

**BUSINESS MEETING MINUTES
SEMINOLE CITY COUNCIL
September 11, 2023**

The Business Meeting of the Seminole City Council was held on Monday, September 11, 2023, at 6:00 p.m., in City Hall, City Council Chambers, 9199 - 113th Street North, Seminole, Florida.

Mayor Waters called the meeting to order at 6:00 p.m.

Vice Mayor Roger Edelman called for a moment of silence in memoriam of the September 11, 2001, attacks, provided the invocation and led the Pledge of Allegiance.

PRESENT

Mayor Leslie Waters, Vice Mayor Roger Edelman, Councilor Thom Barnhorn, Councilor Chris Burke, Councilor Jim Olliver, Councilor Trish Springer, Councilor Jim Quinn, City Manager Ann Toney-Deal, City Attorney Jay Daigneault and City Clerk Ann Marie Mancuso.

FISCAL YEAR 2023-2024 MILLAGE RATE AND GENERAL FUND BUDGET

A. ORDINANCE NO. 12-2023: ESTABLISHING THE MILLAGE RATE FOR FISCAL YEAR 2024 (OCTOBER 1, 2023 – SEPTEMBER 30, 2024)

City Clerk Mancuso read Ordinance No. 12-2023 in its entirety. City Manager Toney-Deal stated that staff recommended a millage rate of 2.4793 mills, which is an 8.47% increase over the rollback rate of 2.2856 mills. This is the same tax rate that the city has had in place since fiscal year 2008.

Director of Administration Vince Tenaglia provided a PowerPoint presentation and discussed the FY 2023-2024 budget.

Discussion ensued.

Mayor Waters opened the Public Hearing.

Receiving no requests to speak from the public, Mayor Waters closed the Public Hearing.

Motion made by Councilor Olliver, seconded by Vice Mayor Edelman to approve Ordinance No. 12-2023 on first reading, and schedule a second and final public hearing on September 25, 2023.

Roll Call

Mayor Waters	AYE
Vice Mayor Edelman	AYE
Councilor Barnhorn	AYE
Councilor Burke	AYE
Councilor Olliver	AYE
Councilor Quinn	AYE
Councilor Springer	AYE

ALL IN FAVOR. MOTION PASSED UNANIMOUSLY.

**B. ORDINANCE NO. 13-2023: ADOPTING THE BUDGET FOR FISCAL YEAR 2024
(OCTOBER 1, 2023 – SEPTEMBER 30, 2024)**

City Clerk Mancuso read Ordinance No. 13-2023 by title only.

City Manager Toney-Deal stated that staff recommended a budget for fiscal year 2023-2024 with total expenditures of \$31,053,400. City Manager Toney-Deal identified all of the City's departments and their allocated budgets and identified the estimated revenues for the fiscal year 2023-2024. City Manager Toney-Deal brought attention to a proposed minimum 2% adjustment in pay for all non-union full and part time employees, and up to a 5% merit increase for all non-union employees.

Mayor Waters opened the Public Hearing.

Receiving no request from the public to speak, Mayor Waters closed the Public Hearing.

Motion made by Vice Mayor Edelman, seconded by Councilor Barnhorn to approve Ordinance No. 13-2023 on first reading, and schedule a second reading and final public hearing on September 25, 2023.

Roll Call

Mayor Waters	AYE
Vice Mayor Edelman	AYE
Councilor Barnhorn	AYE
Councilor Burke	AYE
Councilor Olliver	AYE
Councilor Quinn	AYE
Councilor Springer	AYE

ALL IN FAVOR. MOTION PASSED UNANIMOUSLY.

PRESENTATIONS

NONE

1. PUBLIC COMMENTS

Barbara Salazar – 9064 Baywood Park Drive, Seminole. Ms. Salazar spoke about reducing stormwater runoff and improving water quality. She also stated that the City's Floodplain Mapping public meeting was very informative.

