

City of Clearwater

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



Meeting Minutes

Thursday, January 21, 2016

6:00 PM

Council Chambers

City Council

Roll Call

Present: 5 - Mayor George N. Cretekos, Councilmember Doreen Hock-DiPolito, Councilmember Bill Jonson, Councilmember Hoyt Hamilton and Vice Mayor Jay E. Polglaze

Also Present: William B. Horne II – City Manager, Jill Silverboard – Assistant City Manager, Pamela K. Akin - City Attorney, and Rosemarie Call - City Clerk and Nicole Sprague – Official Records and Legislative Services Coordinator

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

Unapproved

1. Call to Order – Mayor Cretekos

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

2. Invocation – Rev. Norma Fontaine-Philbert from Garden of Grace Ministries

3. Pledge of Allegiance – Vice Mayor Polglaze

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 Service Award

The January 2016 Employee of the Month Award was presented to Fred Ortiz, Fire Department.

4.2 Accept the North Marina Area Master Plan.

The North Marina Area Master Plan project was commissioned by the City of Clearwater in response to objectives identified by the Urban Land Institute (ULI) Advisory Services Panel, who provided strategic advice regarding a comprehensive and long-term perspective for the continued growth and development of Downtown Clearwater. The Master Plan is a comprehensive plan that balances the needs of the boating community, area residents and the development community.

With assistance from a consultant team led by Stantec, the Planning and Development Department worked with community stakeholders to identify

community needs, leverage the area's unique locational advantages, capitalize on market opportunities, and determine how to balance the needs of the boating community with area residents. Public outreach activities included:

- **Stakeholder One-on-One Interviews:** In July 2015, Stantec conducted one-on-one interviews with stakeholders affiliated with key properties in the study area in order to hear insights on the assets, issues and opportunities in the area.
- **Stakeholder Committee:** In August, September and December 2015 staff and Stantec met with community stakeholders to brainstorm about several topics regarding the area, as well as to solicit feedback on community meeting results.
- **Community Meetings:** In August, September, October and December 2015, staff conducted four community meetings meant to engage the community and solicit feedback on the vision of the area. The four meetings consisted of: introduction to the project, a design charrette where staff worked with the community to create plan concepts for the area, an open house to present three design scenarios for the area in order to receive feedback and a final meeting where the preferred concept was presented.
- **Online Engagement:** From August to November 2015, the City's online engagement platform, myclearwaterinput.com, was used to post surveys and generate feedback for the Plan, providing an additional outlet for public engagement.

A market analysis and marina assessment were completed to provide context for the Master Plan. The market analysis, performed by Lakemont Group, a boutique real estate and economic consulting firm, examined the real estate and economic development potential of the area, and included an analysis on potential residential development. The marina assessment was performed by Moffatt and Nichol, a global infrastructure advisor specializing in the planning and design of facilities shaping coastlines and harbors. The marina assessment provided an understanding of the market potential specifically related to marina facilities in the area as well as an overview assessment of the operations of the Seminole Boat Ramp in order to turn the area into a boating destination.

The North Marina Area Master Plan establishes a vision for the area, which is to activate the area by attracting residents, businesses, visitors and the boating community while maintaining the historic character. Within the Master Plan, a concept plan depicts where new development and public investments should be located to achieve the vision. Major components of the concept plan include:

- A hotel on the Clearwater Basin Marina site to draw visitors to the area and provide a destination for boaters;

- A makers courtyard between Cedar Avenue and Nicholson Street combining affordable housing with creative workspaces and community-use facilities to create catalysts for economic development;
- An improved Seminole Boat Ramp with a walkway and shaded picnic areas, new staging docks and reconfigured parking to improve access for boaters and non-boaters;
- A pedestrian-friendly Fort Harrison Avenue, which will be accomplished by reducing travel lane widths and adding on-street parking, as well as adding streetscape improvements and promoting mixed use, mid-rise scale development.

In addition to strategies directly linked to the concept plan components highlighted above, the Master Plan recommends strategies to serve as the starting point for future implementation steps in the area. The recommended strategies are organized into four topic areas: administrative, public realm, transportation and sustainability, as generally described below. The strategies identified in the Plan fall primarily under the purview of the Planning and Development Department but also state the need for coordination with various City departments, private property owners and various governmental entities.

1. Administrative (Plan pages 92-94): These strategies identify non-capital projects for the area such as amending the Downtown Plan, implementing a program of events such as festivals and farmers markets and providing assistance to support local artisans, which benefits the community and local economy. Strategies include:

- Amend the Downtown Plan to accommodate recommendations;
- Encourage hotel development on the waterfront;
- Provide assistance in renovating historic houses; and
- Market the Plan.

