

Town of Indian Shores

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TOWN COUNCIL AGENDA

SEPTEMBER 7, 2011

PLEDGE OF ALLEGIANCE TO THE FLAG

1.0 REGULAR COUNCIL MEETING

Begins at 7:00 P.M.

- 1.1 *Consideration of approving Council Agenda for September 7, 2011.*
- 1.2 **PUBLIC HEARING:** *Announcement of proposed tentative Ad Valorem millage and percent, if any, by which tentative millage exceeds the rolled-back rate.*
- 1.3 **PUBLIC HEARING:** *Adoption of tentative Ad Valorem millage of 1.8500 mills per \$1,000.00 of assessed valuation for FY 2011/2012.*
- 1.4 **PUBLIC HEARING:** *Adoption of tentative budget for FY 2011/2012.
(Distributed separately.)*
- 1.5 **PUBLIC HEARING:** *Re-computation, if necessary, of proposed millage rate and announcement of percent, if any, by which recomputed proposed millage rate exceeds the rolled-back rate.*
- 1.6 *Consideration of approving "CONSENT AGENDA", as follows:*

- A. **MINUTES:**
- | | | |
|------------------------------|---|------------------|
| <i>Council</i> | - | <i>8/9/2011</i> |
| <i>Workshop</i> | - | <i>8/16/2011</i> |
| <i>Public Ser. Com.</i> | - | <i>8/23/2011</i> |
| <i>Admn. & Fin. Com.</i> | - | <i>8/23/2011</i> |
- (Minutes packet distributed separately.)*

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

From 8/2/2011 thru 8/23/2011. (Ref.: Pg.1)

PLEASE DISABLE ALL CELL PHONES DURING MEETING

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

- 1.7 *APPROVAL of Committee expenditures: NONE*
- 1.8 *CORRESPONDENCE: NONE*
- 1.9 *Town Attorney's Report.*
- 1.10 ***PUBLIC HEARING:** Second Reading of proposed ORDINANCE 2011-3, amending Section 70-38 of the Code of Ordinances, addressing parking prohibitions to increase the fines for prohibited parking to \$25.00 and to provide that such fines shall double if not paid within fifteen days of the date of violation and to increase the fine for unlawfully parking in a disabled parking space to \$250.00. (Ref.: Pgs. 2 – 5)*
- 1.11 ***PUBLIC HEARING:** Second Reading of proposed ORDINANCE 2011-4, amending Chapter 86 of the Code of Ordinances entitled "Floods", by amending Articles I and II of Chapter 86 which address flood hazard protection, flood hazard administration, and standards for flood hazard reduction by correcting spelling, punctuation and internal subsection numbering throughout; by adding definitions to Section 86-36 for Coastal-A Zone, detention, flood hazard boundary map, retention, stormwater, substantial damage, and twenty-five year frequency; by amending the definition of coastal high hazard area in Section 86-36 to include zones designated as AE on the flood insurance rate map; by amending the definition of lowest floor in Section 86-36; by amending the duties of the flood damage control administrator in Section 86-67; by amending Section 86-68 pertaining to the requirements for a building permit; by amending Section 86-71 which addresses the method by which substantial improvement and substantial damage will be calculated by providing, among other things, that the cost of improvements, modifications and additions will be calculated cumulatively over a ten year period; by deleting the table inset in Section 86—86(d) and inserting it in Section (86-71(2)); by amending Section 86-86 pertaining to the general standards for flood hazard protection; and by amending Section 86-88 addressing specific standards for flood hazard protection; providing that conflicting provisions of ordinances be repealed; providing for an effective date; providing for the uniform numbering system of the Indian Shores Code. (Ordinance previously distributed.)*

