

APRIL 9, 2024

**REGULAR
CITY COMMISSION MEETING**

@ 6:00 PM



City of Indian Rocks Beach

1507 Bay Palm Boulevard, Indian Rocks Beach, Florida 33785

www.indian-rocks-beach.com

**AGENDA-AMENDED
CITY OF INDIAN ROCKS BEACH
REGULAR CITY COMMISSION MEETING
TUESDAY, APRIL 9, 2024 @ 6:00 P.M.
CITY COMMISSION CHAMBERS
1507 BAY PALM BOULEVARD
INDIAN ROCKS BEACH, FLORIDA 33785**

**CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL
SWEARING IN CEREMONY**

1. **Mayor-Commissioner Denise Houseberg**
Sworn in by City Attorney Randy D. Mora
2. **Commissioner Jude Bond**
Sworn in by City Attorney Randy D. Mora
3. **Commissioner Janet Wilson**
Sworn in by City Attorney Randy D. Mora
4. **DISCUSSION/VOTE. Commissioner discussions of appointment.**
 - A. Commissioners shall vote by paper ballot with results announced that an applicant has attained a majority of the votes of the Commission members voting. The city clerk shall announce the results.
 - B. Candidate that received a majority of the vote to be sworn in by City Attorney Randy D. Mora.
5. **PRESENTATIONS.**
 - A. **REPORT OF** Pinellas County Sheriff's Office.
 - B. **REPORT OF** Pinellas Suncoast Fire & Rescue District.
 - C. **PRESENTATION OF** the Annual Comprehensive Financial Report for Fiscal Year Ended September 30, 2023, by Jeff Wolf, CPA, with MSL.
6. **PUBLIC COMMENTS. [3-minute time limit per speaker.]**
(Any member of the audience may come forward, give their name and address, and state any comment or concern that they may have regarding any matter over which the City Commission has control, EXCLUDING AGENDA ITEMS. All statements made to the City Commission shall be made to the City Commission as a whole, not directed to any individual City Commission Member, and no personal, impertinent, or slanderous remarks shall be permitted. No speaker shall be interrupted, and no debate shall occur between the speaker and the City Commission.)

7. **REPORTS OF:**
 - A. **City Attorney.**
 - B. **City Manager.**
 - C. **City Commission.**
[3-minute time limit per City Commission Member.]
 8. **ADDITIONS/DELETIONS.**
 9. **CONSENT AGENDA:**
 - A. **RESOLUTION NO. 2024-02.** A Resolution of the City of Indian Rocks Beach, Florida, announcing the results of the March 19, 2024, General Municipal Election, for the Mayor-Commissioner seat and two City Commissioner seats, each to be seated for two-year terms, and providing for an effective date.
 - B. **APPROVAL OF** March 12, 2024 City Commission Meeting Minutes.
 - C. **APPROVAL OF** rescheduling June 11, 2024 Regular City Commission Meeting to June 4, 2024 at 6:00 p.m.
 - D. **PROCLAMATION:** Recognize April as Autism Awareness month.
 - E. **ACCEPT/FILE** the Annual Comprehensive Financial Report for Fiscal Year Ended September 30, 2023.
 10. **PUBLIC HEARINGS:**
 - A. **ABT 22-2024-QUASI-JUDICIAL PROCEEDING**
1309 GULF BOULEVARD- GROVE SURF AND CAFE
Considering a 2COP Alcoholic Beverage Use Designation (*Beer and Wine. By the drink or in sealed containers for consumption on or off premises where sold*), for Grove Surf and Cafe, located at 1309 Gulf Boulevard, Indian Rocks Beach, Florida, and legally described as Indian Beach Re-Revised, Block 30, Lot 23 AND N ½ VAC ALLEY ADJ ON S PER O.R. 1063/1579..
 11. **OTHER LEGISLATIVE MATTERS:**
 - A. **RESOLUTION NO. 2024-03.** A Resolution of the City Commission of the City of Indian Rocks Beach, Florida, appointing a member of the City Commission to serve as Vice-Mayor Commissioner; and providing for an effective date
 - B. **RESOLUTION NO. 2024-04.** A Resolution of the City Commission of the City of Indian Rocks Beach, Florida, appointing a voting delegate and first and second alternate voting delegates to represent the City of Indian Rocks Beach at the Barrier Islands Governmental Council (BIG-C) Meetings; and providing for an effective date.
 12. **WORK SESSION:**
 - A. **DISCUSSION** on establishing the appointments of electors to serve on the Charter Review Committee.
 13. **OTHER BUSINESS:** None.
 14. **ADJOURNMENT.**
-

APPEALS: Any person who decides to appeal any decision made, with respect to any matter considered at such hearing, will need a record of the proceedings and, for such purposes, 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, per s. 286.0105, F.S. Verbatim transcripts are not furnished by the City of Indian Rocks Beach, and should one be desired, arrangements should be made in advance by the interested party (i.e., Court Reporter). In accordance with the Americans with Disability Act and s. 286.26, F.S., any person with a disability requiring reasonable accommodation to participate in this meeting should contact the City Clerk's Office with your request, telephone 727/595-2517 lkorniitschuk@irbcity.com, no later than FIVE (5) days before the proceeding for assistance.

**NEXT REGULAR CITY COMMISSION MEETINGS
TUESDAY, MAY 14, 2024 @ 6:00 P.M.**

AGENDA ITEM NO. 1

**OATH OF OFFICE
Mayor-Commissioner Houseberg**



OATH OF OFFICE

(Article II § 5(b), Florida Constitution)

I, **Denise Houseberg**, do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States, of the State of Florida, and of the City of Indian Rocks Beach; that I am duly qualified to hold office under the Constitution of the State and of the Charter of the City; and that I will well and faithfully perform the duties of City Commissioner of the City of Indian Rocks Beach, Florida, on which I am now about to enter, so help me God.

Denise Houseberg

Signature

Sworn to and subscribed before me this 9th day of April 2024.
Randy D. Mora

Randy D. Mora

Signature of Officer Administering Oath

ACCEPTANCE

I accept the office listed in the above Oath of Office.

Home Mailing Address:

926 Harbour House Dr IRB FL 33785

Street Address, City, State, Zip Code

Denise Houseberg

Print name as you desire commission issued

Denise Houseberg

Signature

AGENDA ITEM NO. 2

**OATH OF OFFICE
Commissioner Bond**



OATH OF OFFICE


(Article II § 5(b), Florida Constitution)

I, **Jude Bond**, do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States, of the State of Florida, and of the City of Indian Rocks Beach; that I am duly qualified to hold office under the Constitution of the State and of the Charter of the City; and that I will well and faithfully perform the duties of City Commissioner of the City of Indian Rocks Beach, Florida, on which I am now about to enter, so help me God.



Signature

Sworn to and subscribed before me this 9th day of April 2024.
Randy D. Mora



Signature of Officer Administering Oath

ACCEPTANCE

I accept the office listed in the above Oath of Office.

Home Mailing Address:

612 GULF BLVD. INDIAN ROCKS BEACH, FL 33780
Street Address, City, State, Zip Code

JUDE BOND

Print name as you desire commission issued



Signature

AGENDA ITEM NO. 3

**OATH OF OFFICE
Commissioner Wilson**



OATH OF OFFICE

(Article II § 5(b), Florida Constitution)

I, **Janet Wilson**, do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States, of the State of Florida, and of the City of Indian Rocks Beach; that I am duly qualified to hold office under the Constitution of the State and of the Charter of the City; and that I will well and faithfully perform the duties of City Commissioner of the City of Indian Rocks Beach, Florida, on which I am now about to enter, so help me God.

Janet W. Wilson

Signature

Sworn to and subscribed before me this 9th day of April 2024.
Randy D. Mora

Randy D. Mora

Signature of Officer Administering Oath

ACCEPTANCE

I accept the office listed in the above Oath of Office.

Home Mailing Address:

711 Hidden Harbour Drive Indian Rocks Beach, Florida 33785

Street Address, City, State, Zip Code

Janet Wilson

Print name as you desire commission issued

Janet W. Wilson

Signature

AGENDA ITEM NO. 4 A

DISCUSSION/VOTE.

Commissioner discussions of appointment.

Commissioners shall vote by paper ballot with results announced that an applicant has attained a majority of the votes of the Commission members voting. The city clerk shall announce the results.

AGENDA ITEM NO. 4 B

Candidate that received a majority of the vote
to be sworn in by City Attorney Randy D. Mora



City of Indian Rocks Beach

1507 Bay Palm Boulevard, Indian Rocks Beach, Florida 33785
www.indian-rocks-beach.com

OATH OF OFFICE

(Article II § 5(b), Florida Constitution)

I, Elizabeth Hope Wyant, do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States, of the State of Florida, and of the City of Indian Rocks Beach; that I am duly qualified to hold office under the Constitution of the State and of the Charter of the City; and that I will well and faithfully perform the duties of City Commissioner of the City of Indian Rocks Beach, Florida, on which I am now about to enter, so help me God.

Signature

Sworn to and subscribed before me this 9th day of April 2024.

Randy D. Mora

Signature of Officer Administering Oath

ACCEPTANCE

I accept the office listed in the above Oath of Office.

Home Mailing Address:

2304 Bay Blvd. Apt. B IRB FL 33785

Street Address, City, State, Zip Code

Print name as you desire commission issued

Signature

AGENDA ITEM NO. 5 A

**REPORT OF
Pinellas County Sheriff's Office**



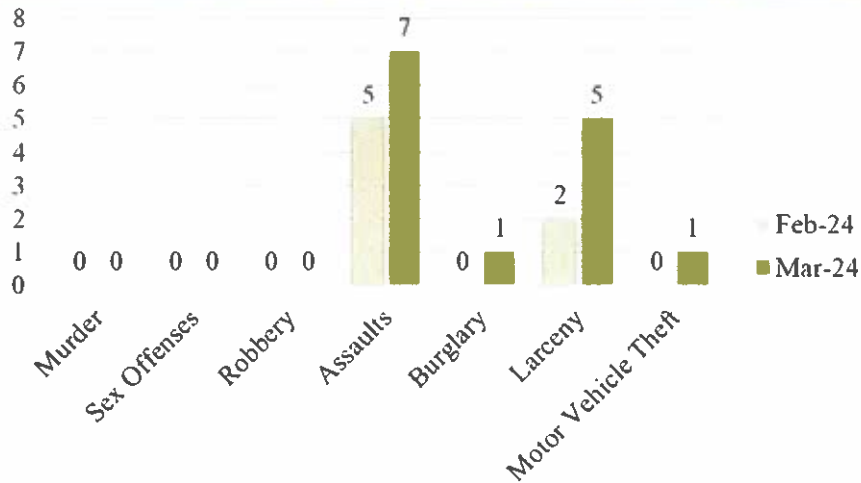
STRATEGIC PLANNING DIVISION

INDIAN ROCKS BEACH ANALYSIS

Select UCR Property & Person Crimes

March 2024

Select UCR Property & Person Crimes	February 2024	March 2024	March 2023 YTD	March 2024 YTD
Murder	0	0	0	0
Sex Offenses	0	0	1	0
Robbery	0	0	0	1
Assaults	5	7	13	16
Burglary	0	1	3	4
Larceny	2	5	34	11
Motor Vehicle Theft	0	1	4	1
GRAND TOTAL	7	14	55	33



Arrests

March 2024

There was a total of 22 people arrested in the City of Indian Rocks Beach during the month of March resulting in the following charges:

ARREST TYPE & DESCRIPTION	TOTAL
City Ordinance	1
City Ordinance Violation	1
Felony	8
Battery On LEO	2
Felony Theft-Prior Convictions	1
Possession Of Controlled Substance	3
Resist LEO With Violence	2
Misdemeanor	11
Battery-Domestic Related	2
Disorderly Intoxication	1
Open House Party	1
Petit Theft-Other Larceny	1
Possession Of Controlled Substance	2
Resist/Obstruct LEO Without Violence	4
Warrant	2
Warrant Arrest	2
Traffic Felony	1
Leave Scene (With Death/Injury)	1
Traffic Misdemeanor	9
Driver's License Suspended/Revoked	1
Driver's License Suspended/Revoked-1st Conviction	2
Driving Under The Influence	4
No Valid Driver's License	2
Grand Total	32

*Information provided reflects the number of arrests (persons arrested) as well as the total charges associated with those arrests.

