

MINUTES
BOARD OF COMMISSIONERS
CITY OF TARPON SPRINGS
REGULAR SESSION – SEPTEMBER 18, 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, SEPTEMBER 18, 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
	ERICA AUGELLO	CITY ATTORNEY
	IRENE S. JACOBS	CITY CLERK & COLLECTOR

CALL TO ORDER:

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

ROLL CALL:

City Clerk Jacobs called the roll.

INVOCATION:

Pastor Curt Snare, St. Timothy Lutheran Church, gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Alahouzos led the Pledge of Allegiance to the Flag.

SPECIAL PROCLAMATION: JUNIOR LEAGUE RECOGNITION MONTH – VICE MAYOR BANTHER

Vice Mayor Banther read and proclaimed the month of September 2018 as Junior League of Clearwater Dunedin Recognition Month. Vice Mayor Banther pointed out that this group met with him before the meeting to review their roles in City government and learning more about it. Additionally, he said that this particular club does a program at Tarpon Elementary called pack a sack which feeds children that would not have food in the evenings and on weekends. A member spoke on behalf of the new members of the Junior League class of Clearwater and Dunedin and thank the Board for the proclamation and the warm welcome.

PUBLIC COMMENTS:

Chris Lang, 502 Lincoln Avenue, made the Board aware of the shopping carts that litter the City and felt that the Board should stress to all stores and make provisions to require these stores to place locking devices on the carts.

Sandy Risoldi, 540 E. Boyer Street, also agreed that shopping carts are left all over.

Ada DelGais, Shephard Center Director, told the Board that it was brought to her attention that some or all of the Board have taken offense or misconstrued a statement she made at the last meeting. She clarified that it was not her intent to insinuate that anyone from the Board had any wrong doings. Ms. DelGais said that as director of the Shephard Center she was very passionate about the work they do and in the heat of the moment improperly communicated her position and sincerely apologized.

Peter Dalacos, 514 Ashland Avenue, former Commissioner, spoke on the following:

- That there was no updates yet on the website regarding the intersection of Safford and Martin Luther King Jr. and had questions.
- Letter that he and his mother received from Spectrum required that boxes were needed for analog televisions at a cost and felt this was a dis-service to seniors that are on a fixed income.
- Spoke on generations of immigrants coming to America called chain migration and commented on an article in the "Tampa Bay Times" noting congressional candidates Chris Hunter was opposed to Trump's family separation policy while Congressman Bilirakis called for an end to chain migration supporting immigrants brought to the US as children get legal status.

CONSENT AGENDA:

1. MINUTES:

- A. AUGUST 21, 2018 REGULAR SESSION**
- B. SEPTEMBER 4, 2018 REGULAR SESSION**
- C. SEPTEMBER 5, 2018 SPECIAL SESSION**

2. SATISFACTION AND RELEASE OF LIENS

Carrington Mtg. Loan	Utility Lien	69827-271304915
Denette V. Hamilton	Utility Lien	69571-271203617
Park Austin	Utility Lien	67993-270808802
Kelli B./Clifford Quitly	Utility Lien	28343-271910208
Danilo DeLeon	Utility Lien	30621-280001653
Anthony H./Nicholas N. Krouskos	Utility Lien	1193-271203178
Raymond C./Mary Ann Baker	Utility Lien	27653-280002302
Irene E. Miller, Estate	Code Enforcement	18-80000391
Catherine Bauer	Code Enforcement	18-80000336
EIP Enterprises, LLC Tula Manglis, RA	Code Enforcement	17-80000582
Lime Street Properties, Inc.	Code Enforcement	18-80000481

3. ATTORNEY'S FEES:

- A. TRASK & DIAGNEAULT, LLP: INVOICE # 56693**
- B. JOHNSON JACKSON LLC: INVOICE # 3305 AND 3306**

4. SPECIAL EVENTS:

- A. TARPON SPRINGS LEADERSHIP CONSERVATORY FOR THE ARTS OUTDOOR
MUSIC FESTIVAL: OCTOBER 20, 2018**

Commissioner Karr asked if Gulf Road was shut down in the past for this event and City Manager LeCouris said yes, it had been done for the last three to four years this way as it was the safest way to do with all the buses and children coming in.

**5. APPROVE CORRECTION OF SCRIVENER'S ERROR ON THE ORIGINAL AGENDA ITEM FOR FILE NO.
180172-N-RS: SINGLE SOURCE PURCHASE OF MAINTENANCE AND GPS SERVICE FOR GPS ROUTERS**

6. INCREASE FILE NO. 150018-C-RS: WATER AND WASTEWATER SUPPLIES

**7. INCREASE FILE NO. 170163-C-RS: TECHNOLOGY SOLUTIONS WITH RELATED EQUIPMENT AND
ACCESSORIES THROUGH SOURCEWELL CONTRACT NO. 10061#CDW**

(Continued)

CONSENT AGENDA (Continued):

Mayor Alahouzos asked for public comments and there were none.

