

# City of Clearwater

*Main Library - Council Chambers  
100 N. Osceola Avenue  
Clearwater, FL 33755*



## Meeting Minutes

Thursday, May 4, 2023

6:00 PM

Main Library - Council Chambers

## City Council

### Roll Call

**Present:** 5 - Mayor Brian Aungst Sr., Councilmember Kathleen Beckman, Councilmember David Allbritton, Vice Mayor Mark Bunker and Councilmember Lina Teixeira

**Also Present:** Jennifer Poirrier – City Manager, Michael Delk – Assistant City Manager, Owen Kohler – Lead Assistant City Attorney, Rosemarie Call – City Clerk and Nicole Sprague – Deputy City Clerk.

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

### *Unapproved*

#### **1. Call to Order – Mayor Aungst, Sr.**

*The meeting was called to order at 6:00 p.m.*

#### **2. Invocation – Rev. Jefferson Cox from Grace Lutheran Church**

#### **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.) – Given.**

- 4.1 Older Americans Month Proclamation, May 2023 - Jason Martino, Area Agency on Aging Director of Planning
- 4.2 Law Enforcement Appreciation Day Proclamation, May 12, 2023 – Police Chief Slaughter
- 4.3 Economic Development Week Proclamation, May 8-12, 2023 - Denise Sanderson, Economic Development and Housing Director

#### **5. Approval of Minutes**

- 5.1 Approve the minutes of the April 4, 2023 city council meeting as submitted in written summation by the City Clerk.

**Councilmember Beckman moved to approve the minutes of the April 4, 2023 city council meeting as submitted in written summation by the City Clerk. The motion was duly seconded and carried unanimously.**

- 5.2 Approve the minutes of the April 20, 2023 city council meeting as submitted in written summation by the City Clerk.

**Vice Mayor Bunker moved to approve the minutes of the April 20, 2023 city council meeting as submitted in written summation by the City Clerk. The motion was duly seconded and carried unanimously.**

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

*Mr. Holuba expressed concerns with the data being reported on the amount of recyclables being collected and processed and supported shutting down the City's recycling program and police department.*

*Beth Davis supported the new solid waste dashboard, looked forward to the upcoming housing dashboard, and requested council consideration to use additional tax revenue to support housing initiatives and staffing positions.*

*Bill Jonson thanked Council for submitting a letter of support for the Drew Street complete streets project. He said he was surprised to hear that members of the community contacted Senator Hooper to stop the project, but it is obvious more work is needed to address concerns.*

*Patrick Raftery thanked Council for submitting a letter of support for the Drew Street complete streets application and requested Council make a decision on what type of credit residents will receive for the period when recyclables were not being recycled.*

*Kathy Flaherty expressed concerns regarding dumpsters near Stevenson Creek (see page 15).*

*In response to a question, Planning and Development Director Gina Clayton said the City has not had interest in industrial land use properties and has not used the State's provision for mixed rate affordable housing on industrial and commercial properties without a land use amendment. She said the city code includes a provision for comprehensive infill redevelopment projects.*

## **7. Consent Agenda – Approved as submitted.**

- 7.1 Approve co-sponsorship and waiver of requested city fees and service charges for 26

Co-sponsored Special Events at an estimated General Fund cost of \$767,910 (\$91,000 in cash contributions and \$676,910 for in-kind service contributions) and Enterprise Fund cost of \$75,850 for the purposes of Fiscal Year 2023/24 departmental budget submittals; approve partial list of events to be held at the Venue during 2023 and 2024 and authorize the appropriate officials to execute same. (consent)

