

**MINUTES  
SEMINOLE CITY COUNCIL  
TUESDAY, JULY 14, 2009**

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The Regular Meeting of the Seminole City Council was held on Tuesday, July 14, 2009, in the City Hall, City Council Chambers, 9199 - 113<sup>th</sup> Street North, Seminole, Florida.

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

**ROLL CALL:**

Present were: Councilors Patricia Plantamura, Leslie Waters, Dan Hester, Thomas Barnhorn, John Counts; Vice Mayor Bob Matthews; Mayor James Johnson; City Attorney John Elias; City Manager Frank Edmunds and City Clerk Ginger Stilton present.

**INTRODUCTIONS AND PRESENTATIONS: Proclamation - Parks and Recreation Month**

On behalf of the Seminole City Council, Councilor Counts read and presented Recreation Director Jim Sheets with a proclamation declaring the month of July as Parks and Recreation Month.

1. **PUBLIC COMMENT:** None.

2. **APPROVAL OF MINUTES – REGULAR MEETING JUNE 23, 2009.**

Motion by Vice Mayor Matthews, second by Councilor Counts to approve the minutes of June 23, 2009.

UNANIMOUS APPROVAL BY ACCLAMATION.

3. **CONDUCT A PUBLIC HEARING. CONSIDER A SECOND AND FINAL READING OF ORDINANCE NO. 14-2009 REGARDING PROPOSED AMENDMENTS TO LAND DEVELOPMENT REGULATIONS(LDRs) REGARDING SCHOOL CONCURRENCY.**

City Clerk Stilton read the Ordinance 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 Barnhorn to adopt Ordinance No. 14-2009 on Second and Final Reading.

ROLL CALL:

COUNCILOR PLANTAMURA	AYE
VICE MAYOR MATTHEWS	AYE
COUNCILOR WATERS	AYE

COUNCILOR HESTER	AYE
COUNCILOR BARNHORN	AYE
COUNCILOR COUNTS	AYE
MAYOR JOHNSON	AYE

MOTION CARRIED UNANIMOUSLY.

**4. CONDUCT A PUBLIC HEARING. CONSIDER A SECOND AND FINAL READING OF ORDINANCE NO. 19-2009 REGARDING VOLUNTARY ANNEXATION: 10701 VILLAGE GREEN AVENUE.**

City Clerk Stilton read the Ordinance by title only.

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

Motion by Councilor Barnhorn, second by Councilor Waters to adopt Ordinance No. 19-2009 on Second and Final Reading.

ROLL CALL:

COUNCILOR PLANTAMURA	AYE
VICE MAYOR MATTHEWS	AYE
COUNCILOR WATERS	AYE
COUNCILOR HESTER	AYE
COUNCILOR BARNHORN	AYE
COUNCILOR COUNTS	AYE
MAYOR JOHNSON	AYE

MOTION CARRIED UNANIMOUSLY.

**5. CONDUCT A PUBLIC HEARING. CONSIDER A SECOND AND FINAL READING OF ORDINANCE NO. 20-2009 REGARDING VOLUNTARY ANNEXATION: 11164 – 91<sup>ST</sup> TERRACE N.**

City Clerk Stilton read the Ordinance by title only.

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

Motion by Councilor Waters, second by Councilor Counts to adopt Ordinance No. 20-2009 on Second and Final Reading.

ROLL CALL:

COUNCILOR PLANTAMURA	AYE
VICE MAYOR MATTHEWS	AYE
COUNCILOR WATERS	AYE
COUNCILOR HESTER	AYE
COUNCILOR BARNHORN	AYE

COUNCILOR COUNTS                    AYE  
MAYOR JOHNSON                    AYE

MOTION CARRIED UNANIMOUSLY.

**6. CONSIDER A FIRST READING OF ORDINANCE NO. 16-2009 REGARDING PROPOSED AMENDMENTS TO THE COMPREHENSIVE PLAN REGARDING WATER SUPPLY PLANNING.**

City Clerk Stilton read the Ordinance by title only.

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

Motion by Councilor Barnhorn, second by Councilor Counts to approve Ordinance No. 16-2009 on First Reading.