Deputy Activity

There was a total of **1,023** events in the City of Indian Rocks Beach during the month of March resulting in **1,473** units responding.

The table below reflects the top twenty-five events to include both self-initiated and dispatched calls in the City of Indian Rocks Beach for the month of March. *CAD data is filtered by problem type.

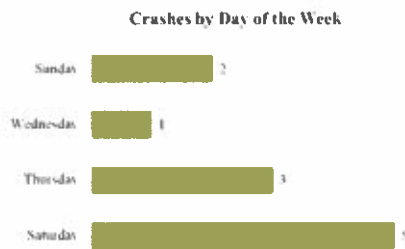
March 2024

DEPUTY ACTIVITY	TOTAL
Traffic Stop	290
Directed Patrol	199
Vehicle Abandoned/ Illegally Parked	99
House Check	50
Assist Citizen	33
911 Hangup Or Open Line	28
Suspicious Person	28
Ordinance Violation	24
Noise	20
Area Check	20
Lost/Found/ Abandoned Property	17
Contact	15
Supplement	15
Transport Prisoner	15
Assist Other Agency	13
Accident	13
Information/Other	13
Suspicious Vehicle	9
Trespass	9
Hit And Run	8
Traffic Violation	7
Juvenile Trouble	7
Alarm	6
Ambulance/ Fire Department Call	5
Assist Motorist	5

Crash & Citation Analysis

There were 11 crashes in the City of Indian Rocks Beach during March 2024. *Crash data is filtered by disposition type and may include "accident and hit and run" problem types.

TOP 10 CRASH LOCATIONS	TOTAL
24th Ave/Gulf Blvd	1
109 16th Ave	1
Gulf Blvd/17th Ave	1
11th Ave/Gulf Blvd	1
23rd Ave/Gulf Blvd	1
12th Ave/Bay Palm Blvd	1
405 Gulf Blvd	1
13th Ave/Gulf Blvd	1
Gulf Blvd/8th Ave	1
1401 Gulf Blvd	1



There were a total of 349 citations and warnings issued in the City of Indian Rocks Beach during March 2024.

TOP 10 TRAFFIC CITATION LOCATIONS	TOTAL
Gulf Blvd & 8th Ave	5
15th Ave & Gulf Blvd	4
7th Ave & Gulf Blvd	4
5th Ave & Gulf Blvd	3
Gulf Blvd & 3rd Ave	3
Gulf Blvd & 17th Ave	3
16th Ave & Gulf Blvd	3
3rd Ave & 1st St	1
E Gulf Blvd & Windrush Blvd	1
1900 Bay Blvd	1



AGENDA ITEM NO. 5 B

**REPORT OF
Pinellas Suncoast Fire & Rescue District**

Jeffrey Davidson
Fire Chief
Pinellas Suncoast Fire and Rescue District
304 1st Street
Indian Rocks Beach, FL, 33785
(727)595-1117 x 101 Office



March 2024 Report

- There were 90 calls for Fire and Emergency Medical Services into Indian Rocks Beach in March: 76 EMS and 14 Medical. This was a record month of March, due to Spring Break. We did staff an additional unit, Rescue 27 for one week of Pinellas County Spring break, to handle the additional calls, while also keeping the fire suppression unit more available.
- The District is moving forward with the purchase of land on the northern end of Indian Rocks Beach, to better serve Indian Rocks Beach. This will greatly improve our response time and the current plans are to house an Advanced Life Support Fire Suppression Unit there with 3 firefighters/paramedics.
- We have obtained a transport capable rescue unit from the County to be utilized when staffing permits over the next year. A new Rescue Unit will be purchased and reimbursed by the County, with a written agreement forthcoming. We are also working with the County to obtain additional EMS funding to make this a permanent full-time unit. The Unit, Rescue 27 was staffed full time during spring break, and handled 24 medical emergencies throughout the District.
- The District is awarding a contract to build the Fire Station/Emergency Operations Center on the mainland, with an anticipated completion date of August 2025. This building will replace the 58-year-old fire station and serve as our Emergency Operations Center. Our design kick-off meeting is scheduled for April 5th.
- A jet ski with a rescue sled has been purchased by the District, funded by a very generous donation to the District. As you know, PSFRD has the busiest marine rescue program in the County, and the additional unit will assure that rapid access to victims in the water. The unit is being outfitted and training being provided to our members, with an anticipated in-service in May.
- Our Firefighters and Paramedics complete 902 hours of Fire and EMS Training in the Month of March.

AGENDA ITEM NO. 5 C

**PRESENTATION OF
The Annual Comprehensive Financial Report
for Fiscal Year Ended September 30, 2023.**

CITY OF INDIAN ROCKS BEACH

Required Auditor Communications
Fiscal Year Ended September 30, 2023

Presented By
Jeff Wolf, CPA
Shareholder



Required Communications

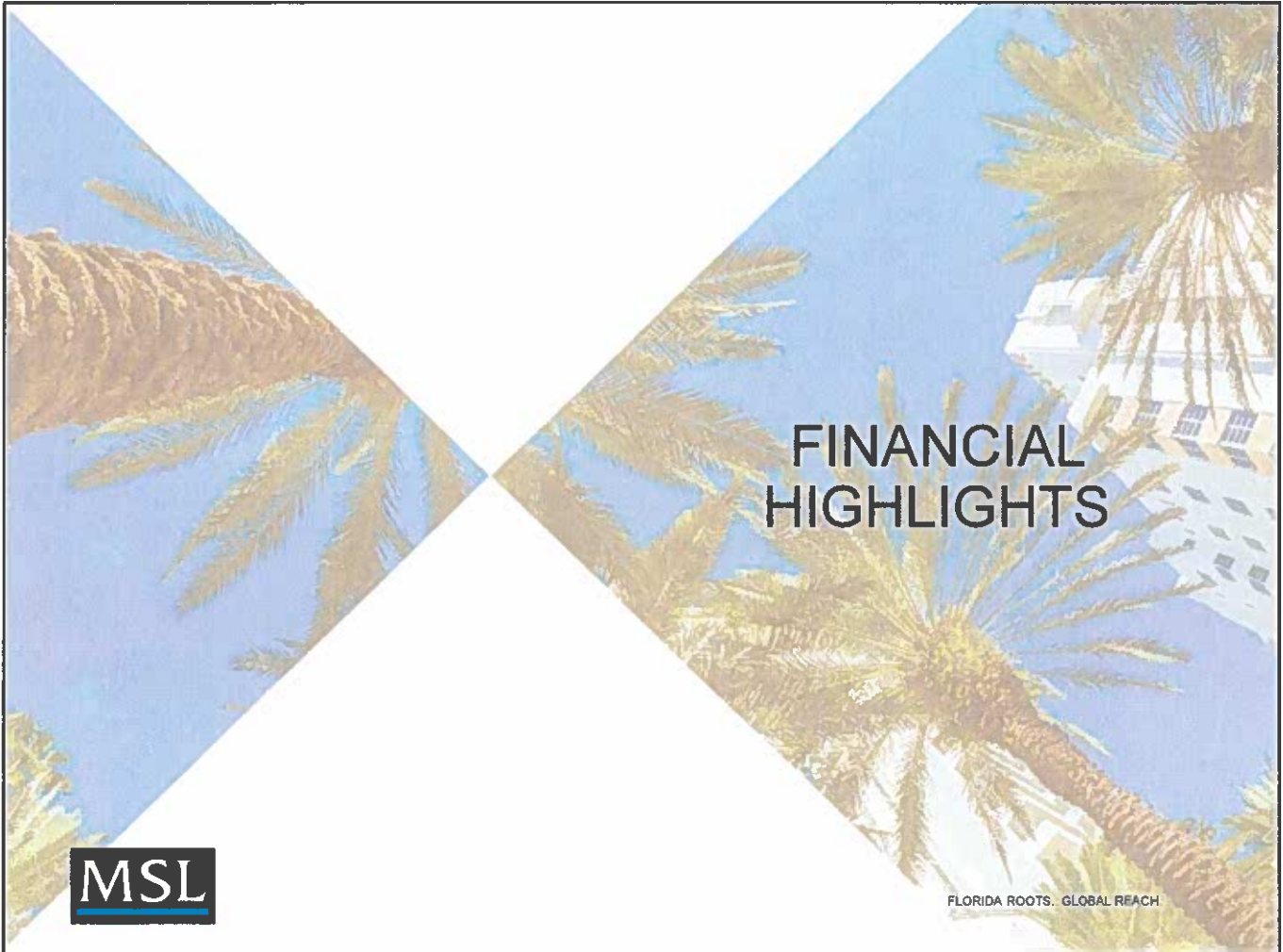
- Auditor Responsibilities
- Management Responsibilities
- Internal Controls and Compliance
- Significant Difficulties (none)
- Unusual Accounting Conventions (none)
- Disagreements with Management (none)
- Audit Adjustments (none)
- Audit Schedule



Services and Deliverables

- Independent Auditor's Report (Pages 1-3)
- Report on Internal Control over Financial Reporting and on Compliance (Pages 87-88)
- Independent Accountant's Report (Page 89)
- Management Letter (Pages 90-91)





City-Wide Analysis

	Governmental Activities	Business-type Activities
	<u>2023</u>	<u>2023</u>
Total assets	\$23.2M	\$1.2M
Total deferred outflows of resources	\$0.1M	\$0.0M
Total liabilities	\$2.6M	\$0.2M
Total deferred inflows of resources	\$0.0M	\$0.0M
Total net position:		
Net investment in capital assets	\$13.6M	\$0.5M
Restricted	2.1M	0.0M
Unrestricted	5.0M	0.5M
Unrestricted NP as a % of total expenses	79.1%	27.7%
Change in net position	\$0.8M	\$0.0M

General Fund

	2023	2022
Total assets	\$5.5M	\$4.7M
Total liabilities	\$0.1M	\$0.2M
Fund balance:		
Nonspendable	\$ 0.0M	\$ 0.0M
Restricted	0.0M	0.0M
Committed	0.1M	0.1M
Assigned	0.0M	0.0M
Unassigned	<u>5.3M</u>	<u>4.4M</u>
Total fund balance	\$5.4M	\$4.5M
Assigned/Unassigned FB as a % of total expenditures	124.3%	118.2%
Net change in fund balance	\$0.9M	\$0.5M

MSL

FLORIDA ROOTS. GLOBAL REACH

6

General Fund Budget

	Budget	Actual	Positive (Negative)
Resources:			
Beginning fund balance	\$3.9M	\$ 4.5M	
Total revenues and other financing sources	<u>4.4M</u>	<u>5.1M</u>	\$0.7M
Total resources	8.3M	9.6M	
Expenditures:			
Total expenditures	<u>4.3M</u>	<u>4.2M</u>	<u>0.1M</u>
Ending fund balance	\$4.0M	\$5.4M	
Net change in fund balance	\$0.1M	\$0.9M	\$0.8M

MSL

FLORIDA ROOTS GLOBAL REACH

7

Questions or Comments



AGENDA ITEM NO. 6

PUBLIC COMMENTS

AGENDA ITEM NO. 7 A
REPORTS OF City Attorney

AGENDA ITEM NO. 7 B
REPORTS OF City Manager

City Managers Report – April 2024

- SWFWMD 16th Avenue Drainage Project – This project is quickly wrapping up and includes the installation of a storm water treatment device and double drainage capacity. The project is a 50/50 funded with half of the funding coming from SWFWMD. The project should be complete by the middle of April.
- City of Indian Rocks Beach Annual Comprehensive Financial Report - The April 2024 City Commission Agenda includes the presentation of the City of Indian Rocks Beach Annual Comprehensive Financial Report. Thank you to the Finance Department for their efforts to produce this award-winning document.
- Vacation Rentals – We continue to await Governor DeSantis action on the vacation rental bill. Based upon his action we will consult with the City Commission on any policy related adjustments.
- Mixed Use Developments – Forward Pinellas and members of our City Team will make a mixed-use development presentation at the May 14, 2024, IRB City Commission.
- Beach Parking – Our tentative plan is to include in the June 2024 IRB City Commission Agenda a work session item on parking. Our team will present a parking update, parking space inventory, and policy options that the Commission may consider moving forward. The June 2024 Agenda Packet will include Commission minutes from the 2014 & 2020 parking work sessions meetings.

