

City of Clearwater

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



Meeting Agenda

Thursday, November 2, 2023

6:00 PM

**Pinellas County, 333 Chestnut Street, Palm Room, Clearwater, FL
33756**

City Council

Welcome. We are glad to have you join us. If you wish to address the Council, please complete a Comment Card. Comment Cards are on the right-hand side of the dais by the City Clerk. When recognized, please hand your card to the Clerk, approach the podium and state your name. Persons speaking before the City Council shall be limited to 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 3 minutes plus an additional minute for each person in the audience that waives their right to speak, up to a maximum of 10 minutes. Prior to the item being presented, please obtain the form to designate a spokesperson from the City Clerk. Up to 60 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 electronic devices during the meeting.

Citizens wishing to provide comments on an agenda item are encouraged to do so in advance through written comment. The City has established the following two options:

1) eComments via Granicus - eComments is integrated with the published meeting agenda. Individuals may review the agenda item details and indicate their position on the item. You will be prompted to set up a user profile to allow you to comment, which will become part of the official public record. The eComment period is open from the time the agenda is published. All comments received by 5:00 p.m. the day before the meeting will become part of the official record.

2) Email - Individuals may submit written comments or videos to ClearwaterCouncil@myclearwater.com. All comments received by 5:00 p.m. the day before the meeting will become part of the official record.

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#23-1347](#) National Veterans Small Business Week Proclamation, October 30, 2023 - Nov. 3, 2023 -
Christopher Odgers, Legislative Affairs Chair for the State Board and Tampa Bay Chapter of the Florida Association of Veteran Owned Businesses
- 4.2 [ID#23-1348](#) Suncoast Jazz Festival Weekend Proclamation, November 17 - 19, 2023 -
Joan Dragon, Suncoast Jazz Festival, Exec. Director
- 4.3 [ID#23-1422](#) 2023 Charter Review Committee Final Report - Chair Nathan Hightower
- 4.4 [ID#23-1246](#) State of the City - Jennifer Poirrier, City Manager

5. Approval of Minutes

- 5.1 [ID#23-1392](#) Approve the minutes of the October 18, 2023 city council meeting as submitted in written summation by the City Clerk.
- 5.2 [ID#23-1421](#) Approve the October 2, 2023 special city council meeting minutes as submitted in written summation by the City Clerk.

6. 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.

- 6.1 [ID#23-1346](#) Approve the collective bargaining agreement as negotiated between the City of Clearwater and Communication Workers of America, Local 3179 (CWA), from October 1, 2023 through September 30, 2026 and authorize the appropriate officials to execute same. (consent)
- 6.2 [ID#23-1313](#) Approve a proposal by Construction Manager at Risk Khors Construction Inc., of Pinellas Park Florida, for renovations and structural repairs at BayCare Ballpark in the amount of \$1,344,526.45; transfer \$600,000.00 of Penny for Pinellas Funds at first quarter from C2001-Athletic Fields and Facility Renovations to M2204-Carpenter and Baycare Repair and Replacement, and authorize the appropriate officials to execute same (consent)
- 6.3 [ID#23-0846](#) Approve purchase orders to multiple vendors for the acquisition of library books and materials in the cumulative not-to-exceed amount of \$490,000.00, for the term October 1, 2023 through September 30, 2024, pursuant to Clearwater Code of Ordinance Section 2.563(1)(c), Piggyback and cooperative purchases, and authorize the appropriate officials to execute same (consent).
- 6.4 [ID#23-0631](#) Authorize a purchase order to Azteca Systems Holdings, LLC dba Azteca Systems, LLC (Azteca) of Sandy, UT for computerized maintenance and management system (CMMS) software in the amount of \$390,000.00 pursuant to Clearwater Code of Ordinances Section 2.563(1)(c), Piggyback or cooperative purchasing, and authorize the appropriate officials to execute same. (consent)

