

**MINUTES  
SEMINOLE CITY COUNCIL  
TUESDAY, SEPTEMBER 25, 2007**

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The Regular Meeting of the Seminole City Council was held on Tuesday, September 25, 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 Mayor Johnson 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 presented Library Director Michael Bryan and Members of the Friends of the Library with a Proclamation declaring October 21 – 27, 2007 as National Friends of the Library Week.

Mayor Johnson presented Fire Chief Graves with a Proclamation declaring October 7 – 13, 2007 as Fire Prevention Week.

Mayor Johnson introduced Mr. Jody Zellner and students from his American Government class at Seminole High School.

**1. PUBLIC COMMENT:**

Sandra Lilo, 8300 113<sup>th</sup> Street North, read a letter which had been provided to Council requesting the vote on the community building be tabled. In response to a question from Councilor Hester, Dr. Lilo stated she is a Director on the Chamber Board but, she was not here to represent the Board.

**2. APPROVAL OF MINUTES – REGULAR MEETING SEPTEMBER 11, 2007.**

Motion by Councilor Matthews, second by Councilor Hester to approve the minutes of September 11, 2007.

UNANIMOUS APPROVAL BY ACCLAMATION

**3. CONDUCT A PUBLIC HEARING. CONSIDER A SECOND AND FINAL READING OF ORDINANCE NO. 19-2007 ADOPTING THE MILLAGE RATE OF 2.4793 MILLS FOR FISCAL YEAR 2008.**

The City Clerk read Ordinance No. 19-2007. Mayor Johnson opened the Public Hearing. Receiving no public comment, the Public Hearing was closed.

Motion by Councilor Hester, second by Councilor Hartstein to adopt Ordinance No. 19-2007 on Second and Final Reading establishing the millage rate of 2.4793 for the City of Seminole for Fiscal Year 2008.

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. 20-2007 ADOPTING THE GENERAL FUND OPERATING BUDGET, AND SPECIAL EVENTS FUND BUDGET FOR FISCAL YEAR 2008.**

The City Clerk read Ordinance No. 20-2007 by title only.

Administrative Services Director Harry Kyne gave a PowerPoint presentation on the Fiscal Year 2008 Budget.

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

Motion by Councilor Hartstein, second by Vice Mayor Barnhorn to adopt Ordinance No. 20-2007 on Second and Final Reading establishing the Fiscal Year 2008 General Fund Operating Budget of \$17,878,413 and Special Events Funds Budget of \$78,845 for the Fiscal Year beginning October 1, 2007 and ending September 30, 2008.

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 FIRST PUBLIC HEARING. CONSIDER APPROVAL OF A PROPOSED DEVELOPMENT AGREEMENT REGARDING ORANGE BLOSSOM GROVES.**

Community Development Director Ely explained the Development Agreement is for a three year term, and terms specific to the Agreement is the removal of a non-conforming existing sign, restripping the parking lot, and reinstalling landscaping in compliance with approved site plans. The retail sales of citrus goods, citrus wines, and wine tasting will be permitted. Community Development Director Ely noted for the record that surrounding property owners within 300 feet of the property were notified, and two telephone calls in support were received. He asked Council if they favorably advance the item, to announce the Second Public Hearing will be held October 9.

Mayor Johnson opened by Public Hearing.

Mike Hendry, 10475 68<sup>th</sup> Avenue North, thanked Mr. Ely, Mr. Edmunds and Staff for working with Citrus Country.

Steve Williamson, 911 Chestnut Street, representing the applicant Citrus Country Groves and the property owner Mr. Repetto, had nothing to add to Mr. Ely's presentation, and was present to answer any questions.

There being no other speakers, Mayor Johnson closed the Public Hearing.

Motion by Councilor Hester, second by Vice Mayor Barnhorn to preliminarily approve the proposed Development Agreement with Allison Repetto, and authorize the establishment of a Second Public Hearing to occur October 9, 2007.

In response to a question from Councilor Hofstra, Community Development Director Ely stated at the end of the three year agreement they will have to cease operations or apply for an extension.

