

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, MAY 9, 2023, BEGAN AT 5:25 P.M. INDIAN SHORES MUNICIPAL CENTER, 4TH FLOOR



The Town Council Meeting convened at 5:25 P.M.

Those present: Mayor Patrick C. Soranno, Vice Mayor Diantha Schear, Councilor Ellen Bauer, Councilor Mike Petruccelli, Councilor Bill Smith, Town Attorney Regina Kardash, and Associate Attorney Daniel Lewis of Persson, Cohen, Mooney, Fernandez, and Jackson.

Also present: Town Administrator Bonnie Dhonau, Director of Finance and Personnel Susan Scrogam, Town Clerk Freddie Lozano, Police Major Glen Smith, Building Official Brian Rusu, Pinellas Suncoast Fire & Rescue District (PSFRD) Fire Chief Jeff Davidson, PSFRD Fire Commissioner Larry Schear, and Newspaper Correspondent Jeannie Carlson.

Those absent: Police Chief Rick Swann

PLEDGE OF ALLEGIANCE TO THE FLAG

ITEM # AGENDA ITEM

1.0 Consideration of approving the Town Council Meeting agenda for May 9, 2023.

***Agenda Amendments made by Mayor Soranno:**

2.0A Report from the Fire Chief (moved to 2.0A from 17.0).

15.0A PUBLIC HEARING: Resolution No. 13-2023

Motion by Vice Mayor Schear – seconded by Councilor Petruccelli to approve the Town Council Meeting Agenda for May 9, 2023, as amended. All Ayes. Motion carried 5-0.

Patrick C. Soranno
Mayor

Diantha Schear
Vice Mayor

Ellen A. Bauer
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 Comments from the public on any agenda item. None

***Agenda Amendment (2.0A):**

2.0A Report from the Fire Chief.

The Fire Chief took a moment to introduce some of PSFRD's firefighters present at the meeting: Lieutenant Matt Zeiner, Firefighter Paramedic Doug Howard, and Firefighter EMT Ryan London.

There were 44 calls for emergency services for April with average response times of 3 minutes and 59 seconds.

He announced the PSFRD Hurricane and Water Safety Expo scheduled for June 8, 2023. The event will be hosted by the Belleair Beach City Hall. There will be fire boat and fire rescue demonstrations, as well as giveaways and a free BBQ lunch.

3.0 Consideration of approving the "CONSENT AGENDA" as follows:

A. *MINUTES:

- 1. Town Council Workshop, February 14, 2023.**
- 2. Town Council Workshop, April 4, 2023.**
- 3. Town Council Meeting, April 11, 2023.**
- 4. Special Town Council Meeting, April 25, 2023.**

B. RECURING EXPENSES: for April 2023.

Motion by Vice Mayor Schear – seconded by **Councilor Smith** to approve the Consent Agenda. **All Ayes. Motion carried 5-0.**

4.0 Correspondence.

- **Email correspondence thanking the Indian Shores Police Department for assisting with a vacationer's lost pet.**

5.0 PUBLIC HEARING: Resolution No. 08-2023

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF INDIAN SHORES, FLORIDA, AUTHORIZING ACCEPTANCE OF A DONATION TO THE TOWN LIBRARY OF THE WOMEN WHO WORK PORTRAIT PROJECT DISPLAY COMMISSIONED BY THE WOMEN'S CAUCUS FOR ART; PROVIDING FOR INCORPORATION OF FINDINGS AND

RECITALS; PROVIDING FOR REPEAL OF RESOLUTIONS OR PARTS OF RESOLUTIONS INCONSISTENT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

The Town Attorney read Resolution No. 08-2023 by title.

Sara Mullins, of Westmoreland Mullins, LLC, brought examples of the art that portray local women, who through their work, have contributed to bettering the society locally. The display is looking for a permanent home.

The Town Administrator commented that the Library Board President, Alice Lawrence, is looking forward to having the display in the Town Library.

Mayor Soranno opened the hearing for public comments.

Councilor Petruccelli asked if there is enough available space in the Library for the display, to which **Vice Mayor Schear** replied there is enough room. She added that the portraits could be displayed in rotation if space becomes limited.

Motion by **Vice Mayor Schear** – seconded by **Councilor Petruccelli** to approve Resolution No. 08-2023 with scrivener errors corrected.

