

MINUTES
BOARD OF COMMISSIONERS
CITY OF TARPON SPRINGS
REGULAR SESSION – JUNE 26, 2018

THE BOARD OF COMMISSIONERS OF THE CITY OF TARPON SPRINGS, FLORIDA, MET IN REGULAR SESSION IN THE CITY HALL AUDITORIUM/COMMISSION CHAMBERS, 324 E. PINE STREET, ON TUESDAY, JUNE 26, 2018 AT 6:30 P.M. WITH THE FOLLOWING PRESENT:

CHRIS ALAHOUZOS	MAYOR
DAVID BANTHER	VICE MAYOR
REA SIEBER	COMMISSIONER
SUSAN MICCIO-KIKTA	COMMISSIONER
JACOB KARR	COMMISSIONER

ALSO PRESENT:	MARK G. LeCOURIS	CITY MANAGER
	JAY DAIGNEAULT	CITY ATTORNEY
	K. MICHELE MANOUSOS	DEPUTY CITY CLERK & COLLECTOR

CALL TO ORDER:

Mayor Alahouzos called the meeting to order at 6:30 p.m.

ROLL CALL:

City Clerk Manousos called the roll.

INVOCATION:

Reverend Milton Smith, Mt. Herman Missionary Baptist Church, gave the invocation.

PRESENTATION OF THE COLORS BY TARPON SPRINGS JOINT HONOR GUARD

PLEDGE OF ALLEGIANCE

Mayor Alahouzos led the Pledge of Allegiance to the Flag.

PUBLIC COMMENTS:

Mayor Alahouzos asked for public comments and there were none.

PROCLAMATIONS:

1.HONOR GUARDS DAY – COMMISSIONER MICCIO-KIKTA

Commissioner Miccio-Kikta read and proclaimed July 1, 2018, as Honor Guards Day. Andrew Kuhn, Fire Department, and Scott Brockew, Police Department, accepted the proclamation and thanked the Board for the recognition and support.

Mayor Alahouzos asked for Board and public comments and there were none.

2. INDEPENDENCE DAY – MAYOR ALAHOUZOS

Mayor Alahouzos read and proclaimed July 4, 2018, as American Independence Day. Ed Bard, Commander American Legion accepted and thanked the Board for the proclamation. Mayor Alahouzos reminded all that on July 4, 2018 there would be a picnic at Craig Park sponsored by Waste Management and a Fire Works display at night.

Mayor Alahouzos asked for public comments and there were none.

CONSENT AGENDA:

3. ATTORNEY'S FEES:

A. TRASK & DAIGNEAULT, LLP: INVOICE # 56201

B. JOHNSON JACKSON LLC: INVOICE # 2812

4. SPECIAL EVENTS:

A. HIPPIE FEST: AUGUST 11, 2018

Commissioner Sieber questioned about Hope Street Parking closure as was concerned about Deep Sea Fishing cars leaving. Carol Rodrigez, Tarpon Springs Merchants Association, explained that they had permission from the Houllis' to exit from their parking lot and exit through alley the way it was last year.

5. AUTHORIZE EXECUTION OF AMENDMENT NO. 1 TO THE COOPERATIVE AGREEMENT BETWEEN PINELLAS COUNTY AND THE TARPON SPRINGS FOR THE DEVELOPMENT OF A WATER QUALITY MONITORING PROGRAM IN SPRINGS BAYOU OF THE ANCLOTE RIVER

6. APPROVE FILE NO. 180018-C-CM: SINGLE SOURCE PURCHASE OF VAC-CON ORIGINAL EQUIPMENT MANUFACTURER (OEM) PARTS AND SERVICES

7. AWARD FILE NOL 180137-C-JJ: ON-LINE MARKETPLACE FOR THE PURCHASE OF PRODUCTS AND SERVICES THROUGH THE U.S. COMMUNITIES PURCHASING ALLIANCE CONTRACT NO. R-TC-17006

Commissioner Karr asked how this would be used. He asked if this would be for better pricing and follow normal purchasing procedures, and City Manager LeCouris said, yes to both.

(Continued)

CONSENT AGENDA (Continued):

Mayor Alahouzos asked for Board and public comments and there were none.

