

City of Clearwater

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



Meeting Agenda

Thursday, October 18, 2018

5:00 PM

Council Chambers

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.

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#18-5225](#) Infant Safe Sleep Awareness Month Proclamation
- 4.2 [ID#18-5222](#) Florida City Government Week Proclamation October 22-28, 2018

5. Approval of Minutes

- 5.1 [ID#18-4984](#) Approve the October 4, 2018 City Council Meeting Minutes 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#18-5218](#) Approve a grant of \$75,000 in General Fund Reserves to be set aside as a commitment for the local government contribution required for applicants to participate in the State of Florida's Low Income Housing Tax Credit Program (LIHTC) for a proposed 72-unit affordable housing development project, identified as Chestnut Trail, by SP Pinellas II LLC and authorize the appropriate officials to execute same. (consent)
- 7.2 [ID#18-5221](#) Approve settlement of workers' compensation claims 15-000167, 17-000133 and 17-000148 for payment of \$82,500 inclusive of attorney fees and costs for Ronald Neuberger with a general release of all claims and authorize the appropriate officials to execute same. (consent)
- 7.3 [ID#18-5220](#) Approve a proposal by Construction Manager at Risk Keystone Excavators, Inc. of Oldsmar, Florida in the amount of \$421,014 for site improvements at Countryside Sports Complex located at 3060 McMullen Booth Road and authorize the appropriate officials to execute same. (consent)
- 7.4 [ID#18-5199](#) Award a construction contract to Odyssey Manufacturing Co. of Tampa, FL in the amount of \$629,200.00 for the Marshall Street and NE WRF Alum Feed System Improvements Project (16-0012-UT); approve Supplemental One work order to Engineer of Record (EOR) Metzger and Willard, Inc. in the amount of \$79,950 and authorize the appropriate officials to execute same. (consent)
- 7.5 [ID#18-5217](#) Approve the Modification Z0229-1 and Z0229 to the Federally-Funded Subaward and Grant Agreement for public assistance support for Hurricane Irma expenditures and grant authority to the City Manager or designee to enter into, approve and execute same and future modifications for Hurricane Irma expenditures. (consent)
- 7.6 [ID#18-5210](#) Approve contracts (blanket purchase orders) for Baker and Taylor and Ingram Services for the acquisition of library books and materials for the contract period of October 1, 2018 through September 30, 2019 and authorize the appropriate officials to execute same. (consent)
- 7.7 [ID#18-5226](#) Approve an increase to Purchase Order No. 18001102 with Ultimate CNG, LLC in the amount of \$74,100 to provide mobile compressed natural gas services at the Clearwater natural gas filling station and authorize the appropriate officials to execute same. (consent)
- 7.8 [ID#18-5179](#) Approve a Contract (Purchase Order) renewal to Communications International of Vero Beach, FL, in the amount of \$129,384.00 for the maintenance and repair of the city-wide two-way radio communication system and equipment in accordance with Sec. 2.564(1)(b), Code of Ordinances - Sole Source and authorize the appropriate officials to execute same. (consent)

- 7.9 [ID#18-5183](#) Approve the purchase of HVAC replacement and repair parts, for an annual not to exceed amount of \$300,000 for Fiscal Year 2018/19, to vendors as listed, in accordance with City Code of Ordinances Section 2.564(1)(d) Other Government Entities Bids, to include other sourced vendors as required, and authorize the appropriate officials to execute same. (consent)
- 7.10 [ID#18-5211](#) Approve the purchase of various electrical equipment and repair parts from Graybar Electric Co. Inc, not to exceed \$250,000 annually, in accordance with Sec. 2.564(1)(d), Code of Ordinances - Other governmental contracts and authorize the appropriate officials to execute same. (consent)
- 7.11 [ID#18-5212](#) Award a contract (purchase order) to Tampa Bay Trane, in the amount of \$380,096 to replace chiller at Main Library, per proposal JAY-092118-01, in accordance with Sec. 2.564(1)(d), Code of Ordinances - Other governmental contracts and authorize the appropriate officials to execute same. (consent)
- 7.12 [ID#18-5176](#) Request for authority to settle the case of *Precon Corporation v. Westfield Insurance Company, et al.*, Case No. 17-002462 for \$143,678.53. (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 [ANX2018-07011](#) Approve the annexation, initial Future Land Use Map designation of Residential Urban (RU) and initial Zoning Atlas designation of Low Medium Density Residential (LMDR) District for 3108 Johns Parkway, together with abutting right-of-way of Johns Parkway; and pass Ordinances 9183-18, 9184-18, and 9185-18 on first reading. (ANX2018-07011)
- 8.2 [ANX2018-07013](#) Approve the annexation, initial Future Land Use Map designation of Residential Low (RL) and Drainage Feature Overlay and initial Zoning Atlas designation of Low Medium Density Residential (LMDR) District for 2780 North Terrace Drive and pass Ordinances 9196-18, 9197-18 and 9198-18 on first reading. (ANX2018-07013)