- 1.12 **PUBLIC HEARING: RESOLUTION 7-2011**, amending Town's Budget for FY 2010/2011 Budget to reallocate funds previously appropriated. (Ref.: Pgs. 6-7)*
- 1.13 Consideration of retro-active approval for exchanging the Town's 2000 Ford Crown Victoria police vehicle, which the town had considered selling, for an AED machine from the Pinellas Suncoast Fire and Rescue Department, noting the value of each item was approximately \$2,500.00, with the Fire Department maintaining the four (4) AED machines the Town will have and providing annual training.*
- 1.14 Consideration of approving renewal of Employment Agreements for Chief Williams. (Ref.: Pg. 8)*
- 1.15 Consideration of approving request from Chief Williams to purchase a new Police vehicle from Garber Ford, Inc., in the amount of \$26,520.10. (Ref.: Pgs. 9 - 10)*
- 1.16 Consideration of approving request from Chief Williams to purchase an 800 megahertz Base Station Radio for Dispatching from the new Municipal Center, from Suncoast Communications & Electronics, Inc., in the amount of \$7,501.88. (Ref.: Pg. 11)*
- 1.17 Consideration of approving request from the Town Administrator to purchase IT items reflected in Memo dated 8/31/2011, amounting to \$5,932.70. (Ref.: Pg. 12)*
- 1.18 Consideration of approving Financial Statement covering the period ending August 31, 2011. (Ref.: Pg. 13)*
- 1.19 Consideration of approving Police Activity Report covering the month of August 2011. (Ref.: Pgs. 14 - 18)*
- 1.20 Update Report on status of construction of the new Municipal Center.*
- 1.21 Town Administrator's Report.*

1.22 Citizens' Comments on any subject.
(Please limit time to 3minutes for your comments.)

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


MARCIA GRANTHAM, CMC
Town Clerk

Any person who decides to appeal any decision of the Town Council with respect to any matter considered at any such meeting will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes that testimony and evidence upon which the appeal is to be based.

ORDINANCE NO. 2011-3

AN ORDINANCE OF THE TOWN OF INDIAN SHORES, FLORIDA, AMENDING SECTION 70-38 OF THE CODE OF ORDINANCES ADDRESSING PARKING PROHIBITIONS TO INCREASE THE FINES FOR PROHIBITED PARKING TO \$25.00 AND TO PROVIDE THAT SUCH FINES SHALL DOUBLE IF NOT PAID WITHIN FIFTEEN DAYS OF THE DATE OF VIOLATION AND TO INCREASE THE FINE FOR UNLAWFULLY PARKING IN A DISABLED PARKING SPACE TO \$250.00; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE UNIFORM NUMBERING SYSTEM OF THE INDIAN SHORES CODE.

NOW, THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF INDIAN SHORES:

Section 1: Section 70-38 of the Code of Ordinances is amended to read as follows:

Sec. 70-38. Parking prohibitions.

- (a) Parking of motor vehicles on the right-of-way of Gulf Boulevard (State Road 699) and within nine feet of the trafficway thereof is prohibited as specified by state department of transportation regulations.
- (b) Parking of motor vehicles east or west of the right-of-way of Gulf Boulevard on any street or avenue within the town is permitted, except as may be posted otherwise.
- (c) No person shall stop, stand or park a motor vehicle within any public or private parking space specially designated or marked for disabled persons, as provided in F.S. §§ 316.1955 and 316.1956, without a duly issued disabled parking permit or unless such vehicle is chauffeuring a disabled person and is making a momentary stop to load or unload such disabled person. Any person who violates this section shall be subject to a fine of \$250.00 ~~\$100.00~~.
- (d) Motor vehicles parked on public streets, or in designated spaces on town property, or on the public rights of way where permitted, including projecting into the public right-of-way, shall not remain parked for a continuous period of more than 72 hours.
- (e) Parking of detached trailers, licensed or unlicensed, is prohibited on streets, town property or rights-of-way.
- (f) The placing of any material or other physical item in a designated public parking space, including the situating of a motor vehicle in more than one space, in an attempt to reserve such space or spaces or otherwise obstruct the parking privileges of the public is hereby prohibited.
- (g) Reserved parking. The town council, in its sole discretion, may designate by resolution reserved parking spaces on town rights-of-way for the exclusive use of occupants of specific properties within the town subject to the following terms, conditions and provisions.

