

**MINUTES — SEPTEMBER 22, 2021  
CITY OF INDIAN ROCKS BEACH  
SPECIAL CITY COMMISSION MEETING**

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The City of Indian Rocks Beach Special City Commission Meeting was held on **WEDNESDAY, SEPTEMBER 22, 2021.**

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

**PRESENT:** Mayor-Commissioner Joanne Moston Kennedy, Vice Mayor-Commissioner Joe McCall, Commissioner Philip J. Hanna, Commissioner Denise Houseberg, and City Manager Brently Gregg Mims.

**OTHERS PRESENT:** Acting City Attorney Jeremy Simon, City Clerk Deanne B. O'Reilly, MMC, and Finance Director Daniel A. Carpenter, CGFO.

**ABSENT:** Commissioner Edward G. Hoofnagle.

*(To provide continuity for research, items are listed in agenda order although not necessarily discussed in that order.)*

**FISCAL YEAR 2021-2022 BUDGET PUBLIC HEARINGS:**

- 1A. FISCAL YEAR 2021-2022 BUDGET PUBLIC HEARINGS:  
ORDINANCE NO. 2021-03 — PUBLIC HEARING / SECOND AND FINAL  
READING. Adopting the final levying of ad valorem taxes for the City of Indian  
Rocks Beach, Pinellas County, Florida, Fiscal Year 2021/2022; providing for  
notification of requisite government authorities; and providing for an effective  
date.**

*[Beginning of Staffing Report]*

**BACKGROUND:**

The City Commission previously established the proposed millage rate for Fiscal Year 2021/22 at 1.8326 mills, with no change to the previous fiscal year millage rate. The current millage rate has been in place since 2019. The millage rate was reduced at that time from 1.93 to 1.8326.

**ANALYSIS:**

With a millage rate of 1.8326, the total estimated tax collection is \$2,551,610 based on a 97% collection rate. For Fiscal Year 2021/22, a millage rate of 1.8326 is 7.41% higher than the roll back rate of 1.7062. The proposed millage rate of 1.8326 remains one of the lowest in Pinellas County. Currently, millage rates in Pinellas County range from 0.5823 to 6.7550.

*[End of Staffing Report]*

Acting City Attorney Simon read Ordinance No. 2021-03 in its entirety for the second and final reading.

City Manager Mims introduced Ordinance No. 2021-03. He stated the current millage rate of 1.8326 has been in place since 2019. He said all property owners have received their Trim Notice, which clearly explains the tax increases.

City Manager Mims reviewed the City's portion of the property tax bill of several residences, with most going up approximately between \$30 to \$50 for homesteaded properties.

Mayor-Commissioner Kennedy opened the public hearing. Seeing and/or hearing no one wishing to speak, the public hearing was closed.

***MOTION MADE COMMISSIONER HANNA, SECONDED BY COMMISSIONER HOUSEBERG, TO APPROVE ORDINANCE NO. 2021-03, ON SECOND AND FINAL READING, ADOPTING THE FINAL LEVYING OF AD VALOREM TAXES FOR THE CITY OF INDIAN ROCKS BEACH, PINELLAS COUNTY, FLORIDA, FY2022 AT 1.8326.***

***ROLL CALL VOTE:***

***AYES: McCALL, HOUSEBERG, HANNA, KENNEDY***

***NAYS: NONE***

***ABSENT: HOOFNAGLE***

***THE MOTION CARRIED UNANIMOUSLY.***

**1B. ORDINANCE NO. 2021-04 — PUBLIC HEARING / SECOND AND FINAL READING.** Adopting a budget for Fiscal Year 2021/2022; making appropriations and operating expenditures for Fiscal Year 2021/2022; providing for notification of requisite government authorities; and providing for an effective date.

*[Beginning of Staffing Report]*

**BACKGROUND:**

The City Commission reviewed the City Manager's Proposed Budget for Fiscal Year 2021/22 at a Budget Work Session on July 20, 2021. Prior to the Budget Work Session, the City Manager and Finance Director met with each member of the City Commission to brief them on the Proposed Budget. In addition, the City of Indian Rocks Beach Finance and Budget Committee met on July 14, 2021, and unanimously endorsed the Proposed Budget.

The City Manager and Finance Director made presentations, which provided an overview of the Fiscal Year 2021/22 Program Budget, and together, the City Commission and staff reviewed all aspects of the Proposed Budget in detail. The Final Budget for Fiscal Year 2021/22 is the result of a consensus by the City Commission from the July Budget Work Session.

