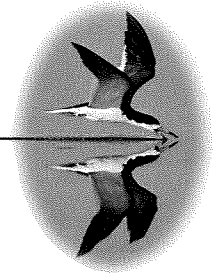


# Town of Indian Shores



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## TOWN COUNCIL MEETING

### MINUTES - 12 AUGUST, 2014

*The Indian Shores Town Council convened at 6:00 P.M. Those present were: Mayor Lawrence, Vice Mayor Herndon, Councilor Petruccelli, Councilor Smith and Councilor Soranno.*

*Also Present: Chief Hughes; Director of Administration, Bonnie Dhonau; Interim Director of Finance, Mary Karayianes; Town Clerk, Elaine Jackson; Attorney Robert Metz; Charlie Parrott; Anne Miller; Candiss Rinker; Mike Hackerson; Matt Towson; Mark and Janet McKee; and Jeannie Carlson.*

*Mayor Lawrence presented Certificates of Completion to Councilor Michael Petruccelli and Councilor Patrick Soranno, for completing the Florida League of Cities Course for Elected Officials.*

#### 1.0 REGULAR COUNCIL MEETING

##### 1.0 Consideration of approving Council Agenda for August 12, 2014.

*Motion by Councilor Smith – seconded by Vice Mayor Herndon, to approve the Council Agenda for August 12, 2014. Motion carried 5-0.*

##### 2.0 Comments from the public on any Agenda item.

*There were no comments.*

##### 3.0 Consideration of approving “CONSENT AGENDA” as follows:

A. <u>MINUTES:</u>	Council	-	8 July 2014
	Council Workshop	-	15 July 2014
	Admin & Finance Comm.	-	22 July 2014
	Council Workshop	-	22 July, 2014
	Special Council	-	29 July, 2014

*Motion by Vice Mayor Herndon – seconded by Councilor Smith, to approve the Consent Agenda of minutes for July 2014. Motion carried 5-0.*

James J. Lawrence  
Mayor

Joan G. Herndon-Parrott  
Vice Mayor

William F. Smith  
Councilor

Patrick C. Soranno  
Councilor

Michael “Mike” Petruccelli  
Councilor

Bonnie Dhonau  
Director of  
Administration

Terry E. Hughes  
Chief of Police

Lisa G. Robinson  
Director of Finance  
and Personnel

Elaine N. Jackson, MMC  
Town Clerk

Robert J. Metz, Jr.  
Town Attorney

Steve Andrews  
Building Official

**B. RE-OCCURRING EXPENSES:**

*From 7/01/2014 thru 7/31/2014*

*Motion by Councilor Smith – seconded by Councilor Petruccelli, to approve the Re-Occurring Expenses for July 2014. Motion carried 5-0.*

- 4.0** *APPROVAL of Committee expenditures: None*
- 5.0** *CORRESPONDENCE: None*
- 6.0** *Town Attorney's Report: None*
- 7.0** **PUBLIC HEARING:** *RESOLUTION 8-2014. A Resolution of the Town of Indian Shores, Florida, amending the Town's FY 2013/2014 Budget to provide adequate funds to hire a new Director of Finance and Personnel and to provide funds for the ongoing support and training in the Finance Department and to provide funding for unemployment compensation for the former Director and to supplement the Capital Improvement Fund.*

*Attorney Metz read Resolution 8-2014, by title only.*

*Interim Director of Finance, Mary Karayianes, submitted a revised Memo and Resolution showing transfers for beach maintenance, unassigned fund balance, supplemental funds for the new finance director, support/training through end of fiscal year, unemployment compensation, pavilion and playground, and supplementation of the purchase of a new police vehicle.*

*Mayor Lawrence explained the prior Finance Director has returned to work, thus adjustments are needed to cover the transition period with the prior and new Finance Directors working together and requiring the part-time assistant to work more often until the new Director is acclimated. As part of the departure agreement with the terminated Finance Director, the Town has agreed not to contest claims for unemployment.*

*Ms. Dhonau stated there was a mutual agreement, in the Town's best interest not to contest the unemployment claim, since some issues were of a delicate nature and the Town attorney and staff dealt with them internally. Net cost to the Town is \$6,700.*

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*Motion by Councilor Smith – seconded by Councilor Petruccelli, to approve Resolution 8-2014, amending the Town's FY 2013/2014 Budget to provide adequate funds to hire a new Director of Finance and Personnel and to provide funds for the ongoing support and training in the Finance Department and to provide funding for unemployment compensation for the former Director and to supplement the Capital Improvement Fund. Motion carried 5-0.*

**8.0 PUBLIC HEARING: RESOLUTION 9-2014: A Resolution of the Town of Indian Shores, Florida, adopting the license agreement with the Tampa Bay Beaches Chamber of Commerce, delegating authority to the Mayor to sign the agreement, and providing for an effective date.**

