

City of Clearwater

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



Meeting Agenda

Thursday, May 4, 2017

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 sixty 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 cell phones and other electronic devices during the meeting.

1. Call to Order

2. Invocation

3. Pledge of Allegiance

4. Special recognitions and Presentations (Proclamations, service awards, or other special recognitions. Presentations by governmental agencies or groups providing formal updates to Council will be limited to ten minutes.)

- 4.1 [ID#17-3387](#) Swim Across America Day Proclamation - Swim Across America Tampa Bay
- 4.2 [ID#17-3391](#) Youth Sportsmanship Awards
- 4.3 [ID#17-3390](#) Federal Session Update Presentation - Greg Burns, Van Scoyoc Associates

5. Approval of Minutes

- 5.1 [ID#17-3503](#) Approve the minutes of the April 20, 2017 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#17-3385](#) Approve a Work Order to Engineer of Record (EOR) McKim and Creed of Clearwater, FL, in the amount of \$170,847 for Lift Station 45 Force Main Replacement (17-0016-UT), and authorize the appropriate officials to execute same. (consent)
- 7.2 [ID#17-3407](#) Approve the final plat for Stevenson Creek Townhomes, whose physical address is 1112 Stevenson Avenue, located on the North-easterly corner of Stevenson Avenue and the Pinellas Trail. (consent)
- 7.3 [ID#17-3425](#) Award a construction contract to PCL Construction Inc. for the Marshall Street Water Reclamation Facility (WRF) Influent Pump Station Repair (16-0038-UT) in the amount of \$1,349,525.00, which is the lowest responsible bid received in accordance with the plans and specifications; approve a Supplemental Work Order to Engineer of Record (EOR) McKim and Creed, Inc. in the amount of \$65,280.00 for construction management and engineering inspection services and authorize the appropriate officials to execute same. (consent)
- 7.4 [ID#17-3427](#) Award a construction contract to RTD Construction, Inc. of Zephyrhills, FL in the amount of \$430,076, approve Engineer of Record (EOR) Tetra Tech Inc. supplemental Work Order in the amount of \$97,988 for the Reverse Osmosis Plant 1- Pressure Filter Modifications and Adsorption System Automation Project (15-0031-UT) and authorize the appropriate officials to execute same. (consent)
- 7.5 [ID#17-3406](#) Authorize a purchase order (contract) to Andritz Separation of Arlington, TX in the annual amount of \$300,000.00, with the option for two, one-year term extensions for the purchase of parts and service and authorize the appropriate officials to execute same. (consent)
- 7.6 [ID#17-3439](#) Request for authority to settle the case of Gail Scott vs. City of Clearwater Case No. 16-003177-CI for \$65,000.00. (consent)

Public Hearings - Not before 6:00 PM

8. Second Readings - Public Hearing

- 8.1 [8980-17](#)
[2nd rdg](#) Adopt Ordinance 8980-17 on second reading, amending the future land use element of the Comprehensive Plan of the city to change the land use designation for a 0.72 acre portion of certain real property whose post office address is 2251 Montclair Road, Clearwater, Florida 33763, from Preservation (P), to Residential Medium (RM).
- 8.2 [8981-17](#)
[2nd rdg](#) Adopt Ordinance 8981-17 on second reading, amending the Zoning Atlas of the city by rezoning a 0.72 acre portion of certain real property whose post office address is 2251 Montclair Road, Clearwater, Florida 33763, from Preservation (P) to Medium High Density Residential (MHDR).

- 8.3 [9008-17](#) Adopt Ordinance 9008-17 on second reading, annexing certain real property whose post office address is 3115 Johns Parkway, Clearwater, Florida 33759, together with certain right-of-way of Johns Parkway, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.
- 8.4 [9009-17](#) Adopt Ordinance 9009-17 on second reading, amending the future land use element of the Comprehensive Plan of the city to designate the land use for certain real property whose post office address is 3115 Johns Parkway, Clearwater, Florida 33759, upon annexation into the City of Clearwater as Residential Urban (RU).
- 8.5 [9010-17](#) Adopt Ordinance 9010-17 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 3115 Johns Parkway, Clearwater, Florida 33759, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).
- 8.6 [9011-17](#) Adopt Ordinance 9011-17 on second reading, annexing certain real properties whose post office addressees are 3052, 3059, and 3070 Hoyt Avenue, all within Clearwater, Florida 33759, together with certain rights-of-way of Hoyt, Moss, and Merrill Avenues, Terrace View Lane, Lake Vista Drive, Glen Oak Avenue East and Glen Oak Avenue North, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.
- 8.7 [9012-17](#) Adopt Ordinance 9012-17 on second reading, amending the future land use element of the Comprehensive Plan of the city to designate the land use for certain real properties whose post office addressees are 3052, 3059, and 3070 Hoyt Avenue, all within Clearwater, Florida 33759, upon annexation into the City of Clearwater as Residential Low (RL).
- 8.8 [9013-17](#) Adopt Ordinance 9013-17 on second reading, amending the Zoning Atlas of the city by zoning certain real properties whose post office addressees are 3052, 3059, and 3070 Hoyt Avenue, all within Clearwater, Florida 33759, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).

9. City Manager Reports

- 9.1 [9031-17](#) Amend the Clearwater Code of Ordinances, Section 2.527 - Settlement of Claims, to increase the City Manager or his/her designee authority to settle and release, on behalf of the City, any claim or lawsuit, both for and against the City, up to and including \$50,000, which is an increase from its current amount of \$25,000; approve any settlement that exceeds \$15,000 (currently \$7,500) shall be reviewed by the City Attorney and/or designee and any claim that exceeds \$25,000 (currently \$15,000) shall require unanimous written concurrence of the City Manager, City Attorney and Risk Manager or their designees and pass Ordinance 9031-17 on first reading.

- 9.2 [ID#17-3396](#) Approve Amendment 1 to Local Agency Program (LAP) Agreement between Florida Department of Transportation (FDOT) and the City of Clearwater to increase federal funding by \$67,981 for the construction of Druid Trail Phase IV, extend the agreement to October 31, 2018, authorize the appropriate officials to execute same and adopt Resolution 17-18.
- 9.3 [ID#17-3456](#) Request for authority to appeal an order final summary judgment against the City in the case of *Bayesplanade.com , LLC v. City of Clearwater* (Case No. 16-000697-CI). (consent)

10. City Attorney Reports

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

12. Closing Comments by Mayor

13. Adjourn