



# Town of Belleair

901 Ponce de Leon Blvd.  
Belleair, FL 33756

## Meeting Minutes Town Commission

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Tuesday, May 15, 2018

6:00 PM

Town Hall

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**Welcome. We are glad to have you join us. If you wish to speak, please wait to be recognized, then step to the podium and state your name and address. We also ask that you please turn-off all cell phones.**

Meeting called to order at 6:00 PM with Deputy Mayor Rettstatt presiding.

### **PLEDGE OF ALLEGIANCE**

### **COMMISSIONER ROLL CALL**

**Present:** 3 - Deputy Mayor Karla Rettstatt  
Commissioner Michael Wilkinson  
Commissioner Tom Kurey

**Absent:** 2 - Mayor Gary H. Katica  
Commissioner Tom Shelly

JP Murphy-Town Manager-Requested excused absences for Mayor Katica and Commissioner Shelly.

**Commissioner Wilkinson made a motion to excuse absense for both; seconded by Commissioner Kurey.**

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

### **SCHEDULED PUBLIC HEARINGS**

Persons are advised that, if they decide to appeal any decision made at this meeting/hearing, they will need a record of the proceedings, and, for such purposes, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

#### **[18-0121](#)**

Variance for 201 Palmetto Road

Mr. Murphy provided property information; variance would allow for continuation of a previously varied fence to be installed; fence would encroach into 25 ft front yard set back by 20.4 ft resulting in 4.6 ft setback; Planning and Zoning Board recommended unanimous approval; photos of site shown.

No ex parte communications expressed.

Town Clerk swore in those wishing to speak.

Katie Cole-Hillward Henderson (applicant's representative)-Applicant concerned with traffic; front yard is primary greenspace for property due to lot layout; presented additional photos of similar fences in neighborhoods.

**Commissioner Wilkinson made a motion to approve the variance request at 201 Palmetto Rd; seconded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

[18-0139](#)

First Reading of Ordinance 520 - Public Nuisance Noise

Mr. Murphy provided overview of changes from current code; discussed definition of nuisance noise, source of noise, measurement, schedules; open to commission input.

Bill Sohl-Chief of Police-Addressed questions relating to time frame for continuous/repetitive noise; barking dogs; when to call in a complaint.

Elizabeth Dale-Resident-Commented on ongoing issue with barking dogs in neighborhood.

Chief Sohl commented on item; suggested options; recommends obtaining multiple resident signatures.

Darlene M.-Resident-Spoke on barking dog.

Brief discussion regarding adding additional clarification to repetitive noise language; maintaining objectivity of standard.

Sandy Hutton-Resident-Commented on dog as well and audible distance.

Roxanna DePasquale-Resident-Spoke on time frame and when to make complaint; supports shorter time standard relating to continuous noise.

Discussion ensued relating to specific items to add/modify in ordinance; enforcement response and call prioritization; revisions to be made and brought back for additional review (continue first reading).

**Commissioner Wilkinson moved to continue Ordinance 520; seconded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

[18-0142](#)

First Reading of Ordinance 521- Special Relief Permits

Mr. Murphy provided overview; intended to address temporary activities/events occurring in town; details application and permitting process; open for commission comments.

Discussion ensued regarding triggering events; potential requirements based on attendance number; ensuring access to public safety vehicles; separate parking concerns to address in other areas of code.

David Ottinger-Town Attorney-Suggested clarifying what specifics would necessitate getting a permit.

**Commissioner Wilkinson moved approval of Ordinance 521 on first reading; seconded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

### **CITIZENS COMMENTS**

(Discussion of items not on the agenda. Each speaker will be allowed 3 minutes to speak.)

Lil Cromer-Resident-Commended staff for successful shredding event.

Elizabeth Dale-Resident-Spoke favorably on shredding event.

### **CONSENT AGENDA**

[18-0131](#) Approval of May 1, 2018 Regular Meeting Minutes

**Commissioner Kurey moved approval of the consent agenda; seconded by Commissioner Wilkinson.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

### **GENERAL AGENDA**

[18-0143](#) Request for extension of variance for 3 Stonegate Drive

Mr. Ottinger stated item needs tabled; must go to Planning and Zoning Board prior to Commission.

**Commissioner Wilkinson made a motion to table the request for extension of variance for 3 Stonegate Drive; seconded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

[18-0112](#) Discussion of Planning & Zoning Board Work Plan Items

Mr. Murphy briefly discussed items that the board will be addressing; areas of code to revise; drainage maintenance standards; review of residential and master landscape requirements.

Deputy Mayor Rettstatt the board will be discussing the vision triangle, and resident plantings in the right-of-way.