*Attorney Metz read Resolution 9-2014, by title only.*

*Mayor Lawrence reported the Council has discussed this in past meetings, and it was agreed to contract with the Chamber of Commerce for use of a space in the facilities as a service to the business community during designated hours throughout the week.*

*Attorney Metz advised that insurance certificates have been provided, the Town may terminate for any reason or may cancel designated hours of operation due to special events. The Town is to approve choice of coordinating furniture for the space.*

*Motion by Councilor Smith – seconded by Vice Mayor Herndon, to approve Resolution 9-2014, adopting the license agreement with the Tampa Bay Beaches Chamber of Commerce, delegating authority to the Mayor to sign the agreement, and providing for an effective date. Motion carried 5-0.*

**9.0 PUBLIC HEARING: RESOLUTION 10-2014: A Resolution of the Town of Indian Shores, Florida, amending the Town of Indian Shores' Drug-Free Workplace program to limit pre-employment drug screens to applicants for special risk and mandatory-testing positions and providing an effective date.**

*Mr. Metz read Resolution 10-2014, by title only.*

*Mayor Lawrence explained this issue arose from a legal case in Key West, wherein an applicant challenged the need for drug testing. This Resolution stipulates applicants only be tested if they are applying for a safety-sensitive position, otherwise it is considered an invasion of privacy.*

*Councilor Petruccelli stated he thought this was a slippery slope, and if we give people access to our buildings, vehicles, and equipment, we should know if we have people with substance problems. He further stated he was opposed to loosening the drug standards in the work place.*

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*Mr. Metz* stated he deferred to the labor attorney, who must make a recommendation in accordance with the law.

*Councilor Smith* stated he understood the court took the position that drug testing everyone was a violation of the 4<sup>th</sup> Amendment.

*Mayor Lawrence* maintained it was a constitutional question, not a personal position.

*Councilor Soranno* stated we still have a drug testing policy, with certain stipulations, and generally people will not apply for a position if they know they will be tested.

*Motion by Vice Mayor Herndon* – seconded by *Councilor Smith*, to approve Resolution 10-2014, amending the Town of Indian Shores' Drug-Free Workplace program to limit pre-employment drug screens to applicants for special risk and mandatory-testing positions. **Motion carried 4-1. Councilor Petruccelli voted in opposition.**

**10.0 Consideration of hiring of proposed candidate, Walter Pierce, for the position of Director of Finance and Personnel, to tentatively begin employment on August 18, 2014, at a salary of \$65,000.00 per year.**

*Director of Administration, Bonnie Dhonau* reviewed her Memo regarding the interviewing process and the selection of *Mr. Pierce*. She stated results from *Mr. Pierce's* pre-employment exam could be obtained in one day, allowing him to begin employment on Thursday, August 14, 2014. This would provide four working days with *Ms. Karayianes* before she leaves on vacation.

*Motion by Councilor Smith* – seconded by *Vice Mayor Herndon*, to approve hiring of *Walter Pierce*, for the position of Director of Finance and Personnel, to tentatively begin employment on August 18, 2014, at a salary of \$65,000.00 per year. **Motion carried 5-0.**

**11.0 Consideration of approving the revised Interlocal Agreement for the re-establishment of the MPO.**

*Mayor Lawrence* reported the city of St. Pete had exceptions to some wording and had it revised, thus all other cities need to sign the revised edition.

*Councilor Smith* stated there is a section in the agreement regarding members on the MPO board, giving beach communities a representative on the board for the first time in history, which is very important.

*Motion by Councilor Smith – seconded by Councilor Petruccelli, to approve the revised Interlocal Agreement for the re-establishment of the MPO. **Motion carried 5-0.***

**12.0 Consideration of approving the Interlocal Agreement with the Pinellas Planning Council for Planning and Mapping Services.**

*Mayor Lawrence explained this is a renewal of an agreement that has been in effect for many years. The function of the PPC will be on-going and eventually it will be assimilated into the MPO.*

*Councilor Smith stated we were getting a lot of value for very little cost, and this does not obligate the Town to use their services.*

*Motion by Councilor Smith – seconded by Councilor Soranno, to approve the Interlocal Agreement with the Pinellas Planning Council for Planning and Mapping Services. **Motion carried 5-0.***

**13.0 Report from Councilor Petruccelli relative to meeting with Matt Carpenter, Acting Deputy Chief, PSFRD, regarding emergency response services during the closure of the Park Boulevard Bridge.**

*Councilor Petruccelli reported rehabilitation work was necessary on the Park Boulevard Bridge, and the projected date to begin the 30-day closure of the Bridge is September 28<sup>th</sup>. Madeira Beach or Indian Rocks Beach will cover our area for emergency services, but the Vonn Rd unit will respond first. If there is a need to evacuate, the Coast Guard has assured us the bridge will be lowered 72 hours before a storm hits. The Fire Department assures us they will be able to meet a 4.5 minute response time, provided an EMS unit is stationed at the Indian Shores Municipal Center. However, they have not yet asked to do this.*