The Town Council was polled. All Ayes. Motion carried 5-0.

6.0 PUBLIC HEARING: Quasi-Judicial

Consideration of a Site Plan Review request from Ocean 9, LLC, CEO Kirit Shah, to construct a 9-unit multi-family residence with five stories over parking, on the property located at 19738 Gulf Boulevard, Indian Shores, FL 33785, Parcel ID # 24-30-14-42912-003-0100.

This site plan was withdrawn from the meeting as it was tabled by the Planning, Zoning and Building Committee at an earlier hearing due to missing information on rear setback dimensions. It is scheduled to be continued to the July meetings.

7.0 PUBLIC HEARING: Second Reading of Ordinance No. 2023-01

AN ORDINANCE OF THE TOWN OF INDIAN SHORES, FLORIDA, CREATING A TEMPORARY JUVENILE CURFEW ORDINANCE;

ENACTING PENALTIES FOR VIOLATION; INCORPORATING FINDINGS; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCORPORATION AS AN APPENDIX TO THE CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR EXPIRATION AT MIDNIGHT ON JULY 16, 2023.

The Town Attorney read the Second Reading of Ordinance No. 2023-01 by title.

Associate Attorney Daniel P. Lewis introduced himself. He was assigned to answer questions on any of the ordinances on the meeting agenda.

Mayor Soranno opened the hearing for public comments.

Katrina Hale, 19316 Gulf Blvd., commented that she is highly in favor of the ordinance, that could possibly save lives.

Councilor Petruccelli felt that the 10 P.M. curfew was too early and was concerned about its impact on kids driving home from work after curfew. He was also concerned about law enforcement involvement with regards to juvenile activity after curfew within the confines of their private properties.

Attorney Lewis replied that the ordinance contains a provision that allows for juvenile travel to and from their place of employment and that they would not be in violation of the curfew. With regards to after curfew activity in private properties, he stated that law enforcement has the right to intervene if neighboring properties make a complaint call.

A scrivener error in the ordinance was mentioned. The word "constitutional" should read "unconstitutional" on page 3 under the sixth Whereas clause.

Motion by Vice Mayor Schear – seconded by **Councilor Bauer** to approve the Second Reading and for the adoption of Ordinance No. 2023-01 with scrivener error corrected.

The Town Council was polled. All Ayes. Motion carried 5-0.

8.0 PUBLIC HEARING: First Reading of Ordinance No. 2023-02

AN ORDINANCE OF THE TOWN OF INDIAN SHORES, FLORIDA, CREATING A SECURED FACILITIES ORDINANCE; AMENDING CHAPTER 42 – LAW ENFORCEMENT AND ADDING A NEW ARTICLE III, SECTION 42-70, “CONTROL OF ACCESS TO TOWN-OWNED, CONTROLLED, AND LEASED PROPERTY”; DESIGNATING PROPERTY AS PUBLIC FORUM, LIMITED FORUM, AND NONPUBLIC FORUM; PROVIDING FOR THE SECURITY AND PRIVACY OF THE TOWN EMPLOYEES, PROVIDING FOR THE SECURITY AND PRIVACY OF PUBLIC VISITORS, MINIMIZING POTENTIAL DISRUPTIONS TO TOWN BUSINESS AND WORK, IMPLEMENTING PROCEDURES TO REGULATE AND CONTROL PUBLIC ACCESS TO PUBLIC FORUM, LIMITED FORUM, AND NONPUBLIC FORUM; ENACTING PENALTIES FOR VIOLATION; DESIGNATING FACILITIES RULES AND POSTING OF RULES; INCORPORATING FINDINGS; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

The Town Attorney read the First Reading of Ordinance No. 2023-02 by title.

Mayor Soranno opened the hearing for public comments, and there were none.

Motion by **Councilor Smith** – seconded by **Vice Mayor Schear** to approve the First Reading of Ordinance No. 2023-02 with scrivener errors corrected.

The Town Council was polled. All Ayes. Motion carried 5-0.