[18-0113](#)

Discussion of Historic Preservation Board Work Plan Items

Cathy DeKarz-Management Analyst-Provided brief overview of board actions over the past year; JMT presentation will be on July 24th; looking for new ways to promote greater interest in historic programs.

Commissioner Kurey stated report findings will be starting point as how to move forward.

Cay Ludden-Historic Preservation Board member-Commented on potential to hold neighborhood meetings to give information/education to residents regarding grants, neighborhood recognition, etc.

Deputy Mayor Rettstatt commented on continuing interviews with long term residents.

Discussion ensued regarding potential for board; duties have typically been land use related, resolution may need amended.

[18-0122](#)

Resolution 2018-23 Appointing Finance Board Members

**Commissioner Kurey moved approval of Resolution 2018-23; seconded by Commissioner Wilkinson.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

[18-0123](#)

Resolution 2018-24 Appointing Historic Preservation Board Members

**Commissioner Wilkinson moved approval of Resolution 2018-24; seconded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

[18-0124](#)

Resolution 2018-25 Appointing Infrastructure Board Members

Commissioner Kurey would discussed addition of consultant to the board.

**Commissioner Kurey moved approval of Resolution 2018-25; seconded by Commissioner Wilkinson.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

**Commissioner Kurey moved to have Gayle Grady serve as consultant to the Infrastructure Board; seconded by Commissioner Wilkinson.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

[18-0125](#) Resolution 2018-26 Appointing Park and Tree Board Members

Mr. Murphy stated two residents expressed interested in serving on board; nomination to be made.

**Commissioner Wilkinson made a motion for Dave O'Conner to serve on the Park and Tree Board; seconded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

**Commissioner Wilkinson moved approval of Resolution 2018-26 providing the appointment for members of the Park and Tree Board as listed; seconded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

[18-0126](#) Resolution 2018-27 Appointing Planning and Zoning Board Members

**Commissioner Wilkinson moved to approve Resolution 2018-27; seconded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

[18-0127](#) Resolution 2018-28 Appointing Members to the Recreation Board

**Commissioner Wilkinson moved approval of Resolution 2018-28 appointing members to the Rec Board; econded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

[18-0130](#) Resolution 2018-29, Amendment to FY 2017-18 Budget

Stefan Massol-Director of Support Services-Discussed items involved with amendment; Commission approval required.

**Commissioner Wilkinson moved approval of Resolution 2018-29, amendment to fiscal budget 2017-18; seconded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

[18-0140](#) Consideration of Revised Scope of Pinellas/Ponce Project

Mr. Murphy detailed revisions made by engineers due to project being over budget; estimated cost is now \$3.2 million; still in SWFWMD compliance; recommends moving forward; will be put out for rebid.

Brief discussion regarding option to incorporate additional areas (piggyback projects); guaranteed SWFWMD funds.

**Commissioner Wilkinson made a motion to move forward with the revised scope, amending agreements, and letting the project go out to bid; seconded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

### **POLICE CHIEF'S REPORT**

Chief Sohl-Increase in complaints related to trash cans at curb; courtesy notices left; educational initiative to begin.

Rick Doyle-Code Enforcement Officer-Provided details regarding barking dog complaints discussed earlier; made suggestions for moving forward; will discuss with residents.

### **TOWN MANAGER'S REPORT**

#### **18-0149 Appointing a Delagate to the Florida League of Cities**

Mr. Murphy stated a letter was received from the Florida League of Cities requesting a delegate; Tom Shelly has previously served in this position; seeking confirmation to name Tom Shelly the delegate.

**Commissioner Wilkinson made a motion to make Tom Shelly the delegate to the Florida League of Cities, and to vote for us accordingly; seconded by Commissioner Kurey.**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

Mr. Murphy stated application from Pelican Golf has been received, noticing will be forthcoming; time out of office next week; one year anniversary as Town Manager.

### **TOWN ATTORNEY'S REPORT**

Mr. Ottinger had nothing to report.

### **MAYOR AND COMMISSIONERS' REPORT/BOARD AND COMMITTEE REPORTS**

Deputy Mayor Rettstatt-BCF Veteran's event is November 10th; dedication of parks moved to October 12th to accommodate arrival of artwork.

Commissioner Kurey-Nothing to report.

Commissioner Wilkinson-Nothing to report.

## OTHER BUSINESS

No other business.

**ADJOURNMENT**

No further business; meeting adjourned in due form at 7:48 PM.

**Commissioner Wilkinson moved to adjourn; seconded by Commissioner Kurey.&nbsp;**

**Aye:** 3 - Deputy Mayor Rettstatt, Commissioner Wilkinson, and Commissioner Kurey

**Absent:** 2 - Mayor Katica, and Commissioner Shelly

**TOWN CLERK**

**APPROVED:**

**MAYOR**