

**MINUTES
SEMINOLE CITY COUNCIL
TUESDAY, JANUARY 22, 2008**

The Regular Meeting of the Seminole City Council was held on Tuesday, January 22, 2008, 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 Patricia Hartstein followed by the Pledge of Allegiance.

ROLL CALL:

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

INTRODUCTIONS AND PRESENTATIONS:

Fire Chief Dan Graves presented the following promotions: Training and EMS Officer George Bessler to Assistant Fire Chief, and Fire Inspector Mike Rodde to Fire Marshall.

Glenn Bradley, 12362 Oakwind Place, advised Council the Windtree Oaks Homeowners Association voted to oppose the 102nd Avenue four-lane project as they feel there are safer and less evasive options. Mr. Bradley asked Council to support the resident of Seminole in their efforts to preserve the character of 102nd Avenue.

Marjorie Bulone, 12455 102nd Avenue N., and Dennis Petkiewicz, 102nd Avenue, presented their alternative approach to the widening of 102nd Avenue, and asked Council to pass a Resolution advising the County Commission that the City would like to see 102nd Avenue designated a constrained corridor, which will not preclude intersection or other traffic flow improvements. Written copies of the presentation and copies of public comments from an online petition were provided to Council.

Council Hester asked Mr. Bradley what their position is with the County considering an overpass at the Pinellas Trail intersection. Mr. Bradley stated he has often discussed with his neighbors an overpass with a light at 119th but, they have not closed the door on other viable options.

In response to a question from Councilor Hester, City Manager Edmunds stated the City's official inquiry to the County was to ask them to investigate the feasibility of a trail overpass at this location.

Mr. Petkiewicz and Ms. Bulone spoke on concerns with an overpass, and Ms. Bulone spoke on a video which was done on traffic flow.

Council Counts asked City Manager Edmunds if he had additional statistics that can provide insight as to whether a four lane road is needed for the delivery of service. City Manager Edmunds stated he did not have additional information this evening.

Robert Bernhardt, Tamarac, spoke against the widening of 102nd Avenue.

John Spasiano, President of the Homeowners Association for Linden Place, provided Council with a copy of their Executive Board Resolution against the widening of 102nd Avenue.

1. PUBLIC COMMENT: None

2. APPROVAL OF MINUTES – REGULAR MEETING JANUARY 8, 2008.

Motion by Councilor Hester, second by Councilor Hartstein to approve the minutes of January 8, 2008.

UNANIMOUS APPROVAL BY ACCLAMATION

**3. CONSIDER A FIRST READING OF ORDINANCE NO. 01-2008 REGARDING LEGAL AD
DATE REQUIREMENTS FOR THE DEVELOPMENTAL REVIEW BOARD (DBR).**

The Deputy City Clerk read Ordinance No. 01-2008 by title only.

Motion by Councilor Counts, second by Vice Mayor Barnhorn to approve Ordinance No. 01-2008 on First Reading.

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

MOTION CARRIED UNANIMOUSLY

**4. CONSIDER RESOLUTION NO. 01-2008 ADOPTING A WRITTEN POLICY STATEMENT
ON THE COLLECTION OF SOCIAL SECURITY NUMBERS; PROVIDING FOR
AUTHORIZATION FOR CERTIFICATE OF COMPLIANCE AND THE IDENTIFICATION
OF COMMERCIAL ENTITIES SEEKING SOCIAL SECURITY NUMBERS.**

The Deputy City Clerk read Resolution No. 01-2008 by title only.

Motion by Councilor Hartstein, second by Councilor Matthews to adopt Resolution No. 01-2008.

In response to a request by Councilor Counts for clarification on the Resolution, City Manager Edmunds stated the Legislature enacted this law requiring agencies to certify to the Governor, Speaker of the House and Senate President matters of agencies seeking Social Security Numbers. The legislation also requires the City to prepare a statement to be given to new employees where they acknowledge the use of their Social Security Number by the City. City Manager Edmunds advised Council the City does not release Social Security Numbers but, the new law appears to provide an opportunity for outside agencies to request this information.