- 7.2 Approve events budget of \$128,620 from general fund reserves for the public safety costs for the grand opening of Coachman Park to be held June 28 through July 4, 2023, and authorize the appropriate officials to execute same. (consent)
- 7.3 Approve a Work Order to Mead and Hunt, Inc. of Tampa, FL, for Intelligent Transportation Systems (ITS) Fiber Optic Design, Phase 1 (23-0018-EN), in the amount of \$192,385.00, pursuant to Request for Qualifications (RFQ) 26-19, Engineer of Record Continuing Services (EOR), and authorize the appropriate officials to execute same. (consent)
- 7.4 Approve a professional service agreement with Tetra Tech, Inc. of Tampa, FL as the Lift Station Program Consultant (21-0034-UT) in the not-to-exceed amount of \$11,400,000.00 for a five-year term pursuant to Request for Qualification (RFQ) 13-22 and authorize the appropriate officials to execute same. (consent)
- 7.5 Authorize a purchase order to Trane US, Inc. of Davidson, NC for the purchase of Heating, Ventilation and Air Conditioning (HVAC) services and associated replacement and repair parts in a not-to-exceed amount of \$1,520,000.00 through August 31, 2027, pursuant to Clearwater Code of Ordinances Sections 2.563(1)(c), Piggyback, and 2.563(1)(d), Non-competitive purchases - Impractical, and authorize the appropriate officials to execute same. (consent)
- 7.6 Authorize purchase orders to multiple vendors as listed, for the purchase of Heating, Ventilation and Air Conditioning (HVAC) replacement and repair parts, in the cumulative not-to-exceed amount of \$700,000.00 through September 30, 2024 pursuant to Clearwater Code of Ordinances Sections 2.563(1)(c), Piggyback or cooperative purchasing, 2.561(5), Small purchases, and 2.563 (1)(b), Micro purchases, and authorize the appropriate officials to execute same. (consent)
- 7.7 Declare list of vehicles and equipment surplus and authorize disposal through auction pursuant to Clearwater Code of Ordinances Section 2.623(6) and (8) and authorize the appropriate officials to execute same. (consent)
- 7.8 Appoint Francis Bugaj to the Marine Advisory Board with a term to expire May 31, 2027. (consent)
- 7.9 Appoint Linda Byars to the Neighborhood and Affordable Housing Advisory Board with a term to expire May 31, 2027. (consent)

- 7.10** Appoint Muhammad Abdur-Rahim to the Brownfields Advisory Board, as the resident representative, with a term to expire May 4, 2027. (consent)
- 7.11** Reappoint Kevin Chinault to the Neighborhood and Affordable Housing Advisory Board with a term to expire May 31, 2027. (consent)
- 7.12** Approve a one-year extension to the license agreement with Jolley Trolley Transportation of Clearwater for 410 N. Myrtle Avenue and authorize the appropriate officials to execute same. (consent)
- 7.13** Approve a Legal Services Agreement with Carlton Fields for advice as to the taxability of various personnel benefits for elected officials, City staff, and former employees and authorize the appropriate officials to execute same. (consent)

**Councilmember Teixeira moved to approve the Consent Agenda as submitted and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

### **Public Hearings - Not before 6:00 PM**

## **8. Administrative Public Hearings**

### **9. Second Readings - Public Hearing**

- 9.1** Adopt Ordinance 9662-23 on second reading, amending the Zoning Atlas of the city by rezoning a portion of certain real property whose post office address is 1849 Gulf to Bay Boulevard, Clearwater, Florida 33765, from Low Medium Density Residential (LMDR) to Commercial (C).

**Ordinance 9662-23 was presented and read by title only.  
Councilmember Allbritton moved to adopt Ordinance 9662-23 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Aungst Sr., Councilmember Beckman, Councilmember Allbritton, Vice Mayor Bunker and Councilmember Teixeira

- 9.2** Adopt Ordinance 9663-23 on second reading, making amendments to the Clearwater Downtown Redevelopment Plan by amending Chapter 4. Plan Implementation, Public Amenities Incentive Pool.

**Ordinance 9663-23 was presented and read by title only.  
Councilmember Beckman moved to adopt Ordinance 9663-23 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Aungst Sr., Councilmember Beckman, Councilmember Allbritton, Vice Mayor Bunker and Councilmember Teixeira

- 9.3** Adopt Ordinance 9664-23 on second reading, making amendments to the Community Development Code, Appendix C, Division 3., Character District Standards by amending standards, and Division 8. Flexibility.

**Ordinance 9664-23 was presented and read by title only.  
Councilmember Teixeira moved to adopt Ordinance 9664-23 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Aungst Sr., Councilmember Beckman, Councilmember Allbritton, Vice Mayor Bunker and Councilmember Teixeira

- 9.4** Adopt Ordinance 9666-23 on second reading, amending the future land use element of the Comprehensive Plan to change the land use designation for a portion of certain real property whose post office address is 1849 Gulf to Bay Boulevard, Clearwater, Florida 33765, from Residential Urban (RU) to Commercial General (CG).

**Ordinance 9666-23 was presented and read by title only.  
Councilmember Allbritton moved to adopt Ordinance 9666-23 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Aungst Sr., Councilmember Beckman, Councilmember Allbritton, Vice Mayor Bunker and Councilmember Teixeira

- 9.5** Adopt Ordinance 9668-23 on second reading, annexing certain real property described as Lot 7, Block D, Kapok Terrace, Clearwater, Florida into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

**Ordinance 9668-23 was presented and read by title only.  
Councilmember Beckman moved to adopt Ordinance 9668-23 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Aungst Sr., Councilmember Beckman, Councilmember Allbritton, Vice Mayor Bunker and Councilmember Teixeira

- 9.6** Adopt Ordinance 9669-23 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 described as Lot 7, Block D, Kapok Terrace, Clearwater, Florida, upon annexation into the City of Clearwater, as Residential Low (RL).