MOTION: VICE MAYOR BANTHER
SECOND: COMMISSIONER MICCIO-KIKTA/COMMISSIONER SIEBER

To approve agenda items 3A, 3B, 4A, 5, 6, AND 7,

Vote on Motion – Upon roll call vote the motion carried unanimously as follows:

Commissioner Karr	Yes
Commissioner Miccio-Kikta	Yes
Commissioner Sieber	Yes
Vice Mayor Banther	Yes
Mayor Alahouzos	Yes

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ORDINANCES AND RESOLUTIONS

8. RESOLUTION 2018-12: APPLICATION 18-34: FLAMMER FORD SITE PLAN REVIEW (QUASI-JUDICIAL)

City Attorney Perez read the following Resolution by title only:

A RESOLUTION OF THE CITY OF TARPON SPRINGS, FLORIDA, APPROVING APPLICATION # 18-34 REQUESTING SITE PLAN APPROVAL FOR KARL FLAMMER FORD TO CONSTRUCT 30, 624 SQUARE FEET OF VEHICLE SALES, VEHICLE PARTS SALES AND VEHICLE SERVICE (MINOR) IN TWO BUILDINGS, ALONG WITH 91, 609 SQUARE FEET OF VEHICLE PARKING AREA, LOCATED ON THE SOUTHEAST CORNER OF U.S. HIGHWAY 19 NORTH AND SPRUCE STREET IN THE IR (INDUSTRIAL RESTRICTED) ZONING DISTRICT; PROVIDING FOR FINDINGS; PROVIDING FOR CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Daigneault announced this was a quasi-judicial hearing and explained the process. He then called upon those who would be testifying in this matter and swore in all witnesses. Additionally, the City Attorney asked the Board to disclose any ex parte' communication and there was none.

Vice Mayor Banther recused himself from this item (See Exhibit 1).

Heather Urwiller, Planning and Zoning Director, explained the application noting that this met the criteria and was consistent with the Comprehensive Plan, with the Industrial limited land use and the Industrial Restricted Zoning District. This item was reviewed by the Technical Review Committee and the Planning and Zoning Board and was approved with the following conditions: 1) The developer was responsible for meeting the minimum criteria of the Land Development Code and for acquiring all other jurisdictional permits or approvals including, but not limited to, Florida Department of Environmental Protection (FDEP) permits for wastewater, 2) the developer was responsible for installing the side walk along the south side of Spruce Street and for connecting the sidewalk network to U.S. Highway 19 North. The connection location approved by the Florida Department of Transportation shall be included on the final plans submitted for building permits. 3) any lighting to be installed on site is to be shielded and directed internal to the site, 4) the applicant shall ensure that the existing stormwater pond system can contain the peak stage volume of stormwater as originally permitted by ensuring that the pond's top of bank is built to a consistent elevation of 12.16 feet NAVD88 along its entirety. As a condition of the building permit and prior to receiving a Certificate of Occupancy, the applicant provide as built survey data that demonstrates, to the satisfaction of the City, that this condition has been met. An engineer's letter attesting to the structural integrity of the surveyed structure shall also be provided., 5) The applicant shall meet the requirements of Article XVII – Public Art Program, specifically Section 296.00 Art Design Standards for Development and Redevelopment. The applicant was advised that if Option 296.00 (B) (1) was chosen, coordination with the Public Art Committee should begin as early as possible in order to avoid any unnecessary delay of the issuance of a building permit, 6) Construction plans shall be consistent with the approved site plan. All requisite fees attendant to the project shall be paid in accordance with the Land Development Code, 7) This site plan shall expire at one year from the effective date unless an application has been filed for a building permit with construction plans signed and sealed by a registered engineer licensed in the State of Florida.

(Continued)

ORDINANCES AND RESOLUTIONS

8. RESOLUTION 2018-12: APPLICATION 18-34: FLAMMER FORD SITE PLAN REVIEW (QUASI-JUDICIAL)

Mayor Alahouzos asked if the pond met the accommodations of the project in which Ms. Urwiller already stated it did. Mayor Alahouzos also asked if site lighting would not be facing the Highway, Ms. Urwiller said that a plan must be provided to shield the light. Commissioner Miccio-Kikta asked if Spruce Street was still going through, and Ms. Urwiller said that this project was being coordinated with the Spruce Street project. Commissioner Sieber was happy to see sidewalk connection to the future development. Commissioner Karr asked if the crosswalk was reviewed by the Police Department and who was responsible for the crosswalk. Ms. Urwiller said that the applicant was responsible for the installation of the crosswalk and that the City would be responsible for ongoing maintenance.

Mayor Alahouzos asked for public comments and there were none.

MOTION: COMMISSIONER SIEBER
SECOND: COMMISSIONER KIKTA

That Resolution 2018-12 be adopted as presented.

