

**MINUTES
SEMINOLE CITY COUNCIL
TUESDAY, NOVEMBER 4, 2008**

The Regular Meeting of the Seminole City Council was held on Tuesday, November 4, 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 Bob Matthews followed by the Pledge of Allegiance.

ROLL CALL:

Present were: Councilors John Counts, Peter Hofstra, Dan Hester, Patricia Hartstein 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: None

1. PUBLIC COMMENT: None

2. APPROVAL OF MINUTES – REGULAR MEETING OCTOBER 28, 2008.

Motion by Councilor Hofstra, second by Councilor Hartstein to approve the minutes of October 28, 2008.

UNANIMOUS APPROVAL BY ACCLAMATION

3. PRESENTATION BY THE TAMPA BAY AREA REGIONAL TRANSPORTATION AUTHORITY (TBARTA) TASKED WITH THE DEVELOPMENT OF A MASTER PLAN FOR TRANSPORTATION IN THE SEVEN COUNTY WEST FLORIDA REGION.

Beth Alden, a member of the Technical Consulting Team for the Tampa Bay Area Regional Transportation Authority, provided a PowerPoint presentation on the Authority's development of a Master Plan for a regionally integrated multimodal transportation system, and answered questions from Council.

4. PRESENTATION REGARDING THE STATUS OF FIRE STATIONS 28 AND 31 DISCUSSIONS WITH PINELLAS COUNTY.

City Manager Edmunds advised Council several months ago the Pinellas Suncoast Fire District sent a letter to the Pinellas County Fire Authority indicating a desire to expand their service area into the Seminole Fire District. Pinellas County requested the City prepare and provide them with a response which Chief Graves and his staff did. Pinellas County Staff independently analyzed the information submitted by both Districts and has taken a position more in line with the Seminole Fire District. The Board of County Commission met today and voted in the majority to proceed with the County Staff's

recommendation to withdraw EMS funding from the Pinellas Suncoast Fire District and to seek a Special Bill, this Legislative Session, reducing the size of the Pinellas Suncoast Fire District and increasing the size of the Seminole Fire District. City Manager Edmunds pointed out this proposal is not a Seminole proposal. It is a proposal by Pinellas County to become more efficient in the delivery of emergency services.

Fire Chief Graves provided a PowerPoint presentation on the alternatives presented to Pinellas County. In response to a question by Councilor Hester, Chief Graves stated the numbers used in the presentation came from County Staff.

Councilor Matthews stated the unincorporated area needs to understand that county government is trying to do what is best.

Councilor Hester asked what prompted this action and if there are other areas in the delivery of service being discussed. Chief Graves stated what prompted this action is a letter from the Pinellas Suncoast Fire District. Chief Graves advised Council there is a lot going on countywide, and he and City Manager Edmunds sit on the EMS and Fire Reconfiguration Committee which deals mostly with the provision of EMS services.

5. CITY COUNCIL REPORTS.

Councilor Matthews reported on his attendance at the Board of County Commission Meeting.

Mayor Johnson reported he made a presentation at a Seminole Garden Apartments Meeting.

6. CITY MANAGER REPORTS.

City Manager Edmunds reported the City received a 55 percent response to the citizen survey on limitations to residential properties, and reported the percentage response to each question. A workshop will be scheduled after the first of the year to discuss the survey results.

City Manager Edmunds provided Council with a copy of a request from the Seminole Chamber of Commerce to utilize the \$1,300 budgeted and earmarked for the Miss Seminole Pageant for the Bright Before Your Eyes Parade which is co-sponsored by the City. Mayor Johnson advised Council he will abstain from the discussion on this request, and asked Vice Mayor Barnhorn to run the meeting during this item. (In accordance with Florida Statutes, Form 8B – Memorandum of Voting Conflict filed by Mayor James Johnson is attached hereto, and made a part of the minutes.)

In response to questions from Council, City Manager Edmunds stated the Pageant Director has announced her retirement and unless directed otherwise, the City will hold the money in the budget for that purpose. The City's contribution to the parade is the public works personnel, on overtime, to secure the parade route and the recreation staff to assist in the parade coordination. City Manager Edmunds advised Council rather than spending monies earmarked for another purpose there is an additional \$1,000 available in the account earmarked for the Chamber Business Assistance Program.

Doc Kinsey, Chamber President, spoke on the parade costs.

Motion by Councilor Hartstein second by Councilor Counts to re-designate the \$1,300 earmarked for the Miss Seminole Scholarship Pageant to the Bright Before Your Eyes Parade.

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

MOTION CARRIED.

7. OLD BUSINESS.

In response to a question by Councilor Hester on if the meeting he attended at Seminole Gardens was a City event; Mayor Johnson replied it was a Town Hall Meeting for their Neighborhood Associations.

8. NEW BUSINESS.

In response to a question by Councilor Matthews on the night maintenance/repairs to Park Boulevard, City Manager Edmunds stated it is his understanding the work being done is sewer system repairs, but will verify this information and respond back to Council.

9. CONSIDER A MOTION FOR ADJOURNMENT.

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

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 James Johnson	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Seminole City Council
MAILING ADDRESS 118 Fernwood Circle	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY COUNTY Seminole, Fl 33777 Pinellas	xx CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED November 4, 2008	NAME OF POLITICAL SUBDIVISION: City of Seminole
	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 Johnson, hereby disclose that on November 4, 2008:

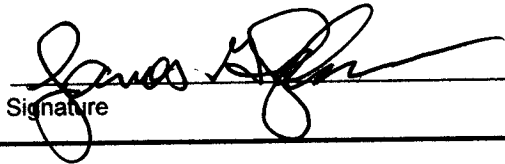
(a) A measure came or will come before my agency which (check one)

- 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 The Greater Seminole Area Chamber of Commerce, b y
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:

To consider the request of the Greater Seminole Area Chamber of Commerce, which I am the Executive Director, for a donation in the amount of \$1,300.00 for the Holiday "Bright Before Yours Eyes" Parade.

November 18, 2008
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 OF SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

RECEIVED
CITY OF SEMINOLE

NOV 18 2008

OFFICE OF
CITY CLERK