

M I N U T E S

REGULAR COMMISSION MEETING
SOUTH PASADENA, FLORIDA

TUESDAY, DECEMBER 10, 2013
COMMISSION CHAMBERS 7:00 P.M.

MAYOR DAN CALABRIA CALLED THE MEETING TO ORDER AT 7:00 P.M. THE INVOCATION WAS GIVEN BY VICE MAYOR NEIDINGER. ALL PARTICIPATED IN THE PLEDGE TO THE FLAG.

ROLL CALL: COMMISSIONERS BRUCE HOWRY, MAX ELSON, ARTHUR PENNY, VICE MAYOR GAIL NEIDINGER AND MAYOR DAN CALABRIA. ALSO PRESENT: CITY CLERK CARLEY LEWIS, CITY ATTORNEY DAVID OTTINGER, PUBLIC WORKS DIRECTOR GARRY ANDERSON, FINANCE DIRECTOR JAMES GRAHAM, PUBLIC SAFETY DIRECTOR DAYTON SALTSMAN, COMMUNITY IMPROVEMENT DIRECTOR NEAL SCHWARTZ, AND ADMINISTRATIVE SECRETARY VIRGINIA ALVARADO.

PEOPLE'S FORUM

Resident Steve Kawryga, Pasadena Cove, stated that it is good to see Mayor Calabria back.

Resident June Fruland, Pasadena Isle, spoke regarding the city's holiday decorations. She further spoke regarding increasing police coverage within the city.

Resident Billie Williams, Pasadena Isle, spoke regarding the taxpayers.

AGENDA COMMENT

There was no participation under Agenda Comment.

REPORTS

Mayor Calabria presented Vice Mayor Neidinger with an award for completing the Florida League of Cities' Advanced Institute for Elected Municipal Officials.

Commissioner Elson presented Community Improvement Director Schwartz with a plaque in recognition of the city's improved FEMA Community Rating System classification.

Vice Mayor Neidinger spoke regarding the holiday boat parade. She stated that the event was a huge success and thanked staff and sponsors for their work and contributions. She reminded residents of the Holiday Open House and Tree Lighting on December 13th and provided details about the event.

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Commissioner Penny spoke regarding city financials. He stated that the city is financially safe and secure at this time. Commissioner Elson spoke regarding construction activity and business renovation projects throughout the city.

Commissioner Howry stated that Chief Saltsman is working with Pinellas County on an updated EMS contract. He further stated that all department paramedics have completed their biannual advanced cardiac life support recertification. He presented Deputy Chief Mark Maddalena with an award in recognition of his 35 years of service.

Mayor Calabria spoke regarding the Holiday Open House and Tree Lighting. He further spoke regarding the oath of office taken by the Commission.

DISCUSSION ITEMS

PUBLIC HEARING - LEGISLATIVE

1. ORDINANCE NO. 2013-05 - AN ORDINANCE OF THE CITY OF SOUTH PASADENA, FLORIDA, AMENDING CHAPTER 130, LAND DEVELOPMENT REGULATIONS, SECTION 130-14, CG COMMERCIAL GENERAL DISTRICT REGULATIONS, OF THE CITY CODE OF ORDINANCES, TO REMOVE DRIVE-THROUGH ESTABLISHMENTS AS USE REQUIRING SPECIAL EXCEPTION USE PERMIT, AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Ottinger read Ordinance No. 2013-05 by title and approved it as to form and content.

This Ordinance has been properly noticed.

Mayor Calabria opened the public hearing at 7:24 p.m. There being no public comment, Mayor Calabria closed the public hearing at 7:24 p.m.

MOTION WAS MADE BY COMMISSIONER PENNY, SECONDED BY COMMISSIONER HOWRY TO ADOPT ORDINANCE NO. 2013-05 ON SECOND AND FINAL READING.

VOTE:	COMMISSIONER HOWRY	AYE
	COMMISSIONER ELSON	AYE
	COMMISSIONER PENNY	AYE
	VICE MAYOR NEIDINGER	AYE
	MAYOR CALABRIA	AYE

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2. ORDINANCE NO. 2013-06 - AN ORDINANCE OF THE CITY OF SOUTH PASADENA, FLORIDA, AMENDING CHAPTER 130 , LAND DEVELOPMENT REGULATIONS, PART 1, ARTICLE V, SITE PLAN REVIEW, SECTION 130-21 OF THE CITY CODE OF ORDINANCES, TO PROVIDE FOR EXEMPTION FROM SITE PLAN REVIEW REQUIREMENTS FOR CERTAIN MINOR DEVELOPMENT ACTIVITIES, AND PROVIDING FOR AN EFFECTIVE DATE - SECOND AND FINAL READING.

City Attorney Ottinger read Ordinance No. 2013-06 by title and approved it as to form and content.

This Ordinance has been properly noticed.

Mayor Calabria opened the public hearing at 7:26 p.m. There being no public comment, Mayor Calabria closed the public hearing at 7:26 p.m.

MOTION WAS MADE BY COMMISSIONER ELSON, SECONDED BY VICE MAYOR NEIDINGER TO ADOPT ORDINANCE NO. 2013-06 ON SECOND AND FINAL READING.

