

City of Clearwater

*City Hall
112 S. Osceola Avenue
Clearwater, FL 33756*



Meeting Agenda

Thursday, September 4, 2014

6:00 PM

Council Chambers

City Council

Welcome. We are glad to have you join us. If you wish to speak, please wait to be recognized, then state your name and address. Persons speaking before the City Council shall be limited to three (3) minutes unless otherwise noted under Public Hearings. For other than Citizens to be heard regarding items not on the Agenda, a spokesperson for a group may speak for three (3) minutes plus an additional minute for each person in the audience that waives their right to speak, up to a maximum of ten (10) minutes. Prior to the item being presented, please obtain the needed form to designate a spokesperson from the City Clerk (right-hand side of dais). Up to thirty minutes of public comment will be allowed for an agenda item. No person shall speak more than once on the same subject unless granted permission by the City Council. The City of Clearwater strongly supports and fully complies with the Americans with Disabilities Act (ADA). Please advise us at least 48 hours prior to the meeting if you require special accommodations at 727-562-4090. Assisted Listening Devices are available. Kindly refrain from using beepers, cellular telephones and other distracting devices during the meeting.

1. Call to Order

2. Invocation

3. Pledge of Allegiance

4. Special recognitions and awards (Proclamations, service awards, or other special recognitions)

- 4.1 [ID#14-475](#) 2014 MiLB Mascot Mania - Phinley
- 4.2 [ID#14-411](#) Hispanic Heritage Month Proclamation
- 4.3 [ID#14-447](#) Sickle Cell Awareness Proclamation - Tony Hinson, Sickle Cell Disease Association of Upper Pinellas, Pasco and Hernando Counties
- 4.4 [ID#14-448](#) PTA Reflections Week Proclamation - Tracy Joyce, Plumb Elementary PTA President; Karla Moreno, VP Programs; and Judi Hurst, Reflections Chairperson
- 4.5 [ID#14-449](#) International Day of Peace Proclamation: Bill Houser, Words of Peace Global Foundation
- 4.6 [ID#14-440](#) Industry Recognition Awards to Clearwater Gas System - Chuck Warrington, Clearwater Gas System Managing Director

5. Approval of Minutes

- 5.1 [ID#14-482](#) Approve the minutes of the August 20, 2014 City Council meeting as submitted in written summation by the City Clerk.

6. Citizens to be heard re items not on the agenda

7. Consent Agenda

The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. These items are not discussed, and may all be approved as recommended on the staff reports. Council questions on these items were answered prior to the meeting. The Mayor will provide an opportunity for a Councilmember or a member of the public to ask that an item be pulled from the Consent Agenda for discussion. Items pulled will receive separate action. All items not removed from the Consent Agenda will be approved by a single motion of the council.

- 7.1 [ID#14-376](#) Award a contract (blanket purchase order) to Pinellas County Solid Waste in the amount of \$250,000 for the disposal of solid waste at the Pinellas County waste to energy plant/landfill for the period October 1, 2014 through September 30, 2015, as provided in the City's Code of Ordinances, Section 2.564(1)(d), Services provided by Other Governmental Entities and authorize the appropriate officials to execute same. (consent)
- 7.2 [ID#14-398](#) Approve a Traffic Enforcement Agreement between the City of Clearwater and Coachman Reserve Condominium Association, Inc. to provide the City of Clearwater traffic control jurisdiction of the private roads within the Coachman Reserve Condominium property to authorize Clearwater Police Officers to enforce Florida Uniform Traffic Control Laws and authorize the appropriate officials to execute same. (consent)
- 7.3 [ID#14-421](#) Approve the purchase of excess liability, excess workers compensation, and numerous specialty insurance policies from October 1, 2014 through September 30, 2015 at an amount not-to-exceed \$695,000, and authorize the appropriate officials to execute same. (consent)

Public Hearings - Not before 6:00 PM

8. Administrative Public Hearings

- Presentation of issues by City staff
- Statement of case by applicant or representative (5 min.)
- Council questions
- Comments in support or opposition (3 min. per speaker or 10 min maximum as spokesperson for others that have waived their time)
- Council questions
- Final rebuttal by applicant or representative (5 min.)
- Council disposition

- 8.1 [8584-14](#) Set final millage rate of 5.1550 mills for fiscal year 2014/15 against non-exempt real and personal property within the City of Clearwater and pass Ordinance 8584-14 on first reading.

- 8.2 [8585-14](#) Approve the City of Clearwater Annual Operating Budget for the 2014/15 fiscal year and pass Ordinance 8585-14 on first reading.
- 8.3 [8586-14](#) Approve the Fiscal Year 2014/15 Annual Capital Improvement Budget and establish a six-year plan for the Capital Improvement Program (CIP) and pass Ordinance 8586-14 on first reading.
- 8.4 [ID#14-383](#) Approve the recommended Penny for Pinellas project list, as revised for Fiscal Years 2014/15 through 2019/20.
- 8.5 [ID#14-418](#) Approve State Housing Initiatives Partnership (SHIP) Program annual reports for fiscal years 2011-2012, 2012-2013 and 2013-2014.
- 8.6 [ID#14-303](#) Provide direction on the proposed Development Agreement between Mainstream Partners VIII, LTD. (the property owner) and the City of Clearwater, providing for the allocation of 100 units from the Hotel Density Reserve under *Beach by Design* and confirm a second public hearing in City Council Chambers before City Council on September 18, 2014 at 6:00 p.m., or as soon thereafter as may be heard. (HDA2013-08006; 405 Coronado Drive)
- 8.7 [ID#14-397](#) Provide direction on the proposed Development Agreement between Alanik Properties; Anco Holdings, LLC; Nikana Holdings, LLC (the property owners) and the City of Clearwater, providing for the allocation of 100 units from the Hotel Density Reserve under *Beach by Design* and confirm a second public hearing in City Council Chambers before City Council on September 18, 2014 at 6:00 p.m., or as soon thereafter as may be heard. (HDA2014-06004)