**Ordinance 9669-23 was presented and read by title only. Vice Mayor Bunker moved to adopt Ordinance 9669-23 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Aungst Sr., Councilmember Beckman, Councilmember Allbritton, Vice Mayor Bunker and Councilmember Teixeira

- 9.7** Adopt Ordinance 9670-23 on second reading, amending the Zoning Atlas of the city by zoning certain real property described as Lot 7, Block D, Kapok Terrace, Clearwater, Florida, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).

**Ordinance 9670-23 was presented and read by title only. Councilmember Teixeira moved to adopt Ordinance 9670-23 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Aungst Sr., Councilmember Beckman, Councilmember Allbritton, Vice Mayor Bunker and Councilmember Teixeira

- 9.8** Adopt Ordinance 9673-23 on second reading, vacating a 10-foot platted public utility easement located on Lots 4 and 5, Unit 2, Island Estates, according to the map or plat thereof as recorded in Plat Book 47, Page 19A and 20B of the Public Records of Pinellas County, Florida.

**Ordinance 9673-23 was presented and read by title only. Councilmember Allbritton moved to adopt Ordinance 9673-23 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Aungst Sr., Councilmember Beckman, Councilmember Allbritton, Vice Mayor Bunker and Councilmember Teixeira

- 9.9** Adopt Ordinance 9662-23 on second reading, amending the Zoning Atlas of the city by rezoning a portion of certain real property whose post office address is 1849 Gulf to Bay Boulevard, Clearwater, Florida 33765, from Low Medium Density Residential (LMDR) to Commercial (C).

**See Item 9.2.**

- 9.10** Denied on first reading Ordinance 9645-23 annexing certain real property whose post office address is 1224 Adams Avenue, Clearwater, Florida 33756 into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

**No Action.**

**9.11** Denied on first reading Ordinance 9646-23, 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 1224 Adams Avenue, Clearwater, Florida 33756, upon annexation into the City of Clearwater, as Commercial General (CG).

**No Action.**

**9.12** Denied on first reading Ordinance 9647-23, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 1224 Adams Avenue, Clearwater, Florida 33756, upon annexation into the City of Clearwater, as Commercial (C).

**No Action.**

## **10. City Manager Reports**

**10.1** Review and adopt the City of Clearwater's 2023 Strategic Plan.

At the March 20, 2023, Strategic Budget Work Session, staff presented a draft strategic plan for consideration by the City Council. The goal of the strategic planning process is to establish a uniform organizational direction, align municipal operations, and provide a framework for monitoring achievement toward adopted goals and priorities.

City staff prepared the draft Strategic Plan based upon supplemental facilitation by Baker Tilly, which included conducting community engagement workshops, review of background information, an environmental scan of key opportunities and challenges, analysis of service demand drivers and demographic trends, internal and external stakeholder surveying, and financial forecasting.

Furthermore, staff reviewed prior feedback of the City Council offered at Strategy Planning sessions held on October 20, 2020, May 25, 2021, April 11, 2022, and December 8, 2022, to identify areas of strategic focus and priorities that had consensus among Councilmembers.

The proposed Strategic Plan emphasizes five strategic priorities and a total of 22 accompanying objectives. The priority areas address the following:

- High Performing Government
- Economic & Housing Opportunity
- Community Well-being
- Environmental Stewardship
- Superior Public Service

The Strategic Plan is supported by vision and mission statements, that along

with individual objectives, are guided by organizational values to create a decision-making framework for resource allocation and budgeting, as well as direct the efforts of City Staff.

Clearwater's vision statement describes where the organization is heading and expresses an aspirational view of a future desired state:

*A community that thrives from Bay to Beach.*

The mission statement describes why the organization exists, its purpose, its reason for being, and clearly articulates the services provided and the desired outcomes:

*Clearwater is committed to quality, sustainable, cost-effective municipal services that foster and sustain a healthy residential and economic environment.*

As provided by City Council Policy 3-11, Strategic Direction/Planning, Staff will continue to review the Strategic Plan during the annual Strategic Planning Session, to ensure that plan elements remain responsive and representative of the priorities of the City Council and the Citizens of Clearwater.

At the May 1, 2023 work session, there was council consensus to amend Resiliency statement under Clearwater's Values as follows: "Resiliency and Sustainability ..."