Memorandum

To: City Manager – Greg Mims

From: Code Enforcement & Finance Departments

Date: 04/03/2024

Re: Month of March, 2024 Vacation Rental Registration Numbers,
Code Violations, Parking Tickets , Fines, & Court Hearings

- 329 Total VR Registrations approved thru Finance Dept. (To Date)
- 2 VR Registrations pending in Finance Dept.
- 320 VR Property inspections completed by Code Enforcement. (To Date)
- 42 VR Properties pending response on scheduling inspection date.
- 8 VR Property Inspections Currently Scheduled.

- 139 Parking Violation Tickets Issued
- 67 Code Violation Letters Sent
- 1 Fines / Notice to Appear (Circuit Court)
- 1 Notice to Appear (Magistrate Court)
- 2 Courtesy Letter Sent

Finance

Dan Carpenter

Code Enforcement

Mike Kelley

Handwritten signatures in blue ink over horizontal lines. The signature on the left is for Dan Carpenter and the signature on the right is for Mike Kelley.

AGENDA ITEM NO. 7 C
REPORTS OF City Commission

AGENDA ITEM NO. 8
ADDITIONS/DELETIONS

AGENDA ITEM NO. 9 A

CONSENT AGENDA

APPROVAL OF

RESOLUTION NO. 2024-02, A Resolution of the City of Indian Rocks Beach, Florida, announcing the results of the March 19, 2024, General Municipal Election, for the Mayor-Commissioner Seat and two City Commissioner Seats, each to be seated for two-year terms, and providing for an effective date.

**CITY OF INDIAN ROCKS BEACH
CITY COMMISSION AGENDA MEMORANDUM**

MEETING OF: April 9, 2024

AGENDA ITEM: 9 A

ORIGINATED BY: Lorin A. Kornijtschuk, City Clerk

AUTHORIZED BY: Brently Gregg Mims, City Manager

SUBJECT: **RESOLUTION NO. 2024-02.** Declaring results of the March 19, 2024 Municipal General Election.

BACKGROUND:

An election was held on March 19, 2024. Many municipal codes require that election results be ratified or declared by the governing body via resolution once the election results are certified by the canvassing authority. Alternately, codes may provide that election results are self-executing upon certification by the canvassing authority without resolution by the governing body. The City's Code is silent on the matter.

ANALYSIS:

Although the City Attorney's Office is not aware of any statutory authority requiring ratification outside the context of a bond referendum, there is some old case law suggesting that it is necessary. Because the City's Code does not directly address the issue, the City Clerk has prepared this resolution in an abundance of caution.

The results of the Election are reported as follows:

FOR CITY COMMISSIONER SEATS (TWO OPEN SEATS)

✓Jude Bond	447	33.01%
Suzanne Gibson	315	23.26%
✓Janet Wilson	592	43.72%

The whole number of votes cast was 1,354

MOTION:

I move to **APPROVE/DENY** Resolution No. 2024-02 declaring the results of the March 19, 2024 Municipal General Election.

**CITY OF INDIAN ROCKS
RESOLUTION 2024-02**

A RESOLUTION OF THE CITY COMMISSION OF INDIAN ROCKS BEACH, FLORIDA, ANNOUNCING THE RESULTS OF THE MARCH 19, 2024, GENERAL MUNICIPAL ELECTION, FOR THE MAYOR-COMMISSIONER SEAT AND TWO CITY COMMISSIONER SEATS, EACH TO BE SEATED FOR TWO-YEAR TERMS, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Indian Rocks Beach Resolution No. 2023-07 called for a general election on March 19, 2024, for the purpose of electing, at large, qualified candidates to fill the vacancies of the Mayor-Commissioner Seat and two Commissioner Seats for two-year terms; and

WHEREAS, said Resolution No. 2023-07 stipulated in Section 2 that the outcome of the election for the Mayor-Commissioner Seat and the two Commissioner seats shall be determined by the candidates receiving the greatest number of votes for each seat; and

WHEREAS, at the close of the Candidate Qualifying Period at Noon on December 11, 2023, one qualified elector, namely Denise Houseberg had qualified to appear on the March 19, 2024 ballot as Mayor-Commissioner candidate and not others; and

WHEREAS, a Municipal Election was held on Tuesday, March 19, 2024 in the City of Indian Rocks Beach, Florida, to elect two persons to the City Commission, and

WHEREAS, the Pinellas County Canvassing Board served as the canvassing board for the City of Indian Rocks Beach for the purpose of declaring Election results as provided for in Section 3.1 of the City Charter and Article V, Section 22-131 of the Indian Rocks Beach Code of Ordinances, and

WHEREAS, the Pinellas County Canvassing Board did certify the election results on March 29, 2024, and has submitted the Certificate of the Pinellas County Canvassing Board with the Election results to the City, and

WHEREAS, the City of Indian Rocks Beach shall declare the results of this Election by means of this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF INDIAN ROCKS BEACH, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:

Section 1. That a Municipal Election was held on the second Tuesday of March, March 19, 2024, as prescribed by Article IV, Section 22-101 of the City of Indian Rocks Beach Code of Ordinances.

Section 2. That the Pinellas County Canvassing Board, serving as the City of Indian Rocks Beach Canvassing Board, has transmitted the results of the Election as required by law.

Section 3. That the election for City Commissioner at large shall be determined by the candidate receiving the highest number of votes for the vacant seat.

Section 4. That the results of the Election are reported as follows:

FOR CITY COMMISSIONERS (TWO OPEN SEATS)

√ Jude Bond	447
Suzanne Gibson	315
√ Janet Wilson	592

Section 5. That the City Commission of the City of Indian Rocks Beach, Florida, hereby directs the City Clerk to publish the results of this election and Resolution No. 2024-02 shall be incorporated as part of the Public Records of the City of Indian Rocks Beach, Florida.

Section 6. That the official Certificate of the Pinellas County Canvassing Board is attached hereto as Exhibit "A" and incorporated herein by reference.

Section 7. This Resolution shall become effective immediately upon its passage and adoption in the manner provided by law.

PASSED AND ADOPTED this 9th day of April, 2024, by the City Commission of the City of Indian Rocks Beach, Florida.

Denise Houseberg, Mayor-Commissioner

ATTEST: _____
Lorin A. Kornijtschuk, City Clerk

/lak

***** Official *****
CERTIFICATE OF COUNTY CANVASSING BOARD
PINELLAS COUNTY

We, the undersigned, JUDGE EDWIN JAGGER, County Judge, COMMISSIONER JANET LONG, County Commissioner, SUPERVISOR JULIE MARCUS, Supervisor of Elections, constituting the Board of County Canvassers in and for said County, do hereby certify that we met on the Twenty-Ninth day of March, 2024 A.D., and proceeded publicly to canvass the votes given for the several offices and persons herein specified at the **Nonpartisan** held on the Nineteenth day of March, 2024 A.D., as shown by the returns on file in the office of the Supervisor of Elections. We do hereby certify from said returns as follows:

For City of Clearwater Mayor - Seat 1, the whole number of votes cast was 23,042 of which

Kathleen Beckman	received	8,655 votes
Bruce Rector	received	14,387 votes

For City of Clearwater Councilmember - Seat 2, the whole number of votes cast was 22,565 of which

Mark Bunker	received	8,907 votes
Ryan Cotton	received	9,506 votes
Mike Mastruserio	received	4,152 votes

For City of Clearwater Councilmember - Seat 3, the whole number of votes cast was 22,456 of which

Jared Leone	received	2,988 votes
Michael "Mike" Mannino	received	14,028 votes
Javante Scott	received	5,440 votes

For City of Gulfport Councilmember - Ward 1, the whole number of votes cast was 3,412 of which

Tom Bixler	received	1,326 votes
April Thanos	received	2,086 votes

For City of Indian Rocks Beach Commissioner, the whole number of votes cast was 1,354 of which

Jude Bond	received	447 votes
Suzanne Gibson	received	315 votes
Janet Wilson	received	592 votes

For Town of Indian Shores Mayor, the whole number of votes cast was 463 of which

Michael A. "Mike" Petruccelli	received	197 votes
Diantha Schear	received	266 votes

***** Official *****
CERTIFICATE OF COUNTY CANVASSING BOARD
PINELLAS COUNTY

For Town of Kenneth City Mayor, the whole number of votes cast was 772 of which

Robert J. Howell	received	217 votes
Megan Zemaitis	received	555 votes

For City of Oldsmar Council Member - Seat 1, the whole number of votes cast was 2,290 of which

Vincent Albanese	received	1,048 votes
Steve Graber	received	1,242 votes

For City of Oldsmar Council Member - Seat 3, the whole number of votes cast was 2,300 of which

Andrew Knapp	received	1,334 votes
Valerie Tatarzewski	received	966 votes

For City of Pinellas Park City Council - Seat 3, the whole number of votes cast was 6,283 of which

Ricky Butler	received	3,350 votes
Mike Haworth	received	2,933 votes

For City of Pinellas Park City Council - Seat 4, the whole number of votes cast was 6,168 of which

Tim Caddell	received	3,475 votes
Joanne Dauphin	received	2,693 votes

For City of Safety Harbor Commissioner - Seat 1, the whole number of votes cast was 3,870 of which

Nancy J. Besore	received	2,007 votes
Scott Long	received	1,863 votes

For City of Safety Harbor Commissioner - Seat 2, the whole number of votes cast was 3,833 of which

Jacob Burnett	received	2,151 votes
Hayley Ann Rae	received	1,682 votes

For City of Treasure Island City Commissioner - District 4, the whole number of votes cast was 445 of which

Arden D. Dickey	received	291 votes
Richard David Harris	received	154 votes


*** Official ***
CERTIFICATE OF COUNTY CANVASSING BOARD
PINELLAS COUNTY



COUNTY JUDGE



COUNTY COMMISSIONER



SUPERVISOR OF ELECTIONS

AGENDA ITEM NO. 9 B

CONSENT AGENDA

**APPROVAL OF
the March 12, 2024
City Commission Meeting Minutes.**

MINUTES
CITY OF INDIAN ROCKS BEACH
CITY COMMISSION MEETING
TUESDAY, MARCH 12, 2024- 6:00 PM
1507 BAY PALM BOULEVARD INDIAN ROCKS BEACH, FL 33785

Mayor-Commissioner Kennedy called the meeting to order at 6:00 p.m., followed by the Pledge of Allegiance and a moment of silence.

