

## TOWN COUNCIL MEETING

### MINUTES - OCTOBER 14, 2014

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

**Also Present:** Director of Finance, Walter Pierce; Director of Administration, Bonnie Dhonau; Town Clerk, Elaine Jackson; Captain Jeff Rawson; Bob Brotherton; Charles Parrott; Jeannie Carlson, Beach Beacon; Diantha Shear; Barbara Soranno; Irene Thompson; Gene Thompson; Peter Donnantuoni; Larry Shear; Kathy Helmus; and Anne Miller.

#### 1.0 REGULAR COUNCIL MEETING

##### 1.0 Consideration of approving Council Agenda for October 14, 2014.

**Motion by Councilor Smith – seconded by Councilor Soranno, to approved Council Agenda for October 14, 2014, subject to adding correspondence from Sheriff Gualtieri. 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>	Special Council	-	10 September 2014
	Special Council	-	17 September 2014
	Admin & Finance	-	30 September 2014

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

##### B. RE-OCCURRING EXPENSES: From 9/01/2014 thru 9/30/2014

**Motion by Councilor Smith – seconded by Vice Mayor Herndon, to approve the Re-Occurring Expenses for September, 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

Walter H. Pierce, III  
Director of Finance  
and Personnel

Elaine N. Jackson, MMC  
Town Clerk

Robert J. Metz, Jr.  
Town Attorney

Steve Andrews  
Building Official

**4.0 APPROVAL of Committee expenditures - None**

**5.0 CORRESPONDENCE:**

**(1) Memo from the Town Clerk, dated October 1, 2014, regarding qualification requirements for the Municipal election to be held on March 10, 2015.**

*Mayor Lawrence read the Memo relative to qualifying for the March 10, 2015 Municipal election.*

**(2) Memo from Town Attorney, dated October 1, 2014, relative to mandatory Sunshine Law Training for Municipal Officers.**

*Mayor Lawrence addressed the Memo relative to mandatory training and stated he had spoken with Lynn Tipton from the Florida League of Cities and was advised FLC will offer training regionally after January 1, 2015 and will be sending information to each city.*

**(3) Letter from Sheriff Gualtieri, dated October 7, 2014, relative to open house events.**

*Mayor Lawrence announced the Sheriff's Department will be conducting open house events on Monday, November 17<sup>th</sup> at 5:50 pm and Tuesday, December 2<sup>nd</sup> at 5:30 pm.*

**6.0 Town Attorney's Report. None**

**7.0 PUBLIC HEARING: RESOLUTION 15-2014. A Resolution of the Town of Indian Shores, changing the Title of Director of Administration to Town Administrator.**

*Attorney Metz read Resolution 15-2014 by title only.*

*Mayor Lawrence explained that this Resolution would change Ms. Dhonau's title to better reflect her duties.*

*Motion by Councilor Smith – seconded by Councilor Petruccelli, to approve Resolution 15-2014, changing the Title of Director of Administration to Town Administrator. Motion carried 5-0.*

**8.0 PUBLIC HEARING: Quasi-Judicial**

***Consideration of a request for Site Plan Review from Matta Architect / Builder, of a two story over parking, single family home, 20256 Gulf Blvd., Indian Shores, FL, parcel number 13-30-14-42840-013-0010.***

*Attorney Metz* briefly reviewed the rules for the proceedings of a quasi-judicial hearing, and administered the oath to those who would give testimony.

**Mr. Brotherton** gave a brief history of the property before being transferred to present owner. He stated it was a nice looking building, a single family residence, two floors over parking and meets all set back requirements. The City of Indian Rocks Beach has reviewed and approved relative to setbacks in their jurisdiction along Whitehurst Street. A fence for and along the pool deck has been added to the final Site Plan. Landscaping is not shown on the rendering, but will include sable palms along Gulf Blvd. This and other landscaping proposed for the site meets the Town Code for landscaping requirements.

**Motion** by Vice Mayor Herndon – seconded by Councilor Petruccelli, to approve the Site Plan Review from Matta Architect / Builder, of a two story over parking, single family home, 20256 Gulf Blvd., Indian Shores, FL, parcel number 13-30-14-42840-013-0010. **Motion carried 5-0.**

**9.0 PUBLIC HEARING: Quasi-Judicial**

***Consideration of a request for Site Plan review from Arc Design, of a 3 level over parking, Single Family home, located at 18530 – Unit 2 Gulf Blvd., Indian Shores, FL, parcel number 30-30-15-42804-012-0032.***

**Bob Brotherton**, engineering consultant, presented the staff report, stating the single family home project is located on a substandard lot relative to new standards; however, the footprint is smaller than the existing building, and meets all Town codes and setback requirements. Owner is in process of providing easement for ingress and egress to neighbor to the west. One issue of concern was the drainage causing ponding in the front porches of adjacent bungalow units and around this existing house. The proposed design will include the installation of on-site storm water retention for the first 1" of rainfall that falls on that site, which will improve the drainage system, but will not improve drainage significantly within the rest of the existing development.