- 6.5** [ID#23-1189](#) Approve a contract with Black and Veatch of Overland Park, KS for project management and software implementation services in support of a computerized maintenance management system (CMMS) for Public Utilities and on-going configuration maintenance and support for a three-year term, beginning November 1, 2023 through October 31, 2026, in the not to exceed amount of \$1,987,209.00 pursuant to RFP 36-23 and authorize the appropriate officials to execute same. (consent)
- 6.6** [ID#23-1336](#) Approve an agreement with Noverant, Inc. of Raleigh, NC, for a learning management system (LMS) application and content subscription in the amount of \$316,680.00 for a three-year term, November 2, 2023 through November 1, 2026, pursuant to Request for Proposals (RFP) 32-23 Learning Management System and authorize the appropriate officials to execute same. (consent)
- 6.7** [ID#23-1258](#) Approve an increase to Pinellas County for the Joint Project Agreement (JPA) 001034A between Pinellas County and the City of Clearwater for the Reclaimed Water Pipe Repair on Old Coachman Rd., Project 17-0056-UT in the amount of \$87,897.48 for a new project total of \$594,480.48 and authorize the appropriate officials to execute same. (consent)
- 6.8** [ID#23-1302](#) Authorize purchase orders to Advanced Environmental Laboratories, Inc. of Tampa, FL and Pace Analytical Services, LLC of Ormond Beach, FL in a cumulative annual not-to-exceed amount of \$700,000.00 with the option for three, one-year renewals pursuant to ITB 52-23, Laboratory Services, and authorize the appropriate officials to execute same. (consent)
- 6.9** [ID#23-1309](#) Authorize purchase orders to multiple vendors for the purchase of vehicle parts for heavy and light duty city vehicles and equipment in the not-to-exceed amount of \$1,700,000.00 for term October 1, 2023 through September 30, 2024 pursuant to Clearwater Code of Ordinances Section 2.563(1)(a) Single source, Section 2.563 (1)(b) Micro purchases, and Section 2.563 (1)(c) Piggyback and authorize the appropriate officials to execute same. (consent)
- 6.10** [ID#23-1314](#) Approve purchase order to Communications International of Vero Beach, FL for the maintenance and repair of the citywide two-way radio communication system and equipment in the amount of \$184,002.00 for term October 1, 2023, through September 30, 2024, pursuant to Clearwater Code of Ordinances Section 2.563(1)(a) Single Source and authorize the appropriate officials to execute same. (consent).
- 6.11** [ID#23-1283](#) Reappoint Meg Taylor to the Nuisance Abatement Board with a term to expire September 1, 2027. (consent)
- 6.12** [ID#23-1300](#) Appoint Melinda Bacon to the Sister Cities Advisory Board, as the Clearwater Arts Alliance representative, with a term to expire October 31, 2027. (consent)
- 6.13** [ID#23-1377](#) Reappoint Charles Engel to the Municipal Code Enforcement Board with a term to expire October 31, 2026. (consent)

- 6.14 [ID#23-1306](#) Approve the Third Amendment to Contract for Purchase of Real Property, extending the due diligence period regarding Gotham and DeNunzio's purchase of the old City Hall site, and authorize the appropriate officials to execute same. (consent)

Public Hearings - Not before 6:00 PM

7. Second Readings - Public Hearing

- 7.1 [9706-23 2nd](#)
[rdg](#) Adopt Ordinance 9706-23 on second reading, annexing certain real property whose post office address is 210 Meadow Lark Lane, Clearwater, Florida 33759, together with an unaddressed parcel located on the west side of Meadow Lark Lane approximately 760 feet north of Gulf to Bay Boulevard, together with all unincorporated right-of-way of Kentucky Avenue and an unnamed alley, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.
- 7.2 [9707-23 2nd](#)
[rdg](#) Adopt Ordinance No. 9707-23 on second reading, amending the future land use plan element of the Comprehensive Plan of the City to change the land use for certain real property whose post office address is 210 Meadow Lark Lane, Clearwater, Florida 33759, together with an unaddressed parcel located on the west side of Meadow Lark Lane approximately 760 feet north of Gulf to Bay Boulevard, from Residential Urban (RU) (in Pinellas County) to Institutional (I), upon annexation into the City of Clearwater.
- 7.3 [9708-23 2nd](#)
[rdg](#) Adopt Ordinance No. 9708-23 on second reading, amending the Zoning Atlas of the City by rezoning certain real property whose post office address is 210 Meadow Lark Lane, Clearwater, Florida 33759, together with an unaddressed parcel located on the west side of Meadow Lark Lane approximately 760 feet north of Gulf to Bay Boulevard, from R-3, Single Family Residential (in Pinellas County) to Institutional (I) upon annexation into the City of Clearwater.
- 7.4 [9709-23 2nd](#)
[rdg](#) Adopt Ordinance 9709-23 on second reading, annexing certain real property whose post office address is 3121 Downing Street, Clearwater, Florida 33759, together with all unincorporated right-of-way of Downing Street, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.
- 7.5 [9710-23 2nd](#)
[rdg](#) Adopt Ordinance No. 9710-23 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 address is 3121 Downing Street, Clearwater, Florida 33759, upon annexation into the City of Clearwater, as Residential Urban (RU).

