

# Town of Indian Shores



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## TOWN COUNCIL MEETING

MINUTES - MARCH 12, 2013

**INDIAN SHORES TOWN COUNCIL MEETING** convened at 6:00 P.M. Those present were Mayor Lawrence, Vice Mayor Herndon, Councilor Smith, Councilor Sutch and Councilor Irelan.

**Also Present:** Attorney Yacavone; Chief Williams; Marcia Grantham, Town Clerk; Mary Karayianes, Director of Finance; Bob Brotherton, Town Engineer; Sharon Cornetet, Building Clerk; Bob Lyons, Developer, and Steve Jordan with Coastal Construction; Justin Kimmich and Angela Kimmich, Architects; Steve and Nancy Westphal, Owner; Charlie Parrott; Anne Miller; Diantha Schear; Art Newsome; Ken Zylich.

### 1.0 REGULAR COUNCIL MEETING

1.1 Consideration of approving Council Agenda for March 12, 2013.

**MOTION** by Councilor Irelan -- seconded by Councilor Sutch -- to approve Council Agenda for March 12, 2013, as published. **Motion carried 5-0.**

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

A. <u>MINUTES:</u>	Council	-	2/12/2013
	PZB Com.	-	3/5/2013

**MOTION** by Vice Mayor Herndon-- seconded by Councilor Sutch-- to approve "CONSENT AGENDA" covering Minutes, 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

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

*From 2/5/2013 thru 2/26/2013.*

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

**1.3 APPROVAL of Committee expenditures: NONE**

**1.4 CORRESPONDENCE:**

*Mayor Lawrence reported on the need for a Town alcohol beverage license to be issued for the St. Pat's Festival coming up, and asked if Council members had any objections, and all concurred to proceed with the Town issuing the local license.*

*Mayor Lawrence advised Council members that the present form reflected a section for Council approval and recommended this be revised for the Mayor to sign off for approval. Council members concurred with this revision to the form.*

*Mayor Lawrence also reported on receiving an invite from County Commissioner Susan Latvala for any Council member interested in taking a tour of the EMS facility on Ulmerton Road to contact her.*

*Mayor Lawrence stated he served on the EMS Board for several years and is very familiar with the facility and the procedures they follow, noting it is very interesting and advised anyone interested in attending the tour to let him know.*

*Mayor Lawrence further reported on receiving information from Dr. Kamajian, located at La Concha Plaza, regarding a new service he is offering relative to the prescription aspect, and advised he would like to review this with Chief Williams prior to furnishing the information to everyone.*

**1.5 Town Attorney's Report. NONE**

- 1.6 **PUBLIC HEARING:** - *Quasi-Judicial: Consideration of request from Coastal Construction for site plan approval of Pinnacle a five (5) story, five (5) unit condominium located at 20254-56 Gulf Boulevard.*

*Mayor Lawrence stated this is a public hearing item and quasi judicial request from Steve Westphal for site plan approval of Pinnacle, a five (5) story, five (5) unit condominium located at 20254-56 Gulf Boulevard.*

*Attorney Yacavone reviewed the quasi-judicial process, determined from Council members that there had been no-ex-parte communication and administered the Oath to those individuals who would be presenting testimony.*

*A rendering of the proposed project "Pinnacle" was displayed.*

*Bob Brotherton, Town Engineer, reviewed his Staff Report covering his site plan review of the proposed Pinnacle project.*

*Mr. Brotherton addressed zoning, building height, open space, parking, landscape, noting all met the Town Code, together with input requested from City of Indian Rocks Beach, advising no input was received.*

*Mr. Brotherton stated that based on the clarification of certain items in his letter dated March 4, 2013, and approval by the PZB Committee based on these clarifications, he recommends approval of the site plan for the Pinnacle project.*

*Bob Lyons thanked Chief Williams, Steve Andrews, and Bob Brotherton for all the work they have put in on the project. Steve Westphal thanked his architecture firm and Coastal Construction whom he said have worked diligently with him, stating it will be a nice project to put at the north end of Town.*

*Attorney Yacavone stated this is a public hearing and called for any comments from audience members, however there were none.*

*Bob Brotherton, Engineer, stated that in the Town's Code there is a provision for incentives, noting there was nothing requested or required, however he feels this section is weak and needs better defining in the future.*

*Mayor Lawrence reported that about nine (9) years ago a Committee had been put together to review that section, advising there were a lot of suggestions, resulting in the architect requirements being re-written to apply to all building projects, and he agrees there is no need now for this section, and will have it reviewed in the near future.*

***MOTION** by Councilor Sutch -- seconded by Vice Mayor Herndon -- to approve request from Coastal Construction for site plan approval of Pinnacle, a five (5) story, five (5) unit condominium located at 20254-56 Gulf Boulevard. Motion carried 5-0.*

- 1.7 ***PUBLIC HEARING: Second Reading of proposed ORDINANCE 2013-1, amending Chapter 2 – Administration, Article IV, Finance Sec. 2-136, to revise the limits of Town Committees to expend funds without full Council approval.***

*Attorney Yacavone conducted the Second Reading of proposed ORDINANCE 2013-1, by reading the title in full.*

*Mayor Lawrence reported this proposed Ordinance has been discussed at length at a Workshop and at the Council meeting wherein the First Reading was conducted.*

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

***MOTION** by Councilor Smith -- seconded by Vice Mayor Herndon -- to approve Second Reading of proposed ORDINANCE 2013-1 as published, by title only. Motion carried 5-0.*