MEMBERS PRESENT: Mayor-Commissioner Joanne Kennedy, Vice-Mayor Commissioner Jude Bond, Commissioner Denise Houseberg, Commissioner Janet Wilson, and Commissioner John Bigelow.

OTHERS PRESENT: City Attorney Randy Mora, Finance Director Dan Carpenter, Planning and Zoning Consultant Hetty Harmon, City Clerk Lorin Kornijtschuk, Public Works Director Dean Scharmen, and Public Works Administrative Assistant Colleen Olson.

For continuity, items are listed in agenda order, although not necessarily discussed in that order.

1 A. REPORT OF Pinellas County Sheriff's Office.

A PCSO representative reviewed the monthly report.

1 B. REPORT OF Pinellas Suncoast Fire & Rescue District.

Pinellas Suncoast Fire & Rescue District Fire Chief Jeffrey Davidson reviewed the fire district's monthly report.

1 C. PRESENTATION IRB Beach Community Food Pantry.

Presented by Robert Thacker.

2. PUBLIC COMMENTS.

Mark Lusnia, 208 12th Avenue, stated he has a potential parking problem. People are parking on both sides of the street. He requested no parking signs on that side of the street.

Michael Campbell, 80 Gulf Boulevard, stated there are no EV charging stations, and would like to know why the three stations that the city did have were removed without consulting the public or Commission. He requested the Commission to send out a request for proposals from private companies to reinstall the charging stations.

Suzanne Gibson, 1206 Bay Shore Boulevard stated she is concerned with parking on both sides of the streets. When vehicles are parked on both sides it makes it impossible to move around and for emergency vehicles to get by, especially near the boat ramp. We should work on addressing the resident parking issues.

John Pfanstiehl, 448 Harbor Drive South, stated the Vacation Bill has passed. We need the Governor to Veto Senate Bill 280.

Beth McMullen, 481 Harbor Drive South, asked what happened to the two solar trash receptacle compactors that were given to the City by PSTA back in 2013. She stated that on April 1 the majority of Indian Rocks Beach waterways and the surrounding area will be in the seasonal

Florida Wildlife Commission Manatee Zone which slows the minimum wake restrictions. The restrictions are in place until October 31. This is in place to protect our manatees.

Diane Daniels, 309 10th Avenue, stated it is the 50th Anniversary of the Friends of the Library and they have a historical display. She stated on her walk to the meeting, she saw plastic bags in recycling containers. This is not allowed and wishes there were a way to message that better. Vacation Donations had a Food Drive on February 24 and will have another on March 30. She requested the city to look into a Community Refrigerator.

Mayor-Commissioner Kennedy closed the Public Comment.

3 A. REPORT OF the City Attorney.

City Attorney Mora stated the Legislative Session has closed and Senate Bill 280 regarding short-term rentals has passed. House Bill 267 and Senate Bill 684 on residential building permits did pass and changes the timelines on permit approvals.

City Attorney Mora stated that some exceptions have been made to a statute adopted last year requiring the city to adopt business impact statements when adopting a new ordinance and there are a series of changes to what is going to be required in the City comprehensive plans.

City Attorney Mora stated a new preemption passed preventing local governments from regulating the location of electronic vehicle charging stations and a preemption was passed that would make it easier to demolish or remove unsafe or non-conforming structures. This issue was to address unsafe structures being preserved on the grounds that they were historical structures.

3 B. REPORT OF the City Manager.

Public Works Director, Dean Scharmen, introduced Public Work Administrative Assistant Colleen Olson, who has worked for the city for 4 years. He stated she is a key component to the success of the Public Works Department.

3 C. REPORT OF the City Commission.

Commissioner Wilson stated it has been a wonderful last few weeks here in Indian Rocks Beach with all the events. It is amazing how a small town can have so many exciting things going on.

Commissioner Houseberg stated she also has enjoyed all the events. She stated that staff continues to work on the new City Website.

Commissioner Bigelow stated that Spring Break is here, and you will need to get your alternate routes in order.

Mayor-Commissioner Kennedy stated all the events were great. She stated this is her last meeting as Mayor, she started in 1994 as a Planning and Zoning Board Member and then was on the Finance Board.

4. ADDITIONS/DELETIONS. None.

5. CONSENT AGENDA:

- A. APPROVAL OF** the February 13, 2024, City Commission Meeting Minutes.
- B. APPROVAL OF** rescheduling June 11, 2024, Regular City Commission Meeting to June 18, 2024, at 6:00 p.m.
- C. APPROVAL OF** the process to appoint vacant Commission Seat.
- D. AUTHORIZING** the City Manager to award portions of Bid Number I.R.B.P.W.D. 2024-1 and enter into a contract with Harris-McBurney Company for the Outfalls 03 & 04 Projects in the amount of \$1,670,084.69.

City Attorney Mora read the Consent Agenda, consisting of Agenda Item 5 A through 5 D, by title only.

MOTION BY VICE-MAYOR COMMISSIONER BOND, SECONDED BY COMMISSIONER HOUSEBERG TO PULL AGENDA ITEM 5B FOR FURTHER DISCUSSION AT A LATER TIME.

ROLL CALL VOTE:

ALL AYES. MOTION CARRIED 5-0.

Mayor-Commissioner Kennedy asked for consensus on Agenda Items 5A, 5C and 5D.

MOTION BY COMMISSIONER HOUSEBERG, SECONDED BY COMMISSIONER WILSON TO APPROVE AGENDA ITEMS 5A, 5C AND 5D.

ROLL CALL VOTE:

ALL AYES. MOTION CARRIED 5-0.

6. PUBLIC HEARINGS:

A. BOA CASE NO. 2024-01- 314 6th Avenue.

CONSIDERING a variance request from Sec.110-131(1) f.2 (i) of the Code of Ordinance requesting an additional 3.34-foot incursion into the required 25 feet rear yard setback, resulting in a total setback of 21.66 feet for the enclosed stairway.

City Attorney Mora read BOA Case 2023-08- 320 12th Avenue in its entirety.

City Attorney Mora stated the variance application before the board is a quasi-judicial matter.

City Attorney Mora inquired of the members if they had any ex-parte communications with the applicant or their agent in advance tonight concerning the application before them.

Commissioner Wilson stated she met the owner, took a photo, and walked the property yesterday for about 10- 15 minutes.

City Attorney Mora asked Commissioner Wilson if she felt her visit of the property and the discussion with the property owner in anyway would impair her ability to impartially adjudicate this matter tonight. She replied in the negative.

Mayor-Commissioner Kennedy stated she looked at the property for about 10 minutes and had a conversation with the property owner.

City Attorney Mora asked Mayor - Commissioner Kennedy if she felt her visit of the property and the discussion with the property owner in anyway would impair her ability to impartially adjudicate this matter tonight. She replied in the negative.

Commissioner Bigelow stated he viewed the property from the road.

City Attorney Mora asked Commissioner Bigelow if he felt his visit of the property in any way would impair his ability to impartially adjudicate this matter tonight. He replied in the negative.

Vice-Mayor Commissioner Bond viewed the property 2 days ago for about 3 minutes from the street and did not speak with anyone.

City Attorney Mora asked Vice-Mayor Commissioner Bond if he felt his visit of the property in any way would impair his ability to impartially adjudicate this matter tonight. He replied in the negative.

Commissioner Houseberg did not speak or visit the property.

City Attorney Mora duly swore in all persons planning to give testimony during the quasi-judicial proceeding.

Planning Consultant Harmon presented BOA Case NO. 2024-01 -314 6th Avenue with a PowerPoint Presentation depicting an aerial view of the property.

[Beginning of Staff Report]

SUBJECT: BOA CASE NO. 2024-01 – 314 6th Avenue, Variance request from Sec. 110-131(1) f.2 (i) of the Code of Ordinances, requesting an additional 3.34 foot incursion into the required 25 feet rear yard setback, resulting in a total setback of 21.66 feet for the enclosed stairway for property located at 314 6th Avenue, Indian Rocks Beach, Florida, and legally described as Lot 8, Tract B, Haven Beach Replat, according to the plat thereof, recorded in Plat Book 36, Page 34, of the Public Records of Pinellas County, Florida. Parcel # 12-30-14-37800-000.

OWNER James and Mary Savanella
LOCATION of PROPERTY: 314 6th Ave
ZONING: S- Single- Family Residential

Direction	Existing Use	Zoning Category
North	Intracoastal	N/A
East	Residential	S
South	Residential	S
West	Residential	S

BACKGROUND:

The applicant is requesting a variance from Sec.110-131(1) f.2 (i) of the Code of Ordinances of 3.34 ft into the 25 ft rear yard setback to allow for the constructed enclosure underneath the stairs in the rear yard. Section 110-245 (c) - **Structures extending over setback lines** allows open stairways to encroach into the rear yard setback not more than 10 ft, but not for enclosed stairways.

During the City's initial review, the owner asked if they could move the stairs into the rear yard setback and they were sent a copy of Section 110-245 (c) of the Land Development Code, governing the setback requirements for open stairways. The original plans the property owner submitted for City approval showed the stairs within the building envelope, without an encroachment into the rear setback.

During the Pinellas County Building department review process, the property owner submitted revised plans showing the stairs encroaching into the rear yard setback. Pinellas County, in its capacity as the City's building department, reviewed and approved the revised plans including the rear yard incursion of the enclosed stairwell. The City was not independently aware of this revision. The property owner constructed the building in conformity with the plans approved by the County, including the stairway's rear yard encroachment. After completing construction of the foundation and first floor of the structure, including the enclosed stairwell, the property owner submitted a tie-in survey to the Pinellas County Building department as part of the ordinary construction review process. A separate official within the County reviewed the tie-in survey and forwarded the plans to the City with specific attention to the stairs' encroachment. Given that the residential structure was well under construction and the stairs were enclosed underneath as an integral part of the structure, pursuant to reviewed and approved plans, the City's planning official approved the tie-in survey.

The property owner now seeks this variance to resolve the disparity between the City's code and the approved construction.

Sec. 2-152. - Variances.

(a) *Generally; criteria for granting variances from the terms of subpart B.*

(1) The board of adjustments and appeals shall make recommendations on and the city commission shall decide variance applications will not be contrary to the public interest, where, owing to special conditions, a literal enforcement of the provisions of subpart B will result in unnecessary and undue hardship. In order to recommend or decide any variance from the terms of subpart B, the board or the city commission shall consider each of the following.

a. Special conditions and circumstances exist which are peculiar to the land, structure or building involved and which are not applicable to other lands, structures or buildings in the same zoning district.

There are no special conditions that are peculiar to the land.

b. The special conditions and circumstances do not result from the actions of the applicant.

The applicant did not create any special conditions or circumstances.

c. Granting the variance will not confer on the applicant any special privilege that is denied by subpart B to other lands, structures or buildings in the same zoning district.

Granting the variance would confer special privileges to the applicant.

d. Literal interpretation of the provisions of subpart B would deprive other properties in the same zoning district under the terms of subpart B and would work unnecessary and undue hardship upon the applicant.

The approval of this variance request would not deprive other owners of use and enjoyment of their properties.

e. The variance granted is the minimum variance that will make possible the reasonable use of the land, structure or building; and

This is the minimum variance to allow the stairs in the rear yard.

f. The granting of the variance will be in harmony with the general intent and purpose of subpart B, and such variance will not be injurious to the area involved or be otherwise detrimental to the public welfare.