UNANIMOUS APPROVAL BY ACCLAMATION

**6. CONDUCT A PUBLIC HEARING REGARDING ORDINANCE NO. 08-2007; AMENDMENTS TO THE CODE REGARDING ALCOHOLIC BEVERAGE ESTABLISHMENTS AND UNDER AGE PATRONS.**

The City Clerk read Ordinance No. 08-2007 by title only. Mayor Johnson opened the Public Hearing.

Speaking in support of the proposed Ordinance:

Tamara Martin, 7765 58<sup>th</sup> Street North  
Jessica Rasdall, 8950 Baywood Park Drive  
Donald Rasdall, 8950 Baywood Park Drive  
Wanda Stuart, 6655 66<sup>th</sup> Street North  
George Flory, 590 Pine Crest Drive  
Eleanor Flory, 590 Pine Crest Drive  
Nancy Davis, 12344 82<sup>nd</sup> Avenue North

Speaking in opposition to the proposed Ordinance:

Brian Morris, 11903 104<sup>th</sup> Street  
Joran Oppelt, 1925 2<sup>nd</sup> Avenue North

Michael Rumore, 9408 Eddings Road  
Attorney Peggy McGarrity, 6075 Park Boulevard  
Randy Russell  
Thomas Timcik, 5676 Williams Boulevard  
Tom Nestor, 1043 Central Avenue

There being no other speakers, Mayor Johnson closed the Public Hearing.

Vice Mayor Barnhorn stated he would like to see the Council return to a workshop to explore the possibility of making the ordinance two separate ordinances. He thought the underage drinking should apply to all freestanding bars, and he could not support an ordinance that grandfathered the ability for youths to go into a bar.

Councilor Hester stated Councilor Hofstra made a good and safe analogy to work with these two businesses that are going to be immediately impacted. There is nothing wrong with grandfathering them in, and as much as he supports the ordinance he thought by not grandfathering them in, the City has created undue harm to these two businesses. Councilor Hester stated he had discussions with both proprietors, and his position would not change with regard to the ordinance. The ordinance lays the guidelines down, the slate is clean, and it is up to these two businesses to abide by the laws and ordinances. If they do not, they are not immediately shut down. There is a process in place where they can come in and appeal the decision that was put upon them. The Special Master ultimately will make the determination as to what happens at that particular point in time. Council Hester stated he supports the ordinance, supports it with the grandfathering, and felt it is a win-win for both of these businesses and the community.

Councilor Counts stated he is against the Ordinance. He has concerns and a hard time understanding why children are in a bar, and although he understands the need for music he would encourage a dry night. Councilor Counts stated he will not vote for the ordinance as it stands.

Councilor Hester felt the responsibility should not solely be put on the City to write an ordinance to do the job parents should be doing. The City has provided with this ordinance an opportunity for these businesses to start clean and if they do not, they understand what is to be paid if they do not operate in accordance with the ordinance.

Councilor Hofstra stated he is opposed to taking this back to a workshop.

Councilor Hartstein stated, as she had previously, this ordinance is not going to end underage drinking. She felt the City has the obligation to provide activities for young people in the community in a safe environment but, also has the responsibility of setting boundaries. Councilor Hartstein felt Council needed to move forward with the ordinance. She did not want to see the ordinance tabled or go back to a workshop.

Councilor Matthews felt the responsible of this issue falls on the businesses, and the ordinance needs to go forward as it is.

Mayor Johnson felt it was time for Council to make a decision.

Motion by Councilor Matthews, second by Councilor Hartstein to schedule a Public Hearing regarding the revised Ordinance No. 08-2007 and consider a Final Reading on October 9, 2007.

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

MOTION CARRIED.

**7. CONSIDER RESOLUTION NO. 08-2007 FINDING A PRIMARY PUBLIC PURPOSE FOR THE EXPENDITURE OF CITY FUNDS TO CONSTRUCT A COMMUNITY BUILDING WITHIN THE CITY OF SEMINOLE.**

Mayor Johnson stated he is the Executive Director of the Seminole Chamber of Commerce and he will abstain from voting on this agenda item as there may be a perception of a conflict of interest. He asked Vice Mayor Barnhorn to lead the meeting during the agenda item, and he stepped down from the dais.