(1) The decision to designate reserved parking spaces and the number of spaces to be designated shall be totally discretionary on the part of council. The council, at its sole discretion, may revoke, limit, or amend by resolution any prior resolution designating reserved parking spaces. The designation of reserved parking spaces does not create or confer any right, title, interest, or property interest on the part of the affected property owners or occupants, and the affected property owners or occupants shall have no legal or equitable recourse against the town or its agents, employees, officers or officials as a result of any decision to designate or not designate reserved parking spaces or any decision to revoke, limit or amend any prior resolution designating reserved parking spaces.

(2) Property owners shall be responsible for identifying authorized users of reserved parking spaces. Only occupants of the property may be authorized to use the reserved parking spaces designated for a property. The town shall enumerate the total number of authorized users for any designated reserved parking spaces associated with a property. Property owners shall maintain a current list of the names and addresses of the authorized users of reserved parking spaces, a description of the make, model and year of all motor vehicles authorized to park in reserved parking spaces and the license plate number of all motor vehicles authorized to park in reserved parking spaces, and shall produce the same upon demand of any town official or officer.

(3) All vehicles authorized to park in reserved parking spaces shall display a decal, sign or other appropriate marker, approved by the town, indicating that such vehicles are authorized to park in a reserved parking space. The cost of such decals, signs or markers shall be borne by the property owner. Such decals shall be obtained from the town upon appropriate application in a form designated by the town.

(4) Holders of decals, signs, or markers authorizing parking in reserved parking spaces shall surrender the same to the town upon demand. Receipt of a decal, sign or marker authorizing a vehicle to park in reserved parking spaces does not create or confer any right, title, interest, or property interest on the part of the recipient, and the recipient shall have no legal or equitable recourse against the town or its agents, employees, officers or officials as a result of any decision to issue or not issue a decal, sign or marker or any decision to revoke or rescind a decal, sign or marker.

(5) Property owners shall compensate the town for the cost of posting whatever signage the town deems necessary to designate reserved parking spaces.

(6) Any vehicle not bearing an appropriate decal, sign or marker authorizing parking in designated reserved parking spaces which parks in a reserved parking space shall be considered to be improperly parked and shall be subject to a fine for improper parking.

(h) The following parking practices in the town are declared to be illegal, and any violation of such parking restrictions shall subject the violator to the specific fines:

TABLE INSET:

Violation	Fine
Overtime parking	\$25.00 \$15.00
Boat trailers only	\$25.00 \$15.00
Improper parking	\$25.00 \$15.00
No parking zone	\$25.00 \$15.00
Fire lane/zone	\$25.00 \$15.00
Permit/decal only	\$25.00 \$15.00
Lot closed	\$25.00 \$15.00
Other, to wit:	\$25.00 \$15.00
Double parking	\$25.00 \$15.00
Loading zone	\$25.00 \$15.00
No trailers	\$25.00 \$15.00

The amount of such fines shall be doubled if not paid within fifteen (15) days of the date of the violation.

(i) Exceptions. Nothing in subsections (d), (e) or (f) shall prohibit a governmental agency or department from obstructing parking spaces nor shall it prohibit the placement of detached trailers or the parking of motor vehicles and other equipment on town property by town officials and employees in excess of a continuous period of more than 72 hours in the necessary course of their official duties or employment.

Section 2: All ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 3: If any section of this ordinance is declared invalid, all other provisions of this ordinance shall remain valid and enforceable.

Section 4: This ordinance shall become effective immediately upon adoption.

Section 5: The provisions of this ordinance shall be included and incorporated into the Code of Ordinances of the Town of Indian Shores, Florida, as additions or amendments

to the Code, and shall be renumbered to conform to the uniform numbering system of the Code of Ordinances.

Passed on First Reading: August 9, 2011

Passed on Second Reading: _____


ENACTED BY THE TOWN COUNCIL OF THE TOWN OF INDIAN SHORES,
FLORIDA, THIS _____ DAY OF _____, _____.