Granting the variance will not be in harmony with the general intent and purpose of subpart B.

NOTICE: A public notice was mailed by first class mail to property owners within 150 feet in any direction of the subject property and posted on subject property on February 5, 2024 (Sec. 2-149 of the Code of Ordinances.)

CORRESPONDENCE: Four Letters of Objection were received.

MOTION: I move to recommend that the City Commission **APPROVE/DENY BOA CASE NO. 2024-01 – 314 6th Avenue's** Variance request from Sec.110-131(1) f.2(i) of the Code of Ordinances, granting a variance of 3.34 feet into the required 25 feet rear yard setback, resulting in a total setback of 21.66 feet for the enclosed stairway in the rear of the property located at 314 6th Avenue, Indian Rocks Beach, Florida, and legally described as Lot 8, Tract B, Haven Beach Replat, according to the plat thereof, recorded in Plat Book 36, Page 34, of the Public Records of Pinellas County, Florida

[End of Staff Report]

Commissioner Houseberg asked if the applicants were advised that they needed to create an open stairway. Planning and Zoning Consultant replied in the affirmative.

Commissioner Wilson asked if we grant this what process changes have been made to ensure that we have another situation like this. Hetty Harmon, Planning and Zoning Consultant replied we have a good process with the county but 2 to 3 years ago it was a high-volume time and they had new hires.

Commissioner Houseberg asked if the Board of Adjustments approved this.

Hetty Harmon, Planning and Zoning Consultant replied in the affirmative, and stated it was a 3 to 2 vote.

Mayor-Commissioner Kennedy asked what the issue was with the 2 no votes.

Hetty Harmon, Planning and Zoning Consultant replied that the County should have told the city.

Mayor-Commissioner Kennedy asked if there will be a rail around the stairs.
Hetty Harmon, Planning and Zoning Consultant replied in the affirmative.

Applicant Mary Savanella, 314 6th Avenue stated her husband and her own the property and it is their retirement home.

Applicant James Savanella, 314 6th Avenue stated they have owned the property since 2008 and would like to retire in Indian Rocks Beach. He stated they did nothing to hurt their neighbors. He stated does believe they have done everything legally. It had been approved and inspected by the County.

Commissioner Houseberg asked if the was going to be a short-term rental.
The applicants replied in the negative.
City Attorney Mora stated that this is not a part of this case.

Vice-Mayor Commissioner Bond asked the applicant if they were aware of the potential pitfalls of the stairs in the back and what made you switch it to the side.

The Applicant replied It gains more room for the pool and deck.

Scott Moore with Mueller Remodeling Inc. 11090 66th Terrace N. Seminole, the applicant's contractor, stated they made the change to obtain more room for the deck area around the pool. The County approved the change and since then have had multiple inspections that have passed.

Vice-Mayor Commissioner Bond stated that the real hardship is having to dismantle once you have been told you could by the county.

Mayor-Commissioner Kennedy opened the public hearing.

Teresa Pruchniewska, 316 6th Avenue, stated, the contractor should have known the setbacks., She stated that if the homeowners wanted a bigger home, they should have bought a bigger lot. The county should not have done what they did.

Mayor-Commissioner Kennedy closed the public hearing.

**MOTION WAS MADE BY COMMISSIONER HOUSEBERG TO APPROVE THE VARIANCE.
MOTION WAS SECONDED BY JOHN BIGELOW.**

Roll Call Vote:

AYES: Wilson Houseberg, Bond, Houseberg, Kennedy

NAYS: Bigelow

4 to 1 vote

- 7. OTHER LEGISLATIVE MATTERS. None.
- 8. WORK SESSION ITEMS. None.
- 9. OTHER BUSINESS. None.
- 10. ADJOURNMENT. None

Motion was made by Commissioner Houseberg and seconded by Commissioner Wilson to adjourn at 7:42 p.m. Unanimous approval by acclamation.

Date Approved

Denise Houseberg, Mayor-Commissioner



Attest: _____
Lorin A. Kornijtschuk, City Clerk

AGENDA ITEM NO. 9 C

CONSENT AGENDA

**APPROVAL OF
Rescheduling June 11, 2024
Regular City Commission Meeting
to June 4, 2024 at 6:00 p.m.**

**CITY OF INDIAN ROCKS BEACH
CITY COMMISSION AGENDA MEMORANDUM**

MEETING OF: April 9, 2024 **AGENDA ITEM:** 9C
ORIGINATED BY: Lorin A. Kornijtschuk, City Clerk 
AUTHORIZED BY: Brently Gregg Mims, City Manager 
SUBJECT: Reschedule June 11, 2024 Regular City Commission Meeting to
June 4, 2024, 6:00 p.m.

At the request of Mayor-Commissioner Houseberg, reschedule the June 11, 2024 Regular City Commission Meeting to June 4, 2024, 6:00 p.m. There are no scheduling conflicts with the city Calendar.

Staff recommends that the City Commission approve rescheduling the June 11, 2024 Regular City Commission Meeting to June 4, 2024 at 6:00 p.m.

**AGENDA ITEM NO. 9 D
CONSENT AGENDA**

**APPROVAL OF
PROCLAMATION
Recognize April as
Autism Awareness Month**

Proclamation

IN THE NAME AND BY THE AUTHORITY OF THE CITY OF INDIAN ROCKS BEACH

WHEREAS, autism is a lifelong neurological disorder that affects 1 in 36 children, boys are four times more likely than girls to be diagnosed; and

WHEREAS, autism affects individuals in different ways and can range from very mild to severe; and

WHEREAS, autism has no racial, ethnic or social boundaries and affects citizens of all ages in our Indian Rocks Beach community; and

WHEREAS, there is no known cure for autism, early diagnosis and intervention are important for the growth and future of the individual; and

WHEREAS, hope lies within broad ranges of treatment and in an educated and informed community that is committed to providing support to individuals diagnosed with Autism Spectrum Disorders; and

NOW, THEREFORE, I, Denise Houseberg, Mayor-Commissioner of the City of Indian Rocks Beach, Florida, do hereby proclaim April 2024, as

Autism Awareness Month

in Indian Rocks Beach, Florida, and call upon all citizens to join the City in recognizing the importance of early diagnosis, intervention and support for individuals diagnosed with Autism Spectrum Disorders.



IN WITNESS WHEREOF, I, Denise Houseberg, Mayor-Commissioner, have hereunto set my hand and caused the Seal of the City of Indian Rocks Beach, Florida, to be affixed this 9th day of April, 2024.

Denise Houseberg, Mayor-Commissioner

ATTEST: _____
Lorin A. Kornijtschuk, City Clerk

**AGENDA ITEM NO. 9 E
CONSENT AGENDA**


ACCEPT/FILE


the Annual Comprehensive Financial Report for Fiscal
Year Ended September 30, 2023.

INDIAN ROCKS BEACH CITY COMMISSION

AGENDA MEMORANDUM

MEETING OF: April 9, 2024 **AGENDA ITEM:** 9E

ORIGINATED BY: Dan Carpenter, Finance Director 

AUTHORIZED BY: Brently Gregg Mims 
City Manager

SUBJECT: Accept and file the Annual Comprehensive Financial Report (ACFR) for the Fiscal Year Ending September 30, 2023.

BACKGROUND

Pursuant to Florida Statutes Section 11.45(3)(a)4, the City is required to prepare an Annual Comprehensive Financial Audit Report (ACFR) for all funds. MSL, P.A. the City's auditors, have completed their review of the financial operations for Fiscal year 2021/2022 and are submitting their report for acceptance by the City Commission.

Mr. Jeff Wolf, with MSL P.A., will present the ACFR to the City Commission. Jeff is a manager with over 17 years of experience in public accounting, governmental and not for profit accounting. Jeff provides continuing professional education services to clients, peers and government agencies throughout Florida, and is a member of the AICPA, FICPA, GFOA and FGFOA.

ANALYSIS

The auditors have reviewed the City's accounting records, internal control procedures and operations. The Finance Department has provided documentation and copies of all requested administrative and financial transactions of the previous fiscal year.

The transmittal letter and management's discussion and analysis present an overview of the City's financial condition in a non-technical format that can be better understood by individuals who do not possess an extensive knowledge of municipal accounting and finance. The annual audit process and final audit report reaffirms the credibility and professional management by the City Manager, the Finance Director, City Commission, and the entire management team of the City.

MOTION

Accept and file the Annual Comprehensive Financial Report for the Fiscal Year ending September 30, 2023, *be approved.*

**AGENDA ITEM NO. 10 A
PUBLIC HEARINGS**

**ABT 22-2024-
QUASI-JUDICIAL PROCEEDING
1309 GULF BOULEVARD- GROVE SURF AND CAFE**
Considering a 2COP Alcoholic Beverage Use Designation
*(Beer & wine. By the drink or in sealed containers for
consumption on or off premises where sold)*, for
Grove Surf and Cafe, located at 1309 Gulf Boulevard,
Indian Rocks Beach, Florida.

**CITY OF INDIAN ROCKS BEACH
CITY COMMISSION AGENDA MEMORANDUM**

FOR MEETING OF: April 9, 2024

AGENDA ITEM: 10A

SUBMITTED BY: Lorin A. Kornijtschuk, City Clerk

AUTHORIZED BY: Brently Gregg Mims, City Manager

**SUBJECT: ABT CASE NO. 22-2024 — 1309 GULF BOULEVARD
Grove Surf and Cafe**

Considering a 2COP Alcoholic Beverage Use Designation (*Beer & wine. By the drink or in sealed containers for consumption on or off premises where sold*), for Grove Surf and Café located at 1309 Gulf Boulevard Indian Rocks Beach, Florida, and legally described as Indian Beach Re-Revised, Block 30, Lots 23 and N ½ VAC ALLEY ADJ on S PER O.R. 1063/15791, 2, and 3.

BACKGROUND:

Alcoholic Beverage Use Designations are governed by Chapter 6, Alcoholic Beverages.

All alcoholic beverage licenses are under the control of the State of Florida, Division of Alcohol Beverages and Tobacco. However, municipalities have the right to enact ordinances regulating the hours of business and location of place of business and prescribing sanitary regulations thereof, of any license under the State Beverage Law within the county or corporate limits of such municipality. [F.S. 562.45(2)(a)]

On March 8, 2024, Peter Gottschling submitted a 2COP Alcoholic Beverage Designation Application (*Beer & wine. By the drink or in sealed containers for consumption on or off premises where sold*) for the establishment Grove Surf and Cafe, located at 1309 Gulf Boulevard, Indian Rocks Beach, Florida, legally described as Indian Beach Re-Revised, Block 30, Lot 23 and N ½ VAC Alley ADJ on S per O.R. 10763/1579.

Code Section 6-32 Alcoholic Beverage Use Designations are approved for a specific property location and a specific application. Any change in ownership of the establishment will require filing a new application and approval by the City Commission.

ANALYSIS:

Grove Surf and Cafe is located at 1309 Gulf Boulevard in the B-Business District. The surrounding zoning is B-Business to the north and south, R2-Medium density multifamily zoning district to the east and CT-Commercial Tourist on the west side of Gulf Boulevard.

After a review of the application by the Planning Consultant, it was determined that the Alcoholic Beverage Application is in compliance with Chapter 6, Alcoholic Beverages, Chapter 110, Zoning, and parking is shared with the other tenants in this commercial plaza.

The Pinellas County Sheriff's Office reviewed its files for Peter Gottschling, and determined there are no responsive public records. No criminal record checks were conducted for the Florida Department of Law Enforcement, other states, or the FBI.

