

Town of Indian Shores

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TOWN COUNCIL MEETING

MINUTES - MAY 10, 2011

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; Chief Williams, Town Administrator; Lawrence Nayman, Building Official.

1.0 REGULAR COUNCIL MEETING

1.1 Consideration of approving Council Agenda for May 10, 2011.

MOTION by Councilor Irelan -- seconded by Councilor Smith -- to approve Council Agenda for May 10, 2011, as published. Motion carried 5-0.

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

A. <u>MINUTES:</u>	Council	-	4/12/2011
	Admn. & Fin. Com.	-	4/26/2011
	Public Ser. Com.	-	4/26/2011
	Workshop	-	5/03/2011
	Special Council	-	5/03/2011

MOTION by Councilor Smith-- seconded by Councilor Sutch -- to approve "CONSENT AGENDA" covering Minutes, as published. Motion carried 5-0.

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

From 4/5/2011 thru 4/26/2011.

MOTION by Councilor Smith -- seconded by Vice Mayor Herndon -- to approve "CONSENT AGENDA" covering Re-Occurring Expenses, as published. Motion carried 5-0.

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

1.3 APPROVAL of Committee expenditures: NONE

1.4 CORRESPONDENCE: None

1.5 Town Attorney's Report. None

1.6 PUBLIC HEARING: Second Reading of proposed ORDINANCE 2011-2, amending Chapter 86, Floods, by amending Sections 86-71(1), 86-71(2) and 86-86(d), to add that during a ten (10) year period the cumulative cost of improving the structure equals or exceeds 50% of the market value of the building.

Attorney Yacavone conducted the Second Reading of proposed Ordinance 2011-2, by reading the title in full.

Mayor Lawrence reported the proposed Ordinance had been reviewed at last month's meeting, noting it basically was a housekeeping change to make the wording clearer regarding the 50% rule as applies to substantial improvement.

Mayor Lawrence stated this was a public hearing and called for any comments from audience members.

Mary Lois Harrison questioned whether this would affect her re-building after a storm, and was advised this change does not revise that portion of the code, and this change makes the wording which applies to the 50% rule clearer.

MOTION by Councilor Smith -- seconded by Councilor Sutch -- to approve Second Reading of proposed Ordinance 2011-2, by title only. Motion carried 5-0.

1.7 Consideration of approving proposed Interlocal Agreement between the Town of Indian Shores and the Florida Department of Transportation relative to NPDES permit requirements.

Mayor Lawrence reported last month this Interlocal Agreement was forwarded to FDOT for any recommended changes, and noted that FDOT advised they had no changes to the document.

MOTION by Vice Mayor Herndon -- seconded by Councilor Smith -- to approve the Town entering into Interlocal Agreement between the Town of Indian Shores and the Florida Department of Transportation relative to NPDES permit requirements. Motion carried 5-0.

- 1.8 PROCLAMATION by Mayor Lawrence declaring the month of May 2011 as "Older Americans Month".**

Mayor Lawrence reported signing the Proclamation declaring the month of May 2011 as "Older Americans Month".

- 1.9 Consideration of approving establishment of an Ad Hoc Committee for the purpose of controlling profit expenditures stemming from the joint Indian Shores/Indian Shores Property Owners' Association Brick Donation Program.**

Mayor Lawrence reported the Committee would be comprised of two members of Council, two members of the Property Owners' Association and one staff member, with Bonnie Dhonau offering to serve in that capacity.

Councilor Irelan reported the project would be named "Indian Shores Property Owner's Association Memory Lane".

MOTION by Vice Mayor Herndon -- seconded by Councilor Smith -- to approve Agenda Item 1.9, with Committee members as follows: Councilor Irelan and Councilor Sutch representing the Council, Neil Rode and Richard Magnosa representing the Property Owners' Association, and Bonnie Dhonau, serving as Administrative Staff member. Motion carried 5-0.

Mayor Lawrence reviewed two potential lists, one which he prepared and one prepared by Chief Williams, which reflects possible items to consider for purchase with funds from the Brick Paver Program.

- 1.10 Consideration of retro-active approval for estimate from Kapper Construction, Inc., in the amount of \$4,250.00, to install two (2) porticos in the Community Garden area.**

Mayor Lawrence advised this item had been discussed at the Public Services meeting last week, noting the Chief had located a vendor for a reasonable price.

Chief Williams reported they are to start work on Thursday on the concrete pads, and noted the two transplanted trees may have to come out as they are not looking good.

MOTION by Vice Mayor Herndon -- seconded by Councilor Sutch -- to retro-actively approve expenditure of \$4,250.00, to Kapper Construction, Inc., to install two (2) porticos in the Community Garden Area. Motion carried 5-0.

1.11 Consideration of approving attendance at the Suncoast League of Cities annual conference June 3 -4, 2011 at the St. Petersburg Yacht Club.

Mayor Lawrence addressed the upcoming annual conference of the Suncoast League of Cities being held June 3-4, 2011, and asked Council members interested in attending to contact the Town Clerk by Friday, whereby reservations can be made.

1.12 Consideration of approving Financial Statement covering the period ending April 30, 2011.

Mary Karayianes, Director of Finance, reported the General Fund is in a good position, and advised General Fund revenues over expenditures is at \$593,593.00, with tax revenue of \$1,061,680.00 representing 94% of budgeted revenue to date.