*One individual spoke in support and added that he was disappointed that tonight was the first opportunity for the public to provide comment and that "uniquely beautiful" was being dropped from the vision.*

*In response to a question, the City Clerk said the strategic plan being considered for adoption is the attachment entitled, "Amended May 1 WS."*

**Councilmember Teixeira moved to adopt the City of Clearwater's 2023 Strategic Plan. The motion was duly seconded and carried unanimously.**

## 10.2 Appoint Councilmembers to Regional and Miscellaneous Boards.

2023 Regional and Miscellaneous Board Appointment

<b>Board (Date/Time of Meeting)</b>	<b>Delegate</b>
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Audit Committee (Meets as required)	Hibbard <b>Aungst, Sr.</b> Herb McLachlan, citizen
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Lisa Burley

American Public Gas Association  
(Brian Langille - Gas)  
**(meet 4 times a year - move around the Country)**

Hibbard Teixeira

Area Agency on Aging of Pasco/Pinellas  
**(3rd Monday of the month - 9:30 a.m.)**  
**Location:** AAAPP in St. Pete

Kerry Marsalek  
Office on Aging Mgr

Barrier Island Governmental Council  
**(4th Wednesday of the month - 9:00 a.m.; two-year term)**  
**Location:** TBA (Meeting place rotates)

~~Teixeira~~ Beckman - Voting Del.  
Bunker - Alt.  
~~Hibbard~~ - Alt. #2

Clearwater Arts Alliance  
**(4th Tuesday of the month - 4:00 p.m.)**  
**Location:** Johnson, Pope, Bokor, Ruppel & Burns, 911 Chestnut St., 33756

Beckman Teixeira

Courtney Campbell Scenic Highway Citizen Advisory Committee  
**(Quarterly on 3rd Friday of the month - 10:00 a.m.)**

Bunker

Homeless Leadership Alliance  
**(1st Friday of the month - 1:00 p.m.)**  
**Location:** Hospice of the Florida Suncoast on Roosevelt Blvd.

Beckman

Mayor's Council of Pinellas County  
**(1st Wednesday of the month - 11:30 a.m.)**

~~Hibbard~~ Aungst, Sr.

Pinellas Collaborative Committee  
~~**(Meet as needed - 9:00 a.m.)**~~  
~~**Location:** 600 Cleveland St., Suite 750~~  
\*\*Committee no longer active

~~Hibbard~~

Pinellas County Aircraft Noise Abatement Task Force  
**(Quarterly - 3:00 p.m.)**  
**Location:** St. Pete-Clearwater Int'l Airport - Conf. Room #234)

Sean Schrader (At Large)  
Jerry Karp/Del Oro Groves

School Transportation Safety Committee  
**(Meet as needed - 9:30 a.m.)**  
**Location:** 600 Cleveland St., Suite 750

Bunker

Suncoast League of Cities Board

Beckman

**(3rd Friday of the month - 11:30 a.m.)**  
**Location:** Different city every month

Teixeira- Alt.

Tampa Bay Estuary Policy Board  
**(Quarterly on Friday - 10:00 a.m.)**

Beckman  
Bunker - Alt.



Sister Cities Advisory Board  
(term expires 4/30/26; four-year term) Teixeira

### **Appointments by other entities:**

Downtown Development Board Ex-Officio Members Teixeira  
(CRA Trustees) Bunker  
(1st Wednesday of the month - 5:30 p.m.)

Florida League of Mayors ~~Hibbard~~ Aungst, Sr.

Tourist Development Council ~~Hibbard~~ Aungst, Sr. (City Council  
makes recommendation/County makes appointment)  
(term expires 10/31/24; four-year term)

WorkNet Pinellas Board \* Beckman  
(Quarterly - 11:45 a.m.)  
Location: EpiCenter in Clearwater

**\*8/8/13 - Per Diana Day, Adm. Asst., WorkNet Pinellas Board, an elected official is no longer a requirement & there's no term expiration. Currently councilmember Kathleen Beckman is a non-voting committee member and has the option to attend this board.**

*The City Clerk said the Pinellas Collaborative Committee is no longer active and has been removed from the list.*

*It was stated that Forward Pinellas will be adding another representative from Clearwater to the board. A vote was not needed tonight but interested councilmembers should start thinking about the appointment.*

**Councilmember Teixeira moved to appoint Councilmembers to regional and miscellaneous boards as listed. The motion was duly seconded and carried unanimously.**

## **11. City Attorney Reports – None.**

## **12. Closing comments by Councilmembers (limited to 3 minutes)**

*Councilmember Beckman said she attended the Tampa Bay Region Resiliency Leadership Summit and it was well attended with great presentations. She attended the Homes for Pinellas Summit last week which*

was a roll out of the plan to realize the statements that were agreed to in the Pinellas Housing Compact. She said the entire meeting is available on Youtube.

