

M I N U T E S

REGULAR COMMISSION MEETING
SOUTH PASADENA, FLORIDA

TUESDAY, MAY 14, 2024
COMMISSION CHAMBERS 7:00 P.M.

VICE MAYOR NEIDINGER CALLED THE MEETING TO ORDER AT 7:00 P.M. THE INVOCATION WAS GIVEN BY VICE MAYOR NEIDINGER. ALL PARTICIPATED IN THE PLEDGE TO THE FLAG.

ROLL CALL: COMMISSIONERS BEN THOMAS, LYNDA THOMPSON, THOMAS REID, AND VICE MAYOR GAIL NEIDINGER. ABSENT: MAYOR ARTHUR PENNY. ALSO PRESENT: DEPUTY CITY CLERK MARY JO BOWMAN, CITY ATTORNEY JULIA MANDELL, FINANCE DIRECTOR JAMES GRAHAM, PUBLIC SAFETY DIRECTOR DAVID MIXSON, AND PUBLIC WORKS DIRECTOR SHAWN SHIMKO.

REPORTS

Vice Mayor Neidinger spoke regarding Public Safety Department activities including the 2024 Pinellas County Hurricane Guide and upcoming hurricane preparedness virtual presentations.

Commissioner Thomas reported on Finance Department activities including the FY2025 annual budget process, audit procedures, report filings, and fire station construction costs.

Commissioner Reid spoke regarding Public Works activities including hurricane preparedness, bid processes for the Bay View Park pavilion replacement, and manhole inspections.

In Mayor Penny's absence, Vice Mayor Neidinger reported on Administration Department activities including the Cereal for Summer campaign, the City's mural initiative, the upcoming South Pasadena Community Band concert, the Auditor Selection Committee process, and upcoming events.

Vice Mayor Neidinger announced the following proclamation:

Building Safety Month - May 2024

PEOPLE'S FORUM

NONE

AGENDA COMMENT

City Attorney Mandell requested permission to speak regarding items on the agenda.

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Vice Mayor Neidinger suspended the rules of procedure and allowed City Attorney Mandell to explain items on the agenda.

City Attorney Mandell spoke regarding Ordinance No. 2024-03. She stated that there is a requirement in the City Code that provides for non-profit community uses for docks in certain zoning categories. She further stated that a mediation session was previously held on the subject and the mediator raised concerns about the provision. She explained that she has researched the issue and is recommending that the Code be amended to remove the nonprofit requirement and replace it with accessory use in order to avoid issues with ownership interest.

Resident Julie Sjaarda, 1375 Pasadena Avenue South, questioned Ordinance No. 2024-03. She spoke regarding conditions at Causeway Village.

Resident Jamie Hibbard-Gibson, 1375 Pasadena Avenue South, spoke regarding docks at Causeway Village.

Resident Marguerita Clausson, 1375 Pasadena Avenue South, spoke regarding docks at Causeway Village.

Commissioner Reid stated that the docks at Causeway Village are not what is before the Commission this evening. He stated that the item before the Commission addresses Code requirements for property ownership interest.

City Attorney Mandell stated that she is recommending that the Code be amended to address how property is used rather than how it is owned.

Resident Patrick Smith, 1375 Pasadena Avenue South, spoke against changing the City Code.

In response to Commissioner Thompson, City Attorney Mandell stated that there is case law that suggests that the City Code needs to be amended to address the nonprofit requirement. She noted that she feels the new language is stronger.

Discussion ensued regarding dock usage at Causeway Village.

Resident Dennis Smith, 1375 Pasadena Avenue South, questioned the effect of the proposed City Code changes.

City Attorney Mandell spoke regarding property rights.

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Resident Nancy Smith, 1375 Pasadena Avenue, questioned the City's regulatory rights.

City Attorney Mandell spoke regarding the regulation of property use.

Resident Sharon Ryan, 1375 Pasadena Avenue South, spoke regarding docks at Causeway Village.

Resident Patrick Smith, 1375 Pasadena Avenue South, spoke regarding accessory uses.

