

M I N U T E S

REGULAR COMMISSION MEETING
SOUTH PASADENA, FLORIDA

TUESDAY, FEBRUARY 10, 2015
COMMISSION CHAMBERS 7:00 P.M.

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

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

REPORTS

Commissioner Neidinger stated that the ISO report regarding the efficiency of the Community Improvement Department has been completed and submitted. She reported on development projects within the city and noted that new businesses will be entering the city. She spoke regarding the grease management program and business tax license fees.

Commissioner Howry reported that there will be a bid opening on April 9, 2015 at 2:00 P.M. for the Pasadena Isle repaving project. He spoke regarding the city's upcoming Block Party event and encouraged the public to watch for advertising.

Commissioner Elson reported that the Finance Department is up to date on daily disbursements. He noted that the \$54,000 settlement for waste franchise fees has not been received. He reported on the employee handbook, the pension fund report, and the implementation of the Florida Retirement System. He noted that red light camera revenues were a net -\$12,632 for the quartering ending in December 2014.

Vice Mayor Penny reported that emergency responses are running ahead of last year and spoke regarding recent education events. He reported that mast arms will be installed at some intersections within the city and there will be road closures during the next several weeks. He noted that Chief Saltsman completed 33 years of service with the city on January 31st.

Vice Mayor Penny reported that the March 10, 2015 has been canceled because the two candidates who qualified were

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unopposed. He stated that Lari Johnson and Gail Neidinger will be sworn in at the March 10, 2015 Regular Commission Meeting. He noted that the city's government channel has changed from channel 615 to channel 643 and that city offices would be closed on February 16th in observance of Presidents' Day.

PEOPLE'S FORUM

Resident June Fruland, Pasadena Isle, questioned who to contact regarding the installation of a no wake zone along Pasadena Isle. She discussed water safety and noted that water comes up over the seawall.

In response to Ms. Fruland, Chief Saltsman stated that he would contact the Pinellas County Sheriff's Office (PCSO) regarding speeding boats.

AGENDA COMMENT

Resident Gisela Laubitz, Durling Drive South, spoke regarding the city hiring a traffic infraction enforcement officer. She questioned who has been issuing violations and if the city has budgeted to hire someone.

In response to Ms. Laubitz, Vice Mayor Penny stated that the PCSO had been issuing violations previously. He noted that the budget would have to be modified for the expense.

Resident Billie Williams, Pasadena Isle, spoke regarding boating safety. She questioned what could be done about speeding boats.

In response to Ms. Williams, Vice Mayor Penny stated that Chief Saltsman will contact the PCSO.

Commissioner Elson stated that the legislature is currently considering a no wake zone for the Pasadena Isle area for manatee safety.

DISCUSSION ITEMS

PUBLIC HEARING - LEGISLATIVE

1. ORDINANCE NO. 2015-01 - AN ORDINANCE OF THE CITY OF SOUTH PASADENA, FLORIDA, REPEALING ORDINANCE NO. 95-11 AND AMENDING ARTICLE II OF CHAPTER 46 OF THE CODE OF ORDINANCES, TO REVOKE THE CITY'S ELECTION OF THE FLORIDA MUNICIPAL PENSION TRUST FUND FOR EMPLOYEES HIRED AFTER

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MARCH 1, 2015, ESTABLISHING THE CITY'S REENTRY INTO THE FLORIDA RETIREMENT SYSTEM, AND AUTHORIZING THE PARTICIPATION OF SAID PLAN, PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE - SECOND AND FINAL READING.

City Attorney Ottinger read Ordinance No. 2015-01 by title and approved it as to form and content.

Vice Mayor Penny opened the public hearing at 7:15 p.m.

There being no comment, Vice Mayor Penny closed the public hearing at 7:15 p.m.

MOTION WAS MADE BY COMMISSIONER NEIDINGER, SECONDED BY COMMISSIONER ELSON TO ADOPT ORDINANCE NO. 2015-01 ON SECOND AND FINAL READING.

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

UNANIMOUSLY APPROVED

PUBLIC HEARING -QUASI-JUDICIAL

RECOMMENDATIONS BY THE PLANNING & ZONING BOARD

2. TO APPROVE REQUEST FROM JAMES F. LANDERS (DILLON ALDERMAN, REPRESENTATIVE) FOR A SPECIAL EXCEPTION USE PERMIT PURSUANT TO SECTION 130-12 C (3) (A) OF THE CITY CODE OF ORDINANCES AND FOR A SUBDIVISION PURSUANT TO SECTIONS 130-46, 130-50 AND 130-51 OF THE CITY CODE OF ORDINANCES FOR THE PURPOSE OF CONSTRUCTING NINE RESIDENTIAL TOWNHOUSE UNITS AT PREMISES KNOWN AS 7002, 7010, AND 7014 GREVILLA AVENUE SOUTH IN THE CITY OF SOUTH PASADENA, FLORIDA.

Vice Mayor Penny opened the public hearing at 7:16 p.m.

City Attorney Ottinger announced the case.

Deputy City Clerk Wetherwax requested that all proposed speakers complete an information card. She 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.