MOTION: VICE MAYOR BANTHER
SECOND: COMMISSIONER SIEBER

To approve agenda items 1A, 1B, 1C, 2, 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

SPECIAL CONSENT AGENDA:

8. SETTLEMENT OFFICER FOR ADMINISTRATIVE FINE – CLADAKIS V. CITY OF TARPON SPRINGS CODE ENFORCEMENT BOARD

City Attorney Augello advised the Board on the background of this issue noting that the Code Enforcement Board denied the property owner's request for reconsideration of a fine. The owner then timely appealed that order in which the City Attorney's Office had stricken because the owner actually attempted to appeal not the order denying reconsideration of the fine, but the order imposing the fine and the appellate court agreed. The Attorney's Office then heard from the property owner's legal counsel that the order could not be foreclosed by the City because the property owner was not given proper notice of the hearing. Therefore, it was the City Attorney's recommendation that the Board of Commissioners accept the property owner's offer of \$5,000.00 for settle. Vice Mayor Banther needed clarification on appeal, and City Attorney Augello explained that the City could win the appeal; however, if the City foreclosed the lien it could run in to some issues procedurally that would not allow them to foreclose.

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

MOTION: COMMISSIONER KARR
SECOND: COMMISSIONER MICCIO-KIKTA

To accept settlement offer for Administrative Fine – Cladakis V. City of Tarpon Springs Code Enforcement Board in the amount of \$ 5,000.00 in full and final settlement of the lien.

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

ORDINANCES AND RESOLUTIONS

9. ORDINANCE 2018-18: APPLICATION 18-69; REZONING/LUA – (PROTOS) (2nd Reading) (Quasi-Judicial)

City Attorney Augello read the following Ordinance by title only:

AN ORDINANCE OF THE CITY OF TARPON SPRINGS, FLORIDA AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF TARPON SPRINGS, FLORIDA, FOR APPROXIMATELY 0.68 ACRES OF PROPERTY LOCATED AT LUCILLE DRIVE (APP-18-69) INCLUDING LOTS 4, 5 AND 6, FERGUSON'S CEDAR BLUFFS ADDITION, FROM ZONING DESIGNATION "R-100" (SINGLE FAMILY RESIDENTIAL DISTRICT) TO ZONING DESIGNATION "R-100A (SINGLE FAMILY RESIDENTIAL DISTRICT) PROVIDING FOR FINDINGS; AND PROVIDING AN EFFECTIVE DATE.

The City Attorney Augello announced that the legal advertisement requirements were met and this public hearing was called by virtue of this Ordinance being published by title on with a map in the Tampa Bay Times on July 27, 2018 and September 7, 2018.

City Attorney Augello announced this was a quasi-judicial hearing and explained the process. She 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.

Heather Urwiller, Planning and Zoning Director, advised that there was no new information since the first reading and staff was recommending approval.

Applicant: Cyndi Tarapani, agent for the applicant, had nothing new to add but would like to reserve the right to respond to any comments.

Opponents:

City Attorney Augello asked for opponents and there were none.

Proponents:

Harry Andropoulos, 905 and 909 Bayshore Drive, said that he was in support of this project; however, wanted to reiterate his concern about the drainage of these lots draining on his property. He said the Planning and Zoning Director addressed this with him and said that she would try to take care of this, but wanted it in the record that he had concerns.

Board Comments:

MOTION: VICE MAYOR BANTHER
SECOND: COMMISSIONER MICCIO-KIKTA

That Ordinance 2018-18 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 Alahouzou	Yes

ORDINANCES AND RESOLUTIONS (Continued)

**10. ORDINANCE 2018-23: APPLICATION 18-66; VACATE ROW LUCILLE DRIVE (KAPANIRIS)(1ST Reading)
(Quasi-Judicial)**

City Attorney Daigneault read the following Ordinance by title only:

AN ORDINANCE OF THE CITY OF TARPON SPRINGS, FLORIDA, VACATING AND ABANDONING RIGHT-OF-WAY (ROW), FOR 4,478.53 SQUARE FEET OF LUCILLE DRIVE LYING NORTH OF LOTS 20, BLOCK 4 OF BAYSHORE HEIGHTS SUBDIVISION PROVIDING FOR CONDITIONS; PROVIDING FOR FINDINGS; PROVIDING FOR FUTURE EASEMENTS; PROVIDING FOR RECORDATION IN THE PUBLIC RECORDS OF PINELLAS COUNTY AND PROVIDING AN EFFECTIVE DATE.

The City Attorney announced that if this Ordinance is approved on its 1st Reading, the 2nd Reading would be held on October 2, 2018 and was published in the "Tampa Bay Times" by title only on September 7, 2018.