2. CONSENT AGENDA

- A. BUSINESS MEETING MINUTES: AUGUST 22, 2023.
- B. AUTHORIZE THE CITY MANAGER TO EXECUTE THE 2023 MUSIC IN THE PARK SERIES PERFORMER ENGAGEMENT CONTRACTS.
- C. APPROVE THE SEMINOLE WARHAWK BAND BOOSTER'S REQUEST FOR THE USE OF TWO PUBLIC WORK'S TRAILERS FOR THE ANNUAL SEMINOLE SOUND SPECTACULAR.

Motion made by Councilor Olliver, seconded by Councilor Burke to approve the consent agenda.

ALL IN FAVOR. MOTION PASSED UNANIMOUSLY.

3. ACTION ITEMS

A. CONFIRM MAYOR'S PROCLAMATION OF EMERGENCY.

City Manager Toney-Deal stated that Governor DeSantis issued a Declaration of Emergency on August 26, 2023, due to Tropical Storm/Hurricane Idalia and Pinellas County issued a Declaration of Emergency on August 28, 2023. City of Seminole Attorney Jay Daigneault drafted the Proclamation of Emergency for the City of Seminole, and Mayor Waters signed it on August 28, 2023. The Proclamation will allow the City to receive FEMA reimbursements.

Motion made by Councilor Burke, seconded by Councilor Springer to ratify the August 28, 2023, Proclamation of Emergency executed by Mayor Waters for the City of Seminole, due to Tropical Storm/Hurricane Idalia.

Roll Call

Mayor Waters	AYE
Vice Mayor Edelman	AYE
Councilor Barnhorn	AYE
Councilor Burke	AYE
Councilor Olliver	AYE
Councilor Quinn	AYE
Councilor Springer	AYE

ALL IN FAVOR. MOTION PASSED UNANIMOUSLY.

B. RESOLUTION NO. 06-2023: CANCELLING THE NOVEMBER 7, 2023, CITY OF SEMINOLE MUNICIPAL ELECTION.

City Clerk Mancuso read Resolution No. 06-2023 by title only.

City Manager Toney-Deal stated that the *City Charter* dictates that when the number of candidates that qualify is the same, as the number of seats to be filled, each unopposed candidate shall be deemed to have voted for himself/herself and no election shall be held.

Motion made by Councilor Barnhorn, seconded by Councilor Springer to approve Resolution No. 06-2023 cancelling the November 7, 2023, Municipal Election.

Roll Call

Mayor Waters	AYE
Vice Mayor Edelman	AYE
Councilor Barnhorn	AYE
Councilor Burke	AYE
Councilor Olliver	AYE
Councilor Quinn	AYE
Councilor Springer	AYE

ALL IN FAVOR. MOTION PASSED UNANIMOUSLY.

C. FIRST READING OF ORDINANCE NO. 04-2023 COMBINING THE ARTICLES OF CODE ENFORCEMENT AND SPECIAL MASTER – CODE ENFORCEMENT PROCEDURE INTO A SINGLE ARTICLE.

City Clerk Mancuso read Ordinance No. 04-2023 by title only.

City Manager Toney-Deal stated that Action Items C, D, and E are all related, however, they are

amending different sections of the City's *Code of Ordinances*. The Proposed Ordinance changes also brings us into compliance with *Florida Statutes*.

Motion made by Councilor Springer, seconded by Councilor Burke, to approve Ordinance No. 04-2023 on first reading and schedule a second reading and Public Hearing for October 10, 2023.

Discussion ensued.

Roll Call

Mayor Waters	AYE
Vice Mayor Edelman	AYE
Councilor Barnhorn	AYE
Councilor Burke	AYE
Councilor Olliver	AYE
Councilor Quinn	AYE
Councilor Springer	AYE

ALL IN FAVOR. MOTION PASSED UNANIMOUSLY.

D. FIRST READING OF ORDINANCE NO. 05-2023 AMENDING SECTION 18-37 OF THE CODE OF ORDINANCES BY REPLACING "SPECIAL MASTER" WITH "SPECIAL MAGISTRATE".

City Clerk Mancuso read Ordinance No. 05-2023 by title only.

Motion made by Councilor Olliver, seconded by Councilor Springer to approve Ordinance No. 05-2023 on first reading and schedule a second reading and public hearing on October 10, 2023.

