

MINUTES

The meeting was called to order by Mayor Lynn Rives followed by a Pledge of Allegiance to the Flag of the United States of America.

Roll Call: Present were Councilmembers Rob Baldwin, Dick Cowl, Mitch Krach, Mary Schoonover and Stan Sofer; Vice Mayor Kathy Mortensen, Mayor Lynn Rives, City Attorney Paul Marino, City Manager Nancy McCollum and City Clerk Patricia Gentry.

1. Approval of Agenda.

MOTION was made by Vice Mayor Mortensen and seconded by Councilmember Baldwin to approve the Agenda.

Motion carried 7-0.

2. Approval of January 7, 2008 City Council Meeting Minutes and January 17, 2008 Special City Council Meeting Minutes.

MOTION was made by Councilmember Sofer and seconded by Councilmember Krach to approve the January 7, 2008 City Council Meeting Minutes and the January 17, 2008 Special City Council Meeting Minutes.

Motion passed 7-0.

3. Citizens Comments.

Seeing no one, Citizens Comments was closed.

Public Hearing:

4. Consideration of Ordinance 07-15, an Ordinance of the City Council of the City of Belleair Beach, Florida, Amending the City of Belleair Beach Comprehensive Plan, Pursuant to Section 163.3184, Florida Statutes, by Adopting New Goals, Objectives, and Policies, a New Future Land Use and Future Transportation Corridors Map as Presented Herein Below; Providing for Severability; and Providing for an Effective Date. 2nd Reading.

City Attorney Marino read Ordinance 07-15 by Title only.

MOTION was made by Councilmember Sofer and seconded by Councilmember Crawl for Ordinance 07-15.

Mayor Rives requested Laura Dedenbach, of the Gail Easley Company, come forward and explain the Objections, Recommendations and Comments (ORC) Report from the Department of Community Affairs (DCA). Ms. Dedenbach explained she was part of the Gail Easley Company consultant team that had been working on the City's proposed Evaluation and Appraisal Report (ERA) – based Amendments. She stated they had been working on the EAR-based Amendment, through workshops with the local planning agency and meetings with City Staff, since January 2007. After completion it was transmitted to the DCA. The ORC Report was then received by the Gail Easley Company who prepared the ORC response, held a meeting with the DCA and had now come before Council to recommend they amend the Transmittal Plan to accept the revisions recommended in the ORC response and adopt the Plan as amended. It would then be sent back to the DCA for a final review. They will issue a notice of intent, which will be published in the local paper and begins the 21-day appeal period. If no one appeals within the 21-day period the Comprehensive Plan will be found effective some time in April. Ms. Dedenbach stated based on the changes that had been made there should be no problem. She reviewed the ORC response and asked for questions from Council. Ms. Dedenbach then asked that Council make a motion to amend Exhibit A of Ordinance 07-15 as provided in the ORC Response and any other changes they may wish to make to the document; and then a motion to adopt the Ordinance.

Mayor Rives asked if anyone from the public would like to speak. Seeing no one, the public hearing was closed.

MOTION was made by Councilmember Crawl and seconded by Councilmember Baldwin to amend the Transmittal Plan to accept the revisions recommended in the ORC response.

Motion passed 7-0.

Mayor Rives stated there was a motion and a second for Ordinance 07-15, that this was the Second Reading and called for further discussion. There was none.

Motion passed 7-0.

MOTION was made by Councilmember Krach and seconded by Councilmember Baldwin to adopt the Plan as amended.

Motion passed 7-0.

5. Consideration of Ordinance 08-01, an Ordinance of the City Council of the City of Belleair Beach, Florida, Amending Section 94-2 of the City Code Pertaining to Setback and Stairs Definitions; Providing for Severability; and Providing for an Effective Date.

MOTION was made by Councilmember Sofer and seconded by Vice Mayor Mortensen to approve Ordinance 08-01.

City Attorney Marino advised this Ordinance has to do with structures within the City, that under new architectural design concepts are now engaging in a process which purports to encroach on front and side setbacks. It's the intent of this Ordinance to rectify any future architectural plans for construction design to adversely impact those setbacks.

Mayor Rives stated he felt Council should make a clearer explanation to educate the Building Department, which is responsible for issuing City permits, as to what the City's intentions are for setbacks as opposed to creating an Ordinance each time an issue is brought to the City's attention.

Councilmember Sofer stated this was a complex issue that may need to be expanded upon in a Workshop to work out suggestions on all sides.

MOTION was made by Councilmember Crawl and seconded by Councilmember Baldwin to table the Ordinance.

Mayor Rives suggested, if it were possible, to have a member or two of the Board of Adjustment who had previous experience with these types of issues to give information on what they had seen, for additional feedback.

Councilmember Krach suggested someone from the Pinellas County Building Department be present, because even though the City had delegated the authority to the County the City still carries the responsibility. City Manager McCollum stated she had requested Mr. Tipton be present, but he was not available.

Mayor Rives asked for any other discussion. Seeing no one, Mayor Rives called for the vote.

Motion to table Ordinance 08-01 carried 7-0.

Regular Agenda:

6. Update of proposed new City Hall.

Councilmember Baldwin stated updated construction documents had been issued and encouraged everyone to look at them as this would be the time for feedback to tweak the

design. He explained the further into the design, the more difficult it becomes to make modifications. He stated soil reports from Driggers Engineering showed conditions are pretty much the same over the entire site. There was hope that closer to the road there would be better soil. There are three options available; the first being deep pilings, which was the original design and the most costly. The second was to surcharge the site, which is over-excavating the site, bringing in fill to bring it up to grade and adding another four feet for the additional weight to compress the settlement. This is less costly, but requires the most time. This option requires monitoring of the soil settlement and would take an additional four to six months. The third option is stone columns, which is also less costly than deep foundations.

Councilmember Baldwin added he had asked Harvard Jolly Architects for potential upgrades to Bayside Park, such as plantings and a pavilion, to complement what is being done for the building and encourage the use of the Community Center for parties, weddings and events. He stated this could be a future phase paid for through a grant, or if funds were available it could be done with the project.

Mayor Rives felt the money could be acquired through a grant.

7. Mayor and Council Comments.

Councilmember Schoonover advised Eckerd College would be meeting with the City and the Public Works Director of the Town of Indian Shores for a presentation regarding nesting birds at City Hall on Friday, February 15th, 10:00 AM.

Vice Mayor Mortensen gave an update from the BIG-C meeting regarding the Penny for Pinellas, and stated the Town of Belleair Shore may allot their funds to the City for possible beautification of Gulf Boulevard. She added the Suncoast League of Cities would be meeting on February 21, if anyone had an issue they would like addressed by the League.

Mayor Rives announced this would be the last official Council meeting in this City Hall and invited everyone to the "Farewell to the Building" party on Wednesday. He extended his thanks again to resident Ed Wisniowski for "many, many man-hours" in readying the temporary City Hall. He acknowledged residents Rudy Davis, Joe Burke and Mary Schoonover for the enormous amount of work they had done and also City Manager McCollum and Staff. He invited anyone who would like to volunteer, Staff would be moving the contents from the old City Hall to the temporary City Hall.

Mayor Rives stated the old City Hall had served the City well and would be missed.

8. City Attorney Comments.

City Attorney Marino had no comments.

9. City Manager Comments.

City Manager McCollum thanked Staff for pulling together and packing everything up to move.

ADJOURN

MOTION was made by Councilmember Crowl and seconded by Vice Mayor Mortensen to adjourn.

Motion passed 7-0.

Date Approved

Lynn Rives, Mayor

ATTEST:

Patricia A. Gentry, City Clerk