ATTEST:

JAMES J. LAWRENCE
Mayor

MARCIA GRANTHAM, CMC
Town Clerk

Memo

TO: INDIAN SHORES TOWN COUNCIL
FROM: MARY KARAYIANES - Director of Finance and Personnel 
DATE: September 7, 2011
SUBJECT: Budget Amendment No. 3
Resolution No. 07 - 2011

In the FY 2010/2011 Budget Town council appropriated \$49,480.00 for a project to improve the 2nd Street Extension area and to add some type of walkover out over the mangroves. After detailed review and acquisition of quotes for service it was determined that a reduced scope would result in a more efficient product.

Council approved two proposals on May 3, 2011 to provide the base and curbing along with installation of pavers on Second St Extension. The funds to be allocated for the reduced project total fifteen-thousand dollars (\$15,000). The walkover portion of the project was removed based on cost and the restrictive permitting requirements.

Staff is requesting the reallocation of the balance of these funds (\$34,480.00) to be re-appropriated for two projects:

Community Garden Project	-	\$11,480
Old Town Hall Project	-	\$23,000

The Community Garden Project has previously been discussed and approved by Council and continues to evolve into a functioning program.

The Old Town Hall Project will provide funds for the asbestos abatement and demolition of the present Town Hall once the Municipal Center is ready to be occupied.

RESOLUTION NO. 07 - 2011

A RESOLUTION OF THE TOWN OF INDIAN SHORES, FLORIDA, AMENDING THE TOWN'S FY 2010/2011 BUDGET TO REALLOCATE FUNDS PREVIOUSLY APPROPRIATED

- WHEREAS,** the local budget of the Town of Indian Shores was adopted on 22 September 2010, and
- WHEREAS,** it is necessary to amend said budget for the purpose of re-allocating funds appropriated for the 2nd Street Extension Walkover in the amount of \$ 49,480.00.
- WHEREAS,** the scope of the project was changed since the appropriation of funds and additional projects have been identified by the Town Council for utilization of the excess funds.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Indian Shores, that the following amendments to the FY 2010/2011 budget be made:

CAPITAL IMPROVEMENT FUND

EXPENSE:			
300-088.000-519.891	2ND ST EXT WALKOVER	\$ 34,480.00	
300-088.000-519.892	COMMUNITY GARDEN PROJECT		\$ 11,480.00
300-088.000-519.893	OLD TOWN HALL PROJECT		\$ 23,000.00
		<hr/>	
		\$ 34,480.00	\$ 34,480.00

The above and foregoing Resolution, upon Motion by _____ and seconded by _____ was duly approved and adopted at regular Council Meeting held on the 7th day of September 2011.

Voting in favor of the Resolution:

ATTEST:

Voting in opposition to the Resolution:

Absent:

Abstaining:


JAMES J LAWRENCE
Mayor

MARCIA GRANTHAM, CMC
Town Clerk

Memorandum

To: Honorable Mayor James Lawrence, Chairperson, Committee Members – Administrative & Finance Committee

From: E.D. Williams, Chief of Police/Town Administrator



Date: 08/22/2011

Re: Employment Agreements

Both my employment agreements expire on September 30, 2011.

I am requesting a two (2) year renewal on both agreements as they currently exist without modification with the exception of "term".

I am not requesting a salary adjustment in FY 11/12 consistent with budget constraints affecting all employees.

Memorandum

To: Honorable Mayor James Lawrence, Chairperson, Committee Members – Administrative & Finance Committee

From: E.D. Williams, Chief of Police



Date: 08/22/2011

Re: Request for Authorization – Purchase of Police Cruiser effective October 1, 2011 – Scheduled Replacement

The Department has shopped options for FY 11/12 scheduled cruiser replacement with the following low bid contract with emergency equipment installed minus agency graphics (see attached).

Total Cost	\$26,045.10
Plus Graphics	<u>475.00</u>
Total	\$26,520.10

Memorandum

To: Honorable Mayor James Lawrence, Chairperson, Committee Members – Administrative & Finance Committee

From: E.D. Williams, Chief of Police



Date: 08/22/2011

Re: Request for Approval of Expenditure of Funds from the Police Forfeiture Account for purchase of an 800 megahertz radio base station/remotes/controller/antenna.