In response to a question by Councilor Plantamura, Community Development Director Ely confirmed that like the School Concurrency Ordinance-this Ordinance was required by the State, and that it was an unfunded mandate.

ROLL CALL:

COUNCILOR PLANTAMURA            AYE  
VICE MAYOR MATTHEWS            AYE  
COUNCILOR WATERS                AYE  
COUNCILOR HESTER                AYE  
COUNCILOR BARNHORN              AYE  
COUNCILOR COUNTS                AYE  
MAYOR JOHNSON                  AYE

MOTION CARRIED UNANIMOUSLY.

**7. CONSIDER RESOLUTION NO. 06-2009 REGARDING A PERMIT PROCESS TO ALLOW FOR THE TEMPORARY OVERNIGHT PARKING OF RECREATIONAL VEHICLES WITHIN THE PUBLIC RIGHTS OF WAY.**

City Clerk Stilton read the Resolution by title only.

Motion by Councilor Barnhorn, second by Councilor Counts to approve Resolution No. 06-2009.

Councilor Plantamura respectfully would like it noted for the record, that she opposed the recently adopted ordinances regulating parking on private property, and while concerned about aesthetics-she stated she is more concerned about foreclosures and people losing their jobs in Seminole, adding she would vote no on this resolution.

Vice Mayor Matthews described a situation involving a resident who frequently uses a 5<sup>th</sup> wheel and typically has to use the street for parking to load the night before a trip and upon return, to

clean-up and unload, adding that he was concerned about putting limitation to four times per year on motor homes.

Councilor Barnhorn stated he previously has had reservations, but this resolution seems to offer a remedy, and a timeframe-which if there were not timeframes, it would be defeating the purpose of the ordinance.

Councilor Hester reminded Council that there had been a lot of discussions and input prior to adoption of the ordinances, and at the request of Council, staff was asked to present recommendations which would define the regulations associated with the parking restrictions in the ordinances, and which he believed were reasonable. Councilor Hester added that the residents have demonstrated that they were overwhelming in support of parking regulations, and said his concern with changing the resolution would further water down the ordinance.

Councilor Waters agreed with Councilor Matthews regarding the limitation to four times per year, adding she thought this could be monitored, and it is a good start-should they want to go back and revisit it. She suggested that if the Resolution does pass, that they there be a follow-up in six months.

Councilor Plantamura requested that a grammatical correction be made to the last sentence in Section Three; ...*the City Manager of his designee...* change “of” to “or”.

ROLL CALL:

COUNCILOR PLANTAMURA	NAY
VICE MAYOR MATTHEWS	AYE
COUNCILOR WATERS	AYE
COUNCILOR HESTER	AYE
COUNCILOR BARNHORN	AYE
COUNCILOR COUNTS	AYE
MAYOR JOHNSON	AYE

MOTION CARRIED 6-1.

**8. CONSIDER AUTHORIZATION TO EXECUTE THE 2009-2010 VEHICLE USE AGREEMENT WITH THE SCHOOL BOARD OF PINELLAS COUNTY FOR SHUTTLE BUS TRANSPORTATION.**

Motion by Councilor Counts, second by Councilor Waters to authorize the City Manager to execute the Amended 2009-2010 Pinellas County School Board Bus Agreement.

Councilor Plantamura asked how much it would cost on an annual basis for the bus use. Recreation Director Sheets explained that as part of the annual budget process the number of hours shuttle bus service is used for summer camp and trips is listed in the budget and has been approved by Council. Director of Administration, Kyne, provided the figures; \$11,800 for the children’s programs.

UNANIMOUS APPROVAL BY ACCLAMATION.

**9. CONSIDER TWO REAPPOINTMENTS TO THE DEVELOPMENTAL REVIEW BOARD.**

Motion by Councilor Waters, second by Vice Mayor Matthews to re-appoint Mr. Les Milewski and Mr. William Mills to the Developmental Review Board for a term expiring April 1, 2011.

Councilor Plantamura asked in general if we turn anyone away from these boards and is there any standing in line to be on a board. City Manager stated that we do not turn them away, and we create a list of those waiting to serve. Some boards have alternate positions, which are good for those new to the board to learn the procedures, and which they can advance to fill a vacancy on a board at a future date.