City Attorney Augello announced this was a quasi-judicial hearing and explained the process. She 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.

Heather Urwiller, Planning and Zoning Director, said that this application was to vacate 4,478.53 square feet of a portion of Lucille Drive lying north of Lot 20, Block 4 of Bayshore Heights subdivision. This was for a portion that was not part of the plat for Bayshore Heights and zoned R-100. There were no utilities within the vacation area and the applicant had provided the required letters of no objection from the various utility providers but the request did not meet the criteria for a right of way of the land development code specifically section 2.16.01 (A) (4) and does not provide the joining neighborhood with viable usable access or vista to the City shoreline. The Technical Review Committee reviewed this application and the only objection was from the Planning and Zoning Department that it did not meet the criteria; therefore, at this time, staff was recommending denial as this did not meet established criteria of the Land Development Code.

Applicant: The applicant was not present

Opponents: City Attorney Augello asked for opponents and there were none.

Proponents: Anita Protos, 901 Bayshore Drive, said this did not affect her in any way but explained that the city needed to be cautious that they may need the road opened one day as Tarpon grew; and asked them to look in to the future.

(Continued)

ORDINANCES AND RESOLUTIONS (Continued)

**10. ORDINANCE 2018-23: APPLICATION 18-66; VACATE ROW LUCILLE DRIVE (KAPANIRIS)(1ST Reading)
(Quasi-Judicial)**

Board Comments:

Mayor Alahouzos asked if there was any plan in the future that any utility companies would need this area to run cables, and Ms. Urwiller replied that at this time there was no information to that indication that they would need this particular location for that. He then asked the Attorney if the City had ever allowed an applicant a right of way with the condition that if the City ever needed it would be returned back, and City Attorney Augello responded that as a Board they had the ability to put conditions on an application; however, since this was quasi-judicial, they would have to find a positive finding on every single one of the criteria in order to grant this application

MOTION: VICE MAYOR BANTHER
SECOND: COMISSIONER MICCIO-KIKTA

That Ordinance 2018-23 be denied on its first 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

BOARD AND STAFF COMMENTS:

Work Session: City Manager LeCouris discussed the need for a Work Session to discuss issues in the CRA and budgeted priorities. He asked the Board to look at October 22nd, 23rd, 24th, or 25th and give him their availability.

Greece Visitor: Mayor Alahouzos recognized and thanked Charlie Cretekos, of Kalymnos, Greece, who was in the audience and who assisted the Board when they visited the Sister Cities.

Boy Scouts: Vice Mayor Banther was happy to announce that on Monday, he was asked by Judge Campbell who he met in Leadership Pinellas along with Representative Latvala to speak at her son's Boy Scout Troop who was doing a civic government lesson.

Thanks: Vice Mayor Banther thanked the Junior League for attending and said they picked the best meeting as it was the shortest it had been in a while.

Homecoming: Commissioner Miccio-Kikta reminded all that this Friday was the Homecoming Parade at 5:00 p.m. and support the High School.

Wine Walk: Commissioner Sieber announced that the Wine Walk would take place on Saturday Night and invited all to attend.

Agenda Items: Commissioner Karr wanted the Board to be aware of items he asked the City Manager to bring forward as discussion items or at a workshop are as follows:

- CRA area looking at developer grants and also impact incentives for new developments.
- What steps could be made to encourage property owners to rent their buildings along main roads of Tarpon Springs.
- What plans are to promote properties that are in need of redevelopment.
- What the maintenance programs are for city owned buildings and would like to see some type of annual report.
- Historical signs mentioning historical events that happened in those areas and possible posting before photos and named some locations.
- Shopping Carts around town nuisance. Possibly something could be put in to place.

(Continued)

BOARD AND STAFF COMMENTS (Continued):

Mayor's Announcements:

Mayor Alahouzos gave his condolences to the family of William "Sonny" Dove, our friend and city employee who passed away. Our prayers and thoughts were with his family at this time.

Event planned for the upcoming week:

- **Saturday, September 22nd** - Little League Opening Day - Meres

Mayor Alahouzos advised the Board that last Friday, he had his monthly meeting with County Commissioner, Dave Eggers, to discuss different concerns and issues on projects planned for the City by the County.

- Sidewalk installation on Alternate 19 and Anclote Road. Commissioner Eggers will provide him with an update on the status.
- Anclote paving was now scheduled to be done.
- Discussed the shoreline issue on Whitcomb Blvd. Commissioner Eggers would provide him with an update.
- In February, 2019 a County list of priority projects within the City limits would be provided by Commissioner Eggers to the BOC for review. The projects are relative to the Penny for Pinellas.

ADJOURNMENT:

The meeting adjourned at 7:27 p.m.

CHRIS ALAHOUZOS
MAYOR

ATTEST:

IRENE S.JACOBS, 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.