Roll Call

Mayor Waters	AYE
Vice Mayor Edelman	AYE
Councilor Barnhorn	AYE
Councilor Burke	AYE
Councilor Olliver	AYE
Councilor Quinn	AYE
Councilor Springer	AYE

ALL IN FAVOR. MOTION PASSED UNANIMOUSLY.

E. FIRST READING OF ORDINANCE NO. 06-2023 AMENDING SECTION 42-141 OF THE CODE OF ORDINANCES BY REPLACING “CODE ENFORCEMENT BOARD” WITH “SPEICAL MAGISTRATE”.

City Clerk Mancuso read Ordinance No. 07-2023 by title only.

Motion made by Councilor Quinn, seconded by Councilor Burke to approve Ordinance No. 06-2023 on first reading and schedule a second reading and public hearing on October 10, 2023.

Roll Call

Mayor Waters	AYE
Vice Mayor Edelman	AYE
Councilor Barnhorn	AYE
Councilor Burke	AYE
Councilor Olliver	AYE
Councilor Quinn	AYE
Councilor Springer	AYE

ALL IN FAVOR. MOTION PASSED UNANIMOUSLY.

F. FIRST READING OF ORDINANCE NO. 10-2023 ESTABLISHING A DEFINITION OF “ENCROACHMENT” AS IT RELATES TO THE CITY’S RIGHT-OF-WAY.

City Clerk Mancuso read Ordinance No. 10-2023 by title only.

City Manager Toney-Deal stated that the City Attorney drafted the ordinance in order to further clarify the meaning of encroachments of rights-of-way.

Motion made by Councilor Barnhorn, seconded by Councilor Springer to approve Ordinance No. 10-2023 on first reading and schedule a second reading and public hearing for October 10, 2023.

Discussion ensued.

Motion made by Councilor Olliver, seconded by Vice Mayor Edelman to table the Ordinance until the September 25, 2023, City Council Meeting.

Councilor Olliver suggested that a one-page outline be included with the ordinance to outline what code enforcement would do in terms of warnings.

Councilor Olliver amended his motion to table the Ordinance to the October 10, 2023, Council Meeting, seconded by Councilor Barnhorn.

6 AYES, 1 NAY (Councilor Springer) MOTION PASSED TO TABLE UNTIL OCTOBER 10, 2023.

G. FIRST READING OF ORDINANCE NO. 15-2023 ESTABLISHING A SMOKING BAN IN ALL SEMINOLE CITY PARKS.

City Clerk Mancuso read Ordinance No. 15-2023 by title only.

City Manager Toney-Deal stated that the Florida Legislature adopted a law which gave Counties and Municipalities the ability to declare no smoking in City Parks. Staff reviewed the state statute and conferred with the City Attorney, and staff recommended its approval. Following the final adoption a resolution will be brought before City Council establishing which City Parks.

Motion made by Councilor Burke, seconded by Councilor Springer to approve Ordinance No. 15-2023 on first reading and schedule a second reading and Public Hearing for October 10, 2023.

Discussion ensued.

Roll Call

Mayor Waters	AYE
Vice Mayor Edelman	AYE
Councilor Barnhorn	AYE
Councilor Burke	AYE
Councilor Olliver	AYE
Councilor Quinn	AYE
Councilor Springer	AYE

ALL IN FAVOR. MOTION PASSED UNANIMOUSLY.

4. CITY COUNCIL REPORTS

Councilor Barnhorn – Councilor Barnhorn attended the Florida Regional Council Association Summit; attended the funeral service for Marion Jo Bryan (mother of former Library Director Michael Bryan); attended the media briefing discussing the recovery efforts from Hurricane Idalia; attended First Friday at the Seminole City Center; attended the Florida League of Cities Policy Committee Meeting in Orlando on September 8, 2023; virtually attended the Florida League of Cities “Strong” monthly webinar.

Councilor Burke – No report.

Vice Mayor Edelman – No report.

Councilor Olliver – Councilor Olliver attended the PSTA board meeting; attended the Recreation Center Master Plan community meeting; virtually attended the Florida League of Cities “Strong” monthly webinar.