**Mr. Brotherton** requested the board approve the site plan, subject to approval of the easement, which must be done prior to driving of pilings.

*Motion by Councilor Smith – seconded by Councilor Soranno, to approve the Site Plan Review from Arc Design, of a 3 level over parking, Single Family home, located at 18530 – Unit 2 Gulf Blvd., Indian Shores, FL, parcel number 30-30-15-42804-012-0032, subject to approval of easement. Motion carried 5-0.*

**10.0 PROCLAMATION: A Proclamation of the Town of Indian Shores, Florida, proclaiming the month of October, 2014 as Domestic Violence Awareness Month.**

*Mayor Lawrence explained there has been a lot of instances in the news recently and will be signing the Proclamation.*

**11.0 Consideration of ratifying the three-year Collective Bargaining Agreement between the Town of Indian Shores and Pinellas Lodge #43, Fraternal Order of Police, effective October 1, 2014 through September 30, 2017.**

*Captain Jeffrey Rawson explained the negotiation process and an agreement has been reached which is agreeable to both parties. When ratified, the contract will be a three year contract, with a wage package consisting of 2% increase the first year, 2% the second year and 3% the third year. Both sides could not agree on a retirement benefit multiplier. The contract includes provisions for officers working a portion of a holiday to be paid 11 ½ hours, one additional sick leave hour was added for those with more than 10 but less than 15 years of service, and at separation, 240 hours to be paid out. In the case of bereavement, one more day will be allowed for out of state travel, with proof of travel. A night shift differential was introduced into this contract at .10 per hour.*

*Mayor Lawrence expressed his regret that there was a sentiment the officers did not want an increase in their Pension Plan if they had to contribute more of their pay to the retirement fund.*

*Motion by Councilor Petruccelli – seconded by Councilor Smith, to ratify the three-year Collective Bargaining Agreement between the Town of Indian Shores and Pinellas Lodge #43, Fraternal Order of Police, effective October 1, 2014 through September 30, 2017. Motion carried 5-0.*

**12.0 Consideration of approving appointments to Seat #3 and Seat #4 on the Indian Shores Board of Adjustment.**

*Mayor Lawrence stated he has contacted both appointees and they are willing to continue serving.*

**Motion by Vice Mayor Herndon** – seconded by **Councilor Petruccelli**, to approve reappointment of Michael Hackerson to Seat #3 and Karl Olander to Seat #4 on the Indian Shores Board of Adjustment. **Motion carried 5-0.**

**13.0 Consideration of approving appointments to the Indian Shores Police Pension Board.**

**Mayor Lawrence** explained that two seats are due for reappointment, one seat is selected by the Pension Board and the other is selected by the Town Council.

**Motion by Vice Mayor Herndon** – seconded by **Councilor Soranno**, to approve appointments of Mark McKee and Donald Vinel to the Police Pension Board. **Motion carried 5-0.**

**14.0 Consideration of request from Sara Mullins to hold Galleries on the Go Art Receptions on Thursday, November 13, 2014 and Thursday, February 12, 2015.**

**Ms. Dhonau** explained speaking with Melissa Solis at the Florida League of Cities regarding insurance requirements for the art receptions, and Melissa advised Ms. Mullins' liability policy should cover her with Host Liquor Liability Insurance and that the Town should be named as additionally insured.

**Mayor Lawrence** expressed his desire to work out all the details for the use of the facilities at a future date.

**Motion by Councilor Smith** – seconded by **Councilor Soranno**, to approve the Galleries on the Go Art Reception on Thursday, November 13, 2014 and Thursday, February 12, 2015, subject to Ms. Mullins providing the Town of Indian Shores with a certificate of insurance stating Ms. Mullins has Host Liquor Liability insurance and Indian Shores is named as additionally insured on policy. **Motion carried 5-0.**

**15.0 Consideration of approving use of the facilities for Life-Line Screening community event on Saturday, February 7, 2015 from 9 am to 5 pm.**

**Town Clerk, Elaine Jackson**, reported the event will be held in the 4<sup>th</sup> floor community room, technicians will bring their equipment in around 8:00 am and the first appointment will be scheduled for 9:00 am. All technicians and equipment will be removed no later than 5:30 pm, dependent upon the time of the last appointment. No staff members will take appointments. Those interested in participating will call a toll free number to schedule their appointment.