In order to broadcast from within the new municipal center, it is necessary to install a base station in dispatch linked to an antenna on the rooftop. Public Services has installed the wiring and Suncoast Communications & Electronics, Inc. (The Pinellas County Contract Provider) has provided the following quote:

One (1)	Motorola Tone Remote Adapter, Interfaces with Control Station to provide operation of Desk Sets	\$ 602.00
Two (2)	Motorola MC 2000 Tone Remote Controls, Desktop Controllers @ \$1,226.30 each	\$2,447.20
One (1)	Motorola Astro XTL Base Radio	\$3,702.68
One (1)	Antenna/Bracket/Hardware	\$ 225.00
	Installation based upon \$65/hour	\$ 525.00

Total \$7,501.88

This equipment will allow transmit/receive in Dispatch with slave remotes in the Patrol Squad Room for officer monitoring and transmit capability as well as the EOC.

Funds are available in the Police Forfeiture Account with requires Council Action to access.

Memorandum

To: Honorable Mayor James Lawrence and Members of Council

cc: Mary Karayianes, Director of Finance & Personnel

From: E.D. Williams, Town Administrator



Date: 08/31/2011

Re: Request for Authorization – Purchase of IT Items

There are funds remaining in the IT budget as we near the fiscal year-end. Next year's budget has been cut and our IT Coordinator has forecasted our needs and is requesting the following items be purchased from the funds remaining in this year's budget. One laptop is a replacement for a laptop that is currently out of warranty and the other laptop is a replacement for a laptop that will be going out of warranty soon. The two tower computers are for scheduled replacements on our IT Plan. The remainder of the request includes a ticket printer for Police Operations, a printer for the squad room in the new building and miscellaneous software that will be needed.

Dell Laptops (2)	\$2,322.82
Dell – Towers (2)	\$1,149.68
Ticket Printer for Police Cruiser	\$ 599.99
Back-up Firewall	\$ 650.00
Printer – Squad Room in New Building	\$ 384.99
Deep Freeze (2) Program for Public Computers	\$ 70.00
Windows 7 (2)	\$ 343.26
Office 2010 (2)	\$ 411.96
Total	\$5,932.70



INDIAN SHORES POLICE DEPARTMENT
SERVING
INDIAN SHORES & REDINGTON SHORES

E.D. WILLIAMS
CHIEF OF POLICE

19305 Gulf Boulevard
Indian Shores, Florida 33785
Tel: (727) 595-5414 • 596-8775
FAX (727) 595-4785

DATE: 01 September, 2011
TO: Members of Town Council / Commission
FROM: E. D. Williams, Chief of Police *edw*
SUBJECT: MONTHLY ACTIVITY REPORT FOR AUGUST, 2011

Following are the monthly Police activity statistics for the month of August, 2011 compared to the same month last year:

	<u>INDIAN SHORES</u>			<u>REDINGTON SHORES</u>		
	<u>10</u>	<u>11</u>	<u>VAR</u>	<u>10</u>	<u>11</u>	<u>VAR</u>
CRIMINAL REPORTS	19	18	-01	19	12	-07
POLICE ACTION REPORTS	06	05	-01	06	05	-01
PHYSICAL ARRESTS	05	09	+04	06	04	-02
TRAFFIC ACCIDENTS	04	01*	-03	02	02**	00
TRAFFIC CITATIONS	29	48	+19	22	19	-03
PARKING CITATIONS	09	10	+01	07	12	+05
TRAFFIC WARNINGS	52	74	+22	46	46	00
ORDINANCE VIOLATIONS	00	01	+01	00	00	00
OTHER CALLS/NO REPORTS	207	161	-46	178	156	-22
* 1 Injuries						
** 0 Injuries						

AUGUST, 2011 MONTHLY ACTIVITY REPORT

1) Criminal Reports, Police Action Reports and Calls for Service were DOWN in both Towns

2) Traffic Citations, Parking Tickets and Traffic Warnings we UP in Indian Shores. In Redington Shores; Parking Tickets were Up, Traffic Warnings UNCHANGED, and Traffic Citations were DOWN.