Section 6-33, Authority of City Commission to designate locations, empowers the City Commission to designate the location and classification and to place reasonable restrictions which are deemed appropriate such as repeated or intermittent nuisance activity and/or unlawful noise levels originating from the establishment of the parking area may result in the revocation of the alcoholic beverage designation.

PUBLIC NOTIFICATION: A public meeting notice was mailed by first-class mail to the property owners within 150 feet in any direction of the subject property and posted on the property on March 25, 2024, per Code Section 2-149.

A legal notice was published in the March 27, 2024-edition, of the St. Pete Times Section of the Tampa Bay Times, for a public hearing that has been scheduled on April 9, 2024, for ABT Case No. 22-2024.

MOTION:

I move to **APPROVE/DENY** a request for an Alcoholic Beverage Use Designation 2COP (*Beer & wine. By the drink or in sealed containers for consumption on or off premises where sold*), for Grove Surf and Cafe, located at 1309 Gulf Boulevard, Indian Rocks Beach, Florida, with the following stipulation: ***Repeated or intermittent nuisance activity and/or unlawful noise levels originating from the establishment, or the parking area may result in the revocation of the alcoholic beverage designation.***

/lak



**CITY OF INDIAN ROCKS BEACH
ALCOHOLIC BEVERAGE DESIGNATION APPLICATION**

DATE: 3/8/24

APPLICANT'S NAME: Peter Gottschling / Arvo Surf + Coffee LLC

ADDRESS: 13936 106th Ave., Largo, FL 33774

PHONE NO.: 727-656-2007

CELL PHONE: 727-656-2007

E-MAIL: grovesurfandcoffee@gmail.com

DATE OF BIRTH: 06/14/1989

DRIVER'S LICENSE NO.: G324-679-89-214-0

ESTABLISHMENT NAME: Grove Surf Cafe

ADDRESS: 1309 Gulf Blvd., Indian Rocks Beach, FL 33785

PHONE NO.: 727-517-8100

WEBSITE: grovesurfandcoffee.com

LEGAL DESCRIPTION: Cafe serving coffee, tea, beer & wine, baked goods, breakfast and lunch dishes.

PARCEL ID#: 01-30-14-42030-030-0230

BEVERAGE DESIGNATION REQUESTED: 2COP: Beer and wine, consumption on premises and package sales

AFFIDAVIT

I, Peter Gottschling, hereby swear and affirm that the above information is true and correct.

Peter Gottschling
Affiant

State of Florida
County of Pinellas

SWORN TO AND SUBSCRIBED before me on this 11 day of March 2024, by Peter Gottschling (applicant), who is personally known to me or who produced N/A Personally Known as identification that he/she did execute the foregoing Affidavit.

My Commission Expires:

Emily A. Kugler
Signature of Notary Public

ABT # _____
BDMS # _____



EMILY A. KUGLER
Notary Public
State of Florida
Comm# HH261031
Expires 5/4/2026

March 11, 2024

I Peter Lopez of 1309 Gulf Blvd LLC, owner of 1309 Gulf Blvd., Indian Rocks Beach, FL 33785, consent to alcohol being served on property by tenants Arvo Surf + Coffee LLC DBA Grove Surf Cafe.

Signed Peter Lopez

Date 3/11/2024

SWORN TO AND SUBSCRIBED before me on this 11 day of March 2024, by Peter Lopez who is personally known to me or who produced _____ as identification that he/she did execute the foregoing statement.

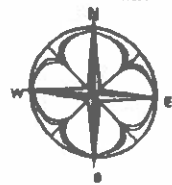
Emily Kugler
Signature of Notary Public

Commission Expires: _____



EMILY A. KUGLER
Notary Public
State of Florida
Comm# HH261031
Expires 5/4/2026

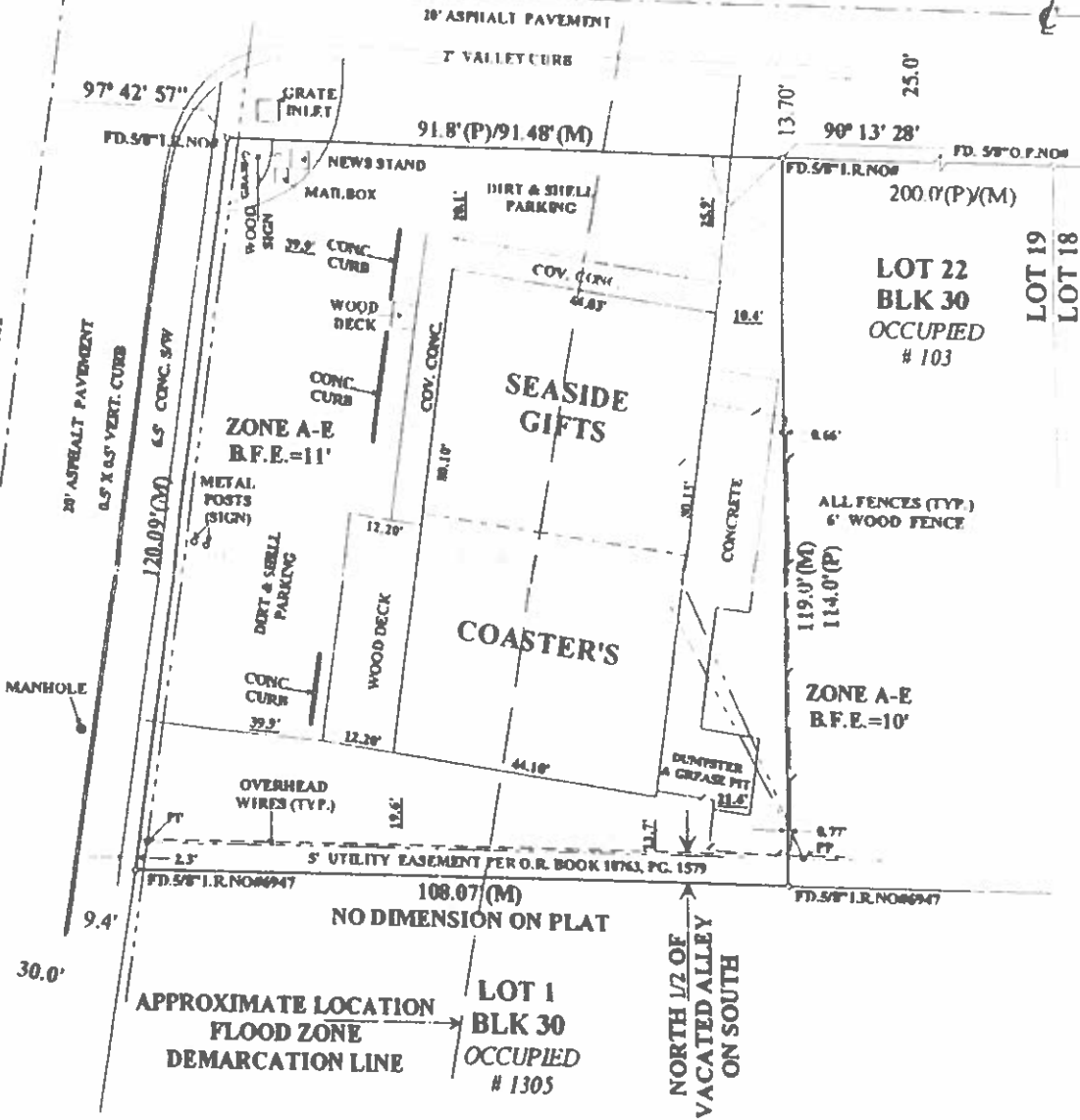
(P) = PLAT
 (F) = FIELD
 (M) = MEASURED
 (C) = CALCULATED



SCALE: 1" = 30'

1ST AVENUE SOUTH (PLAT)
 14TH AVENUE NORTH (FIELD)
 30' RIGHT-OF-WAY

GULF BOULEVARD
 60' RIGHT-OF-WAY



REVISED ADDED EASEMENT 10-17-2003

TYPE OF SURVEY : LAND OR BOUNDARY USE : PURCHASE JOB NO. 03-1356

CERTIFY TO: DIMITRIOS KRIMITSOS / CAROL KRIMITSOS / ROBERT J. KELLY, P.A. / ATTORNEYS' TITLE INSURANCE FUND, INC. /

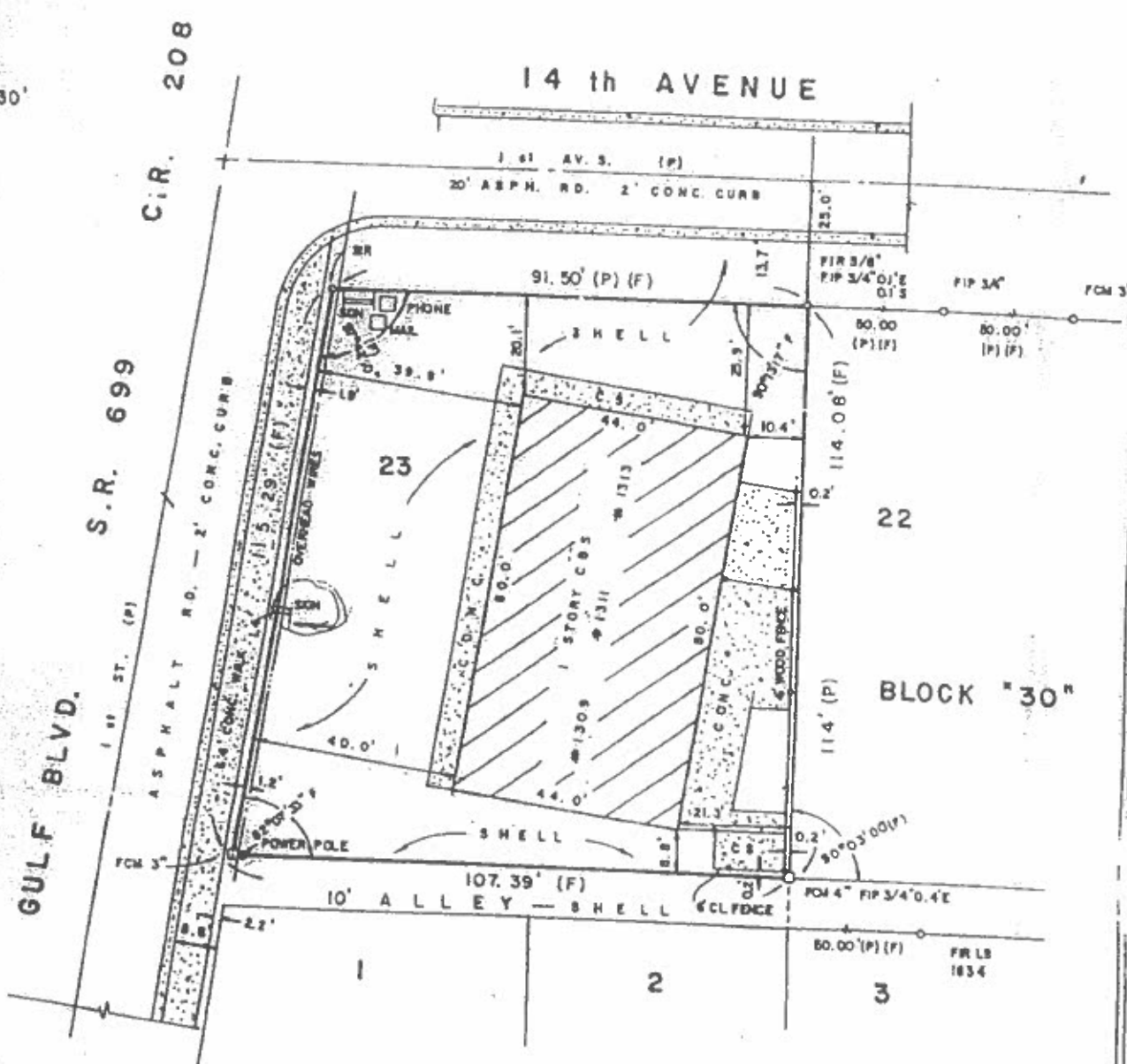
NO UNDERGROUND INSTALLATIONS OR IMPROVEMENTS HAVE BEEN LOCATED EXCEPT AS NOTED
 NO INSTRUMENTS OF RECORD REFLECTING EASEMENTS, RIGHT OF WAY, AND/OR OWNERSHIP
 WERE FURNISHED TO THIS SURVEYOR EXCEPT AS NOTED AND/OR SHOWN.

