

Town of Indian Shores

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TOWN COUNCIL MEETING

MINUTES - November 9, 2010

INDIAN SHORES TOWN COUNCIL MEETING convened at 7:00 P.M. Those present were Mayor Lawrence, Vice Mayor Herndon, Councilor Smith, Councilor Sutch and Councilor Irelan.

Also Present: Attorney Yacavone; Marcia Grantham, Town Clerk; Mary Karayianes, Director of Finance; Lawrence Nayman, Building Official; Major Hughes; Bob Brotherton, Town Engineer.

1.0 REGULAR COUNCIL MEETING

** POLICE OFFICER RECOGNITION.

Mayor Lawrence recognized Officer Leo Yates and Deputy Chief Terry Hughes, and presented plaques commemorating 28 years of service for Officer Yates and 20 years of service for Deputy Chief Hughes with the Town of Indian Shores.

** Pinellas Suncoast Fire Board Commissioner Schear introduced Bert Polk, the new Fire Chief for the district.

Fire Chief Polk stated it was like a homecoming, as he was born and raised in the St. Petersburg area, and also worked several years for the St. Pete Fire Department.

Fire Chief Polk further stated he was happy and humbled for the opportunity to provide a high level of service for the residents, and invited everyone to call if they had any questions.

James J. Lawrence
Mayor

Joan G. Herndon
Vice Mayor

Carole Irelan
Councilor

Steve Sutch
Councilor

William F. Smith
Councilor

E.D. Williams
Town Administrator
Chief of Police

Mary Karayianes
Director of Finance
and Personnel

Marcia Grantham
Town Clerk

James Yacavone
Town Attorney

Lawrence G. Nayman
Building Code
Administrator

1.1 Consideration of approving Council Agenda for November 9, 2010.

MOTION by Councilor Smith -- seconded by Councilor Irelan -- to approve Council Agenda for November 9, 2010 as published, subject to adding two items under correspondence. Motion carried 5-0.

1.2 Consideration of approving "CONSENT AGENDA", as follows:

A. MINUTES:

<i>Council</i>	<i>10/12/2010</i>
<i>Workshop</i>	<i>11/2/2010</i>

MOTION by Councilor Irelan -- seconded by Councilor Smith -- to approve "Consent Agenda" covering Minutes, as published. Motion carried 5-0.

B. RE-OCCURRING EXPENSES: (Resolution 7-2008):

From 10/5/2010 thru 10/26/2010.

MOTION by Councilor Irelan -- seconded by Councilor Sutch -- to approve "Consent Agenda" covering Re-Occurring Expenses, as published. Motion carried 5-0.

1.3 APPROVAL of Committee expenditures: NONE

1.4 CORRESPONDENCE:

A. Mayor Lawrence read a note of thanks from the election clerk and pollworkers thanking the Town for providing dinner election day, and expressed how much they enjoy working at this precinct.

B. Mayor Lawrence read a letter from Neighborly Care Network thanking the Town for the donation received of \$2,500.00.

1.5 Town Attorney's Report. NONE

- 1.6 Consideration of approving a five (5) year Letter of Engagement with Davidson, Jamieson & Cristini, CPA's, to perform Town Audits covering fiscal years 2011 through 2015.**

Mary Karayianes, Director of Finance, reported that Davidson, Jamieson & Cristini has served as the Town's auditors for many years, and were leaders in the auditing and pension areas, and recommended approving the proposed five (5) year Letter of Engagement.

MOTION by Councilor Sutch -- seconded by Vice Mayor Herndon -- to approve Letter of Engagement with Davidson, Jamieson & Cristini to perform Town Audits covering fiscal years 2011 through 2015 with the cost remaining at \$18,700.00 for the first 3 years and increasing to \$19,200.00 for the last two years, which includes a 3% cost of living increase. Motion carried 5-0.