3) Of the three accidents (1 Indian Shores, 2 Redington Shores) Indian Shores had one injury accident reported.

3) Physical arrest were:

UP 80% Indian Shores
DOWN 16% Redington Shores

The Department investigated **10 cases** in Indian Shores and **13 cases** in Redington Shores. A detailed summary of all cases investigated is attached for closer review. *NOTE* Some of the investigated cases originated in previous months but are still under investigation.*

EDW/teh

Attachments

cc: Indian Shores Town Hall
Redington Shores Town Hall
Officer Ferro
File

NOTATION¹: In an effort to differentiate reports that encompass an actual crime from reports that dictate minimal Police action, where a crime has not been committed. The two are now listed separately with the elimination of miscellaneous reports. The "Police Action Reports" will depict reports such as: lost or found property, suspicious persons, assist other agency, welfare and business checks, etc.

To: Chief E. D. Williams
 From: Detective J. K. Rawson
 Re: Investigative Monthly Report for AUGUST, 2011

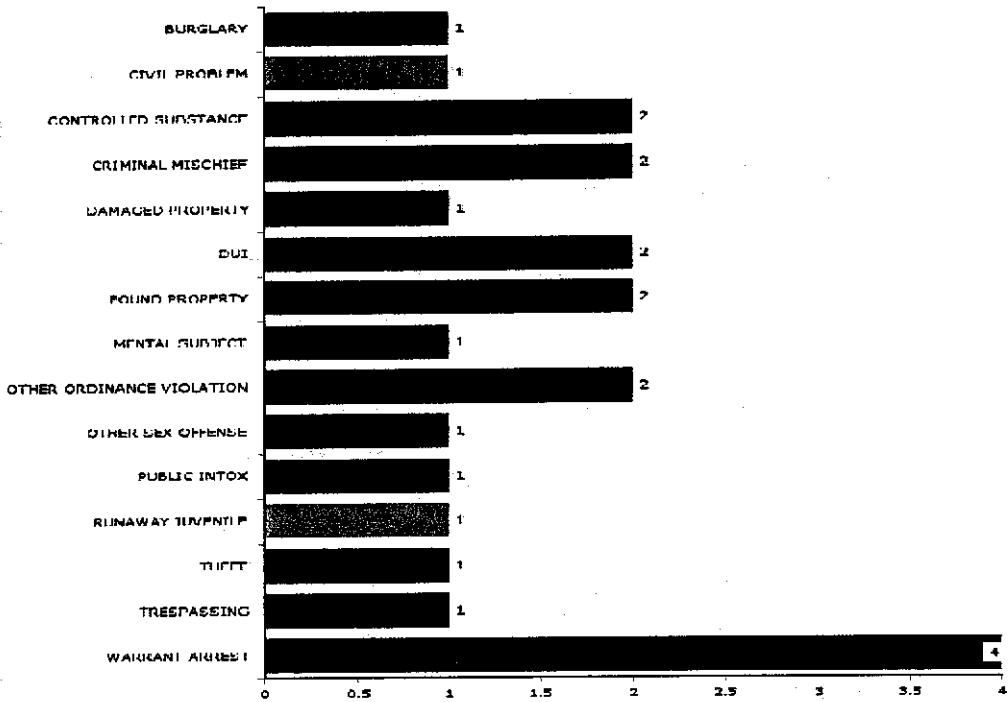
(INDIAN SHORES)

