

City of Gulfport Florida
Community Redevelopment Agency Meeting
Tuesday, May 15, 2007

City Hall

Immediately following Regular Council Meeting, which convenes at 7:00 p.m.

Minutes

The meeting was called to order by Mayor Michael J. Yakes, Chairperson.

Roll Call. Present were Councilmembers, Mary Stull Robert E. "Bob" Worthington and Michele King, Vice Mayor John E. "Ted" Phillips, Mayor Michael J. Yakes, City Manager Thomas E. Brobeil, City Attorney Timothy P. Driscoll and City Clerk Louise M. Spence.

1. Public Session.

There was no participation in the Public Session.

2. Consider approval of the minutes of the April 3, and April 17, 2007 Community Redevelopment Agency meetings.

A motion was made by Vice Mayor Phillips and seconded by Councilmember King to approve the minutes of the April 3, and April 17, 2007 Community Redevelopment Agency meetings.

UNANIMOUSLY APPROVED BY ACCLAMATION.

3. Resolutions:

- a. 2007-05 A resolution of the Community Redevelopment Agency (CRA) of the City of Gulfport, Florida, authorizing a permit for outdoor entertainment within the Waterfront Redevelopment District, Mixed Use zoning area at H. T. Kane's, 5501 Shore Boulevard South; providing criteria for the issuance of such permit; and providing for an effective date.

City Clerk Spence read Resolution No. 2007-05 by title only.

Principal Planner Angela Hurley explained the resolution. She said there had been one complaint to the Police Department of noise, but it did not exceed the decibel limits.

Mayor Yakes opened the Public Hearing.

Joan Samuel, 4102 56th Street South, two houses away, stated that she can still hear the music and asked why the music has to be amplified.

Frank Zaic, 3120 56th Street, right behind Kane's, said that they have done a good job on keeping the music level down. It is not pleasant, but they did a good job.

Beverly Newcomb, 921 Freemont Street South, urged Council to keep in mind that business people have to make contracts.

Mike McKee, 2820 Beach Boulevard South, said he knows about decibel levels and 65 is not an unreasonable level. He hopes that Council considers approving the permit.

Al Davis, 2790 45th Street South, spoke in support of the approval process.

Bob Newcomb, 921 Fremont Street South spoke in favor of the permit.

Seeing no one else who wished to speak, Mayor Yakes closed the Public Hearing.

Helga Kane stated that if the police are there for complaints they will fix it.

A motion was made by Councilmember King and seconded by Councilmember Stull to adopt Resolution No. 2007-05.

Councilmember Worthington said he can understand that. Sometimes he gets some loud music that is not amplified in his yard from the high school. It depends upon the way the wind is blowing. We should accept it the way it is.

Councilmember King asked if the permit could be transferred to a new owner or if it would have to be renewed.

City Attorney Driscoll stated that it is transferable.

Councilmember King stated she thinks residents have the right to quality of life and that should be taken into consideration. Music is important to businesses and we should grant the permit the way it stands, but she thinks we should bring the outside music ordinance back to Council and fine tune it.

Principal Planner Hurley said that the permit could be revoked if they do not meet the conditions.

Discussion ensued regarding the number of violations that could cause a revoked permit.

Mayor Yakes let Frank Zaic come up again to make a public comment.

Mr. Zaic spoke about the difference between a bar and restaurant, and said a restaurant is required a restaurant to sell more food than alcohol.

City Attorney Driscoll stated that the Code has those provisions. He stated that nuisances can be dealt with separately. He stated that he wanted to make it clear for the record that if one violates conditions, the permit can be revoked.

VOTE:

VICE MAYOR PHILLIPS	YES
COUNCILMEMBER STULL	YES
COUNCILMEMBER KING	YES
COUNCILMEMBER WORTHINGTON	YES
MAYOR YAKES	YES

UNANIMOUSLY APPROVED.

- b. 2007-06 A resolution of the Community Redevelopment Agency (CRA) of the City of Gulfport, Florida, authorizing a permit for outdoor entertainment within the Waterfront Redevelopment District, Mixed Use zoning area at the Aquabella Raw Bar and Grill, 3128 Beach Boulevard South; providing criteria for the issuance of such permit; and providing for an effective date.

City Clerk Spence read Resolution No. 2007-06 by title only.

Principal Planner Hurley explained the resolution. The closing time proposed by the business was 2:00 a.m., but staff recommends that this be 11:00 p.m., which will be consistent with other businesses.

Mayor Yakes opened the Public Hearing.

Joan Samuel, 3102 56th Street South, stated she feels that the decibel level should be lower.

Seeing no one else who wished to speak, Mayor Yakes closed the Public Hearing.

Frank Zaic, 3120 56th Street South, stated he cannot complain about the noise but feels that what the DJ's are doing is inappropriate.

Mayor Yakes spoke about the choice of music which should be taken into consideration.

A motion was made by Councilmember Worthington and seconded by Vice Mayor Phillips to adopt Resolution No. 2007-06.

Councilmember Worthington stated that he has reservations about the upstairs entertainment area. He felt this should be monitored very closely because the music will travel further.

Councilmember King felt that we should pass it but we should come back and look at outside music.

VOTE:

VICE MAYOR PHILLIPS	YES
COUNCILMEMBER STULL	YES
COUNCILMEMBER KING	YES
COUNCILMEMBER WORTHINGTON	YES
MAYOR YAKES	YES

UNANIMOUSLY APPROVED.

- c. 2007-07 A resolution of the Community Redevelopment Agency (CRA) of the City of Gulfport, Florida, appointing members to the Economic Development Advisory Board; providing for term of appointment; and providing for an effective date.

City Clerk Spence read Resolution No. 2007-07 by title only and explained that two positions are open and we have applications from Mike McKee and Marlene Shaw for these two positions.

Mayor Yakes opened the Public Hearing.

Seeing no one who wished to speak, Mayor Yakes closed the Public Hearing.

A motion was made by Councilmember King and seconded by Councilmember Worthington to adopt Resolution No. 2007-07 and appoint Mike McKee and Marlene Shaw to the Committee.

VOTE:

VICE MAYOR PHILLIPS	YES
COUNCILMEMBER STULL	YES
COUNCILMEMBER KING	YES
COUNCILMEMBER WORTHINGTON	YES
MAYOR YAKES	YES

UNANIMOUSLY APPROVED.

4. Any Other Business.

Councilmember Worthington stated that he received reading material from the Tampa Bay Regional Planning Council, which he will make available for City Council.

Vice Mayor Phillips commented on the good job that Councilmember Worthington is doing for the City at the Tampa Bay Regional Planning Council.

5. Adjournment.

A motion was made by Vice Mayor Phillips and seconded by Councilmember Worthington to adjourn at 10:53 p.m.

UNANIMOUSLY APPROVED BY ACCLAMATION.

Date Approved

Michael J. Yakes, Chairperson

Louise M. Spence, City Clerk