VOTE:	COMMISSIONER ELSON	AYE
	COMMISSIONER PENNY	AYE
	VICE MAYOR NEIDINGER	AYE
	COMMISSIONER HOWRY	AYE
	MAYOR CALABRIA	AYE

UNANIMOUSLY APPROVED

PUBLIC HEARING -QUASI-JUDICIAL

RECOMMENDATIONS BY THE PLANNING & ZONING BOARD

3. TO APPROVE REQUEST FROM CYRILLE SEROUR, C & S FLORIDA BUSINESS, INC. FOR A SPECIAL EXCEPTION USE PERMIT FROM SECTION 130-14 C (2) OF THE CITY CODE OF ORDINANCES TO OPERATE AN AUTOMOTIVE REPAIR FACILITY/JET SKI REPAIR AND SALES BUSINESS AT PREMISES KNOWN AS 1301 PASADENA AVENUE SOUTH, IN THE CITY OF SOUTH PASADENA, FLORIDA.

Mayor Calabria opened the Public Hearing at 7:27 p.m.

City Attorney Ottinger introduced the item.

City Clerk Lewis administered the oath of testimony to those intending to give testimony on this issue.

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City Attorney Ottinger requested that the Commission and board members disclose any ex parte communication.

City Clerk Lewis informed participants about record of hearing.

Community Improvement Director Schwartz presented the staff report (attached to Minutes as Exhibit A) and reviewed the criteria pertaining to this special exception:

1. That granting the special exception will not adversely affect the public interest.
2. That the requested use is reasonably compatible with surrounding uses. In making this determination, the following factors should be considered: hours of operation, traffic generation characteristics, setbacks and buffering, proposed FAR and ISR.
3. That the land and building area is adequate for the operation of the use.
4. That approval of the use will not result in reduced land values and detract from surrounding areas.

Mr. Schwartz stated that the staff recommendation is to approve the request. He further stated that the Planning & Zoning Board recommended approval of the request by unanimous vote.

Attorney Rob Prather gave a presentation on behalf of the applicant, Cyrille Serour. He stated that there will be no auto repairs. He further stated that the only sales will be of reconditioned jet skis. He spoke regarding the plans for and layout of the facility.

In response to Commissioner Elson, Mr. Prather stated that Mr. Serour and his wife are purchasing the property contingent on the approval of the special exception use permit request.

City Clerk Lewis read a letter into the record (attached to Minutes as Exhibit B) from Resident Scott Conrad, Causeway Village, opposing the request.

Commissioner Elson spoke regarding his concerns about the request for special exception use permit. He stated that

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he was afraid that a combustion engine repair shop did not fit with the Commission's plan for Pasadena Avenue. He further stated that the applicant had responded to his concerns.

Mr. Prather spoke regarding sound studies conducted at the site. He stated that motors now are much quieter. He further stated that the owners are committed to conducting motor repairs inside.

Discussion ensued regarding the activity and design of the jet ski repair business.

Applicant Cyrille Serour spoke regarding the jet ski repair business.

There being no further public comment, Mayor Calabria closed the Public Hearing at 7:54 p.m.

MOTION WAS MADE BY COMMISSIONER ELSON, SECONDED BY VICE MAYOR NEIDINGER THAT THE CRITERIA FOR THIS SPECIAL EXCEPTION USE PERMIT HAVE BEEN MET.

VOTE:	COMMISSIONER PENNY	AYE
	VICE MAYOR NEIDINGER	AYE
	COMMISSIONER HOWRY	AYE
	COMMISSIONER ELSON	AYE
	MAYOR CALABRIA	AYE

UNANIMOUSLY APPROVED

MOTION WAS MADE BY COMMISSIONER ELSON, SECONDED BY COMMISSIONER PENNY TO APPROVE REQUEST FROM CYRILLE SEROUR, C & S FLORIDA BUSINESS, INC. FOR A SPECIAL EXCEPTION USE PERMIT FROM SECTION 130-14 C (2) OF THE CITY CODE OF ORDINANCES TO OPERATE AN AUTOMOTIVE REPAIR FACILITY/JET SKI REPAIR AND SALES BUSINESS AT PREMISES KNOWN AS 1301 PASADENA AVENUE SOUTH, IN THE CITY OF SOUTH PASADENA, FLORIDA.

VOTE:	VICE MAYOR NEIDINGER	AYE
	COMMISSIONER HOWRY	AYE
	COMMISSIONER ELSON	AYE
	COMMISSIONER PENNY	AYE
	MAYOR CALABRIA	AYE

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UNFINISHED BUSINESS

NONE

CONSENT AGENDA

MOTION WAS MADE BY COMMISSIONER PENNY, SECONDED BY COMMISSIONER HOWRY TO PASS THE ENTIRE CONSENT AGENDA.

4. APPROVAL OF COMMISSION MEETING MINUTES FOR MONTH OF NOVEMBER, 2013 ON FILE IN CITY CLERK'S OFFICE AGENDA MEETING, NOVEMBER 5, 2013; ADMINISTRATIVE WORKSHOP MEETING, NOVEMBER 5, 2013; REGULAR COMMISSION MEETING, NOVEMBER 12, 2013.