Deputy City Clerk Wetherwax informed participates about the record of hearing.

Community Improvement Director Schwartz gave the staff report (attached to Minutes as Exhibit A). He stated that the Planning & Zoning Board unanimously voted to recommend that the City Commission approve the requests for special exception and subdivision in accordance with the criteria given in City Code Sections 130-48 and 130-50.

Dillon Alderman gave a presentation on behalf of the applicant, James F. Landers. He stated that the project includes three buildings with three townhouse units each. He noted that the units would have fee simple ownership and the homeowners association would maintain common areas.

Discussion ensued regarding the maintenance of the proposed townhouse units.

In response to Vice Mayor Penny, Mr. Alderman stated that there are currently three subdivision lots from the original plat. He further stated that the proposal is to re-plat the three lots into nine townhouse units.

Mr. Schwartz stated that based on the plan review and the recommendation of the Planning & Zoning Board, staff is recommending that the Commission approve the requests for special exception and subdivision per City Code Sections 130-48 and 130-50.

There being no additional comment, Vice Mayor Penny closed the public hearing at 7:26 p.m.

MOTION WAS MADE BY COMMISSIONER ELSON, SECONDED BY COMMISSIONER NEIDINGER THAT THE CRITERIA FOR A SPECIAL EXCEPTION AND SUBDIVISION HAVE BEEN MET.

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

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MOTION WAS MADE BY COMMISSIONER HOWRY, SECONDED BY COMMISSIONER ELSON TO APPROVE THE REQUEST FOR SPECIAL EXCEPTION AND SUBDIVISION.

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

UNANIMOUSLY APPROVED

UNFINISHED BUSINESS

NONE

CONSENT AGENDA

MOTION WAS MADE BY COMMISSIONER ELSON, SECONDED BY COMMISSIONER NEIDINGER TO PASS THE ENTIRE CONSENT AGENDA.

3. APPROVAL OF COMMISSION MEETING MINUTES FOR MONTH OF JANUARY, 2015 ON FILE IN CITY CLERK'S OFFICE AGENDA MEETING, JANUARY 6, 2015; ADMINISTRATIVE WORKSHOP MEETING, JANUARY 6, 2015; REGULAR COMMISSION MEETING, JANUARY 13, 2015; ADMINISTRATIVE WORKSHOP MEETING, JANUARY 20, 2015.

UNANIMOUS APPROVAL BY ACCLAMATION

NEW BUSINESS

4. RESOLUTION NO. 2015-01 - A RESOLUTION OF THE CITY OF SOUTH PASADENA, FLORIDA, REINSTATING MEMBERSHIP IN THE FLORIDA RETIREMENT SYSTEM AND PROVIDING AN EFFECTIVE DATE.

City Attorney Ottinger read Resolution No. 2015-01 by title and approved it as to form and content.

MOTION WAS MADE BY COMMISSIONER HOWRY, SECONDED BY COMMISSIONER ELSON TO APPROVE RESOLUTION NO. 2015-01.

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

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5. RESOLUTION NO. 2015-02 - A RESOLUTION OF THE CITY OF SOUTH PASADENA, FLORIDA, AMENDING RESOLUTION NO. 2009-14 REGARDING THE APPROVAL OF TRAVEL FOR MEMBERS OF THE CITY COMMISSION.

City Attorney Ottinger read Resolution No. 2015-02 by title and approved it as to form and content.

MOTION WAS MADE BY COMMISSIONER NEIDINGER, SECONDED BY COMMISSIONER HOWRY TO APPROVE RESOLUTION NO. 2015-02.

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

UNANIMOUSLY APPROVED

6. MOTION - TO APPROVE CONTRACT FOR INTERIM TRAFFIC INFRACTION ENFORCEMENT OFFICER.

MOTION WAS MADE BY COMMISSIONER ELSON, SECONDED BY COMMISSIONER NEIDINGER TO APPROVE CONTRACT FOR INTERIM TRAFFIC INFRACTION ENFORCEMENT OFFICER.

City Attorney Ottinger spoke regarding red light cameras and the Arem court case. He stated that the City of Hollywood has filed a motion to invoke review by the Florida Supreme Court. He further stated that the PCSO is considering the possibility of resuming review of violations for the City of Oldsmar if deputies review every image captured. He noted that it may not be agreed upon or practical and recommended moving forward with hiring an interim officer in order for the program to resume.


In response to Commissioner Neidinger, City Attorney Ottinger stated that for 2014, there were approximately 12,000 total images captured and approximately 3,600 violations issued. He noted that the proposed officer could begin next week.

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

UNANIMOUSLY APPROVED

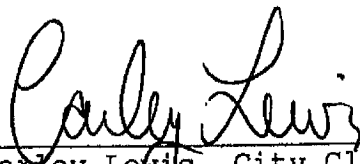
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There being no further discussion, the meeting was adjourned at
7:33 p.m.

