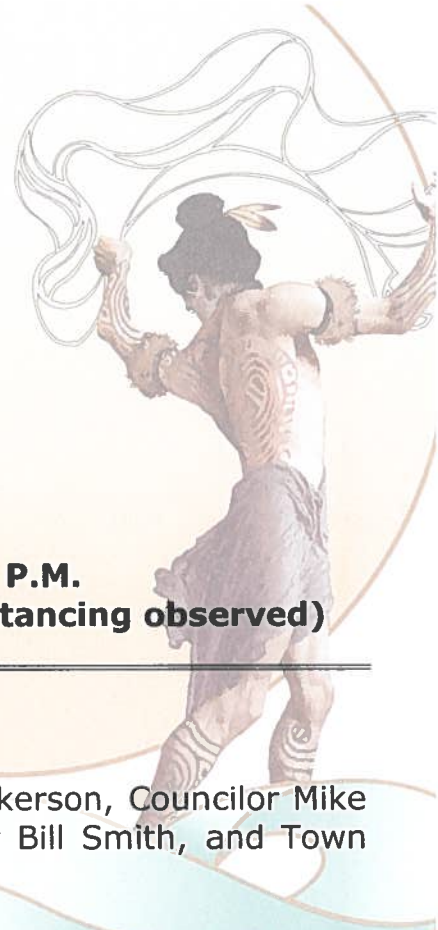


# INDIAN SHORES

Ph 727.595.4020 Fax 727.596.0050  
19305 Gulf Boulevard, Indian Shores, FL 33785  
www.myindianshores.com



## TOWN COUNCIL MEETING MINUTES TUESDAY, MARCH 23, 2021, BEGAN AT 5:00 P.M. INDIAN SHORES MUNICIPAL CENTER 4<sup>th</sup> FLOOR (Social distancing observed)

**The meeting convened at 5:00 p.m.**

**Those present:** Mayor Patrick C. Soranno, Vice Mayor Mike Hackerson, Councilor Mike Petruccelli, Councilor Diantha Schear, Councilor Bill Smith, and Town Attorney Regina Kardash.

**Also present:** Town Administrator Bonnie Dhonau, Finance and Personnel Director Susan Scrogam, Town Clerk Freddie Lozano, Police Chief Rick Swann, Police Captain Glen Smith, Building Official Darin Cushing, Town Engineer Larry Fluty, Fire Commissioner Larry Schear, Sergeant Tim Kenney, Dr. Candiss Rinker, Janet and Mark McKee, Lori Kauffman, Ron Mitterholzer, Cody McCone, Zach Boyles of Tampa Bay EBikes, LLC, Rita Moreau, and Newspaper Correspondent Jeannie Carlson.

**Those absent:** None

### PLEDGE OF ALLEGIANCE TO THE FLAG

#### ITEM # AGENDA ITEM

- 1.0 Oath of Office administered and presentation of Certificate of Election to Mayor Patrick C. Soranno who ran unopposed in the March 2021 Election.**

**Attorney Kardash** administered the Oath of Office to Mayor Soranno.

**Mayor Soranno** commended the Town's Administration and Police Department for all they do for the Town and its residents and credited both for the Council's success.

**Patrick C. Soranno**  
Mayor

**Mike Hackerson**  
Vice Mayor

**Diantha Schear**  
Councilor

**Michael (Mike) Petruccelli**  
Councilor

**William F. (Bill) Smith**  
Councilor

**Bonnie Dhonau**  
Town Administrator

**Richard (Rick) Swann**  
Chief of Police

**Susan L. Scrogam**  
Director of Finance  
and Personnel

**Freddie G. Lozano**  
Town Clerk

**Regina Kardash, Esq.**  
Town Attorney

**2.0 Consideration of approving the Town Council meeting agenda for March 23, 2021.**

**Motion** by **Vice Mayor Schear** – seconded by **Councilor Smith** to approve the Town Council Meeting Agenda for March 23, 2021.

**Motion carried 5-0.**

**3.0 Comments from the public on any agenda item.**

**Ron Mitterholzer**, 19816 Gulf Blvd., #202, wondered what prompted the banning of bicycles on the beach. His research shows 513 road accidents but none on the beach. He added that it is another form of exercise for the elder generation.

**Cody McCone**, 19816 Gulf Blvd., congratulated Mayor Soranno and thanked the Council and staff for their hard work. He echoed Mr. Mitterholzer's comments and hoped that the Council takes their comments into consideration to not ban bicycles on the beach.

**Rita Moreau**, library volunteer, asked for an exemption to allow her to conduct SilverSneakers webinars on the 4<sup>th</sup> Floor Community Center. No action was taken by Council.

