Neighborhood Crime Watch Programs; participated in the Fit Over Fifty Expo at the Recreation Center; there will be a bike patrol within the coming week; and due to recent events at Seminole Mall there will be increased patrol there, including extra foot patrols within the Mall. Councilor Counts stated this is the second incident within a few weeks, and asked if it would behoove Seminole Mall to have a security guard patrolling the parking lot. Deputy Ireland stated she thought at one time they did but, recently the Mall switched to a new security company and they do not drive around. She mentioned that the situation which occurred yesterday was not a random act. She stated she was there today, and did observe security walking the perimeter of the mall.
- Recreation Director Jim Sheets spoke on the upcoming "Step Up Florida" event on February 24, 2007, and invited Council to attend the City's celebration in City Park at 10:00 am. He reminded Council to provide him with their walking challenge steps at the end of the week.
- Acting City Manager Kyne reminded Council that the Recreation Center will be closed February 16-19, 2007, for renovations.

13. OLD BUSINESS:

None.

14. NEW BUSINESS:

Vice Mayor Hester suggested the City ask the League of Women Voters to conduct a candidate forum, on behalf of the City, for the upcoming election, and that it be broadcast to City residents on Channel 15. There were no objections from Council to establishing the forum.

In response to a question from Mayor Johnson, Acting City Manager Kyne stated it is his understanding the television coverage for Channel 15 is all of Seminole, west of the lake.

15. CONSIDER A MOTION FOR ADJOURNMENT:

Motion by Councilor Counts, second by Vice Mayor Hester to adjourn.

Date Approved: _____

Lesley DeMuth, City Clerk

James Johnson, Mayor