*Mayor Lawrence added he has been told there will be a SunStar vehicle on the Gulf side of the bridge.*

**14.0 Director of Administration Report**

*Ms. Dhonau addressed her report covering the following items:*

- (1) Applicants for Director of Finance position.*
- (2) Union negotiations are ongoing and shade meetings taking place with Council.*
- (3) Research relative to the Key West drug testing case.*
- (4) Diversity training for general employees presented by Office Chris Jones.*
- (5) 65<sup>th</sup> Anniversary BBQ and Ice Cream social scheduled for October 2, 2014.*
- (6) FDOT meeting on August 28<sup>th</sup> with contractor relative to flooding on Gulf Blvd. and to report back on August 29<sup>th</sup>.*
- (7) PSTA has contacted the contractor that performed the powder coating on the bus shelters and is looking into warranty coverage for refinishing.*

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*Mayor Lawrence informed Council of his intention to bring to a vote the re-naming of Estelle Harper Park in honor of Chief E.D. Williams, and if Council has any concerns regarding this, please bring to his attention.*

**15.0 Consideration of approving Police Activity Report covering July 2014.**

*Chief Hughes reported the only significant occurrence was one potentially fatal accident wherein a woman fell off her scooter and hit her head in front of Sand Castle, but the cause of the accident was unknown.*

*Motion by Councilor Smith – seconded by Councilor Petruccelli, to approve the Police Activity Report covering July, 2014. Motion carried 5-0.*

**16.0 Consideration of Approving Financial Statement for period ending July 31, 2014.**

*Ms. Karayianes addressed a correction to be made on the Road and Bridge report under the fiscal year 2013/2014, wherein the budget amount should be \$118,350 – not as listed on the report. The position year to date is 83% , which equals \$99,414.*

*Ms. Karayianes also reported general fund revenue is \$2.65 million and of that, 100% of the budgeted Ad Valorem tax money has been collected. Expenditures are at \$1,877,085 at 67.4%. Our current change in fund balance is \$488,467.*

*Ms. Karayianes further reported we will be doing a transfer from General Fund into Capital Improvement Fund for our utility tax transfer for debt payment. Road and Bridge revenue is \$56,467, and actual expenses are \$84,022. This shows a deficit of \$27,555; however, revenues are two months behind. In the restricted funds: Police education shows a balance of \$2,562 and Beautification shows a balance of \$7,257.*

*Motion by Councilor Smith – seconded by Councilor Soranno, to approve the Financial Statement for period ending July 31, 2014. Motion carried 5-0.*

**17.0 Comments from the public on any subject.**

*Art Newsome announced the Indian Shores Property Owners Association will be holding their Happy Hours at Crabby Bill's from 5:30 to 7:00 P.M.*

*Mick Hackerson stated it's time to get ready for fall planting season and he is looking forward to getting people involved.*

**18.0 Mayor's and Council Members comments on any subject.**

*Councilor Petruccelli stated it was great to see everyone and hoped more people would participate and come to the next meeting.*

*Councilor Soranno announced the next Coastal Cleanup will be held on Saturday, October 18<sup>th</sup> in conjunction with Keep Pinellas Beautiful. Coffee and donuts will be served.*

*Councilor Smith reported the Florida Shores and Beach Preservation Association (FSBPA) conference is scheduled for September 24<sup>th</sup> at the Hyatt Regency in Bonita Springs, and he has a small number of signs and brochures if anyone is interested in attending.*

*Councilorl Smith stated he realizes how hard staff has been working when looking at all the meetings we have had and all the preparation necessary. He thanked the staff for their work.*

*Vice Mayor Herndon stated she was proud of all on staff. She said she has enjoyed watching the development of Ashton Woods and wondered what is being developed in Wylie's Sand Box.*


*Mayor Lawrence reported he was working on his articles for the upcoming newsletter and reminded others to submit their articles by end of business on Wednesday.*

*Mayor Lawrence reminded everyone that in September the Council meetings will be held on Wednesday, September 10<sup>th</sup> and 17<sup>th</sup>, due to budget hearings. He further stated a forum will take place on September 10<sup>th</sup> relative to Greenlight Pinellas and No Tax for Tracks, wherein each will be allotted 20 minutes for a presentation, followed by a 20 minute question and answer period.*

*Mayor Lawrence announced the Council would be leaving for the Florida League of Cities conference on Thursday, August 14<sup>th</sup>.*

*Mayor Lawrence congratulated Mr. Walter Pierce for his new position as Director of Finance and Personnel.*

***The Indian Shores Town Council adjourned at 7:03 P.M.***

  
**ELAINE JACKSON, MMC**  
**Town Clerk**