### **ANALYSIS:**

The Final Budget is balanced in all funds and presents a comprehensive plan for providing services during the coming fiscal year. With the approval of the Final Budget for Fiscal Year 2021/22, the City will establish a spending plan for Fiscal Year 2021/22 and provide approval for the City Manager to implement the plan.

#### *[Ending of Staffing Report]*

Acting City Attorney Simon read Ordinance No. 2021-04 in its entirety for the second and final reading.

City Manager Mims introduced Ordinance No. 2021-04 and gave a brief overview of the FY2022 Budget and the 5-Year Capital Improvement Plan.

City Manager Mims stated the FY2021 Budget is \$3.7 Million, and the FY2022 is \$3.9 Million, saying that the FY2022 Budget increased by \$220,590, of that \$152,500 is equipment.

City Manager Mims stated the City's process to prepare the budget starts with working with the City Commission and public from the millage rate to the proposed document to the details of projects listed in the CIP. He stated the City did not receive a single object on the budget, so he thinks it speaks well to the City's process and the openness that the City has with the public.

City Manager Mims thanked the City Commission, staff, and particularly the Finance Director for all his help preparing the FY2022 Budget. He thanked the public for the positive support that the City has had with its budgets.

Mayor-Commissioner Kennedy stated that since the eight years that City Manager Mims had been here, he has reduced the number of employees, tweaked things for the better, runs a very tight ship, and has received great audits.

Mayor-Commissioner Kennedy opened the public hearing. Seeing and/or hearing no one wishing to speak, the public hearing was closed.

Acting City Attorney Simon read Ordinance No. 2021-04 in its entirety for the second and final reading.

City Manager Mims introduced Ordinance No. 2021-04 and gave a brief overview of the FY2022 Budget and the 5-Year Capital Improvement Plan.

City Manager Mims stated the FY2021 Budget is \$3.7 Million and the FY2022 is \$3.9 Million, stating that the FY2022 Budget increased \$220,590, of that \$152,500 is equipment.

City Manager Mims stated the City's process to prepare the budget working with the City Commission, staff, and the public from the millage rate to the proposed document to the details of projects listed in the CIP. The City did not receive a single objection on the budget. He thinks it speaks well to the process of the City's use and the openness that the City has with the public.

City Manager Mims thanked the City Commission, staff, and particularly the Finance Director for all his help with preparing the FY2022 Budget. He thanked the public for their positive support that the City has had with their budgets.

Mayor-Commissioner Kennedy stated since the eight years that City Manager Mims has been here, he has reduced the number of employees, he tweaks this for the better, he runs a very tight ship, and the City has been receiving great audits.

Mayor-Commissioner Kennedy opened the public hearing. Seeing and/or hearing no one wishing to speak, the public hearing was closed.

***MOTION MADE BY VICE-MAYOR McCALL, SECONDED BY COMMISSIONER HOUSEBERG, TO APPROVE ORDINANCE NO. 2021-04, ON SECOND AND FINAL READING, ADOPTING A BUDGET FOR FISCAL YEAR 2021/2022; MAKING APPROPRIATIONS AND OPERATING EXPENDITURES FOR FISCAL YEAR 2021/2022; PROVIDING FOR NOTIFICATION OF REQUISITE GOVERNMENT AUTHORITIES; AND PROVIDING FOR AN EFFECTIVE DATE.***

***ROLL CALL VOTES:***

***AYES: HANNA, HOUSEBERG, McCALL, KENNEDY***

**NAYS: NONE**  
**ABSENT: HOOFNAGLE**

**MOTION CARRIED UNANIMOUSLY.**

- 2A. ORDINANCE NO. 2021-05 — PUBLIC HEARING / SECOND AND FINAL READING.** An Ordinance of the City of Indian Rocks Beach amending Chapter 50 – “Solid Waste”, setting the minimum fee for large or abnormal trash collection; providing for severability; requiring removal of yard waste created or collected by third parties; establishing a fee relating to the provision of a replacement or supplemental trash can; increasing the fees and charges relating to the pickup of trash and garbage; providing for applicability; providing for inclusion in city ordinances; providing for severability; and providing for an effective date.