9. Second Readings - Public Hearing

- 9.1 [8573-14](#) Adopt Ordinance 8573-14 on second reading, amending the future land use plan element of the Comprehensive Plan of the city to change the land use designation for certain real property whose post office addresses are 3049 Cleveland Street, 3053 Cleveland Street, 3048 Cherry Lane, and 3054 Cherry Lane, Clearwater, Florida 33759, from Residential Urban (RU) to Institutional (I).
- 9.2 [8574-14](#) Adopt Ordinance 8574-14 on second reading, amending the Zoning Atlas of the city by rezoning certain real property whose post office addresses are 3049 Cleveland Street, 3053 Cleveland Street, 3048 Cherry Lane, and 3054 Cherry Lane, Clearwater, Florida 33759, from Low Medium Density Residential (LMDR) to Institutional (I).
- 9.3 [8575-14](#) Adopt Ordinance 8575-14 on second reading, amending Appendix A relating to Parks, Beaches, and Recreation Schedule of Fees, Rates and Charges Section XI, to establish definitions for purposes of applying park facility user fees including amending the definition of family to include domestic partnerships as registered with the City of Clearwater or Pinellas County.

- 9.4** [8576-14](#) Adopt Ordinance 8576-14 on second reading, annexing certain real property whose post office addresses are 2723/2725 South Drive, 2741 South Drive, 2738 Woodring Drive, 2709 Woodring Drive, 2700 Morningside Drive, 2715 Morningside Drive, 2718 Terrace Drive, and 1752 Evans Drive, and 1813 Carlton Drive, all in Clearwater, Florida 33769, together with certain rights of way of: South Drive, Woodring Drive, Morningside Drive, Evans Drive and Terrace Drive, into the corporate limits of the city and redefining the boundary lines of the city to include said additions.
- 9.5** [8577-14](#) Adopt Ordinance 8577-14 on second reading, amending the future land use plan element of the Comprehensive Plan of the city to designate the land use for certain real property whose post office addresses are 2723/2725 South Drive, 2741 South Drive, 2738 Woodring Drive, 2709 Woodring Drive, 2700 Morningside Drive, 2715 Morningside Drive, 2718 Terrace Drive, and 1752 Evans Drive, and 1813 Carlton Drive, all in Clearwater, Florida 33769, together with certain rights of way of: South Drive, Woodring Drive, Morningside Drive, Evans Drive and Terrace Drive, upon annexation into the City of Clearwater, as Residential Low (RL), Residential Medium (RM), Preservation (P), and Drainage Feature Overlay.
- 9.6** [8578-14](#) Adopt Ordinance 8578-14 on second reading, amending the Zoning Atlas by zoning certain real property whose post office addresses are 2723/2725 South Drive, 2741 South Drive, 2738 Woodring Drive, 2709 Woodring Drive, 2700 Morningside Drive, 2715 Morningside Drive, 2718 Terrace Drive, and 1752 Evans Drive, and 1813 Carlton Drive, all in Clearwater, Florida 33769, together with certain rights of way of: South Drive, Woodring Drive, Morningside Drive, Evans Drive and Terrace Drive, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR), Medium Density Residential (MDR), and Preservation (P).
- 9.7** [8579-14 ord](#)
[2nd rdg](#) Adopt Ordinance 8579-14 on second reading, vacating utility easements located along the rear five feet and the side five feet of Lots 3, 4, 5, 6, and 7 of Block "D" in Brooklawn Subdivision, as recorded in the Public Records of Pinellas County Subdivision Plat Book 13, Page 59, lying in the Northeast ¼ of Section 3, Township 29 South, Range 15 East.
- 9.8** [8580-14](#) Adopt Ordinance 8580-14 on second reading, amending Section 22.35 of the City of Clearwater Code of Ordinances, to clarify areas where fishing on public beaches is restricted.

10. City Manager Reports

10.1 No Item.

- 10.2** [ID#14-445](#) Provide City Council with Planning and Development Staff's substantive comments regarding the updated Countywide Plan Map and request approval to transmit to the Pinellas Planning Council.

- 10.3 [ID#14-408](#) Authorize the City Attorney to allocate an additional \$25,000 to cover outside counsel costs in the appeal of the case of Thomas Petersen and Inge Spatuzzi v. City of Clearwater, Case No. 13-008224-CI.

11. City Attorney Reports

12. Other Council Action

13. Closing comments by Councilmembers (limited to 3 minutes)

14. Closing Comments by Mayor

15. Adjourn