UNANIMOUS APPROVAL BY ACCLAMATION

NEW BUSINESS

5. RESOLUTION NO. 2013-22 - A RESOLUTION OF THE CITY OF SOUTH PASADENA, FLORIDA, AMENDING RESOLUTION NO. 2002-02 TO ESTABLISH A NEW CLEANING AND SECURITY DEPOSIT FEE AND KEY REPLACEMENT FEE FOR THE RENTAL OF HIBISCUS HALL.

City Attorney Ottinger read Resolution No. 2013-22 by title and approved it as to form and content.

City Clerk Lewis stated that this item had been discussed at the December 3, 2013 Administrative Workshop.

MOTION WAS MADE BY COMMISSIONER PENNY, SECONDED BY VICE MAYOR NEIDINGER TO REMOVE RESOLUTION NO. 2013-22 FROM CONSIDERATION.

VOTE:	COMMISSIONER HOWRY	AYE
	COMMISSIONER ELSON	AYE
	COMMISSIONER PENNY	AYE
	VICE MAYOR NEIDINGER	AYE
	MAYOR CALABRIA	AYE

UNANIMOUSLY APPROVED

6. RESOLUTION NO. 2013-27 - A RESOLUTION OF THE CITY OF SOUTH PASADENA, FLORIDA, AUTHORIZING THE CLOSING OF CITY HALL ON TUESDAY, DECEMBER 24, 2013 AND TUESDAY, DECEMBER 31, 2013 FOR THE CHRISTMAS AND NEW YEAR'S HOLIDAYS AND GRANTING NON-BARGAINING UNIT EMPLOYEES VACATION.

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City Attorney Ottinger read Resolution No. 2013-27 by title and approved it as to form and content.

MOTION WAS MADE BY COMMISSIONER PENNY, SECONDED BY VICE MAYOR NEIDINGER PENNY TO PASS RESOLUTION NO. 2013-27.

VOTE:	COMMISSIONER ELSON	AYE
	COMMISSIONER PENNY	AYE
	VICE MAYOR NEIDINGER	AYE
	COMMISSIONER HOWRY	AYE
	MAYOR CALABRIA	AYE

UNANIMOUSLY APPROVED

7. RESOLUTION NO. 2013-28 - A RESOLUTION OF THE CITY OF SOUTH PASADENA, FLORIDA ESTABLISHING A BUSINESS REVITALIZATION COMMITTEE.

City Attorney Ottinger read Resolution No. 2013-28 by title and approved it as to form and content.

MOTION WAS MADE BY COMMISSIONER PENNY, SECONDED BY VICE MAYOR NEIDINGER TO PASS RESOLUTION NO. 2013-28.

In response to Mayor Calabria, Commissioner Penny spoke regarding the creation of a Business Revitalization Committee. He stated it is a committee of citizens and business owners to revitalize the city by bringing in new businesses and helping current businesses. He further stated the committee will not be working with Calvin, Giordano & Associates.

Discussion ensued regarding committee membership.

VOTE:	COMMISSIONER PENNY	AYE
	VICE MAYOR NEIDINGER	AYE
	COMMISSIONER HOWRY	AYE
	COMMISSIONER ELSON	AYE
	MAYOR CALABRIA	NO

DISPOSITION: APPROVED

8. MOTION - TO APPOINT _____ AS REGULAR MEMBER TO THE PLANNING & ZONING BOARD FOR A THREE YEAR TERM, ACCORDING TO BALLOT AND RANKING.

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City Clerk Lewis stated that Agnes Stebelton's term is expiring and this item is to fill her seat. She further stated that Agnes Stebelton was the only person that applied to be on the Planning & Zoning Board.

MOTION WAS MADE BY COMMISSIONER PENNY, SECONDED BY VICE MAYOR NEIDINGER TO APPOINT AGNES STEBELTON TO THE PLANNING & ZONING BOARD FOR A THREE YEAR TERM.

At this time Mayor Calabria allowed Resident June Fruland to speak.

Resident June Fruland, Pasadena Isle, questioned if Ms. Stebelton was on the Mayor Advisory Committee and could serve on two committees.

Mayor Calabria stated that Ms. Stebelton is not on the Mayor's Advisory Committee.

Vice Mayor Neidinger spoke regarding increasing efforts to solicit committee applicants.

VOTE:	VICE MAYOR NEIDINGER	AYE
	COMMISSIONER HOWRY	AYE
	COMMISSIONER ELSON	AYE
	COMMISSIONER PENNY	AYE
	MAYOR CALABRIA	NO

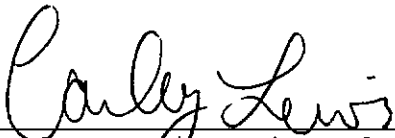
DISPOSITION: APPROVED

There being no further discussion, the meeting was adjourned at 8:07 p.m.



Dan Calabria, Mayor

ATTEST:



Carley Lewis, City Clerk
12-10.13r