The Director of Finance further reported that Road and Bridge was behind due to accruals at the end of the year, however she had no concerns, noting she had broken out the Municipal Center expenses, and the restricted funds were reflected at the bottom of the report.

MOTION by Councilor Irelan -- seconded by Councilor Smith -- to accept Financial Statement covering the period ending April 30, 2011, and hold for audit. Motion carried 5-0.

1.13 Consideration of approving Police Activity Report covering the month of April 2011.

Chief Williams reported a reduction in criminal reports, large percentage of traffic crashes over last month and an increase in traffic citations, noting it was not an overly busy month.

MOTION by Councilor Sutch -- seconded by Councilor Smith -- to approve Police Activity Report covering the month of April 2011, as published. Motion carried 5-0.

1.14 Update Report on status of construction of the new Municipal Center.

Chief Williams reported on the following items: 1) Cable buried for four (4) lights re- installed along North parking lot; 2) Working with ARC3 on mosaic tile to be installed on wall in main lobby entrance with the skimmer bird, which should be a showpiece, and hope to finalize it soon; 3) Held hour and a half meeting yesterday to discuss issues which have created a work stoppage due to moisture without the roof in place yet. Meeting was with Steve Vinci, ARC3; Mayor Lawrence, Mark McClendon, Project Mgr., Mohammad Mostajabien, P.E., Town's Engineer. Meeting resulted with the understanding final plans on trusses will move forward with a resolution by Thursday which will set the trusses in motion; 4) Solution found for stands on the roof that held the A/C condensers; 5) Window situation is pending upon information from the frame engineer, and is being worked on by ARC3, noting the glass installer has not been paid, pending inspection and approval.

Lawrence Nayman, Building Official, advised he is awaiting clarification on the windows and is dealing with design engineers. He reported the job is pretty well slowed down, however there are plates on the roof for installing the trusses, and the Town's engineer is in lead group for passing the items.

Chief Williams reported receiving a demand payment request for \$50,400.00, which was discussed at construction meetings and a letter written to Hennessy advising the Town will not pay till specifications in the contract are met.

1.15 Town Administrator's Report.

Chief Williams reported on the following items: 1) Contacted by Crown Castle, regarding cell tower, advising they think in terms of 30 year leases or longer, and are proposing a plan for a one time payout instead of a 5 year renewal, noting if they come in with this concept there may be some room for serious negotiations, however wanted to give the Council a heads-up on the item and may be a Workshop if needed sometime in the future; 2) Contracts sent out on project for improvements on Second Street E, and should be started by next meeting; 3) Beginning Budget review tomorrow with expenditures, which will have to come off out of operating costs for the 3 Departments, noting no pay increases for employees (except for Police by Contract negotiations) for over 2 years, and have already capitalized on the revenue side, noting he is using a figure of \$100,000.00 by which to reduce the budget; 4) Chief Williams requested Friday off.....no objections voiced.

Larry Shear, Fire Board Commissioner, reported the following: 1) Fire Board appointed Franklin Hartzell, new fire Commissioner for Indian Rocks Beach; 2) Sold fire engine; 3) Notified the Department will be receiving a piece of steel from the World Trade Center in June.

1.16 Citizens' Comments on any subject.

(1) **Art Newsome** announced the Property Owners' Association would hold "happy hour" at On the Rocks in Indian Rocks Beach tomorrow at 5:30 P.M., and encourage everyone to buy paver bricks for the new Municipal Center.

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

Councilor Irelan reported the Association's "happy hour" next month would be held at The Pub Restaurant. She also reported this Thursday would be the last meeting this year for the Women's Club, noted the Library has several new books, and she and Vice Mayor Herndon will be attending the Suncoast League of Cities meeting on 5/14/2011.

Councilor Sutch advised he is looking forward to the tour of the new Municipal Center, and reminded all of the hazardous waste drop off being held at City of Indian Rocks Beach on 5/14/2011 from 9 AM to 2 PM, and wished everyone a happy and safe Memorial Day.

Councilor Smith updated all on the status of beach re-nourishment, advising the program is alive and well with \$16.2 million, with Sand Key re-nourishment to be done by summer of 2012. However, there are no Federal funds to date, and if Federal funds are not received this end of Sand Key will not receive nourishment.

Vice Mayor Herndon reported the Suncoast meeting would be a planning meeting for the June conference, and exchanging of information with other officials. She also reported on meeting a new Commissioner with the City of Belleair Beach who owns Planet Green Group providing energy efficient buildings which has a lot of potential for the future.

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Mayor Lawrence reported taking the Library volunteers on a tour of the new Municipal Center two weeks ago, and last week took 9 people from the Property Owners' Association, and will tomorrow take another group of 9 people on a tour. He advised if anyone is interested on a tour to co-ordinate through Art Newsome, and might do a tour each week.

Mayor Lawrence also reported he has a TDC meeting tomorrow, and introduced ideas at a Budget Workshop that half of the 1% not being used for beach nourishment should be used for beach improvements of some kind.

INDIAN SHORES TOWN COUNCIL MEETING adjourned at 8:10 P.M.

Marcia Grantham
MARCIA GRANTHAM, CMC
Town Clerk