Councilor Waters stated she understood both of the gentlemen attended eleven out of twelve meetings since April 2007 and were well versed, and we were very fortunate to have such involvement and ongoing commitment to a board.

Councilor Barnhorn asked in follow-up, that when there is a vacancy on a board and or a term expires, and there is a list of applicants, does Council receive notice of all interested parties. City Manager Edmunds answered no, that based upon prior Council direction, should someone be willing to serve again, that they would be considered before others. If there is a true vacancy-Council would look at all applicants. Vice Mayor Matthews added that their attendance and participation is provided to Council.

UNANIMOUS APPROVAL BY ACCLAMATION.

**10. CONSIDER APPOINTING A VOTING DELEGATE TO THE FLORIDA LEAGUE OF CITIES ANNUAL BUSINESS MEETING TO BE HELD DURING THE AUGUST CONFERENCE IN ORLANDO.**

Motion by Councilor Counts, second by Councilor Waters to appoint Councilor Barnhorn as the City's voting delegate during the Florida League of Cities Annual Business Meeting.

Councilor Plantamura asked Councilor Barnhorn if he has proposed any resolutions in prior years as the voting delegate. Councilor Barnhorn said no, and went on to further explain the process and committee's responsibilities in presenting resolutions at the annual business meeting. Councilor Plantamura questioned why the municipalities were not proposing resolutions, when there were forms attached indicating a procedure to do so, and asked if he would be presenting any. Councilor Barnhorn explained that it is up to the municipality if they want to present a resolution-however it is up to the committee to introduce it, and there has not been any additional resolutions in the two years he has served. Councilor Hester asked if the voting delegate receives the information in advance. Councilor Barnhorn replied they receive the information that morning. It was determined after additional comments and discussion by Councilor Waters, who agreed with Councilor Hester that if there was anyway to receive the information in advance they would be better informed as to what the voting delegate, who represents the Council, will be expected to vote on, and it would offer Council

an opportunity for input on the issues. Councilor Barnhorn stated he did not think that would ever happen unless all cities were on board with it, because the last committee meets the day before the voting.

UNANIMOUS APPROVAL BY ACCLAMATION.

## **11. CITY COUNCIL REPORTS.**

- Councilor Waters reported on 6/25 she attended the Pinellas County Urban League, Bi-monthly Board Meeting, adding she would be glad to talk to anyone interested in getting involved in the Urban League activities throughout the county. (Organization involved in weatherization of homes, Black on Black Crime initiatives, job training and placement, etc.) On 7/9 – attended Dr. Tom Kaineg, Orthodontist on 113<sup>th</sup> Street; Grand Re-Opening and celebration of long professional practice which was co-hosted by the Seminole Chamber. 6/27 – Attended the Suncoast League of Cities (SLC) Board Meeting held at the SPC/Seminole Library, (detailed report attached). Thank you to Ginger for coordinating the entire event and for utilizing some of our teen volunteers to assist in the event. Also attended and reported that the Tri-If-You-Dare event was a lot of fun, not only watching the kids-but the parents as well.
- Councilor Barnhorn – reported he attended the SLC Luncheon/Meeting-it was very well attended and represented from across the Tri-County area. Attended the Tri-If-You-Dare event the next day, reporting an excellent turn-out and participation of youth. The day before there was a Fit-2-Fun Family fitness day event, again very well attended.
- Councilor Counts – reported he attended and participated in the District V All Stars, which Seminole swept in every level, and his girls-Major Softball was one of them.
- Mayor Johnson attended the SLC Luncheon hosted by the City which was well attended and thought everyone was very pleased. Participated in Tri-If-You-Dare and attended the family fitness event the day before. 7/1 – Attended the Mayor’s Council Meeting; subjects discussed were Hometown Democracy and Budgets. Attended a luncheon and meeting aboard the USCG Cutter RESOLUTE. Also was the guest speaker at the Leads group.