SIGNATURE: *Laura R. Perry*

CERTIFIED TO: JEFF KRUEG

TWP 30 S, RGE 14 E
PROJECT NUMBER 007-584

Use Restricted to J. Krueger, & his
person this survey is certified to.



NO ANGLES OR BEARINGS SHOWN ON PLAT.

LOT(S) 23, BLOCK 30, RE-REVISED MAP OF INDIAN BEACH
PLAT BOOK 5, PAGE(S) 6, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA.
I HEREBY CERTIFY TO THE BEST OF MY KNOWLEDGE AND BELIEF THAT THE SURVEY REPRESENTED HEREON MEETS THE TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL LAND SURVEYORS IN CHAPTER 21 HH-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027 FLORIDA STATUTES.

John O. Diehl
JOHN O. DIEHL LS 4053

NOTES AND LEGEND

- 1. THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE AND MAY BE SUBJECT TO EASEMENTS, RESTRICTIONS, RIGHTS-OF-WAY AND OTHER MATTERS OF RECORD.
- 2. ELEVATIONS (IF SHOWN) ARE BASED ON NATIONAL GEODETIC VERTICAL DATUM (NGVD) OF 1929.
- 3. FIELD MEASURED BEARINGS (F) ARE BASED ON THE RIGHT OF WAY LINE OF
- 4. SURVEY NOT VALID UNLESS EMBOSSED WITH SURVEYORS SEAL.
- 5. NO UNDERGROUND ENCROACHMENTS OR IMPROVEMENTS WERE LOCATED.
- 6. RE-USE OF THIS SURVEY FOR PURPOSES OTHER THAN...



Parcel Summary (as of 14-Mar-2024)				Parcel Map
Parcel Number 01-30-14-42030-030-0230				
Owner Name 1309 GULF BLVD LLC				
Property Use 1121 Strip Store - (2 or more stores)				
Site Address 1311 GULF BLVD INDIAN ROCKS BEACH, FL 33785				
Mailing Address 1309 GULF BLVD INDIAN ROCKS BEACH, FL 33785-2748				
Legal Description INDIAN BEACH RE-REVISED BLK 30, LOT 23 AND N 1/2 VAC ALLEY ADJ ON S PER O.R. 10763/1579				
Current Tax District INDIAN ROCKS BEACH (IRB)				
Year Built 1969				
Heated SF	Gross SF	Living Units	Buildings	
3,600	4,250	0	1	

Exemptions

Year	Homestead	Use %	Status	Property Exemptions & Classifications
2025	No	0%		No Property Exemptions or Classifications found. Please note that Ownership Exemptions (Homestead, Senior, Widow/Widower, Veterans, First Responder, etc... will not display here).
2024	No	0%		
2023	No	0%		

Miscellaneous Parcel Info

Last Recorded Deed	Sales Comparison	Census Tract	Evacuation Zone	Flood Zone	Elevation Certificate	Zoning	Plat Bk/Pg
14743/0610		121030276031	A	Current FEMA Maps	Check for EC	Zoning Map	5/6


2023 Final Values

Year	Just/Market Value	Assessed Value/SOH Cap	County Taxable Value	School Taxable Value	Municipal Taxable Value
2023	\$675,000	\$675,000	\$675,000	\$675,000	\$675,000

Value History (yellow indicates corrected value)

Year	Homestead Exemption	Just/Market Value	Assessed Value/SOH Cap	County Taxable Value	School Taxable Value	Municipal Taxable Value
2022	N	\$645,000	\$645,000	\$645,000	\$645,000	\$645,000
2021	N	\$615,000	\$615,000	\$615,000	\$615,000	\$615,000
2020	N	\$635,000	\$635,000	\$635,000	\$635,000	\$635,000
2019	N	\$626,000	\$626,000	\$626,000	\$626,000	\$626,000

2023 Tax Information

 Do not rely on current taxes as an estimate following a change in ownership. A significant change in taxable value may occur after a transfer due to a loss of exemptions, reset of the Save Our Homes or 10% Cap, and/or market conditions. Please use our **Tax Estimator** to estimate taxes under new ownership.

Tax Bill	2023 Millage Rate	Tax District
View 2023 Tax Bill	15.7912	(IRB)

Sales History

Sale Date	Price	Qualified / Unqualified	Vacant / Improved	Grantor	Grantee	Book / Page
02-Nov-2005	\$800,000	Q	I	KRIMITSOS DIMITRIOS	1309 GULF BLVD LLC	14743/0610
20-Oct-2003	\$100	U	I	MARRA JOHN ROBERT	KRIMITSOS, DIMITRIOS	13160/0497
20-Oct-2003	\$465,000	U	I	MARRA JOHN ROBERT PR	KRIMITSOS, DIMITRIOS	13160/0493
29-Jan-1986	\$220,000	Q		JOHNSON LLOYD L	MARRA CKARA	06159/2155

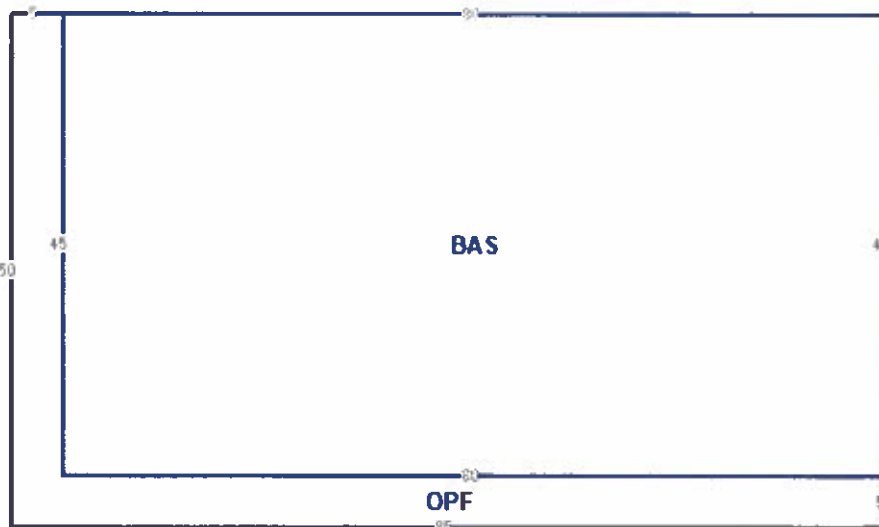
2023 Land Information

Land Area: 0.2845 acres | 12,393 sf Frontage and/or View: None Seawall: No

Property Use	Land Dimensions	Unit Value	Units	Method	Total Adjustments	Adjusted Value
Stores, 1 Story	119x101.9	\$55	12,126	SF	1.0000	\$666,930

2023 Building 1 Structural Elements and Sub Area Information

Structural Elements	Sub Area	Heated Area SF	Gross Area SF
Foundation: Spread/Mono Footing	Base (BAS)	3,600	3,600
Floor System: Slab On Grade	Open Porch (OPF)	0	650
Exterior Walls: Concrete Blk/Stucco	Total Area SF	3,600	4,250
Unit Stories: 1			
Roof Frame: Prestress Concrete			
Living Units: 0			
Roof Cover: Built Up/Composition			
Year Built: 1969			
Building Type: Shopping Centers			
Quality: Average			
Floor Finish: Carpet Combination			
Interior Finish: Dry Wall			
Cooling: Heat & Cooling Pkg			
Fixtures: 16			
Effective Age: 38			



2023 Extra Features

Description	Value/Unit	Units	Total Value as New	Depreciated Value	Year
ASPHALT	\$4.00	4,400.0	\$17,600	\$17,600	0
PATIO/DECK	\$14.00	384.0	\$5,376	\$2,903	2006
SHED	\$40.00	80.0	\$3,200	\$3,104	2021

Permit Data

Permit information is received from the County and Cities. This data may be incomplete and may exclude permits that do not result in field reviews (for example for water heater replacement permits). We are required to list all improvements, which may include unpermitted construction. Any questions regarding permits, or the status of non-permitted improvements, should be directed to the permitting jurisdiction in which the structure is located.

Permit Number	Description	Issue Date	Estimated Value
201800914	SHED	03/18/2019	\$2,275
201700750	ADDITION/REMODEL/RENOVATION	11/30/2017	\$118,000
201700579	DEMOLITION	07/31/2017	\$1,100
201700310	ROOF	04/25/2017	\$16,000
200600102	HEAT/AIR	04/04/2006	\$3,600
200600139	ADDITION/REMODEL/RENOVATION	03/07/2006	\$17,425
200300168	PATIO/DECK	04/17/2003	\$500
9900403	ROOF	11/23/1999	\$5,200
9717	ROOF	04/04/1997	\$5,200



[Department of State](#) / [Division of Corporations](#) / [Search Records](#) / [Search by Registered Agent Name](#) /

Detail by Registered Agent Name

Florida Limited Liability Company
ARVO SURF + COFFEE LLC

Filing Information

Document Number	L19000227451
FE/EIN Number	84-2859414
Date Filed	09/09/2019
Effective Date	09/01/2019
State	FL
Status	ACTIVE
Last Event	REINSTATEMENT
Event Date Filed	02/01/2022

Principal Address

7370 GULF BLVD
ST PETE BEACH 33706 FL

Mailing Address

13936 106th Ave
Largo, FL 33774

Changed: 04/08/2023

Registered Agent Name & Address

GOTTSCHLING, PETER WILLIAM, IV
13936 106th Ave
Largo, FL 33774

Name Changed: 02/05/2024

Address Changed: 02/05/2024

Authorized Person(s) Detail

Name & Address

Title MGR

GOTTSCHLING, PETER W, JR
13936 106TH AVENUE
LARGO, FL 33774

Title MGR

MAGNESS, LINDSEY M
13936 106TH AVENUE
LARGO, FL 33774

Annual Reports

Report Year	Filed Date
2022	02/01/2022
2023	04/08/2023
2024	02/05/2024

Document Images

02/05/2024 -- ANNUAL REPORT	View image in PDF format
04/08/2023 -- ANNUAL REPORT	View image in PDF format
02/01/2022 -- REINSTATEMENT	View image in PDF format
07/21/2020 -- ANNUAL REPORT	View image in PDF format
09/09/2019 -- Florida Limited Liability	View image in PDF format



PINELLAS COUNTY SHERIFF'S OFFICE

03/15/2024

To whom it may concern,

The Pinellas County Sheriff's Office received a public records request from you on March 15, 2024. Your request mentioned:

"In accordance with the requirements of Chapter 6-32 of the Indian Rocks Beach Code of Ordinances, please conduct a Pinellas County records check on Peter Gottschling.