- 1.7 PUBLIC HEARING: First Reading of proposed Ordinance 2010-9, amending Article V, entitled "Conservation", of Chapter 90 of the Code of Ordinances, dealing with planning and development by amending Section 90-102, entitled "Maintenance of Recreational Water Quality" to prohibit new discharges into the intracoastal waterway and to allow the Town to enter into Interlocal Agreements to prevent pollutant discharges; creating Section 90-103 to be entitled "Town of Indian Shores Stormwater Pollution Control Ordinance" to provide rules, regulations, prohibitions, penalties and enforcement to control the discharge of pollutants to the Town's storm sewer system, to the Gulf Boulevard drainage system onto private property, and to surface waters and surrounding coastal waters.**

Attorney Yacavone conducted the First Reading of proposed Ordinance 2010-9, by reading the title in full.

Bob Brotherton, Town Engineer, reported this proposed Ordinance is part of the NPDES requirements, and advised training of some staff members would follow in late November or early December, with the Police Department enforcing.

Mr. Brotherton noted violations could consist of grass being blown into drains, grease and other fluids discharged improperly and chlorinated water being discharged improperly, noting fines could be assessed.

Mayor Lawrence advised he would put some information into the Newsletter relative to this Ordinance.

Mayor Lawrence stated this was a public hearing and called for any comments from the public, however there were none.

MOTION by Councilor Smith -- seconded by Councilor Sutch to approve the First Reading of proposed Ordinance 2010-9, by title only. Motion carried 5-0.

- 1.8 PUBLIC HEARING: RESOLUTION 15-2010, in support of the recommendations of the Joint Land Use and Transportation Committee, including amendment to the Pinellas Planning Council's Special Act.**

Attorney Yacavone read the title of proposed Resolution 15-2010, in full.

Mayor Lawrence reported that by passing this Resolution the Town is sending a message to the County that the Town supports the proposed joint committee.

Mayor Lawrence addressed information he had provided from City of South Pasadena's attorney expressing some concerns regarding the proposed revision of the Special Act, and response from Mike Crawford with Pinellas Planning Council.

Mayor Lawrence advised when the Town received the draft any concerns could be expressed at that time.

Attorney Yacavone advised he had sent out some e-mails to Mayors on behalf of the City of Tarpon Springs, noting a number of cities, usually larger are expressing some concerns, noting City of Largo has expressed concern with who can propose and who can negate, and who can mandate changes.

Mayor Lawrence stated part of the problem is the sequence of events, and noted the PPC has been the arm for the Town and has some concern that may be lost, noting at this point it is approving concept only and would like to see the wording in the draft.

Councilor Irelan and Councilor Smith expressed reservations in adopting the proposed Resolution, and discussion followed.

It was a consensus of the Council members to defer action on Resolution 15-2010 until after the draft has been received and reviewed.

- 1.9 Consideration of approving Contracts with the following vendors: CSM, Brighthouse Networks, Stanley Security Solutions and Thyssenkrupp, covering cabling, phone system and hardware, security, phone carrier and elevator monitoring for the new Municipal Center.**

Mary Karayianes, Director of Finance, addressed the proposed Contracts for support services in the new Municipal Center, stating that Chief Williams is requesting approval to move forward with the Contracts and monetary figures as reflected in his Memo dated November 5, 2010, noting a spreadsheet was attached outlining the various vendors and suppliers from which information was received.

Council members reviewed noting these proposed Contracts had been discussed in detail at a Workshop held on November 2, 2010.

***MOTION** by Councilor Smith -- seconded by Councilor Sutch -- to approve the Town moving forward with the proposed Contracts with CSM, Brighthouse Networks, Stanley Security Solutions and Thyssenkrupp, covering cabling, phone system and hardware, security, phone carrier and elevator monitoring for the new Municipal Center. Motion carried 5-0.*

- 1.10 Consideration of approving appointment to Seat #5 on the Board of Adjustment, for a three year term which will expire on October 28, 2013.**

Mayor Lawrence stated that with his background and experience he was glad to see former Mayor Ed Murphree want to be involved again, even though this was not a very active Board, but was very important.