**Janet McKee**, 19531 Gulf Blvd. #419, agreed with Mr. Mitterholzer's comments.

**4.0 Consideration of approving the "CONSENT AGENDA" as follows:**

**A. SPECIAL EVENT PERMIT APPLICATION:**

- 1. Approval of Pirate Invasion event at Caddy's located at 20025 Gulf Boulevard, Indian Shores, FL, on Saturday, April 17, 8 a.m. – 11 p.m.**

The potential number of people attending the event combined with the spring break season and the number of Town residents that have not been vaccinated raised concern.

**Chief Swann** commented that Caddy's has always been a good and cooperative business partner, but he cannot recommend approving the permit application at this time.

**Motion by Councilor Smith** – seconded by **Councilor Hackerson** to deny Caddy's special event permit application.

**Motion carried 4-1 (opposed by Councilor Petruccelli).**

**5.0 Correspondence.**

- **Email notice from Forward Pinellas Executive Director Whit Blanton regarding the Forward Pinellas priority list to be presented at the April Forward Pinellas Board meeting.**

**Mayor Soranno** recommended that the Council attend this meeting. With the FDOT Project Development and Environment (PD&E) Study scheduled in June, and working with Forward Pinellas and Pinellas County Commissioners, the goal will be to move Indian Shores' request for sidewalks higher up on the priority list.

**6.0 Town Attorney's report.**

**Attorney Kardash's** report consists of items on the agenda, which will be addressed when called.

**7.0 PUBLIC HEARING: First Reading of Ordinance 2021-01**

**AN ORDINANCE OF THE TOWN OF INDIAN SHORES, FLORIDA, AMENDING THE INDIAN SHORES CODE OF ORDINANCES, CHAPTER 86 – FLOODS, SUBPART B LAND DEVELOPMENT CODE, TO REFERENCE TOWN CONTRACTORS RESPONSIBILITIES AS TOWN OFFICIALS, TO UPDATE AND IMPLEMENT DEFINITIONS CONSISTENT WITH THE FLORIDA BUILDING CODE AND FEMA REGULATIONS WHILE MAINTAINING THE TOWN'S HIGHER COMMUNITY BUILDING STANDARDS, TO CLARIFY THE BURDEN OF PROOF AND CONDITIONS FOR VARIANCES, REMOVE EXTRANEOUS DEFINITIONS AND REFERENCES TO FLOODWAYS REMAINING FROM THE FEMA MODEL ORDINANCE, AND REAFFIRM LOCAL AMENDMENTS TO THE FLORIDA BUILDING CODE BY AMENDING SECTION 86-14.- DESIGNATION.; AMENDING SECTION 86-16.- APPLICATIONS AND PERMITS; AMENDING 86-17.- SUBSTANTIAL IMPROVEMENT AND SUBSTANTIAL DAMAGE DETERMINATIONS AND CALCULATIONS; AMENDING 86-37.- BUILDINGS, STRUCTURES AND FACILITIES EXEMPT FROM THE FLORIDA BUILDING CODE, LOWEST FLOOR INSPECTION; AMENDING SECTION 86-45.-**

**CONDITIONS FOR ISSUANCE OF VARIANCES; AMENDING SECTION 86-52.- DEFINITIONS; AMENDING SECTION 86-63.- FLORIDA BUILDING CODE, RESIDENTIAL; AMENDING SECTION 86-64.- FLORIDA BUILDING CODE, BUILDING; AMENDING SECTION 86-65.- FLORIDA BUILDING CODE, EXISTING BUILDING; AMENDING SECTION 86-75.- CONCRETE SLABS USED AS PARKING PADS, ENCLOSURE FLOORS, LANDINGS, DECKS, WALKWAYS, PATIOS, AND SIMILAR NONSTRUCTURAL USES IN COASTAL HIGH HAZARD AREAS (ZONE V AND AE); AMENDING SECTION 86-77.- OTHER DEVELOPMENT IN COASTAL HIGH HAZARD AREAS (ZONE V AND AE); PROVIDING FOR APPLICABILITY; PROVIDING FOR REPEAL OF ORDINANCE OR PARTS OF ORDINANCES IN CONFLICT HEREWITH TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING INCLUSION IN THE TOWN OF INDIAN SHORES LAND DEVELOPMENT CODE; PROVIDING FOR CERTIFICATION BY THE TOWN COUNCIL THAT THIS ORDINANCE IS IN COMPLIANCE WITH THE TOWN'S COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Attorney Kardash** read Ordinance 2021-01 by title and stated that the Planning, Zoning and Building Committee recommended its approval.