2. Public Realm and Transportation (Plan pages 94-96): These strategies are designed to improve access in and around the area by enhancing multiple modes of transportation such as biking, bus transit and walking. They also focus on creating a sense of place through the installation of public art, gateway enhancements and activation of the waterfront. Strategies include:

- Enhance the Seminole Boat Ramp Function;
- Activate the waterfront;
- Install public art;
- Improve the Pinellas Trail;
- Redesign Fort Harrison Avenue;
- Redesign apex of Fort Harrison Avenue at Fairmont Street and Myrtle Avenue;
- Improve bus transit service; and
- Review minimum parking standards.

3. Sustainability (Plan pages 96-97): These strategies recommend the use of sustainable methods during redevelopment of the area in order to conserve water and energy, utilize Low Impact Development (LID) techniques on projects such as stormwater management and promote environmental awareness of the Clearwater Harbor through educational displays. Strategies

include:

- Require Low Impact Development (LID) for sites and buildings;
- Expand Green Streets Program & Initiatives;
- Improve energy and water efficiency; and
- Encourage healthy water bodies.

The Planning and Development Department recommends that City Council accept the North Marina Area Master Plan.

Consultants Jennifer Wellman and David Dixon provided a PowerPoint presentation.

Planning and Development Director Michael Delk said staff will come back to Council regarding how to commence with implementation. Everything related to ULI can be broken down into process, programs and projects, which can be further broken down by short, medium, and long-term. Staff can come back to Council and discuss the items that can be pursued immediately and facilitate the long-term vision of the plan.

In response to questions, Mr. Dixon said the envisioned destination allows boaters to support amenities the rest of the neighborhood can enjoy. Activities with high peak travel would be problematic for the neighborhood. Mr. Dixon said the dollars spent and the amenities supported would outweigh the cost associated with more boater traffic. Ms. Wellman said a cost estimate for the maker block subsidy was not provided; the plan provided options to help facilitate the creation of the maker block and estimated capital costs. Mr. Dixon said it is anticipated that funding for the maker block come from housing. He suggested the City identify a parcel for artist housing and allow interested organizations who develop artist housing to pursue the project. Mr. Dixon said these organizations are familiar with the available grant programs. Ms. Wellman said there would need to be a study to understand the current trolley route; the main purpose of the trolley recommendation would be to get to the waterfront area. Mr. Dixon said from an urban design perspective, a roundabout at Ft. Harrison and Myrtle that included a public art component would be good. Ms. Wellman said the plan identifies the following implementation phases: the first 6 months, the first year, and the next three years. Mr. Delk said a Request for Proposals (RFP) for a developer is not necessary since there would be a market validity to a number of the proposed recommendations. Staff envisions working with the community and property owners.

The City Manager said time will be needed since the plan requires private participation. If staff does not see it develop, then an RFP will be considered.

In response to questions, Mr. Delk said staff has met with individuals interested in developing a hotel on the site this Monday. The market validity is present. Ms. Wellman said a developer partnership at the boat ramp area west of the playhouse could be done through an RFP after some of the amenities are in place. The Plan identified the enhancements to the Seminole Boat as a high priority under capital improvements. Mr. Delk said the enhancements can be pursued quickly; he has begun discussing the matter with the Assistant City Manager.

Discussion ensued with comments made the plan sets the stage for private participation.

One individual supported a High and Dry facility at the Seminole Boat Docks and expressed concern regarding how a potential High Dry facility was presented during the public engagement meetings.

Hock-DiPolito moved to accept the North Marina Area Master Plan. The motion was duly seconded and carried unanimously.

5. Approval of Minutes

- 5.1 Approve the minutes of the December 17, 2015 City Council Meeting Minutes as submitted in written summation by the City Clerk.

Councilmember Jonson moved to approve the minutes of the December 17, 2015 City Council Meeting Minutes 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

Robert Cundiff said he was a resident and homeowner on the east side of the city who is running for Council. He expressed enthusiasm regarding Council's discussion on transportation issues to the beach and suggested additional ferries and parking barges as a partial solution.

Tom Nocera said he has researched Sky Tram, which is a solar powered, low cost transportation alternative; free enterprise will be needed to provide transportation alternatives.

Joseph Corvino expressed concern regarding the timing of the upcoming candidate forum.

Gro Miller suggested that the southern portion of Seminole Street, south of the Garden Club, be rezoned to include mixed use. It is currently zoned residential single family and rezoning would increase the property value.

Richard Heidan said he was unaware of the garbage pickup schedule change and as a business owner, once-a-week pickup was not sufficient.