## **12. CITY MANAGER REPORTS.**

Director Sheets was asked to give a summary of the Tri-If-You-Dare events. Director Sheets thanked the sponsors and local volunteers for their participation and explained how much the event has grown to 276 tri-athletes competed, ranging in ages from 4-15 years old, representing 32 cities, 3 states (Florida, Georgia and Pennsylvania), and 2 countries (USA and Germany). 9 new course records were set. Over 150 volunteers and over 3,000 people were in attendance during the weekend. The race video highlights of the weekend events can be viewed on the City’s website and photos are posted as well.

City Manager Edmunds provided a few brief updates:

- Due to the delay in the widening of 102<sup>nd</sup> Avenue, Pinellas County Public Works has indicated that they are inclined to support a temporary traffic light at the intersection of Burning Tree and Park Street.
- Recently the County has decided to scale back the improvements to 102<sup>nd</sup> Avenue-somewhat in keeping with his letter to Commissioner Morroni.
- The two buildings on 70<sup>th</sup> Avenue have now been demolished; the former St. Pete Times building and the building on the former Ogorek property.
- At the next regular business meeting, anticipate a request from Administration seeking Council's authorization to bond the cost for the project. Expecting project to break ground the end of August first of September, completed by June or July of next year.

Councilor Waters stated she had been President of the Home Owners Association of Seminole Lakes, almost thirty years ago, and getting a stop light at Burning Tree was always on the wish list, adding this is great news for the community.

In reference to the letter to Commissioner Morroni, Councilor Hester asked if the pot holes along 102<sup>nd</sup>, as well as the area near the Trail were going to be addressed. City Manager Edmunds stated he would pursue those issues and he would be communicating with the Director. Councilor Hester stated the World Savings property is turning into a car lot, and could something be done about it. City Manager Edmunds responded that he would have Code Enforcement take care of the situation.

### **13. OLD BUSINESS.**

Councilor Plantamura mentioned her letter, which Council would receive shortly, which outlined concerns that since the new Publix will be opening in a few short months, she believed they needed to proactively prepare for the walking pattern in the area, for the safety of the residents. Councilor Plantamura explained she has observed there are no sidewalks along 80<sup>th</sup> Avenue, paralleling the north side of the K-Mart/east-west parking lot, adding that she believed they were going to need to put sidewalks on either the north side or south side of 80<sup>th</sup>. City Manager Edmunds explained that the section of 80<sup>th</sup> is private property, co-owned by the Gardens and the Mall, so it is not possible for the City to construct sidewalks in that area. City Manager Edmunds said he has communicated in writing to the Gardens, encouraging them to construct a sidewalk as the result of town meetings. With regard to trying to be proactive for pedestrian safety to the new Publix, City Manager Edmunds explained they had investigated the "Warrants'- or criteria necessary to get a traffic light in that area, and the indication is that we are so far deficient in meeting the criteria; a traffic light would never be approved. The City is now exploring what criteria had to be met in order to install the type of crossing system as on Gulf Blvd. Vice Mayor Mathews explained that from his experience with that crossing system, when the pedestrian pushes the button to change the light, there is no indication to the pedestrian that the light had changed. In response to Councilor Plantamura's question regarding the public right-of-way, City Manager Edmunds explained that Seminole Garden's ownership is to the center of 80<sup>th</sup> Avenue, and for Liberty as well. The roadway is all private, and both of the property owners should be encouraged to install sidewalks. City Manager Edmunds explained that his concern is once the pedestrian reaches the public's right-of way or 113<sup>th</sup> – that we provide for some safe method to cross. City Manager Edmunds stated he will follow it up with a letter and copy to Council.

**14. NEW BUSINESS.**

Councilor Waters said she had some information regarding Hometown Democracy, and would ask City Clerk Stilton to distribute it.

Vice Mayor Matthews invited everyone in the audience, community and businesses to a reception for City Manager Edmunds for 14 years of service on the 23<sup>rd</sup> at the Holland G. Mangum Recreation Complex from 5:00-7:00 p.m.

**15. CONSIDER A MOTION FOR ADJOURNMENT.**

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

UNANIMOUS APPROVAL BY ACCLAMATION.

Mayor Johnson announced that a workshop would follow.