*[Beginning of Staffing Report]*

**BACKGROUND:**

The City continues to maintain a high service level of residential and commercial solid waste program that benefits all citizens. Services includes a recycling program, curbside pick up, and yard waste disposal. The fee schedule for the collection and disposal of solid waste of the City is addressed in Section 50-91 of the Code of Ordinances. The goal or emphasis of any solid waste rate increase is to adjust rates to allow for the Solid Waste Fund to generate adequate income to satisfy annual cost requirements and provide for minimal operating reserves of 3 months within the fund.

**ANALYSIS:**

Through operating efficiencies, the City has been able to maintain the same solid waste rates from 2019 until today. A review of the solid waste fund revenue and expenditures was performed during the July 20, 2021 City Commission Budget Work Session. Based on the most up-to-date data and economic factors available, adjustments were recommended to the current solid waste fees. Key areas include the generation of adequate annual operating income, significant increases in costs associated with curbside recycling, future capital equipment replacement costs, and the accumulation of operating reserves within the fund.

The FY 2022 Tentative Budget reflects increases in monthly residential and commercial solid waste rates of 6.00%. The current \$27.81 per month charge for residential solid waste is recommended to increase to \$29.48. For commercial solid waste customers, rates are recommended to increase 6% in the Tentative FY 2022 Budget.

*[End of Staffing Report.]*

City Attorney Simon read Ordinance No. 2021-05 by title only.

City Manager Mims introduced the Ordinance No. 2021-05. He said this is first increase to solid waste fees since 2019. The increase is due to the rate increase in Pinellas County tipping fees.

The changes to Chapter 50, Solid Waste, of the Code of Ordinances are as follows:

**Sec. 50-36. Industrial waste; oil and grease; construction debris; bulky waste.**

- (c) The City will collect such items as waste or trash consisting of discarded office equipment, discarded broken furniture, beds, bedsprings, empty cans, small metal parts from minor repair work, and any other items which can be lifted by two men, other than motors, large repair parts and other heavy materials at specific times throughout the year. Where collections of trash of any nature are usually large and abnormal, the City Manager is authorized to remove such trash at a nominal fee to be based on the amount of trash involved and the additional cost to the City of such removal. The minimum amount of the corresponding fee shall be \$25.00.

**Sec. 50-37. Garden trash.**

Any premises upon which the proper and required fee has been paid, under the terms of this article, shall be entitled to the collection of tree limbs, palm fronds or other garden trash of such size or nature as cannot be deposited in a regular trash can, subject to the following terms and conditions. Normal yard waste and trimmings of shrubs or trees are picked up free, when cut in four-foot lengths and when limbs are not more than four inches in diameter and when stacked neatly at the curb. The stack shall not exceed four feet in height and the pile shall not be longer than eight feet. Piles of yard waste and trimmings that are larger than this description, that are randomly piled or that contain remains of full tree removal (i.e., stumps or larger than four-inch-diameter limbs) shall require a call for a special pickup and shall require a charge based on the size of the pickup with a minimum charge of ~~\$18.75~~ \$25.00. The City will supply an employee to measure the pile and provide a written estimate containing the charges for the pickup. The estimate must be paid to the city in advance of the pickup. Such garden trash shall be deposited adjacent to the alley, if the property is served by an alley, at curbside, or in containers if such containers are used by multifamily or commercial establishments. It shall be unlawful for any person to deposit any garden trash upon any lot or premises belonging to another, whether vacant or improved, occupied or unoccupied, or upon any street, plaza or park, or in any of the waters lying within the City.

Property owners who hire any type of vendor to trim, generate, or gather vegetative waste at their property are required to direct the vendor to, or otherwise arrange for the prompt removal of the vegetative waste from the subject property.

**Sec. 50-62. Garbage cans required.**

All residents or occupants of any single-family dwelling and the owner, manager or occupant of any multiple-family dwelling or of any place of business or commercial establishment or civic, fraternal, public, religious or educational facility within the city are hereby required to utilize the garbage can(s) provided by the City.

Each single-family dwelling or multiple-family dwelling unit will be provided one (1) garbage can free of charge. Any replacement or additional garbage cans may be provided at a cost of \$50.00 per garbage can. Where a property acquires additional garbage cans, as opposed to a replacement garbage can, the City may increase the corresponding fees and charges on a pro-rated basis.