Councilor Matthews asked if the state leaders have been questioned about the reason for this. City Manager Edmunds stated he has not posed that question. From reading the legislation, you might take from it the intent to make sure employees know how their Social Security Number will be used in the employment setting. There must have been some attempts to gain this information from outside sources and the Legislature thinks it is important they be notified of those requests.

City Attorney Elias stated this is a mandate from the State and the City has no choice in following the procedures and disseminating the information if requested.

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

MOTION CARRIED UNANIMOUSLY

5. CONSIDER AUTHORIZATION TO EXECUTE THE 2008 POW WOW FESTIVAL SOUND AND LIGHTING CONTRACT AND THREE MUSICAL PERFORMANCE GROUPS CONTRACTS.

Motion by Councilor Matthews, second by Councilor Hartstein to authorize the City Manager to execute the engagement contracts with the 2008 Pow Wow Festival musical groups, and the sound and lighting company.

Councilor Hester asked if there has been any changes to the contracts from last year, and if the City Attorney is alright with the contracts. City Manager Edmunds indicated the contacts were the same as last year, and they have been reviewed by City Attorney Elias.

In response to a question from Vice Mayor Barnhorn regarding the Pow Wow being self funding, City Manager Edmunds stated in the current year's budget, all special event costs were separated into a Special Events Fund which is not local property tax supported but, fee supported. The annual Pow Wow Festival makes money and the profits pay for the Pow Wow activities, and assists with offsetting costs of other community events conducted throughout the year. The authorization to expend funds and execute contracts must still come from Council.

UNANIMOUS APPROVAL BY ACCLAMATION

6. CONSIDER AUTHORIZATION TO EXECUTE AN AGREEMENT IN THE AMOUNT OF \$7,500 WITH GREAT SHOW FIREWORKS, LLC FOR FIREWORKS AT THE 2008 POW WOW FESTIVAL.

Motion by Councilor Hester, second by Vice Mayor Barnhorn to authorize the City Manager to execute an Agreement with Great Show Fireworks, L.L.C. to provide fireworks at the 2008 Pow Wow Festival in the amount of \$7,500.00.

In response to questions from Councilor Counts, City Manager Edmunds stated the Agreement amount is more than last year. The show will be larger this year as it is the 40th Anniversary of the Pow Wow. City Manager Edmunds stated the fireworks are set-off from the southwest corner of the athletic field.

UNANIMOUS APPROVAL BY ACCLAMATION

7. CONSIDER AUTHORIZATION TO EXECUTE A CONTRACT WITH A & E AMUSEMENTS TO PROVIDE GAMES AND RIDES AT THE 2008 POW WOW FESTIVAL.

Motion by Vice Mayor Barnhorn, second by Councilor Counts to authorize the City Manager to execute an Agreement with A & E Amusements to provide carnival midway and games at the 2008 Pow Wow Festival.

In response to a concern by Councilor Hester on the long lines to buy wristbands last year, City Manager Edmunds stated this year the City will provide and staff two ticket booths.

UNANIMOUS APPROVAL BY ACCLAMATION

8. CONSIDER AUTHORIZATION OF AN AGREEMENT FOR THE COUNTY CANVASSING BOARD TO CANVASS THE MARCH 11, 2008 MUNICIPAL ELECTION RETURNS.

Motion by Councilor Counts, second by Councilor Hartstein to authorize the City Manager to enter into an Agreement with the Pinellas County Supervisor of Elections for the canvassing of the March 11, 2008, Municipal Election by the County Canvassing Board.

UNANIMOUS APPROVAL BY ACCLAMATION

9. CONSIDER AUTHORIZATION TO EXECUTE AN AGREEMENT REGARDING THE MUNICIPAL FIREFIGHTER'S PENSION TRUST FUND, RETIREE'S HEALTH INSURANCE BENEFIT PAYMENT.

Motion by Vice Mayor Barnhorn, second by Councilor Hartstein to authorize the City Manager to execute an Agreement with the City of Seminole Municipal Firefighters' Pension Trust Fund concerning deductions from retirement benefits for qualified health insurance premiums.