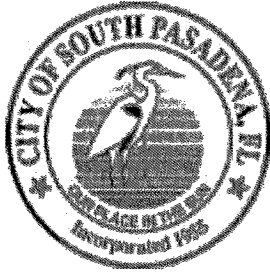


Dan Calabria, Mayor

ATTEST:



Carley Lewis, City Clerk
02-10.15r



City of South Pasadena

COMMUNITY IMPROVEMENT DEPARTMENT

7047 Sunset Drive South

South Pasadena, Florida 33707

(727) 343-4192 FAX: (727) 381-4819

MEMORANDUM

TO: MAYOR AND COMMISSIONERS

FROM: ASHLEY DOCHINEZ, PLANNING & ZONING BOARD SECRETARY

SUBJECT: PLANNING & ZONING BOARD MEETING

DATE: FEBRUARY 4, 2015

MEETING ON FEBRUARY 2, 2015

THE PLANNING AND ZONING BOARD HEARD THE FOLLOWING ITEM'S LISTED BELOW:

SPECIAL EXCEPTION USE PERMIT

#2015-01-SEUP

**7002, 7010, 7014 GREVILLA AVENUE SOUTH
SOUTH PASADENA, FL 33707**

TO BUILD NINE (9) TOWNHOUSE RESIDENTIAL UNITS LOCATED IN THREE (3) BUILDINGS ON THE 0.94 ACRE SITE.

SUBDIVISION APPROVAL PERMIT

#2015-02-LUC

**7002, 7010, 7014 GREVILLA AVENUE SOUTH
SOUTH PASADENA, FL 33707**

TO SUBDIVIDE THE SUBJECT PROPERTY BY PLATTING INDIVIDUAL LOTS FOR EACH TOWNHOUSE UNIT.

BY UNANIMOUS VOTE, THE PLANNING AND ZONING BOARD RECOMMENDED THAT THE CITY COMMISSION APPROVE OF THIS SPECIAL EXCEPTION/SUBDIVISION APPROVAL PERMIT WITH THE FOLLOWING STAFF RECOMMENDATIONS:

SPECIAL EXCEPTION USE STAFF RECOMMENDATIONS:

1. Will not adversely affect the public interest;

2. Is reasonably compatible with surrounding uses;
3. The land and building area is adequate for the proposed use; and
4. Approval will not detract from surrounding uses or reduce land values. Based on these findings staff recommends the Special Exception Use be approved, subject to the following conditions:
 - a. Relocation of Building No. 2 by approximately 5 feet to the South to provide a setback of not less than 20 feet from the building and 15 feet from the patio/balcony to the rear lot line to increase its separation distance from Buildings No. 1 and No. 3; and
 - b. Construction of a minimum 4 feet sidewalk along the Grevilla Avenue South right-of-way, or equivalent fee in lieu thereof.
 - c. Provision of the following additional engineering details/information on the accompanying site plan:
 1. Submit a certified boundary survey signed and sealed by a Florida Registered Professional Surveyor, Section 130-22.
 2. Provide Sight Visibility triangles "Obstruction to Vision" per Section 130-37 on the plans.
 3. Per Section 130-37, add the following note to the Landscape Plans, "No obstruction to vision exceeding 36 inches in height shall be erected, planted or maintained on any lot within the triangle formed by the street intersections, created by the right-of-way line of each street extended to a point and a line drawn between two points on the right-of-way of each street each located 32 feet from the street intersection. All plant materials shall be kept trimmed to ensure uninterrupted vision for motor vehicle and pedestrian traffic.
 4. Per Section 130-26 G, all utilities serving the proposed facility must be underground; please add a note to the plans.
 5. Provide dimensions from the closet fire hydrant to the Western property line of the development.
 6. Provide a letter from the City of St. Petersburg water department stating that the existing two inch water main has the capacity to service the multi-family development.
 7. Provide a note on the plan set stating the electric service/meter for the buildings must be elevated above the designated FEMA flood zone.
 8. Provide handicapped parking calculation and show HC spaces on the plan and show ADA accessible route from the public right-of-way.
 9. Provide a pipe connection from the outfall control structure to the existing grate inlet located at the Northeast corner of the property.
 10. Relocate the stormwater equalizer culver connection pond 1P and 2P away from the building foundation on Building 1.
 11. Provide pavement details for both the concrete (psi specification) and paver drive.

12. Also required prior to building permit:

- I. Approved SWFWMD permit
- II. A letter from the potable water provider (City of St. Petersburg) stating that adequate capacity is available for water service.

SUBDIVISION STAFF RECOMMENDATIONS:

1. Meets the requirements of Chapter 177 of the Florida statutes – subject to the condition (a) noted below:
2. Is consistent with the land use and zoning;
3. Will not result in creation of nonconforming lots or buildings – subject to Note 1 below; and
4. Approval will not detract from surrounding uses or reduce land values.

Based on these findings, staff recommends the subdivision be approved, subject to the following condition:

- (a) Preparation and filing of a final plat pursuant to Chapter 177, Florida Statutes.

¹ **Note: The City's Land Development Code does not establish minimum lot size or dimensions required for townhouse residential dwellings (as distinct from detached single family residential dwellings) other than the overall minimum lot area, width and setback requirements for the parcel as a whole, with which the project complies.**