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

Motion by Councilor Hartstein, second by Councilor Hofstra to approve Resolution No. 08-2007 finding a Primary Public Purpose for the proposed Community Building Project.

Councilor Hester read the comments, from the Attorney who drafted the opinion on behalf of the City, on Attorney Generals Opinion No. 74-249; contained on Page Four. Councilor Hester stated it is his understanding of this that the Supreme Court has provided some guidance but, they ultimately will allow public purpose decisions to be made and interpreted based upon the elected officials of a community. Council Hester stated he did not think this meets public purpose, and could not support the opinion.

Councilor Matthews asked in light of the comments by Dr. Lilo should there be consideration given to table this item until we can get the answers to the questions.

Vice Mayor Barnhorn stated he did not feel the comments are relevant to public purpose.

City Manager Edmunds stated the issues raised this evening in the communication circulated to Council deals with property rights and ownership issues. The matter before Council is whether the Council wishes to find public purpose.

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

COUNCILOR MATTHEWS	AYE
VICE MAYOR BARNHORN	AYE
MAYOR JOHNSON	ABSTAINED

MOTION CARRIED.

**8. CONSIDER AUTHORIZATION TO EXECUTE A MUTUAL BENEFIT AND USE AGREEMENT WITH ASHBRIIT, INC., FOR DISASTER DEBRIS REMOVAL AND DISPOSAL SERVICES.**

Motion by Councilor Hester, second by Councilor Counts to authorize the City Manager to execute a Mutual Benefit and Use Agreement with AshBritt, Inc., for Disaster Debris Removal and Disposal Services for the years 2007 through 2012.

City Manager Edmunds explained Agenda Items 8, 9, and 10 all deal with the City being hit with a significant weather event. FEMA requires municipalities to have contracts in place, prior to an event, that will allow for the collection, disposal, and monitoring of debris within the community in order to receive reimbursement. The City is proposing to piggyback on the Pinellas County Government contract.

UNANIMOUS APPROVAL BY ACCLAMATION

**9. CONSIDER AUTHORIZATION TO EXECUTE A COOPERATIVE PURCHASE AGREEMENT WITH DRC EMERGENCY SERVICES, LLC. FOR DISASTER DEBRIS REMOVAL AND DISPOSAL SERVICES.**

Motion by Councilor Matthews, second by Councilor Counts to authorize the City Manager to execute a Cooperative Purchase Agreement for Disaster Debris Recovery Services with DRC Emergency Services, LLC for the years 2007 through 2010.

City Manager Edmunds explained the City is proposing to piggyback on the City of Largo's bid. The City is proposing two contracts as it may be necessary to have the assistance of two contractors depending on the severity of a storm.

Councilor Matthews stated there will be no cost to the City until there is a need for clean-up. City Manager Edmunds stated this is correct, and if the City feels it can handle the debris removal ourselves we will do so.

UNANIMOUS APPROVAL BY ACCLAMATION

**10. CONSIDER AUTHORIZATION TO EXECUTE A CONTRACT WITH PATTON HARRIS RUST & ASSOCIATES (PHR+T) FOR DISASTER DEBRIS MONITORING MANAGEMENT & CONSULTING SERVICES; AND PIGGYBACK OFF OF PINELLAS COUNTY CONTRACT NO. 045-370-P (MD).**

Motion by Councilor Counts, second by Vice Mayor Barnhorn to authorize the City Manager to execute a contract with Patton Harris Rust & Associates for Disaster Debris Monitoring Management & Consulting Services for the years 2007 through 2010.

City Manager Edmunds advised Council this is a FEMA mandate that requires all loads of debris materials to be visually inspected and logged in, in order for the City to seek reimbursement.

City Attorney Elias explained recommended language changes he felt should be made regarding the piggybacking clause in the contracts for agenda items 9 and 10, and that these changes could be handled administratively.

UNANIMOUS APPROVAL BY ACCLAMATION

**11. CONSIDER AUTHORIZATION TO EXECUTE THE ANNUAL LAW ENFORCEMENT CONTRACT WITH THE PINELLAS COUNTY SHERIFF'S OFFICE FOR THE FISCAL YEAR 2008.**

Motion by Councilor Hartstein, second by Councilor Hester to authorize the City Manager to execute a Contract for Law Enforcement Services with the Pinellas County Sheriff's Office for the Fiscal Year 2007 - 2008 in the amount of \$1,622,312.15.