<u>REPORTS</u>	<u>OFFENSE</u>	<u>DESCRIPTION</u>	<u>DISPOSITION</u>
11-1892	Death	Unattended Death	Closed Exceptionally
11-4408	Burglary	Vehicle Burglary	Inactive
11-4409	Burglary	Vehicle Burglary	Inactive
11-4669	Information	Suspicious Person	Closed Exceptionally
11-4690	Baker Act	Mentally Challenged	Closed Exceptionally
11-4860	Burglary	Vehicle Burglary	Inactive
11-4862	Burglary	Vehicle Burglary	Inactive
11-4863	Burglary	Vehicle Burglary	Inactive
11-5049	Sex Offence	Lewd & Lascivious	Closed/Arrest
11-5204	Theft	License Plate	Active

(REDINGTON SHORES)

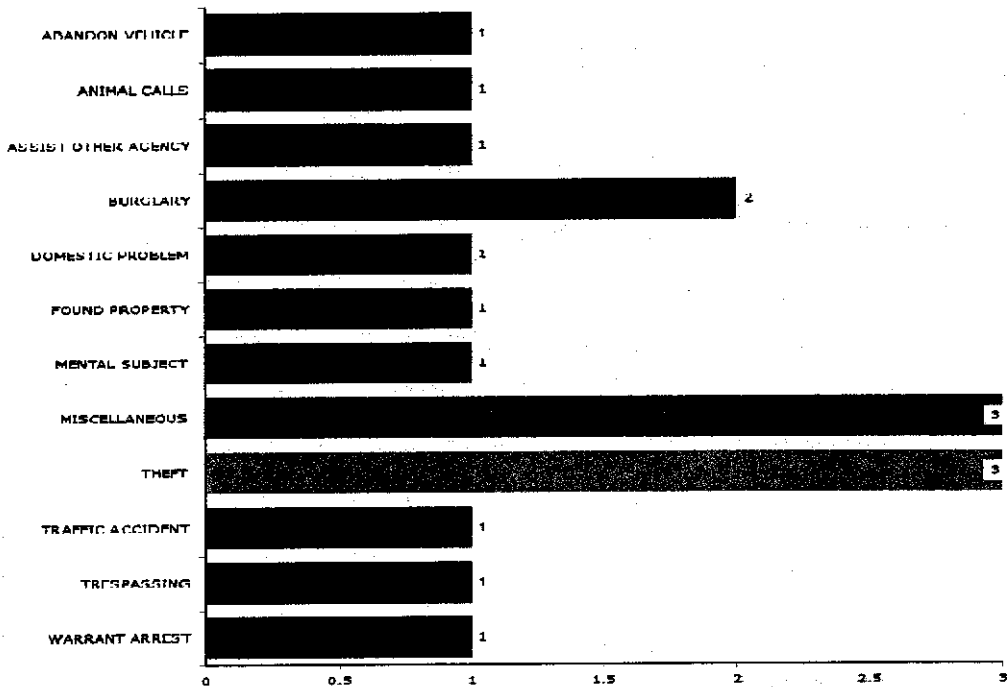
<u>REPORTS</u>	<u>OFFENSE</u>	<u>DESCRIPTION</u>	<u>DISPOSITION</u>
11-2148	Fraud	Exploitation of Elderly	Active
11-3448	Sex Offence	Sexual Battery	Closed Exceptionally
11-4140	Burglary	Residence	Inactive
11-4226	Burglary	Curtilage	Active
11-4281	Fraud	Credit Card	Closed/Arrest
11-4430	Theft	Cell Phone	Inactive
11-4546	Death	Unattended	Active
11-4555	Burglary	Garage	Active
11-4636	Theft	Power Tools	Closed Exceptionally
11-4671	Burglary	Vehicle Burglary	Active
11-4759	Information	Referral U.S.C.G.	Closed Exceptionally
11-4823	Fraud	Credit Card	Closed Administratively
11-5202	Burglary	Curtilage	Active