RE: Peter Gottschling

DOB: 06/14/1989

DL: G324-679-89-214-0

White Male"

The Pinellas County Sheriff's Office has reviewed its files. Attached please find the records responsive to your public records request.

Sincerely,
Lindsey Petruzzi
Records Technician I
Records Division

	RELATIONSHIP	CASE NUMBER	TYPE	DATE INITIATED	DESCRIPTION
1	SUBJECT	SO10-234219	FIR	08/18/2010	NON RESIDENTS SEEN HANGING OUT ON BOAT DOCK
2	OTHER	05-224743	INVESTIGATION	09/10/2005	CRASH REPORT - SEMINOLE BLVD & PARK BLVD SEMINOLE FL (Central / SEMINOLE / 518 / SQ3 / SMIC)

March 19, 2024

Lorin A. Kornijtschuk, Interim City Clerk
City of Indian Rocks Beach
1507 Bay Blvd.
Indian Rocks Beach, FL 33785

**RE: Grove Surf Cafe
1309 Gulf Boulevard
2 COP Alcoholic Beverage License Designation**

Dear Lorin,

I have reviewed the application for **Grove Surf Cafe** located at 1309 Gulf Blvd for a 2COP Acholic Beverage License Designation and found the application is in compliance with Chapter 6 Alcoholic Beverages and Chapter 110-131 (6) b. Permitted uses of the Indian Rocks Beach Code of Ordinances.

The overall commercial uses and parking for the building at 1309 Gulf Blvd were reviewed for compliance with the parking provided for this site. There is adequate parking on site for this use.

Sincerely,



Hetty C. Harmon, AICP
Senior Planner



AGENDA ITEM NO. 11 A

OTHER LEGISLATIVE MATTERS

RESOLUTION NO. 2024-03.

A Resolution of the City Commission of the City of Indian Rocks Beach, Florida, appointing a member of the City Commission to serve as Vice Mayor-Commissioner; and providing for an effective date

**CITY OF INDIAN ROCKS BEACH
CITY COMMISSION AGENDA MEMORANDUM**

MEETING OF: April 9, 2024

AGENDA ITEM: 11 A

ORIGINATED FROM: Lorin A. Kornijtschuk, City Clerk

AUTHORIZED BY: Brently Gregg Mims, City Manager

SUBJECT: **RESOLUTION NO. 2024-03.**
Appointment of Vice Mayor-Commissioner

BACKGROUND:

Charter Section 4.4 authorizes the City Commission to appoint a Vice Mayor-Commissioner from among the members of the City Commission at its first regular meeting following certification each year.

The duties of the Vice Mayor-Commissioner shall be to preside over the meetings of the City Commission during the absence of the Mayor-Commissioner, and in general, in the absence or the incapacity of the Mayor-Commissioner, he or she shall do and perform those acts and things provided in the City Charter to be done by the Mayor-Commissioner.

ANALYSIS:

The City Commission should appoint a member of the City Commission to serve as Vice Mayor-Commissioner, which term shall commence on April 9, 2024, and shall expire on the newly elected City Commission's first meeting following certification of the March 11, 2025, Municipal General Election results.

MOTION:

I move to **APPROVE/DENY** to appoint Janet Wilson to serve as Vice Mayor-Commissioner effective April 9, 2024, and until the first meeting of the newly elected City Commission following certification of the March 11, 2025 Municipal General Election results.

/lak

**CITY OF INDIAN ROCKS BEACH
RESOLUTION NO. 2024-03**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF INDIAN ROCKS BEACH, FLORIDA, APPOINTING A MEMBER OF THE CITY COMMISSION TO SERVE AS VICE MAYOR-COMMISSIONER; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Charter Section 4.4 authorizes the City Commission to appoint a Vice Mayor-Commissioner from among the members of the Commission at its first regular meeting following certification each year; and

WHEREAS, the duties of the Vice Mayor-Commissioner shall be to preside over the meetings of the City Commission during the absence of the Mayor-Commissioner, and in general, in the absence or the incapacity of the Mayor-Commissioner, he or she shall do and perform those acts and things provided in the City Charter to be done by the Mayor-Commissioner; and

WHEREAS, the Indian Rocks Beach City Commission desires to appoint a Vice Mayor-Commissioner.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF INDIAN ROCKS BEACH, FLORIDA, DOES HEREBY RESOLVE, that:

Section 1. Janet Wilson is hereby appointed to serve as Vice Mayor-Commissioner.

Section 2. Said term shall commence on April 9, 2024, and shall expire on the City Commission's first regular meeting following certification of the March 11, 2025, Municipal Election results.

Section 3. This resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this 9th day of April 2024, by the City Commission of the City of Indian Rocks Beach, Florida.

Denise Houseberg, Mayor-Commissioner

ATTEST: _____
Lorin A. Kornijtschuk, City Clerk

/lak

AGENDA ITEM NO. 11 B

OTHER LEGISLATIVE MATTERS

RESOLUTION NO. 2024-04.

A Resolution of the City Commission of the City of Indian Rocks Beach, Florida, appointing a voting delegate and first and second alternate voting delegates to represent the City of Indian Rocks Beach at the Barrier Islands Governmental Council (BIG-C) Meetings; and providing for an effective date.

**CITY OF INDIAN ROCKS BEACH
CITY COMMISSION AGENDA MEMORANDUM**

MEETING OF: April 9, 2024

AGENDA ITEM: 11 B

ORIGINATED FROM: Lorin A. Kornijtschuk, City Clerk

AUTHORIZED BY: Brently Gregg Mims, City Manager

SUBJECT: **RESOLUTION NO. 2024-04.**
Appointing voting delegates to represent the City of Indian Rocks Beach at the Barrier Islands Governmental Council (BIG-C) Meetings.

BACKGROUND: The BIG-C By-Laws, Article III, Section 2, Representation, states that all elected officials of each municipality shall be members of the council, one of whom shall be appointed by the municipality as the voting delegate. Each municipality may appoint other elected officials as alternate voting delegates. Each municipality shall designate their delegates in writing.

Delegate #1 - Name - Voting Delegate.

Delegate #2 - Name - Alternate to Delegate #1.

Delegate #3 - Name - Alternate to Delegate #2.

An alternate voting delegate may vote when the voting delegate is absent. Each city is entitled to one vote.

The object of the BIG-C is to stimulate communications between the barrier island cities to focus on problems common to all, including but not limited to: tourism, recycling, public transportation, beach preservation, renourishment and access, marine environment, air and water quality, public safety, density management, waterway regulation, taxation based on permanent residents and average transient population, to unite and be able to have one voice addressing the county, state, and federal governments while respecting the individuality of each.

April, 2023 - March, 2024 - Voting Delegates

Mayor-Commissioner Joanne Moston Kennedy - Voting Delegate

Commissioner Joe McCall -1st Alternate

Commissioner Denise Houseberg - 2nd Alternate

ANALYSIS: The City Commission needs to appoint a voting delegate and two alternate voting delegates to the BIG-C.

The BIG-C meetings are held the last Wednesday of each month at 9:00 a.m., with the location rotating between the membership cities.

MOTION: I move to **APPROVE/DENY** Resolution No. 2024-04, appointing **Mayor Denise Houseberg** as the City's voting delegate, at the BIG-C meetings, **with Vice-Mayor Commissioner Janet Wilson** as the first alternate voting delegate, and **Commissioner Jude Bond** as the second alternate voting delegate.

/lak

**CITY OF INDIAN ROCKS BEACH
RESOLUTION NO. 2024-04**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF INDIAN ROCKS BEACH, FLORIDA, APPOINTING A VOTING DELEGATE AND FIRST AND SECOND ALTERNATE VOTING DELEGATES TO REPRESENT THE CITY OF INDIAN ROCKS BEACH AT THE BARRIER ISLANDS GOVERNMENTAL COUNCIL (BIG-C) MEETINGS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the object of the Barrier Islands Governmental Council (BIG-C) is to stimulate communications between the barrier islands cities to focus on problems common to all, including but not limited to: tourism, recycling, public transportation, beach preservation, renourishment and access, marine environment, air and water quality, public safety, density management, waterway regulation, taxation based on permanent residents and average transient population, to unite and be able to have one voice addressing the county, state, and federal governments while respecting the individuality of each; and

WHEREAS, the BIG-C By-Laws, Article III, Section 2. Representation, states that all elected officials of each municipality shall be members of the council, one of whom shall be appointed by the municipality as the voting delegate. Each municipality may appoint any other elected official as alternate voting delegates. Each municipality shall designate their delegates in writing; and

WHEREAS, the City Commission desires to appoint members of the City Commission to represent the City at the BIG-C Meetings.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF INDIAN ROCKS BEACH, FLORIDA, DOES RESOLVE, that

Section 1. The City Commission hereby appoints **Denise Houseberg** as the City's voting delegate at the BIG-C Meetings, and appoints **Janet Wilson** as the 1st alternate voting delegate and Commissioner **Jude Bond** as the 2nd alternate voting delegate.

Section 2. This resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this 9th day of April 2024, by the City Commission of the City of Indian Rocks Beach, Florida.

Denise Houseberg, Mayor-Commissioner

ATTEST: _____
Lorin A. Kornijtschuk, City Clerk

/lak

AGENDA ITEM NO. 12

WORK SESSION

DISCUSSION

**Establishing the appointments of electors to
serve on the Charter Review Committee.**

**CITY OF INDIAN ROCKS BEACH
CITY COMMISSION AGENDA MEMORANDUM**

MEETING OF: April 9, 2024

AGENDA ITEM: 12 A

ORIGINATED FROM: Lorin A. Kornijtschuk, City Clerk

AUTHORIZED BY: Brently Gregg Mims, City Manager

SUBJECT: **DISCUSSION** of appointing a Charter Review Committee.

BACKGROUND:

Section 15.4. - Charter review committee.

- (a) The city commission shall appoint a charter review committee no sooner than five (5) years and no greater than ten (10) years beginning in January, 2014. The city commission, by resolution, shall establish membership, appointment and procedures of the Charter review committee.
- (b) The charter review committee will meet no later than thirty (30) days after appointment for the purpose of organization and shall elect a chair and vice chair from among its members. Further meetings of the charter review committee shall be held at the call of the chair. All meetings shall be open to the public. A majority of members shall constitute a quorum.
- (c) The charter review committee shall review the charter of the city and applicable county, state and federal statutes and laws in order to recommend amendments to the city Charter, if any. The charter review committee shall complete its review and submit its report to the city commission no later than six (6) months after the original appointment of the committee. Included in the report shall be any proposed amendments to the Charter. After review of the report by the city commission, the city commission may call for a referendum election on the proposed amendments, if any, in accordance with the general election laws of the State of Florida. Passage of amendments shall require approval of a majority of electors voting in said election on such amendment.

(Ord. No. 2003-33, § 2, 11-2-2004; Ord. No. 2014-43, § 2, 3-10-2015; Ord. No. 2014-44, § 2, 3-10-2015)

ANALYSIS:

As set forth in the City Charter, the City Commission must appoint a Charter Review Committee by January 2024.

Staff recommends that the City Commission discuss the establishment of the Charter Review Committee, and establish criteria for membership, appointment process and procedures or review process for inclusion in the development of a proposed ordinance for City Commission consideration.

Staff recommends that the City Commission take legislative action to establish the Charter Review Committee. Within this action, the City Commission must establish criteria for membership, set forth the process for the appointment of members and provide procedural or process for the Committee's utilization.

Per City Commission direction, staff will draft an ordinance for City Commission consideration incorporating the required criteria.

AGENDA ITEM NO. 13

OTHER BUSINESS

AGENDA ITEM NO. 14

ADJOURNMENT