*Council discussed insurance coverage and if a Waiver of Liability is required.*

***Motion by Councilor Smith – seconded by Vice Mayor Herndon, to approve use of the community room for Life-Line Screening on Saturday, February 7, 2015 from 9 to 5 pm, contingent upon review by the Town Attorney. Motion carried 5-0.***

**16.0 Consideration of approving the Gulf Blvd. Planting Ad Hoc Committee.**

***Motion by Councilor Soranno – seconded by Vice Mayor Herndon, to approve creation of the Gulf Blvd. Planting Ad Hoc Committee, for the Chairperson to solicit a slate of volunteers for Council's review, and the Committee to report to Council on a regular basis, which is to be determined. Motion carried 5-0.***

**17.0 Consideration of approving the Arts Council Ad Hoc Committee.**

*Mayor Lawrence stated the Arts Council already has a list of volunteers to work on the branding issue, icon and monument.*

***Motion by Councilor Soranno – seconded by Vice Mayor Herndon, to approve creation of the Arts Council Ad Hoc Committee and the slate of volunteers as submitted, and the Committee to report to Council on a regular basis, which is to be determined. Motion carried 5-0.***

**18.0 Director of Administration Report (Town Administrator)**

***Ms. Dhonau, Town Administrator, reported on the following:***

- (1) Will be meeting with FDOT regarding ponding on Gulf Blvd. FDOT has a project in programming for Indian Shores and there might be progress by the late FY 2014.2015. They are looking at a long-term solution.*
- (2) Bus shelters should be refreshed soon.*
- (3) The Waiver of Liability created by the Town Attorney for volunteers wanting to help with landscaping, may extend to other circumstances when we have use of volunteers.*
- (4) Brick Paver Committee requested additional Christmas lighting, however, a priority list has been created and the top two things on the list were two museum style benches for the lobby and fans for the park pavilion.*
- (5) The Town's 65<sup>th</sup> Anniversary celebration was a big success and Chief Williams was very honored to have the park re-dedicated in his name.*
- (6) Our new Building Official, Malcolm Green, started October 1, 2014.*
- (7) The Tampa Bay Beaches Chamber of Commerce has moved into their new space and reports an increase in business.*
- (8) Looking into the status of the Park Blvd. closure to determine if it is still on scheduled.*

**19.0 Consideration of approving Police Activity Report covering September 2014.**

*Captain Rawson reported the month was slow in both Towns, and crimes were down in all categories. There were no high-profile incidents. Recently a whale washed up on shore and had to be euthanized.*

*Captain Rawson recognized two officers with five years of service, **Christopher Jones and John Danny Tindall**, and addressed the reinstatement of two reserves officers, **Emily and Timothy Smoak**. These will be unpaid positions, and they will use their own equipment and buy their own uniforms. There will be no financial impact to the Town.*

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

**21.0 Report from the Director of Finance.**

*Director of Finance, **Walter Pierce**, stated he and **Mary Karayianes** are continuing to work on closing September 2014 and Fiscal Year 2013/2014. Their goal is to close out everything by the end of October.*

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

***Kathy Helmus**, Windsong on the Beach, thanked the Town and **Bob Brotherton** for all their help with the construction of her new residence, dealing with FDOT problems, and in dealing with a contentious and troublesome neighbor.*

***Larry Schear**, Fire Commissioner, invited Council to attend the PSFRD meeting on Tuesday, October 21<sup>st</sup> at 7 pm to meet and greet the new Fire Chief.*

***Mr. Schear** also suggested putting an umbrella stand in the lobby.*

***Diantha Schear** stated she was glad to see support for CASA, and that meeting with FDOT needs to take place on rainy days so they can see the drainage problems. She asked if the Town had plans to purchase more Christmas lights.*

***Barbara Soranno** reminded everyone of the Coastal Cleanup on October 18<sup>th</sup>, along with the Library Book Sale.*

***Anne Miller** stated she had been woken up at 7:17 am by Progressive Waste Services. Staff promised to review the services contract and get back to her.*

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

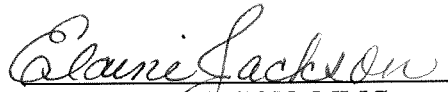
**Councilor Petruccelli** thanked Staff for the great Pavilion dedication event.

**Councilor Soranno** reported the Coastal Cleanup to take place on Saturday, October 18<sup>th</sup> at 8 am, and a special award to the person who picks up the most trash.

**Councilor Smith** thanked Captain Rawson and Chief Hughes for getting the FOP contract on solid ground.

**Vice Mayor Herndon** inquired about the Chapman lot and if it's condition was a code violation. The Town Administrator will bring this to the attention of the new Building Official to evaluate for code enforcement violation action.

**The Indian Shores Town Council meeting adjourned at 7:40 pm.**

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