UNANIMOUS APPROVAL BY ACCLAMATION

10. CONSIDER AUTHORIZATION TO EXPEND \$72,000 FROM THE FY 2008 TRANSPORTATION IMPACT FEE FUND (TIFF) FOR INSTALLATION OF A SIDEWALK ON 70TH AVENUE.

Motion by Councilor Hester, second by Councilor Hartstein to authorize the expenditure of \$72,000 from the FY 2008 Transportation Impact Fee Fund for the installation of a sidewalk on 70th Avenue.

UNANIMOUS APPROVAL BY ACCLAMATION

11. CITY COUNCIL REPORTS.

Vice Mayor Barnhorn reported on his attendance at: Boy Scout Pack No. 321 Pine Wood Derby build, the Florida Holocaust Museum, the Chamber of Commerce Dinner, a meeting at American Legion Post No. 252, and the Suncoast League of Cities Board Meeting. Vice Mayor Barnhorn advised Council the Suncoast League will be sending him and several others to Tallahassee to lobby the State Legislature, and he has been asked to find out what issue the City would like the Legislature to address. It was suggested if Council had comments, they be directed to the City Manager.

Councilor Hartstein reported she attended the Suncoast League Meeting and the speaker, Lars Hafner, spoke on approaches to lobbying Legislators.

Mayor Johnson reported he attended the Suncoast League Meeting, welcomed Parks and Recreation Department employees from around the State to the City, and attended a function at American Legion Post No. 252.

12. CITY MANAGER REPORTS.

- The Annual Fit over Fifty Health and Wellness Expo will be held on Thursday, January 24, 2008 from 10:00 to 1:00 in the Recreation Center.
- An Open House celebrating the 50th Anniversary of service for the Fire Department will be held on Sunday, February 10, 2008 from Noon to 3:00 pm.
- The Florida League of Cities has requested a resolution supporting their position on upcoming Legislative Issues. City Manager Edmunds asked Council to review the draft resolution and contact the City Clerk with the points they can support. The resolution will be modified in accordance with the majority indication.
- The Florida Municipal Investment Trust is seeking nominations for anyone wishing to sit on the Trust as a Trustee. City Manager Edmunds asked if there is a Councilor who has an interest in serving, to inform the City Clerk to schedule this for Council consideration.
- In an attempt to remind the public, should Amendment No. 1 pass, the City of Seminole is projecting a loss of revenue of over \$1 million. Of that, more than \$750,000 will come from the Fire Department, and this type of reduction to the operating budget will adversely affect the service levels as we now enjoy them.
- City Manager Edmunds asked Council if they would like staff to prepare a resolution in opposition to a "Typical Section", four-lane divided roadway, extending westerly on 102nd Avenue and leaving other options open. He felt there is reasonable concern this "Typical Section" roadway will have a significant, negative impact on both the City and County residents. The consensus of Council was to have staff prepare a Resolution.

13. OLD BUSINESS.

In response to a question from Councilor Counts, City Manager Edmunds stated the last time Council discussed the skateboard park staff presented options for consideration that included the Recreation Center, City Park, and Blossom Lake Park. Staff failed to receive Council support for any of the options presented.

Councilor Counts asked for an update on the recreation field restroom. City Manager Edmunds stated the project is under construction, and the City expects the delivery and installation of the restroom the first week in February. The restroom should be operational before the Pow Wow Festival in March.

14. NEW BUSINESS.

Councilor Hartstein referred to an article in the Sunday paper on recycling and different strategies citizens can use to become “Green”. She asked what the City is doing to educate our citizens on how they can do a better job of conserving energy.

City Manager Edmunds stated the City offers a curbside recycling program to residents, and today he received a copy of an email from the Public Works Director to the IT Department requesting a new recycling CD be incorporated onto the website and/or television channel. City Manager Edmunds stated the City has received some special signage from the Southwest Florida Water Management District encouraging water conservation and those informational signs will be put on City properties.

15. CONSIDER A MOTION FOR ADJOURNMENT.

On a motion by Councilor Hester, the meeting was adjourned.

UNANIMOUS APPROVAL BY ACCLAMATION

Date Approved: _____

Lesley DeMuth, City Clerk

James Johnson, Mayor