The floor was open for comments, which there were none.

**Motion** by **Councilor Smith** – seconded by **Councilor Petruccelli** to approve the first reading of Ordinance 2021-01. **Motion carried 5-0.**

## **8.0 PUBLIC HEARING: First Reading of Ordinance 2021-03**

**AN ORDINANCE OF THE TOWN OF INDIAN SHORES, FLORIDA, AMENDING SECTION 54-4, ACCESS TO FACILITIES AND BEACHES, OF CHAPTER 54, PARKS AND RECREATION, OF THE CODE OF ORDINANCES OF THE TOWN OF INDIAN SHORES BY PROHIBITING BICYCLES ON THE BEACH; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY OF ACTIONS; PROVIDING AN EFFECTIVE DATE.**

**Attorney Kardash** read Ordinance 2021-03 by title.

**Mayor Soranno** explained we cannot separate regular bicycles from electronic bikes based on how the current legislation is written. All the beach communities have petitioned Senator Jeff Brandes to change the laws

to have a clear delineation between the two types of bicycles. If the law is changed, then the no bicycles on the beach ordinance will not be necessary.

**Zach Boyles**, 19823 Gulf Blvd., Unit A, opened Tampa Bay EBikes, LLC to provide a great socially-distanced activity. He stated that he cares about the environment and the residents and is open and willing to work with the Town to keep both safe. His company took it upon themselves to govern their electric bicycles' speed to not exceed more than 15 mph. They can limit the top speed to 8 or 10 mph if that is what the Council desires. He also mentioned the health benefits of riding bicycles.

**Chief Swann** mentioned that Mr. Boyles has always been cooperative.

**Motion by Vice Mayor Schear** – seconded by **Councilor Smith** to table the first reading of Ordinance 2021-03. **Motion carried 5-0.**

#### **9.0 PUBLIC HEARING: First Reading of Ordinance 2021-04**

**AN ORDINANCE OF THE TOWN OF INDIAN SHORES, FLORIDA, AMENDING CHAPTER 2 – ADMINISTRATION, ARTICLE V. – CODE ENFORCEMENT, OF THE TOWN OF INDIAN SHORES CODE OF ORDINANCES, TO UPDATE OUTDATED STATUTORY AND INTERNAL CODE REFERENCES, TO CLARIFY SPECIAL MAGISTRATE JURISDICTION, QUALIFICATIONS AND APPOINTMENT, TO IMPLEMENT SUPPLEMENTAL CODE ENFORCEMENT PROCEDURES, AND TO REINFORCE CURRENT CODE ENFORCEMENT PROCEDURES BY AMENDING SECTION 2-161.- DEFINITIONS; AMENDING SECTION 2-162.-INTENT; RENAMING SECTION 2.-163.-SPECIAL MAGISTRATE; CREATING A NEW SECTION 2.-182.- APPOINTMENT, QUALIFICATIONS, CONDUCT; AMENDING SECTION 2-183. – POWERS; AMENDING SECTION 2-206.- INITIATION OF PROCEEDINGS; NOTICE OF VIOLATION; AMENDING SECTION 2-207.- CONDUCT OF HEARING; AMENDING SECTION 2-208.- ADMINISTRATIVE FINES; LIENS; CREATING A NEW DIVISION 4. – CODE ENFORCEMENT CITATIONS; CREATING SECTION 2-211.- AUTHORITY AND PURPOSE; CREATING SECTION 2-212.- AUTHORITY TO ISSUE CITATIONS; CREATING SECTION 2-213.- ORDINANCES ENFORCED AND PENALTIES ASSESSED; CREATING SECTION 2-214.- VIOLATIONS, PROCEDURE; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCE OF THE TOWN OF INDIAN SHORES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Attorney Kardash** read Ordinance 2021-04 by title.

She listed the corrections that will be made to the ordinance before its 2<sup>nd</sup> reading. She asked the Council who they would like to delegate either the Board of Adjustment and Appeals or the special magistrate to address matters of law.

**Mayor Soranno** responded that the Council preferred the special magistrate handle matters of law at an earlier Workshop.

The floor was opened for comments, which there were none.

**Motion** by **Vice Mayor Schear** – seconded by **Councilor Petruccelli** to approve the first reading of Ordinance 2021-04 with scrivener’s errors corrected, increasing the filing fee to \$300, and to retain Subsection E of Section 2-208. **Motion carried 5-0.**

**10.0 PROCLAMATION: A Proclamation of the Town of Indian Shores, designating April 2021 as Donate Life Month.**

**Mayor Soranno** read the Proclamation.

**11.0 Council election of Vice Mayor.**

**Mayor Soranno** stated that that the role of the Vice Mayor includes taking on the mayoral responsibilities in the event that the Mayor is not available. An important subject that the next elected Vice Mayor will be working on is the charter review.