9.0 PUBLIC HEARING: First Reading of Ordinance No. 2023-03

AN ORDINANCE OF THE TOWN OF INDIAN SHORES, FLORIDA, CREATING A SPECIAL EVENTS AND WEDDINGS ON THE BEACH ORDINANCE AMENDING CHAPTER 10 – AMUSEMENTS AND ENTERTAINMENTS – AND ADDING A NEW ARTICLE III, SECTION 10-33, “SPECIAL EVENTS AND WEDDINGS ON THE BEACH”; PROVIDING FOR THE PERMITTING OF SPECIAL EVENTS AND WEDDINGS ON THE BEACH; ENACTING PENALTIES FOR VIOLATION; INCORPORATING FINDINGS; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN

CONFLICT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE.

The Town Attorney read the First Reading of Ordinance No. 2023-03 by title.

Mayor Soranno opened the hearing for public comments.

George Pardos, 19820 Gulf Blvd., Unit #501, asked what the Town's permitting policy is currently.

Attorney Lewis replied that there is currently a permitting process in place for special events. The adoption of this ordinance formalizes the codification of the permitting process into the Town's code of ordinances.

Motion by Vice Mayor Schear – seconded by **Councilor Petruccelli** to approve the First Reading of Ordinance No. 2023-03 with scrivener errors corrected.

The Town Council was polled. All Ayes. Motion carried 5-0.

10.0 PUBLIC HEARING: Resolution No. 09-2023

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF INDIAN SHORES, FLORIDA, ADOPTING RULES OF DECORUM AS PART OF THE RULES OF PROCEDURE GOVERNING THE CONDUCT OF GOVERNMENT BUSINESS; PROVIDING FOR INCORPORATION OF FINDINGS AND RECITALS; PROVIDING FOR REPEAL OF RESOLUTIONS OR PARTS OF RESOLUTIONS INCONSISTENT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

The Town Attorney read Resolution No. 09-2023 by title.

Mayor Soranno opened the hearing for public comments and there were none.

Motion by Councilor Bauer – seconded by **Councilor Smith** to approve Resolution No. 09-2023 with scrivener errors corrected.

The Town Council was polled. All Ayes. Motion carried 5-0.

11.0 PUBLIC HEARING: Resolution No. 10-2023

A RESOLUTION OF THE TOWN OF INDIAN SHORES, FLORIDA, DISSOLVING AD HOC COMMITTEES THAT HAVE COMPLETED THEIR ESTABLISHED PURPOSE, INCLUDING THE AUDITOR SELECTION COMMITTEE, GULF BOULEVARD PLANTING COMMITTEE, AND THE ARTS COUNCIL; PROVIDING FOR REPEAL OF RESOLUTIONS 3-2022, 6-2017, 20-2014, AND 19-2014 AND PARTS OF RESOLUTIONS INCONSISTENT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

The Town Attorney read Resolution No. 10-2023 by title. She noted that the Arts Council and Planting Committee were only established for a three-year period. Therefore, both committees already self-dissolved after reaching their term. This resolution makes it clear that these committees no longer exist.

Mayor Soranno opened the hearing for public comments, and there were none.

Motion by Councilor Bauer – seconded by **Councilor Smith** to approve Resolution No. 10-2023 with scrivener errors corrected.

The Town Council was polled. All Ayes. Motion carried 5-0.

12.0 PUBLIC HEARING: Resolution No. 11-2023

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF INDIAN SHORES, FLORIDA, APPROVING A MEMBERSHIP REAPPORTIONMENT PLAN FOR THE PINELLAS COUNTY METROPOLITAN PLANNING ORGANIZATION (FORWARD PINELLAS); PROVIDING FOR INCORPORATION OF FINDINGS AND RECITALS; PROVIDING FOR REPEAL OF RESOLUTIONS OR PARTS OF RESOLUTIONS INCONSISTENT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

The Town Attorney read Resolution No. 11-2023 by title.

Mayor Soranno opened the hearing for public comments, and there were none.

Motion by Councilor Smith – seconded by **Councilor Bauer** to approve Resolution No. 11-2023 with scrivener errors corrected.

The Town Council was polled. All Ayes. Motion carried 5-0.

13.0 PUBLIC HEARING: Resolution No. 12-2023

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF INDIAN SHORES, FLORIDA, DECLARING THE POLICE DEPARTMENT'S 2016 DODGE CHARGER, VIN 2C3CDXCT8GH218939, TITLE NUMBER 1233318924, AS SURPLUS PROPERTY, FINDING THERE IS NO LONGER A NEED FOR PUBLIC USE OR FOR A PUBLIC PURPOSE OF THE PROPERTY; PROVIDING FOR INCORPORATION OF FINDINGS AND RECITALS; PROVIDING FOR REPEAL OF RESOLUTIONS OR PARTS OF RESOLUTIONS INCONSISTENT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING FOR LIBERAL CONSTRUCTION; PROVIDING FOR AN EFFECTIVE DATE.