City Manager Edmunds requested the motion be amended to indicate the amount as a not to exceed amount, and this was acceptable to those Councilors making the motion. City Manager Edmunds explained a School Crossing Guard post has been deleted from the contract.

In response to a question from Councilor Counts, City Manager Edmunds stated the post being deleted is Ridge Road at City Park. There is no longer a student using the crossing.

UNANIMOUS APPROVAL BY ACCLAMATION

**12. CONSIDER AUTHORIZATION TO EXPEND CAPITAL IMPROVEMENT PROJECT FUNDS NOT TO EXCEED \$143,180.00 FOR THE PURCHASE OF ONE PREFAB CONCRETE RESTROOM BUILDING TO BE LOCATED ON THE SEMINOLE RECREATION ATHLETIC FIELD, ENGINEERING SERVICES AND INSTALLATION OF UTILITIES.**

Motion by Councilor Counts, second by Councilor Hartstein to expend \$143,180.00 from the Fiscal Year 2008 Capital Improvement Project Funds for the purchase and installation of one, WalCon, Model 2S-CON-WET-L-ADA-CC prefab concrete restroom facility.

UNANIMOUS APPROVAL BY ACCLAMATION

**13. CONSIDER REAPPOINTING WILLIAM SCHAEFER TO THE MUNICIPAL FIREFIGHTERS' PENSION TRUST FUND BOARD.**

Motion by Councilor Matthews, second by Councilor Hofstra to reappoint William Schaefer as the City appointed trustee to the City of Seminole Municipal Firefighters' Pension Trust Fund Board.

UNANIMOUS APPROVAL BY ACCLAMATION

**14. CONSIDER REAPPOINTING MICHAEL J. ESTIGO AS A FIFTH TRUSTEE TO THE MUNICIPAL FIREFIGHTERS' PENSION TRUST FUND BOARD.**

Motion by Councilor Hester, second by Councilor Hartstein to reappoint Michael J. Estigo as the fifth trustee to the City of Seminole Municipal Firefighters' Pension Trust Fund Board for a two-year term through September 30, 2009.

UNANIMOUS APPROVAL BY ACCLAMATION

**15. CONSIDER SPONSORSHIP OF THE SUSAN G. KOMEN BREAST CANCER FOUNDATION – BREAST CANCER 3-DAY WALK EVENT.**

Motion by Councilor Counts, second by Councilor Matthews to authorize the City Manager to execute a sponsorship proposal with the Susan G. Komen Breast Cancer Foundation for the Breast Cancer 3-Day Walk.

Vice Mayor Barnhorn stated he would like the City to offer promotion during the week of the walk on the City's public channel. There was no objection from Council.

UNANIMOUS APPROVAL BY ACCLAMATION

**16. CITY COUNCIL REPORTS.**

Vice Mayor Barnhorn reported he attended Music in the Park, and invited everyone to attend this Friday's performance.

Councilor Hartstein reported she attended a visioning workshop for the Suncoast League of Cities, and a new mission statement for the League was created which she read. The League's next meeting will be October 20 in Pinellas Park, and she mentioned Ginny Harrell, the Executive Director, will no longer be working with USF.

Councilor Hartstein advised Council she had the opportunity to meet with Representative Janet Long and Representative Long offered to come and talk to Council either at a Workshop or Council Meeting after the Special Legislative Session. Council welcomed such a meeting.

Mayor Johnson reported he has been attending the Lealman Fire District Meetings.

**17. CITY MANAGER REPORTS.**

City Manager Edmunds Reported:

- He has been attending the meetings of the Lealman Independent Fire District and they are now at the point of exchanging proposals to try to reach an agreement on a variety of issues. Copies of

two proposals that were submitted to the District for their consideration were provided to Council in the agenda packet. City administrations prefers the Non-annexation/Non-contract Interlocal Agreement but, is awaiting a response from the Lealman Fire District Board.