Vote on Motion – Upon roll call vote the motion carried unanimously as follows:

Commissioner Karr	Yes
Commissioner Miccio-Kikta	Yes
Commissioner Sieber	Yes
Vice Mayor Banther	Abstained (See Exhibit 1)
Mayor Alahouzos	Yes

(Continued)

ORDINANCES AND RESOLUTIONS (Continued)

**9. ORDINANCE 2018-07: COMPREHENSIVE PLAN – FUTURE LAND USE, COASTAL ELEMENT
(2ND Reading)**

City Attorney Perez read the following Ordinance by title only:

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF TARPON SPRINGS, FLORIDA, AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY REVISING SECTION III EXISTING LAND USE DATA REQUIREMENTS ADDING SUBPARAGRAPH 6 RELOCATING SUBPARAGRAPH H FROM SECTION VI; REVISING THE GOALS, OBJECTIVES AND POLICIES; BY CLARIFYING POLICIES 1.1.2 AND 1.1.10; ADDING A NEW GOAL 2 PROVIDING A RATIONAL FOR THE FUTURE LAND USE MAP AND MOVING THE FUTURE LAND USE CATEGORIES FROM SECTION VI TO GOAL 2; RIVISING GOAL 3 TO INCORPORATE DENSITY AND INTENSITY STANDARDS IN THE COASTAL HIGH HAZARD AREA TO BE CONSISTENT WITH THE COUNTYWIDE RULES; RENUMBERING ALL SUBSEQUENT GOALS, OBJECTIVES AND POLICIES, STRIKING REDUNDANT SECTIONS; AND RENUMBERING THE SUBSEQUENT SECTIONS; TO REMOVE OR CORRECT OUTDATED REFERENCES; AMENDING THE COASTAL PLANNING AND CONSERVATION ELEMENT BY REVISING POLICY 1.6.6 TO MODIFY THE REFERENCE TO THE FUTURE LAND USE ELEMENT FOR PRESERVATION AND CONSERVATION OF ENVIRONMENTALLY SENSITIVE AREAS AND DELETING POLICY 1.6.7; PROVIDING FOR CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR OTHER MODIFICATIONS THAT MAY ARISE FROM REVIEW OF THE ORDINANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Perez announced that the legal advertisement requirements were met and this public hearing was called by virtue of this Ordinance being published by title only in the "Tampa Bay Times" on March 2, 2018, June 1, 2018, and June 16, 2018.

Heather Urwiller, Planning and Zoning Director, said that this was the Ordinance in final form as amended from the consensus received at the previous meeting.

Public Comment:

Patricia Barowic, 2604 Oak Circle, even though concerns were addressed, she read and entered her letter in to the record (Exhibit 2). Vice Mayor Banther had City Manager LeCouris explain the time line. Commissioner Karr thanked the City Manager and Staff and felt each individual case should be reviewed because referencing a map could be out dated. Commissioner Sieber also thanked and also supported City Manager LeCouris' comments to take time to review and bring back.

MOTION: COMMISSIONER MICCIO-KIKTA
SECOND: VICE MAYOR BANTHER

That Ordinance 2018-12 be adopted on its second and final reading as presented.

Vote on Motion – Upon roll call vote the motion carried unanimously as follows:

Commissioner Karr	Yes
Commissioner Miccio-Kikta	Yes
Commissioner Sieber	Yes
Vice Mayor Banther	Yes
Mayor Alahouzos	Yes

(Continue)

ORDINANCES AND RESOLUTIONS (Continued)

**10. ORDINANCE 2018-15: APPLICATION 18-72; WIRELESS COMMUNICATIONS TOWERS
MORATORIUM (1ST Reading)**

City Attorney Perez read the following Ordinance by title only:

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF TARPON SPRINGS, FLORIDA, EXTENDING THE ESTABLISHED TEMPORARY MORATORIUM ON THE SUBMISSION AND PROCESSING OF ANY APPLICATION, AND ISSUANCE OF ANY PERMIT FOR LOCATION OF ANY WIRELESS COMMUNICATION FACILITIES, TOWERS OR ANTENNAS IN THE CITY'S RIGHT-OF-WAY FOR AN ADDITIONAL PERIOD OF ONE HUNDRED TWENTY (120) DAYS; PROVIDING FOR CONFLICTS, SEVERABILITY, CONSTRUCTION AND PUBLICATION; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

City Attorney Perez announced that if this Ordinance was approved on its 1st reading, the 2nd reading would be held on July 10 , 2018 and would be published in the "Tampa Bay Times" by title only on June 29, 2018.