Resident Marj Lorand, Corey Way South, questioned the definition of accessory use.

DISCUSSION ITEMS

PUBLIC HEARING

NONE

UNFINISHED BUSINESS

NONE

CONSENT AGENDA

1. APPROVAL OF COMMISSION MEETING MINUTES FOR THE MONTH OF APRIL 2024 ON FILE IN CITY CLERK'S OFFICE

AGENDA MEETING, APRIL 2, 2024; ADMINISTRATIVE WORKSHOP, APRIL 2, 2024; REGULAR COMMISSION MEETING, APRIL 9, 2024; ADMINISTRATIVE WORKSHOP, APRIL 16, 2024.

MOTION MADE BY COMMISSIONER THOMAS, SECONDED BY COMMISSIONER THOMPSON TO PASS THE ENTIRE CONSENT AGENDA.

UNANIMOUS APPROVAL BY ACCLAMATION

NEW BUSINESS

2. ORDINANCE NO. 2024-03 - AN ORDINANCE OF THE CITY OF SOUTH PASADENA, FLORIDA; AMENDING CHAPTER 130-10 AND CHAPTER 130-12 OF THE CITY CODE OF ORDINANCES PERTAINING TO PERMITTED USES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE - FIRST READING.

City Attorney Mandell read Ordinance No. 2024-03 by title and approved it as to form and content.

City Attorney Mandell reviewed the definition of accessory use. She stated that she believes the language is stronger and regulates property use rather than property ownership.

MOTION WAS MADE BY COMMISSIONER REID, SECONDED BY COMMISSIONER THOMPSON, TO PASS ORDINANCE NO. 2024-03 ON FIRST READING.

UNANIMOUS APPROVAL BY ACCLAMATION

3. ORDINANCE NO. 2024-04 - AN ORDINANCE OF THE CITY OF SOUTH PASADENA, FLORIDA; AMENDING CHAPTER 130-46, CHAPTER 130-47, CHAPTER 130-48, CHAPTER 130-49, CHAPTER 130-50, AND CHAPTER 130-51 OF THE CITY CODE OF ORDINANCES PERTAINING TO REQUESTS FOR VARIANCES, SPECIAL EXCEPTION USE PERMITS, REZONING, AND SUBDIVISION APPROVAL; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE - FIRST READING.

City Attorney Mandell read Ordinance No. 2024-04 by title and approved it as to form and content.

City Attorney Mandell spoke regarding the City's hearing processes. She stated that the City Code was previously amended to disband the Planning & Zoning Board. She explained that when the change was made, the City Code was not corrected to remove the requirement to hold a second hearing.

MOTION WAS MADE BY COMMISSIONER THOMAS, SECONDED BY COMMISSIONER THOMPSON, TO PASS ORDINANCE NO. 2024-04 ON FIRST READING.

VOTE:	VICE MAYOR NEIDINGER	AYE
	COMMISSIONER THOMAS	AYE
	COMMISSIONER THOMPSON	AYE
	COMMISSIONER REID	AYE

UNANIMOUSLY APPROVED

4. RESOLUTION NO. 2024-01 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF SOUTH PASADENA, FLORIDA, AMENDING THE EMPLOYEE HANDBOOK SECTION 10-1 HOLIDAYS OBSERVED BY THE CITY.

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City Attorney Mandell read Resolution No. 2024-01 by title and approved it as to form and content.

MOTION WAS MADE BY COMMISSIONER THOMPSON, SECONDED BY COMMISSIONER THOMAS TO PASS RESOLUTION NO. 2024-01.

VOTE:	COMMISSIONER THOMAS	AYE
	COMMISSIONER THOMPSON	AYE
	COMMISSIONER REID	AYE
	VICE MAYOR NEIDINGER	AYE


UNANIMOUSLY APPROVED

There being no further discussion, the meeting was adjourned at 7:53 p.m.



Arthur Penny, Mayor

ATTEST:



Carley Lewis, City Clerk
05-14.24r

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