The Town Attorney read Resolution No. 12-2023 by title. She reminded the Town Council that the Police Department won this vehicle through a grant program.

Mayor Soranno opened the hearing for public comments.

John Caruso, 19616 Gulf Blvd., Unit #501, was curious to know if the vehicle will be put up for sale or auction.

The Police Major replied that the vehicle could be transferred to another city. Another option is to put it up for auction with two conditions. If the vehicle is auctioned at an amount less than \$5,000, then the Town keeps the money. The money goes to the state if it is auctioned at more than \$5,000.

Motion by **Councilor Smith** – seconded by **Councilor Petruccelli** to approve Resolution No. 12-2023 with scrivener errors corrected.

The Town Council was polled. All Ayes. Motion carried 5-0.

14.0 PROCLAMATION:

A Proclamation of the Town of Indian Shores, designating the month of May 2023 as Older Americans Month.

Mayor Soranno read the proclamation.

15.0 PROCLAMATION:

A Proclamation of the Town of Indian Shores, designating the month of June 2023 as Hunger Awareness Month.

Mayor Soranno read the proclamation.

Melinda Perry, Interim CEO of Hope Villages of America, attended the meeting and invited the Town residents to participate in a food drive scheduled for Saturday, May 13. Residents will receive a plastic food bag that can be filled with non-perishable food items. The bags will be picked up by letter carriers and the organization will distribute them throughout communities in need. She thanked the Town for their support.

***Agenda Amendment (15.0A):**

15.0A PUBLIC HEARING: Resolution No. 13-2023

A RESOLUTION OF THE TOWN OF INDIAN SHORES, FLORIDA, APPOINTING MEMBERS TO SERVE ON THE PLANNING, ZONING AND BUILDING COMMITTEE, THE ADMINISTRATIVE AND FINANCE COMMITTEE, THE LIBRARY BOARD, AND THE BOARD OF ADJUSTMENT; PROVIDING FOR REPEAL OF RESOLUTIONS OR PARTS OF RESOLUTIONS INCONSISTENT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

The Town Attorney read Resolution No. 13-2023 by title.

Mayor Soranno opened the public hearing for comments, and there were none.

Motion by **Vice Mayor Schear** – seconded by **Councilor Petruccelli** to approve Resolution No. 13-2023.

The Town Council was polled. All Ayes. Motion carried 5-0.

16.0 Report from the Town Attorney.

The Town Attorney reported that the American Rescue Plan Act (ARPA) resolution regarding distribution of ARPA funding will be provided at the June meeting.

Regarding attorney's fees, she stated that only one attorney fee will be charged when she and Attorney Lewis are present at a Town meeting.

A resolution on parking space designations, overnight parking, and hang tags will be brought to the June meeting for adoption.

17.0 Report from the Fire Chief. (Moved to #2.0A)

18.0 Report from the Police Chief.

The Police Major urged the Town to donate to this year's "Cereal for Summer" food drive that benefits local families in need.

Police Department accreditation is underway with the final onsite scheduled in July. The accreditation will be awarded at the Commission meeting in October. This will be the Police Department's first accreditation. They will go through the same accreditation process in three years to maintain their standards.

He reported that the barrier at the Park Boulevard bridge that was damaged by a truck is owned by the County. They are responsible for its repair. Additionally, he is working with the Florida Department of Transportation (FDOT) on finding ways to make traveling on the bridge safer.

Lastly, he informed the Town Council that the Police Department intends to vigorously enforce measures against drivers under the influence on Gulf Blvd.

19.0 Consideration of OneBlood along with the Big Red Bus to conduct a blood drive at the Municipal Center's parking lot on June 28, 2023, from 9:00 A.M. – 2:30 P.M.

Motion by **Councilor Smith** – seconded by **Vice Mayor Schear** to approve the OneBlood blood drive scheduled for June 28, 2023. **All Ayes.**
Motion carried 5-0.