**Councilor Petruccelli** and **Councilor Smith** recommended Councilor Hackerson to serve as Vice Mayor.

**Motion** by **Councilor Petruccelli** – seconded by **Councilor Smith** to elect Councilor Hackerson as Vice Mayor.

**Mr. Lozano** polled the Council. All ayes. **Motion carried 5-0.**

**12.0 Designation of Elected Officers as Town Representatives for:**

- **2021-2022 Canvassing Board**
- **Arts Council Ad Hoc Committee**
- **BIG-C Voting Delegates and Alternate**
- **Coastal Cleanup Directors**
- **Brick Paver Committee Representative**
- **Holiday Boat Parade Director**
- **Florida League of Cities Voting Representative and Alternate**
- **Liaison to Indian Shores Property Owners Association (ISPOA)**
- **Recreation Ad Hoc Committee Director**
- **Suncoast League of Cities Voting Representative and Alternate**
- **Charter Review Committee Town Representative**

After discussion on their qualifications, the following persons were assigned:

- Tom King – Administrative and Finance Committee Citizen Alternate
- Lori Kauffman – Board of Adjustment and Appeals Alternate
- Roland Goerner, Jr. – Planning, Zoning and Building Committee Citizen Alternate.

Vice Mayor Hackerson will take the position of Vice Chair and Councilor Schear will be the Council Alternate for the Administrative and Finance Committee.

**Motion by Vice Mayor Hackerson** – seconded by **Councilor Petruccelli** to approve the proposed Board and Committee Assignments as amended with the noted changes for Mr. King, Ms. Kauffman, and Mr. Goerner.

**Mr. Lozano** polled the Council. All ayes. **Motion carried 5-0.**

**13.0 Consideration of approving proposed appointments of Council and Citizen Members to serve on the following Boards and Committees:**

- **Administrative and Finance Committee (5-year terms for Citizen Members)**
- **Board of Adjustment and Appeals (3-year terms)**
- **Planning, Zoning and Building Committee (1-year terms)**
- **Police Pension Board (3-year terms)**
- **Public Services Committee**

The proposed Board and Committee member appointments were discussed and approved under agenda item 12.0.

**14.0 National Wildlife Federation (NWF) Mayor's Monarch Pledge.**

**Ms. Dhonau** was contacted by the NWF to see if the Town would be interested in participating in raising awareness to the decline of butterflies by planting pollinator-friendly plants around Town or maybe in the Community Garden.

**Motion** by **Vice Mayor Hackerson** – seconded by **Councilor Schear** to support the Mayor's Monarch Pledge. **Motion carried 5-0.**

**15.0 Consideration of donation of sculpture by Steve Tarloff to be placed at McEwen Park.**

**Mr. Tarloff** brought a model of the cannon he is proposing to make into a life-size sculpture to donate and place at the park. It will be a mobile sculpture made of wood.

The Council thanked Mr. Tarloff for his proposed donation, but at this time, Council consensus was that it did not fit the Town's motif.

**Motion** by **Vice Mayor Hackerson** – seconded by **Councilor Schear** to not accept the sculpture donation. **Motion carried 5-0.**

**16.0 Citizens' comments on any subject.** None.

**17.0 Mayor's and Council Members' comments on any subject.**

**Councilor Schear** stated it has been a pleasure serving as Vice Mayor for 3 years and congratulated Mayor Soranno and Vice Mayor Hackerson.

**Councilor Petruccelli** mentioned the beach cleanup scheduled for March 27<sup>th</sup>. He would like to know what can be done to resume the Read & Feeds.

**Councilor Smith** congratulated Vice Mayor Hackerson and mentioned the great job that Councilor Schear has done during her term as Vice Mayor.

**Vice Mayor Hackerson** stated he will try to fill Councilor Schear's big shoes as Vice Mayor. He is looking forward to working on the charter review.

**Mayor Soranno** echoed Councilor Smith's comment with regards to the newly elected Vice Mayor Hackerson saying that the change is not a



reflection on her performance. He thanked Councilor Schear for the wonderful job she has done serving as Vice Mayor for the past 3 years. He thanked the Town for having the confidence in him to serve as Mayor for the next 3 years.

**18.0 Meeting adjournment.**

6:19 p.m.



---

Freddie Lozano  
*Town Clerk*