AUGUST 2011 INDIAN SHORES REPORTS



Graph created with eFORCE Software

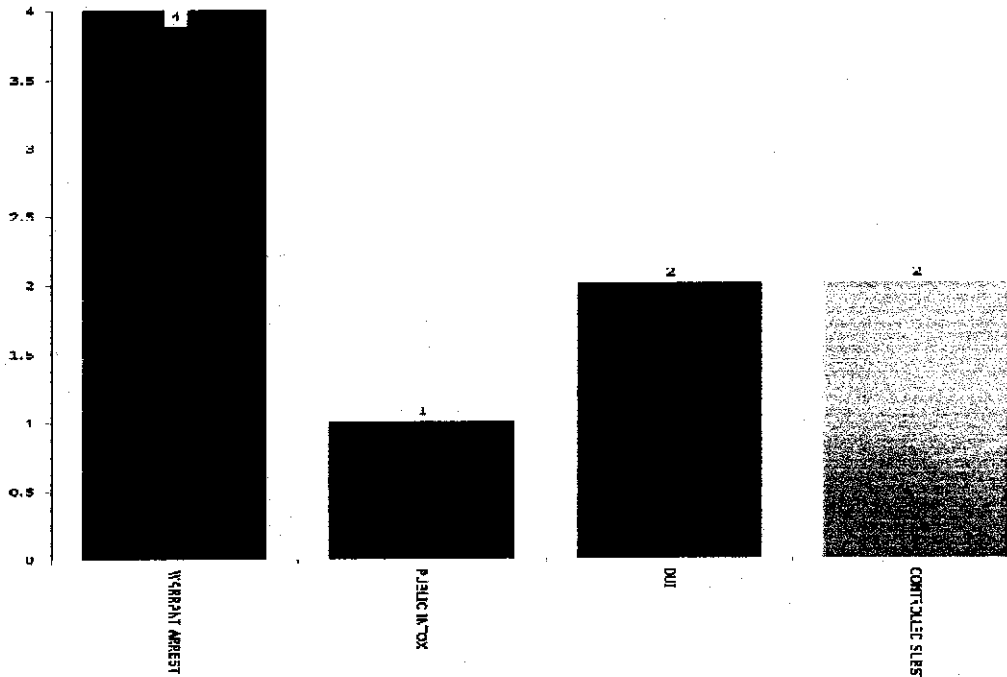
AUGUST 2011 REDINGTON SHORES REPORTS



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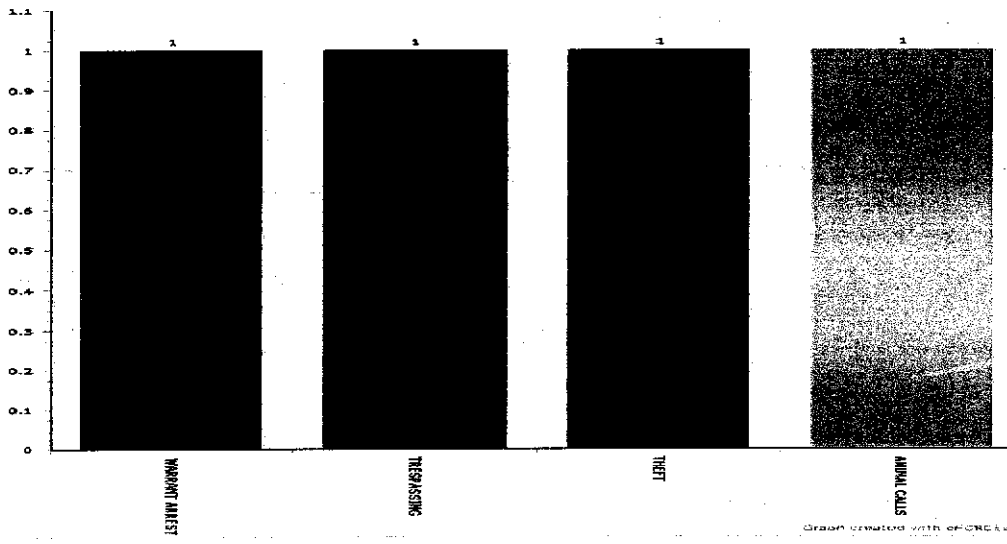
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AUGUST 2011 INDIAN SHORES ARRESTS



Graph created with eFORCE Software

AUGUST 2011 REDINGTON SHORES ARRESTS



Graph created with eFORCE Software