Councilor Quinn – Councilor Quinn attended the Florida League of Cities Policy Committee Meeting in Orlando on September 8, 2023.

Councilor Springer – Councilor Springer attended the Florida League of Cities policy committee meeting in Orlando on September 8, 2023.

Mayor Waters – Mayor Waters advised she submitted her written report to the City Clerk.

5. CITY MANAGER REPORT

A. COMMUNITY POLICING REPORT.

Community Policing Officer, Deputy Siem thanked Interim Fire Chief Bill Morelli and Public Works Director Rodney Due for housing Pinellas County Sheriff's Office Vehicles during Hurricane Idalia.

He responded to Councilor Burke's question in reference to cameras on school busses. He stated that a couple of counties did a pilot program and he is not aware that Pinellas County has implemented that program.

He will be in attendance for Music in the Park on September 22, 2023, September 29, 2023, October 6, 2023, October 13, 2023, at Seminole City Park from 7:00 p.m. – 10:00 p.m.

He announced National Night Out, which will be held at the Seminole City Center on October 3, 2023.

October 4, 2023, is National Safe Walk and Bike to School Day. He will be participating at Orange Grove Elementary School.

B. SET DECEMBER COUNCIL MEETING DATES.

City Manager Toney-Deal suggested that the December meetings dates be re-scheduled due to the second meeting falling on the day after Christmas. Also, one of the November meeting dates need to be re-scheduled due to a Florida League of Cities meeting.

It was the consensus of the Council to schedule the November meetings for November 14, 2023, and November 27, 2023, and schedule the December meetings for December 5, 2023, and December 19, 2023.

C. DISCUSSION OF RESOLUTION NO. 03-2023 FOR APPOINTMENT TO FILL AN UNEXPIRED TERM ON COUNCIL.

City Manager Toney-Deal asked for Council feedback on the following proposed amendments to Resolution No. 03-2023:

Section 1. – Section 1 of Resolution No. 03-2023 stated that “upon the existence of a vacancy” as the action that must happen to initiate the process of filling a vacant Council seat (this means that the process of searching for an appointee can only take place once the seat becomes vacant). It was the consensus of the Council to change the wording to “Upon Council’s acceptance of a resignation”.

Section 6. – Section 6 of Resolution No. 03-2023 stated that following presentations by the applicants and public comment, the “City Council shall appoint a qualified applicant by a motion and majority vote”. It was the consensus of the Council to change the wording to “Each qualified applicant be placed on a ballot and the Council will select their choice on the ballot, and continue the voting process until an applicant receives a majority of the votes.

It was the consensus of the Council to make the changes in Section 1 and Section 6 and consider a Resolution to codify said amendment.

City Manager Toney-Deal Announced:

1. City Manager Toney-Deal attended the Florida League of Cities Policy Committee Meeting in Orlando on September 8, 2023. She was also invited to be in the City Manager Practitioners group that meets with the lobbying team of the Florida League of Cities before and during the Legislative Session.
2. City Manager Toney-Deal announced that according to Florida Senate Bill 170, cities are now required to file and post a Business Impact Statement with each proposed Ordinance before its adoption.
3. City Manager Toney-Deal gave kudos to the City Staff for their coordination of emergency planning and preparation in response to Hurricane Idalia.

6. OLD BUSINESS

A. PSTA ROUTE 58 UPDATE

City Manager Toney-Deal stated that, as directed by Council, she and Councilor Olliver have drafted a letter (which was distributed to Council) for either the Mayor, Vice Mayor, or a Council Member to read at the September 13, 2023, PSTA meeting regarding the elimination or reduction of Route 58.

It was the consensus of the Council for Vice Mayor Edelman or Councilor Springer to attend the meeting and read the letter.

7. NEW BUSINESS

None

8. ADJOURNMENT

Mayor Waters adjourned the meeting at 8:08 p.m.

Date Approved: September 25, 2023

Ann Marie Mancuso

Minutes prepared by City Clerk
Ann Marie Mancuso, CMC

Leslie Waters
Leslie Waters, Mayor