- 1.8 ***PROCLAMATION** in recognition of “Child Water Safety Awareness Week”, May 25 – 31, 2013.*

*Mayor Lawrence reported he will be signing this Proclamation.*

- 1.9 ***PROCLAMATION** declaring April 9, 2013, as “National Service Recognition Day”.*

*Mayor Lawrence reported he will be signing this Proclamation.*

**1.10 Consideration of attending the Suncoast League Annual Conference, May 18 – 19, 2013, in Crystal River.**

*Mayor Lawrence reported the Suncoast League Conference will be held in Crystal River at the Plantation Inn this year, and for all Council members to contact the Town Clerk if they desire to attend.*

**1.11 Consideration of approving Financial Statement for the period ending February 28, 2013.**

*Mary Karayianes, Director of Finance, reported General Fund is in a good position, with revenue received to date at \$1,448,798.00, and \$953,700.00 of that is tax money received and represents about 85% of budgeted revenue.*

*The Director of Finance also reported expenses are good at 42%, Road & Bridge in deficit due to accruals which run 2 – 3 months behind, noted CIP in a good position, and pointed out first installment from Pinellas County at \$400,837.00, and advised of the balances for Police Education and Beautification Funds.*

***MOTION by Councilor Smith -- seconded by Councilor Irelan -- to accept Financial Statement for the period ending February 28, 2013, and hold for audit. Motion carried 5-0.***

**1.12 Consideration of approving the Police Activity Report covering the month of February 2013.**

*Chief Williams reported an increase in citations and traffic warnings, with Police reports up, and generally an across the board increase, noting it was a busy month and the Department is preparing for spring breakers.*

***MOTION by Councilor Smith-- seconded by Councilor Irelan -- to approve Police Activity Report covering the month of February 2013, as published. Motion carried 5-0.***

**1.13 Chief Williams' Report.**

*Chief Williams reported on the following:*

- (1) **Pavilion** - Advised of a pre-cost estimate for the proposed new Pavilion from Steve Vinci, Architect, with three ancillary buildings (kitchen, restrooms & storage), for approximately \$240,000.00 (\$91.00 sq. ft.). **Chief Williams** stated he feels things can be cut and it could be built for less, and noted the Contract for this work had been \$500.00.*
- (2) **St. Patrick's Festival** - Advised the warming oven and ice machine have been set up; noted one (1) deposit has been returned to a vendor.*

*Chief Williams reported one (1) application has been received for Mary's job when she retires at the end of August 2013.*

*Mayor Lawrence questioned the status of the tennis court improvement project now that the net is down, would it be able to proceed now or wait until the Pavilion project begins.*

*Chief Williams stated the project could proceed now as one of the quotes was about \$4,500.00, and if proceed with the Pavilion would wait until after the Memorial Day picnic to demo the old Pavilion.*

**1.14 Citizens' Comments on any subject.**

- (1) **Diantha Schear, President, Women's Club**, reported the Fashion Show was a big success, as they made over \$2,000.00 to donate to charities. She noted Vice Mayor Herndon won 3 door prizes, however she donated them back to the Town.*
- (2) **Art Newsome, President, ISPOA**, reported "Happy Hour" would be held tomorrow at 5:30 P.M at Sea Breeze Restaurant.*

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

**Councilor Irelan** reported she was unable to attend the Read and Feed featuring "Ten Beach Drive", but heard it was a huge success, and they are meeting tomorrow to discuss the next book to be featured. She also advised of the Coastal Clean-up on Saturday, 3/16/2013 from 8 AM to 11 AM., with free coffee and donuts, with bags and gloves to be provided.

**Councilor Sutch** reported he has received a few calls from people who will be there to help. **Councilor Sutch** asked where Mike Hackerson, Garden Coordinator, has been and asked if someone could contact him, as the spring planting season is here.

**Bob Brotherton** noted that points are received on the Town's NPDES permit from events like the Coastal Clean-Up Project.

**Councilor Smith** reported the Town has not addressed new construction for a long time, noting that Bob Lyons has built some projects in our town in the past, and it is good to see that something will be built soon on the old Hungry Fisherman Restaurant property, and hopes the economy is coming along.

**Vice Mayor Herndon** reported there are many places in town where there are opportunities for a tear down and then re-build, noting the building next to her property has been sold and they are renting annually, and will see how that concept works.

**Vice Mayor Herndon** further reported that Elliott Steele is retiring from Vincent House, and a party will be held for him on March 22, 2013. She stated the weather for St. Pat's Festival looks to be perfect.

**Mayor Lawrence** reported everyone had received an invite from the City of Belleair Bluffs to attend their 50<sup>th</sup> Anniversary celebration.

**Mayor Lawrence** reported the Administrative and Finance Committee would hold a meeting on March 19, 2013 at 2:00 P.M. to review the proposed Police Target Budget for FY 2013/14.

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*Mayor Lawrence announced the Swearing-in- Ceremony for Councilor Herndon and Councilor Smith would be held on March 26, 2013 at 6:00 P.M.*

*Mayor Lawrence advised the Chief had procured the plaque for dedicating the Community Center Room to Larry Nayman, and proposed this plaque be presented at the same ceremony if Council members had no objections. All were in favor of this idea.*

*Councilor Smith stated he would like to recognize all the people who helped in getting this project approved, and thanked Chief Williams, Bob Brotherton, Sharon Cornetet and Steve Andrews, all who jumped in to make the Department function.*

**INDIAN SHORES TOWN COUNCIL MEETING adjourned at 7:00 P.M.**

  
**MARCIA GRANTHAM, CMC**  
**Town Clerk**