**Sec. 50-91. Fee schedule.**

(a) *Basic fees.* The fees for pickup of garbage and trash are as follows:

- (1) Single unit rate, two times per week, per month . . . . . ~~\$20.27~~ \$21.49
- (2) Multi-unit rate, two times per week, per month . . . . . ~~\$19.26~~ \$20.42
- (3) Commercial business establishment, five cans, two times per week, per month . . . . .  
~~\$25.31~~ \$26.83
- (4) Dumpster rates:
  - a. Two yards, two times per week, per month. . . . . ~~\$195.73~~ \$207.47
  - b. Four yards, two times per week, per month . . . . . ~~\$356.93~~ \$378.35
  - c. Six yards, two times per week, per month . . . . . ~~\$506.58~~ \$536.97
- (5) Each additional pickup:
  - a. Two-yard dumpster, one time per week, per month . . . . . ~~\$97.91~~ \$103.78
  - b. Four-yard dumpster, one time per week, per month. . . . . ~~\$178.50~~ \$189.21
  - c. Six-yard dumpster, one time per week, per month . . . . . ~~\$253.10~~ \$268.29
  - d. Commercial can pickup, one time per week, per month. . . . . ~~\$12.66~~ \$13.42
- (6) Single one-time pickup:
  - a. Two-yard dumpster. . . . . ~~\$97.91~~ \$103.78
  - b. Four-yard dumpster . . . . . ~~\$178.50~~ 189.21
  - c. Six-yard dumpster. . . . . ~~\$253.10~~ \$268.29

(b) *Additional per-unit fee.* In addition to the fees set forth in subsection (a) of this section, the amount of ~~\$7.54~~ \$7.99 per unit per month shall be added to each of the basic fees for subsections (1) and (2), and the amount of ~~\$8.56~~ \$9.07 per unit per month shall be added to the basic fees for subsections (3), (4), (5), and (6).

(f) *Compactor and front-end loader dumpsters.* Compactor dumpsters and front-end loader dumpsters will be installed upon written request from the property owner or business owner and upon approval by the city manager. Fees will be based on rental charges, pull charges and dumping fees. In addition, there shall be an administrative charge of ~~\$230.26~~ \$244.08 per month for each compactor dumpster in excess of ten cubic yards. For compactor dumpsters and front-end loader dumpsters less than ten cubic yards, the administrative fee shall be ~~\$115.14~~ \$122.05 per month per dumpster. Billing shall be on a bimonthly basis.

(g) *Commercial construction roll-off dumpsters.* Commercial construction roll-off dumpsters shall be installed by the owner or the general contractor for all new construction and major remodeling projects. There shall be an administrative charge of ~~\$250.00~~ collected at the time of building permit issuance.

City Manager Mims stated \$250.00 should not be stricken-through and should remain in the ordinance.

Mayor-Commissioner Kennedy opened the public hearing. Seeing and/or hearing no one wishing to speak, the public hearing was closed.

***MOTION MADE BY COMMISSIONER HOUSEBERG, SECONDED BY COMMISSIONER HANNA, TO APPROVE ORDINANCE NO. 2021-05, ON SECONDED AND FINAL READING, AMENDING CHAPTER 50 – “SOLID WASTE”, SETTING THE MINIMUM FEE FOR LARGE OR ABNORMAL TRASH COLLECTION; PROVIDING FOR SEVERABILITY; REQUIRING REMOVAL OF YARD WASTE CREATED OR COLLECTED BY THIRD PARTIES; ESTABLISHING A FEE RELATING TO THE PROVISION OF A REPLACEMENT OR SUPPLEMENTAL TRASH CAN; INCREASING THE FEES AND CHARGES RELATING TO THE PICKUP OF TRASH AND GARBAGE; PROVIDING FOR APPLICABILITY; PROVIDING FOR INCLUSION IN CITY ORDINANCES.***

***ROLL CALL VOTE:***

***AYES: McCALL, HANNA, HOUSEBERG, KENNEDY***

***NAYS: NONE***

***ABSENT: HOOFNAGLE***

***MOTION CARRIED UNANIMOUSLY.***

**3. ADJOURNMENT.**



**MOTION MADE BY VICE MAYOR-COMMISSIONER McCALL, SECONDED BY COMMISSIONER HANNA, TO ADJOURN THE MEETING AT APPROXIMATELY 6:16 P.M.**

**UNANIMOUS APPROVAL BY ACCLAMATION.**

October 12, 2021  
Date Approved

/DOR