Heather Urwiller, Planning and Zoning Director, advised the Board that the purpose of this Ordinance was to provide an extension to the existing moratorium as changes are being drafted to protect areas of the City that are sensitive to protect historical areas.

Mayor Alahouzos wanted to be sure that five antennas are not installed on the main street, Tarpon Avenue and Pinellas Avenue. Commissioner Karr asked if there was a way to require design criteria that would be pleasing to the eye. Ms. Urwiller said that they are working with Attorney on language created by the state on this, and that Tarpon Springs needed to get smart on this.

Public Comments:

Ed Barr, 1139 S. Pointe Alexis Drive, asked if the tower by the fire station was a cell tower and how much money was received for this. City Manager LeCouris said it was a cell tower, but how much received was not what was being discussed.

MOTION: VICE MAYOR BANTHER
SECOND: COMMISSIONER SIEBER

That Ordinance 2018-15 be adopted as presented.

Vote on Motion – Upon roll call vote the motion carried unanimously as follows:

Commissioner Karr	Yes
Commissioner Miccio-Kikta	Yes
Commissioner Sieber	Yes
Vice Mayor Banther	Yes
Mayor Alahouzos	Yes

(Continue)

ORDINANCES AND RESOLUTIONS (Continued)

15. ORDINANCE 2018-14: AMENDMENT TO SPECIAL SLOW SPEED MINIMUM WAKE ZONE AND SPECIAL IDLE SPEED NO WAKE ZONES ON THE ANCLOTE RIVER (2nd Reading)

City Attorney Perez read the following Ordinance by title only:

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF TARPON SPRINGS, FLORIDA, AMENDING CHAPTER 5; BOATS, DOCKS AND WATERWAYS, ARTICLE I IN GENERAL, BY ADDING A NEW SECTION ENTITLED SECTION 5-7.1.- ESTABLISHMENT OF SPECIAL SLOW SPEED MINIMUM WAKE ZONES AND SPECIAL IDLE SPEED NO WAKE ZONES ON THE ANCLOTE RIVER; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES OF THE CITY OF TARPON SPRINGS, FLORIDA; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

City Attorney Perez announced that the legal advertisement requirements were met and this public hearing was called by virtue of this Ordinance being published by title only in the "Tampa Bay Times" on May 25, 2018 and June 1, 2018.

Jeff Young, Police Major, there was nothing new to add since first reading. He said that he would work with City Attorney Perez if this was adopted to draft and send application to the state. Once reviewed by the state and permit number issued, would work with Tom Funcheon, Public Services Director, to post on pilings.

Mayor Alahouzos asked for Board comments and there were none.

MOTION: COMMISSIONER SIEBER
SECOND: COMMISSIONER MICCIO-KIKTA

That Ordinance 2018-14 be adopted on its second and final reading.

Vote on Motion – Upon roll call vote the motion carried unanimously as follows:

Commissioner Karr	Yes
Commissioner Miccio-Kikta	Yes
Commissioner Sieber	Yes
Vice Mayor Banther	Yes
Mayor Alahouzos	Yes

(Continue)

ORDINANCES AND RESOLUTIONS (Continued)

**12. ORDINANCE 2018-13: APPLICATION 18-37: SLATER, ANNEXATION 1253 N. PINELLAS AVENUE
(2ND Reading)**

This item was deferred to the August 7, 2018 meeting.

MISCELLANEOUS:

13. APPOINTMENT TO THE HERITAGE PRESERVATION BOARD

Mayor Alahouzos asked for Board comments and there were none.

MOTION: VICE MAYOR BANTHER
SECOND: COMMISSIONER MICCIO-KIKTA

To appoint Patricia Cornell as Regular Member,
to fill the unexpired term of David Bolton, this term
will expire May 31, 2022.

Vote on Motion – Upon roll call vote the motion carried unanimously as follows:

Commissioner Karr	Yes
Commissioner Miccio-Kikta	Yes
Commissioner Sieber	Yes
Vice Mayor Banther	Yes
Mayor Alahouzos	Yes

ADJOURNMENT:

The meeting adjourned at 7:16 p.m.

CHRIS ALAHOUZOS
MAYOR

ATTEST:

K. MICHELE MANOUSOS, CMC
DEPUTY CLERK & COLLECTOR

CITY CLERK'S NOTE: This meeting has been recorded in its entirety and the recordings are kept on file in the City Clerk's Office for the required retention period.