Vice Mayor Bunker thanked writer Stephanie Hutchinson for exposing Scientology lies and its front group, The Stand League, who attacks those who speak out about Scientology. He said Leah Remini appeared in court to support rape victims at the Danny Masterson trial in Los Angeles. He said he was upset that Senator Hooper added last-minute language in the budget to delay the Drew Street complete streets project, which Council recently voted to approve after years of staff and citizen work. He said Scientology is what is keeping people out of downtown.

Councilmember Teixeira said she has attended meetings this week where the region came together to educate, share information, and collaborate on common regional challenges. She said she was honored to be part of the Charity Works annual golf outing and proceeds went to two organizations, Creative Women and Know More which focus on anti-human trafficking efforts. She went to the Clearwater for Youth event and met scholarship recipients.

Councilmember Allbritton said he was disappointed to hear that the Drew Street complete streets project may have been waylaid even though Council approved to move forward with it. Pinellas County also submitted a letter of support for the project. He said the first traffic study for the project was done in 2017 and was redone in 2019 by FDOT. Imagine Clearwater and other future developments were taken into consideration for the traffic study. FDOT was to bring back a finalized plan for staff and Council to review before the end of the year. The City Manager is meeting with FDOT and Senator Hooper next week to discuss the matter. He said he would like for FDOT to explain the traffic study forecast and how they are projected to Council and the business community.

### **13. Closing Comments by Mayor**

Mayor Aungst reviewed recent and upcoming events. He said five years ago his wife, Karen, passed away and he appreciated the moment of silence observed by Council. Karen was a great advocate for Clearwater and lit up the room.

### **14. Adjourn**

The meeting adjourned at 6:50 p.m.

Attest

\_\_\_\_\_  
Mayor  
City of Clearwater

\_\_\_\_\_  
City Clerk

## Call, Rosemarie

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**From:** Kathy Flaherty <kathyipad68@icloud.com>  
**Sent:** Wednesday, May 3, 2023 4:16 AM  
**To:** City Council; Call, Rosemarie  
**Subject:** Fwd: Clearwater Marine Aquarium To Break Ground On Man...  
**Attachments:** favicon.ico

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Please attach this email to the official record for the upcoming Council meeting.

**From:** Kathy Flaherty <kathyipad68@icloud.com>  
**Date:** April 17, 2023 at 5:42:10 PM EDT  
**To:** Kathleen Beckman <Kathleen.Beckman@myclearwater.com>, Mark Bunker <Mark.Bunker@myclearwater.com>, Lina Teixeira <lina.teixeira@myclearwater.com>, Jaye <jaye.matthews@myclearwater.com>, brian.aungst@myclearwater.com, Jennifer Poirrier <Jennifer.Poirrier@myclearwater.com>, David Allbritton <David.Allbritton@myclearwater.com>, David Margolis <David.Margolis@myclearwater.com>  
**Subject:** Clearwater Marine Aquarium To Break Ground On Man...

The Aquarium is building a Manatee Rescue Center. That shouldn't be needed. It's sad that it is. Maybe a few of those manatees wouldn't need help if the City actually cared.

I am tired of the City of Clearwater saying that it is an environmental City.

You say you enclose dumpsters. In reality you could care less where they are located or what falls out of them. This one sits in a residential neighborhood on a drain by Stevensons Creek. I have complained about for years. It still sits there.

Grandfathering in trash is a policy.



You say you have never burned trash as a recycling method. When the City got caught doing the same thing in 2018, it was discussed in great detail by the administration in 2018 at a City Work Session. Item 15.1. Most of the current City Managers were in attendance and the Council did not reject the idea, in fact Hoyt explains how they have to do it and George says in a news interview that it makes sense. David A. was there too. Ms. Poirrer said she discovered it going back to 2019 so that makes sense.

Burning recycling was a policy.

You say you have clean water but in reality you don't care. Stevensons Creek runs though the Downtown and gets polluted by the time it leaves the Golf Course. It's sicken how bad the water quality is when it leaves the Downtown area. Nothing is being done to stop it.

Ignoring and polluting the Creek is policy.



Stevenson Creek Downtown Clearwater Florida -  
Dirty Mess Council Presentation to Fix 4-4-2023  
[youtu.be](https://youtu.be/)

Stop telling stories and fix the problems.

Doing something to stop the manatees from being sick or hurt in the first place is a good way to start.

Follow the Watershed plan.

<https://patch.com/florida/clearwater/clearwater-marine-aquarium-break-ground-manatee-rescue-facility>