- 8.3 [ANX2018-07014](#) Approve the annexation, initial Future Land Use Map designation of Residential Low (RL) and initial Zoning Atlas designation of Low Medium Density Residential (LMDR) District for 600 Moss Avenue and pass Ordinances 9199-18, 9200-18 and 9201-18 on first reading. (ANX2018-07014)
- 8.4 [ID#18-5187](#) Terminate the Development Agreement between Decade Companies Income Properties (the property owner) and the City of Clearwater, providing for the allocation of 72 units from the Hotel Density Reserve under Beach by Design; adopt Resolution 18-05, and authorize the appropriate officials to execute same. (DVA2009-00001A)
- 8.5 [TA2018-06003](#) Deny amendments to the Clearwater Community Development Code to expand the allowance of self-storage warehouses as a flexible standard use, along with use specific standards and minimum off-street parking requirements, in the Regional Center Subdistrict of the US 19 Zoning District where it is currently permitted in the Corridor Subdistrict and do not pass Ordinance 9161-18 on first reading. (TA2018-06003)
- 8.6 [TA2018-07004](#) Approve amendments to the Clearwater Community Development Code repealing and replacing Chapter 51 Flood Damage Prevention and amending Chapter 47 Buildings and Building Regulations to adopt new floodplain management regulations utilizing the Florida Department of Emergency Management's (FDEM) model ordinance and pass Ordinance 9189-18 on first reading. (TA2018-07004)

9. Second Readings - Public Hearing

- 9.1 [9176-18 2nd rdg contd](#) Adopt Ordinance 9176-18 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 properties whose post office addresses are 1434 and 1446 North Martin Luther King Jr. Avenue, Clearwater, Florida 33756, from Commercial General (CG) to Residential Medium (RM).
- 9.2 [9177-18 2nd rdg contd](#) Adopt Ordinance 9177-18 on second reading, amending the Zoning Atlas of the city by rezoning certain real properties whose post office addresses are 1434 and 1446 North Martin Luther King Jr. Avenue, Clearwater, Florida 33756, from Commercial (C) to Medium Density Residential (MDR).
- 9.3 [9202-18 2nd rdg](#) Adopt Ordinance 9202-18 on second reading, amending Ordinance 9130-18 which vacated public right-of-way of Damascus Road and vacating an ingress and egress easement.

- 9.4 [9203-18 2nd rdg](#) Adopt Ordinance 9203-18 on second reading, amending Ordinance 3547-84, which vacated the west four feet of Garden Avenue right-of-way abutting Court Square Subdivision, to correct the legal description to clarify that the ordinance only vacated the west four feet of Garden Avenue right-of-way abutting only Lots 35 through 39 of Court Square Subdivision.

10. City Manager Reports

- 10.1 [ID#18-5207](#) Ratify and Confirm Change Order Four to Rowland, Inc. of Pinellas Park in the amount of \$412,083.39 for emergency sewer repair associated with the forcemain break on Gulf Boulevard as part of the 2013-14 Sanitary Sewer and Manhole Rehabilitation Project (14-0025-UT) and authorize the appropriate officials to execute same.
- 10.2 [ID#18-5253](#) Nagano 2019 Trip Dates

11. City Attorney Reports

12. Other Council Action

- 12.1 [ID#18-5223](#) City Attorney Evaluation
- 12.2 [ID#18-5224](#) City Manager Evaluation

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

14. Closing Comments by Mayor

15. Adjourn