***MOTION** by Councilor Irelan-- seconded by Councilor Sutch -- to approve appointment of Ed Murphree to Seat #5 on the Board of Adjustment, for a three year term which will expire on October 28, 2013. Motion carried 5-0.*

- 1.11 Consideration of approving Financial Statements covering September 30, 2010 and October 31, 2010.**

Mary Karayianes, Director of Finance, reported the September report is unaudited, noted she has tried to simplify the revenues and expenditures, and backed out the transfers. She further reported that approximately \$225,000.00 is going back into General Fund at the end of the year, pending adjustments.

The Director of Finance reported there is not yet much activity for the month of October, and still accruing revenue for October and November that applies to last year that is recognized in September. She noted the Town is still in good shape.

MOTION by Councilor Smith – seconded by Councilor Irelan – to approve accepting Financial Statements covering the periods ending September 30, 2010 and October 31, 2010, and hold for audit. Motion carried 5-0.

1.12 Consideration of approving Police Activity Report covering the month of October 2010.

Major Hughes reported October was a quiet month, with calls for service up due to the parks and back streets.

MOTION by Councilor Sutch – seconded by Councilor Smith – to approve Police Activity Report covering the month of October 2010, as published. Motion carried 5-0.

1.13 Update Report on status of proposed construction of a new Municipal Center.

Lawrence Nayman, Building Official, reported the construction is going fairly well, noting there is always some disagreement and today it is the lentils. He advised it would be a credit to the Town or do as the drawings require.

The Building Official further reported they have framed out the Police and Building Department floor, noting it is 95% - 98% done, and are now doing the rough-in and plumbing for that floor, and the dry wall crew will move in within 2-3 weeks. He stated over all he is satisfied, and still picks apart some things, and advised the move in date is anticipated for February 11, 2011.

Mayor Lawrence reported they have been working on an issue with Progress Energy regarding a transformer, wherein the Chief and Building Official were under the impression it would be waived due to usage, however an e-mail advised that is not the case. He noted they performed an analysis including the lighting and it fell way short.

1.14 Town Administrator's Report. NONE.

1.15 Citizens' Comments on any subject.

Art Newsome, resident, questioned whether the Town had received any feedback from establishments relative to the extension of liquor hours, and Mayor Lawrence responded that he had not, however he had just sent out an e-mail.

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Art Newsome announced ISPOA would hold happy hour at The Pub Restaurant tomorrow night at 5:30 P.M.

1.16 Mayor's and Council Members comments on any subject.

Councilor Irelan reported the holiday boat parade would be held on December 19, 2010, and that Fred Strahlendorf would serve as the Town's judge.

Councilor Irelan further reported the Library would hold a book sale on November 21, 2010, together with a 6 and 10K walk sponsored by Volkspart and the Mayor will be cooking pancakes from 9 AM to Noon. The Mayor advised money would go to the library and to the Suncoast Seabird Sanctuary.

Councilor Irelan wished the Building Official happy birthday and good luck with his upcoming surgery.

Councilor Sutch reported 16 persons showed up for Coastal Clean-up Day on October 16, 2010. He further reported he would be meeting tomorrow with the Vice Mayor and Councilor Irelan, together with a representative from the County to discuss improvements in the back part of Tiki Park.

Councilor Smith wished everyone a happy Thanksgiving Day.

Vice Mayor Herndon reported she would soon be scheduling a Public Services Committee meeting to discuss possible improvements to the Gulf Boulevard corridor and Nature Park.

Mayor Lawrence reported the Mayors' Council holiday luncheon would be held at the Tradewinds Resort on 12/1/2010 and would cost \$21.00 per person.

Mayor Lawrence further reported he had attended the Progress Energy meeting today on "What's Happening", noting the briefing covered long-range goals and was very interesting.

INDIAN SHORES TOWN COUNCIL MEETING adjourned at 8:05 P.M.


MARCIA GRANTHAM, CMC
Town Clerk