- 7.6 [9711-23 2nd rdg](#) Adopt Ordinance No. 9711-23 on second reading, amending the Zoning Atlas of the City by rezoning certain real property whose post office address is 3121 Downing Street, Clearwater, Florida 33759, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).
- 7.7 [9712-23 2nd rdg](#) Adopt Ordinance No. 9712-23 on second reading, amending Community Development Code Articles 3 and 4, Appendix B, and Appendix C to comply with Senate Bill 250: Natural Emergencies.
- 7.8 [9718-23 2nd rdg](#) Adopt Ordinance 9718-23 on second reading, annexing certain real property whose post office address is 2713 State Road 590, Clearwater, Florida 33759, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.
- 7.9 [9719-23 2nd rdg](#) Adopt Ordinance No. 9719-23 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 address is 2713 State Road 590, Clearwater, Florida 33759, upon annexation into the City of Clearwater, as Residential Low (RL).
- 7.10 [9720-23 2nd rdg](#) Adopt Ordinance No. 9720-23 on second reading, amending the Zoning Atlas of the City by rezoning certain real property whose post office address is 2713 State Road 590, Clearwater, Florida 33759, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).
- 7.11 [9728-23 2nd rdg](#) Adopt Ordinance No. 9728-23 on second reading, proposing an amendment to the City Charter, changing the date of Clearwater's municipal election, beginning in 2026, to coincide with state and federal primary elections, creating a run-off election for each seat in which no candidate receives more than fifty percent of the vote in the municipal election, and modifying the dates for candidate qualification, commencement and expiration of office and other time periods as necessary.

8. Citizens to be heard re items not on the agenda - For purposes of this role, “items pertaining to city business” includes any matter within the Council’s or the City Manager’s power to act, any matter that the Council previously voted on or discussed at the dais, or any matter discussed by or scheduled to be considered by another governmental entity that affects the operation of the City. Each person who wishes to address the Council shall complete a comment card and submit the card to the City Clerk (right-hand side of dais) before the speaker will be permitted to speak. However, if the speaker has just arrived or decided to speak, the Chair may allow the card to be filled out after speaking. Individuals will limit their comments to a maximum of three minutes. The Mayor shall advise the speaker that their time has expired. If the person remains at the podium, thereby interfering with other persons who may wish to be heard, the speaker’s microphone may be turned off, or the Mayor may rule the person out of order in accordance with Rule 15.

9. City Manager Reports

- 9.1 [ID#23-1334](#) Approve Second Amendment to Sublease Agreement (Sublease Number 4799-002) providing to AMPLIFY Clearwater, as Sublessee, an amount not to exceed \$250,000 for interior improvements to the property located at 3204 Gulf to Bay Boulevard and authorize the appropriate officials to execute same.
- 9.2 [9727-23](#) Amend Clearwater Code of Ordinances, Chapter 21, Offenses, repealing Section 21.18 relating to prohibiting soliciting, begging, or panhandling in the Clearwater Downtown Core Redevelopment Zone and the Clearwater Beach Core Tourist Zone and pass Ordinance 9727-23 on first reading.
- 9.3 [ID#23-1333](#) Determine that two parcels of real property owned by the City and recorded in O.R. Book/Pages 3308/514 and 6275/724 at 110 N McMullen Booth Road, in Pinellas County, Florida, are uneconomic remainders of land as defined in City Charter Section 2.01(d)(5)(i), approve the sale for less than fair market value to the adjoining landowner, and authorize the appropriate officials to execute same.

10. City Attorney Reports

11. Other Council Action

- 11.1 [ID#23-1298](#) Council Agenda Calendar - Councilmember Teixeira

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

13. Closing Comments by Mayor

14. Adjourn

