



TOWN OF BELLEAIR SHORES
Town Meeting – 4:00 p.m.
Tuesday, December 19, 2023
City of Belleair Bluffs Mayors Conference Room
Minutes

Present upon roll call: Commissioner Tolbert, Commissioner Storie, Commissioner Niewiarowski, Vice Mayor Blume, Mayor Schmidt, and Attorney Kardash.

Consideration to Approve Agenda

Vice Mayor Blume moved to approve the agenda, seconded by Commissioner Tolbert. The voice vote was unanimous.

Comments from the Public on any Agenda Item

None

Approval of Meeting Minutes – July 18, 2023, September 6, 2023, Correction to September 15, 2023, November 15, 2023

Commissioner Storie moved to approve the minutes and the correction, seconded by Commissioner Tolbert. The voice vote was unanimous.

Sheriff's Report – November 2023

Corporal Bush reviewed the November report with the Commission. Vice Mayor Blume commented the requirement is one hour after sunset the gates need to be closed and asked to have this passed along to the other deputies.

Code Enforcement Report

Deputy Trump introduced himself as he is the new Code Enforcement Officer for Belleair Shores. Vice Mayor Blume asked how many hours a week will he be conducting Code Enforcement, Deputy Trump stated one hour per week. The code enforcement hours will be reviewed. Attorney Kardash stated she will schedule a meeting with Deputy Trump and Captain Liner to review ticket books, etc.

Treasurers Report

Town Clerk Palmer explained she was not sure what reports the Commission would like. After discussion, the report was tabled until the next meeting. Town Clerk Palmer will bring the correct reports to that meeting. The reports will be for September, October, November, and December 2023.

Counsel Report

Attorney Kardash stated it is a busy month, she has been helping the new Town Clerk and stated the Clerk is doing a good job.

Public Hearing

Mayor Schmidt opened the Public Hearing.

Second Reading and Advertised Public Hearing – Ordinance 2023-05 Election Ordinance

Attorney Kardash read Ordinance 2023-05 by title in both English and Spanish. Mayor Schmidt asked for any public comment. No comments were heard. Commissioner Tolbert moved to adopt Ordinance 2023-05 on second reading, seconded by Commissioner Storie. The voice vote was unanimous.

Second Reading and Advertised Public Hearing – Ordinance 2023-02 Smoking Ban on Beach and Access Areas

Attorney Kardash read Ordinance 2023-02 by title. Mayor Schmidt asked for any public comment. No comments were heard. Vice Mayor Blume moved to adopt Ordinance 2023-02 on second reading, seconded by Commissioner Niewiarowski . The voice vote was unanimous.

Second Reading and Advertised Public Hearing – Ordinance 2023-03 Increasing Parking Fines

Attorney Kardash read Ordinance 2023-03 by title. Mayor Schmidt asked for any public comment. No comments were heard. Commissioner Storie moved to adopt Ordinance 2023-03 on second reading, seconded by Commissioner Tolbert. The voice vote was unanimous.

Mayor Schmidt closed the Public Hearing.

IT Services

Town Clerk Palmer addressed the Commission, asking for approval of White Hat Services for help when needed. After discussion, Vice Mayor Blume moved to approve this contract, seconded by Commissioner Tolbert. The voice vote was unanimous.

Website Services

Town Clerk Palmer explained to the Commission the need for this service and to get the website into compliance. The town will be piggybacking off the Town of Redington Shores contract. After discussion, Vice Mayor Blume moved to approve this contract up to \$2,150.00 for the year, seconded by Commissioner Tolbert. The voice vote was unanimous.

Discussion – Legal Expenses for Litigation with the Past Belleair Beach Mayor

Attorney Kardash stated \$23,075.50 was for State Litigation; Federal litigation \$2,080.00 and for County Court Code Enforcement, \$8,687.50. Commissioner Storie stated there is an Interlocal Agreement that implies the bill would be the responsibility of Belleair Beach and would like to discuss. Attorney Kardash explained the Statutory Process that would need to be followed. After further discussion, Commissioner Storie moved to send a request to Belleair Beach regarding the litigation balance pursuant to the agreement, seconded by Vice Mayor Blume. Discussion ensued regarding possible pending litigation. After discussion, the voice vote was unanimous.

Proof of Sign

Mayor Schmidt explained the Ordinance has been approved, so things can move forward now with the sign. Commissioner Storie supplied the Commission with a proof of the sign. Attorney Kardash stated that under the no smoking on the sign it is pursuant to the Ordinance passage number, it should be Section 30-59 of the code. Commissioner Storie supplied the Commission with a proof of the sign. The Commission discussed using the Erosion Control Line vs Mean High Water Mark. Commissioner Storie moved to approve both signs and consolidate to one, seconded by Commissioner Niewiarowski. The voice vote was unanimous.

Approval of Second Amendment to Waste Connections Contract

The Commission discussed what is in the budget for this and the possibility of going out for bids in the future. After discussion Vice Mayor Blume moved to approve the Second Amendment, seconded by Commissioner Storie. The voice vote was unanimous.

Miscellaneous

None

Mayor/Commissioner Comment on Non-Agenda Items

Commissioner Storie updated the Commission on the originating company who brought in all the sand that was used in Indian Rocks Beach and Belleair Beach. The town can have sand delivered here to any address, each resident would need to be notified, the cost is \$840.00 per 22 tons. The company that was used in Treasure Island charged 1/10th of the cost. Discussion ensued regarding if the town would do this project as the town, or everyone would complete it on their own. Attorney Kardash stated permits would be needed and the law complied with. Attorney Kardash stated the ARPA money could be used for this project. The funds need to be used by next year. Town Clerk Palmer will check to see what the amount of the funds are.

Public Comments on Non-Agenda Items

Deputy Trump asked regarding the signage discussed earlier, it they would be enforcing the Mean High-Water Mark or the Erison Control line? Attorney Kardash stated Captain Liner has been enforcing the Mean High-Water Mark.

Mayor Schmidt announced he has been Mayor/Commissioner for three months short of thirty years and based on the new Form 6 he has decided to resign as Mayor effective December 29, 2023. It was a very tough decision. Mayor Schmidt submitted his letter for the record. Mayor Schmidt offered help to anyone.

Town Clerk Palmer announced that Vice Mayor Blume and Commissioner Tolbert qualified for the March 2024 Election and are elected unopposed. There will be no election. Two seats will need to be appointed at the next meeting. Attorney Kardash stated she will not be here for the next meeting but will have Attorney Daniel Lewis here for the meeting. The next meeting will be January 17, 2024, at 6:00 p.m.

Meeting adjourned.

Respectfully submitted,



Town Clerk
Mary Palmer, MMC