- The Recreation Fitness Center Conversion Project is near completion and the bid for the new fitness center equipment was awarded to the low bidder Athletic Concepts in the amount of \$38,659.00.
- The City's Annual Halloween "Field of Screams" will be held October 26, 2007.
- In response to complaints Council has received from residents on Ridge Road about speeding, the radar trailer was placed at that location to collect data over a period of three weeks. The results were: total vehicle trip count 54,903, average speed 25.17 mph, and maximum speed registered 55 mph on two occasions. This data was reviewed and being consistent with the adopted Council policy, the data indicates no further actions are warranted by the City. The traffic units have been requested to do traffic enforcement along the roadway for the next four weeks.
- Library Director Michael Bryan presented Council with a copy of The Great Gatsby by F. Scott Fitzgerald the book selected for this years "Big Read" and spoke on the events being held countywide during this community reading event.
- There was an important appeals decision rendered in the litigation between the cities of Seminole, Pinellas Park and Largo vs. Pinellas County Government over Ordinance No. 00-63, and asked City Attorney Elias to brief the Council. City Attorney Elias stated the Second District Court of Appeals affirmed the lower Courts Motion for Summary Judgment which means it ruled in favor of the cities of Largo, Seminole and Pinellas Park and Ordinance No. 00-63 is no longer. This is condition upon whether or not Pinellas County will petition the Supreme Court which they have 30 days to do.

## **18. OLD BUSINESS.**

Councilor Hartstein asked City Manager Edmunds for an update on the Architectural Study. City Manager Edmunds stated there have been a number of Advisory Committee Meetings, and within the next six weeks there will be a presentation to City Council. After this presentation, there will be two public meetings that property owners and tenants will be invited to attend to seek their comments and suggestions before the project moves forward.

Councilor Hester asked City Manager Edmunds if a letter has been sent to Congressman Young regarding the Post Office. City Manager Edmunds stated he is in the process of researching some older files to bring him up to date on the issues before making that communication. He will then draft the correspondence to go out under the Mayors signature.

In response to a question from Councilor Hester, City Manager Edmunds stated he will provide Council with a copy of the adopted Traffic Calming Policy.

Vice Mayor Barnhorn asked City Manager Edmunds if a date has been set for a meeting with the lake residents. City Manager Edmunds stated he has asked the City Attorney and Community Development Director to hold a neighborhood meeting specific to Lake Kersey. The property owners will be invited to attend, and Staff will discuss the issues and options that have been discussed with Council to seek a

reaction. Once Staff receives that reaction, if it requires further research from a legal perspective the City Attorney will complete that, if not a Council Workshop will be scheduled.

**19. NEW BUSINESS.**

Mayor Johnson reminded Council of Kohl's Grand Opening on October 3, at 7:00 a.m.

**20. CONSIDER A MOTION FOR ADJOURNMENT.**

Motion by Councilor Hofstra, second by Councilor Hester to adjourn.

UNANIMOUS APPROVAL BY ACCLAMATION

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

\_\_\_\_\_  
Lesley DeMuth, City Clerk

\_\_\_\_\_  
James Johnson, Mayor

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS	
LAST NAME—FIRST NAME—MIDDLE NAME <b>JAMES Gary Johnson</b>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <b>CITY of Seminole FLA.</b>
MAILING ADDRESS <b>Seminole Pinellas</b>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY <b>Seminole</b>	COUNTY <b>Pinellas</b>
DATE ON WHICH VOTE OCCURRED <b>September 25, 2007</b>	NAME OF POLITICAL SUBDIVISION: <b>Seminole</b>
	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

**WHO MUST FILE FORM 8B**

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

**INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES**

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

**ELECTED OFFICERS:**

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

**APPOINTED OFFICERS:**

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

**APPOINTED OFFICERS (continued)**

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, JAMES G JOHNSON, hereby disclose that on Sept 25, 2007:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

*AS THE EXECUTIVE DIRECTOR of the Seminole Chamber of Commerce I will ABSTAIN from voting on the A pending item 7 as there may be a perception of a conflict of interest & will ASK vice-mayor Barnhorn to read the meeting during item 7.*

10-4-07  
Date Filed

  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

CE FORM 88 - EFF. 1/2000

RECEIVED

OCT 04 2007

City of Seminole

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