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

\_\_\_\_\_  
Ginger Stilton, CMC  
City Clerk

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

*Suncoast League of Cities Report  
Attached*

# SUNCOAST LEAGUE OF CITIES

## Board Meeting and Luncheon



**LEAGUE OF CITIES**  
*ADVOCACY ~ REGIONALISM ~ EMPOWERMENT*

Saturday, June 27, 2009; Seminole/SPC Library

As the Seminole City Council's representative to the Suncoast League of Cities, I attended the Board Meeting and Luncheon on Saturday, June 27 from 10:00 am to 1:30 pm. The Board Meeting was conducted by First Vice-President, Tom Shelly, Commissioner of Belleair.

**Board Meeting** - Three main issues were discussed at some length

- 1) A summary of the Suncoast League's visit to Tallahassee to visit the Pinellas County Legislative Delegation during the 2009 Legislative Session,
- 2) Hometown Democracy, Amendment 4, and
- 3) Projected 2010 funding of the Pinellas Planning Council.

*Councilors Patricia Plantamura and Thom Barnhorn also attended the Board Meeting.*

**Luncheon** - The meeting speaker was Carmine Priore, President, Florida League of Cities. He was an excellent speaker who provided very pertinent information to the attendees.

*Mayor Jimmy Johnson and Councilors Bob Mathews, Patricia Plantamura and Thom Barnhorn also attended the luncheon.*

**Thank You** - Ginger Stilton, Clerk, did a fine job of coordinating this entire event for the City. She recruited two teens to help set-up and clean up, serve as greeters, passed out door prize tickets, distributed name tags, etc. Both Yim Chan, of Seminole High School and the Seminole Library Teen Board, and Mohamed Bounaim, of the St. Petersburg High School IB Program, and Seminole Library Youth Services volunteer, were very helpful, and really enjoyed having the opportunity to meet all the local government officials in attendance.



## Board Meeting Agenda

Hosted by City of Seminole – Saturday June 27, 2009

1. **Meeting Call to Order/Pledge of Allegiance** – 1<sup>st</sup> VP, Tom Shelly, Commissioner of Belleair
2. **Roll call** (Voice Introductions and noted attendance on Printed Roll Call sheet)
3. **President's Report**
  - a. Thank You to City of Seminole –Welcome (Patricia H. says a few words)?
  - b. Welcome from Mike Yakes, Gulfport- President, 2009 – 2010 (On DVD)
  - c. Approval of March 20, 2009 Minutes
  - d. Note 3/20/09 Minutes referencing:
    1. FLC representation for 2009 – 2010
      1. Mike Yakes, one year term
      2. Tom Shelly, three year term
    2. Tallahassee Bus Trip participation
    3. Officially inviting City Clerks to be part of the SLC
  - e. Report of the recent Annual Conference
    1. Over 115 in attendance
    2. Financially very successful
    3. Speakers, Location and food received high marks
    4. Sponsors impressed and happy with results
    5. Feedback from participants
4. **Executive Directors Report – Ginny Harrell & “Bernie” Young**
  - a. Host Cities needed for 2009 – 2010 Program Year
  - b. No breakfast at FLC in Orlando in August – only Executive Committee meeting
  - c. Please notify Bernie of **Changes in Representative/Alternates** to Suncoast League of Cities
  - d. Website will soon include pictures of the recent conference
5. **Other Business**
  - a. Review for new attendees the benefits of participation in the Suncoast League
  - b. Candidates for FLC 2<sup>nd</sup> VP – Pat Bates
6. **Adjournment of Board Meeting** – Reception, Lunch & Meeting speaker – Carmine Priore, President, Florida League of Cities

P.O. Box 5300065 • St. Petersburg, FL 33747-0065

PH: (BY) 727/864.4711 • (GH) 727/525.5299 Email: [bernieyoung@suncoastleague.org](mailto:bernieyoung@suncoastleague.org) • [gharrell@tampabay.fl.com](mailto:gharrell@tampabay.fl.com)

*Mission: The Suncoast League of Cities ADVOCATES for its members, supports REGIONAL collaboration and EMPOWERS local governments.  
All Suncoast League of Cities activities are supported by the Florida League of Cities, Inc.*