20.0 Consideration of 1-year renewal of Attorney Randol Mora for Special Magistrate services for July 2023 – July 2024.

Motion by Vice Mayor Schear – seconded by **Councilor Smith** to approve Attorney Randol Mora’s 1-year renewal for July 2023 – July 2024, for Special Magistrate services for the Town.

The Town Council was polled. All Ayes. Motion carried 5-0.

21.0 Discussion and consideration of crafting an ordinance establishing board/committee composition and resolution for board/committee member compensation.

The Town Council reached a consensus for further discussion and direction at a future workshop.

22.0 Report from the Building Official for April 2023.

The Building Official gave his April report and provided a brief update on shoring plans to make repairs to a nearby property.

23.0 Report from the Town Administrator.

The Town Administrator reported:

- We are currently awaiting information from Pinellas County regarding the amount they will contribute towards the cost of the peanut grass in front of Tiki Gardens. The Town's portion is \$6,000, which can be deducted from the parking revenue.
- Forward Pinellas sent a grant opportunity called the Asphalt Art Grant. This grant is for enhancing crosswalks with art that could increase pedestrian safety.
- Progress is underway for the generator reconfiguration and LED lighting.
- The Indian Shores Tocobaga Memorial was recently honored and awarded at the 29th Annual Future of the Region Awards Luncheon on May 5, 2023.

24.0 Consideration of approving the Financial Statement for period ending March 2023.

Motion by Vice Mayor Schear – seconded by **Councilor Smith** to approve the March 2023 Financial Statement.

The Town Council was polled. All Ayes. Motion carried 5-0.

25.0 Report from the Fire Commissioner.

The Fire Commissioner reported that PSFRD Firefighter EMT Chris Barnes was recently awarded the Emergency Medical Services Professional of the Year award at the recent County Commission meeting. At the ceremony, he was also commended for saving the life of a fellow radio-controlled helicopter pilot who had a heart attack.

To provide a visual comparison of the small fire substation PSFRD would like to build vs. an older fire station, he advised those who are curious to visit Station 41 at the northern end of the peninsula to see what a 500-year-old fire station looks like.

He reminded everyone of the PSFRD Hurricane and Water Safety Expo mentioned earlier by the Fire Chief. He urged everyone to donate blood at the blood drive scheduled for June 28, 2023, at the Indian Shores Municipal Center.

26.0 Citizens' comments on any subject.

George Pardos, 19820 Gulf Blvd., Unit #501, commented that approximately six inches of water accumulates between the 19820 and 19823 section of Gulf Blvd. after a significant rainstorm.

The Town Administrator recalled FDOT mentioning the need to clean out the drains from time to time since there is no outlet available. This could be the reason why water is accumulating. However, she didn't anticipate the need for a clean out so soon after the installation of the French and trench drains. She will review her records to gather more information.

John Caruso, 19616 Gulf Blvd., asked what the next step was to obtain beach renourishment after its approval was rejected.

Mayor Soranno will be meeting with County Commissioners to explain the Town's position on beach renourishment and to discuss funding sources.

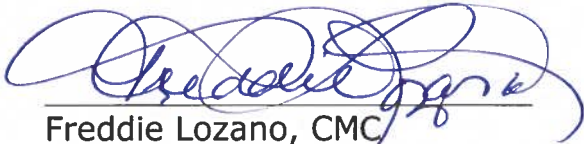
27.0 Council members' comments on any subject.

Councilor Petruccelli reminded everyone of the upcoming Town Memorial Day Picnic scheduled on May 29, 2023.

Vice Mayor Schear mentioned that a BBQ lunch will be served at the picnic. She reminded everyone to tune into the HGTV channel on Friday May 12, at 9:00 P.M., to watch 100 Day Dream House, which will feature Indian Shores' Sunburst Inn and the ribbon cutting she participated in. The next Read & Feed is May 16, featuring the book Tobacco Wives by author Adele Myers.

Mayor Soranno mentioned that he and the Town Clerk will be attending the next Mayors Council Luncheon where the Municipal Clerks will be honored. He wished everyone a great and safe Memorial Day.

28.0 Meeting adjournment. 6:48 P.M.

A handwritten signature in blue ink, appearing to read "Freddie Lozano", written over a horizontal line.

Freddie Lozano, CMC
Town Clerk