7. Consent Agenda – Approved as submitted.

- 7.1 Accept the Comprehensive Boating Plan.
- 7.2 Approve settlement of the liability claim of Dakota Besack for payment not to exceed \$175,000.00 and authorize the appropriate officials to execute same. (consent)
- 7.3 Approve acceptance of Florida Department of Law Enforcement (FDLE) Countywide Justice Assistance Grant in the amount of \$4,500, for purchase of one ruggedized tablet computer and accessories and authorize the appropriate officials to execute same. (consent)
- 7.4 Approve an amendment to the Emergency Medical Services ALS First Responder Agreement between Pinellas County and City of Clearwater to provide funding for an additional Clearwater Fire and Rescue full time equivalent (FTE) employee to provide enhanced EMS services, and authorize the appropriate officials to execute same. (consent)
- 7.5 Approve the grant agreement between the City of Clearwater and the National Endowment for the Humanities (NEH) for a grant in the amount of \$11,188 that will allow the Clearwater Public Library System to digitize local history items and present programming about local history, and authorize the appropriate officials to execute same. (consent)
- 7.6 Award a purchase order to Agilent Technologies of Santa Clara, CA, in the amount of \$72,376.00 for the purchase of a gas chromatograph/mass spectrometer, and authorize the appropriate officials to execute same. (consent)

- 7.7 Award two contracts (blanket purchase orders) to Evoqua Water Technologies (Evoqua), of Pittsburgh, PA, in the amounts of \$101,000.00 for Odophos and \$67,000.00 for PRI-SC, for a total of \$168,000.00 for a one-year period, and authorize the appropriate officials to execute same. (consent)
- 7.8 Recommend Karen Cunningham as the Clearwater representative to serve on the Citizens Advisory Committee (CAC) to the Metropolitan Planning Organization (MPO). (consent)
- 7.9 Reappoint Norene Marlow to the Parks and Recreation Board with term to expire January 31, 2020. (consent)
- 7.10 Appoint Leanne Grayston to the Nuisance Abatement Board with term to expire January 31, 2020. (consent)
- 7.11 Approve hiring William D. Brinton of the law firm of Rogers Towers to assist in revising the sign code and authorize an initial budget of \$30,000.00 for legal services. (consent)

Councilmember Hock-DiPolito 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

- 8.1 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 2161 Burnice Drive; and pass Ordinances 8811-16, 8812-16, and 8813-16 on first reading. (ANX2015-11031)

This voluntary annexation petition involves one parcel of land totaling 0.236 acres. The parcel is occupied by a single-family dwelling and is located on the south side of Burnice Drive approximately 450 feet west of South Belcher Road. The applicant is requesting annexation in order to receive solid waste service from the City, and will be connected to city sewer as part of the Belcher Area Sewer Expansion Project. The property is contiguous to existing city limits to the west, north, and east. It is proposed that the property be assigned a Future Land Use Map designation of Residential Low (RL) and the zoning

category of Low Medium Density Residential (LMDR).

The Planning and Development Department determined that the proposed annexation is consistent with the provisions of Clearwater Community Development Code Section 4-604.E as follows:

- The property currently receives water service from the County. Collection of solid waste will be provided to the property by the City. The applicant will connect to the City's sanitary sewer service when it is available, and is aware of the sewer impact fee that must be paid in full in order to connect and of the financial incentives available. The property is located within Police District III and service will be administered through the district headquarters located at 2851 McMullen Booth Road. Fire and emergency medical services will be provided to the property by Station 49 located at 565 Sky Harbor Drive. The City has adequate capacity to serve the property with sanitary sewer, solid waste, police, fire and EMS service. The property will continue to receive water from Pinellas County. The proposed annexation will not have an adverse effect on public facilities and their levels of service; and
- The proposed annexation is consistent with and promotes the following objectives and policy of the Clearwater Comprehensive Plan:
 - Objective A.6.4 Due to the built-out character of the City of Clearwater, compact urban development within the urban service area shall be promoted through application of the Clearwater Community Development Code.
 - Objective A.7.2 Diversify and expand the City's tax base through the annexation of a variety of land uses located within the Clearwater Planning Area.
 - Policy A.7.2.3 Continue to process voluntary annexations for single-family residential properties upon request.
- The proposed Residential Low (RL) Future Land Use Map category is consistent with the current Countywide Plan designation of the property. The Residential Low (RL) designation primarily permits residential uses at a density of 5 units per acre. The proposed zoning district to be assigned to the property is the Low Medium Density Residential (LMDR). The use of the subject property is consistent with the uses allowed in the Low Medium Density Residential (LMDR) District and the

property exceeds the District's minimum dimensional requirements. The proposed annexation is therefore consistent with the Countywide Plan and the City's Comprehensive Plan and Community Development Code; and

- The property proposed for annexation is contiguous to existing City limits to the west, north, and east; therefore, the annexation is consistent with Florida Statutes Chapter 171.044.

Councilmember Hamilton moved to 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 2161 Burnice Drive. The motion was duly seconded and carried unanimously.

Ordinance 8811-16 was presented and read by title only. Councilmember Jonson moved to pass Ordinance 8811-16 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes:5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

Ordinance 8812-16 was presented and read by title only. Councilmember Hock-DiPolito moved to pass Ordinance 8812-16 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes:5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

Ordinance 8813-16 was presented and read by title only. Vice Mayor Polglaze moved to pass Ordinance 8813-16 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

- 8.2** 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 1234 Carol Drive; and pass Ordinances 8814-16, 8815-16 and 8816-16 on first reading. (ANX2015-11032)

This voluntary annexation petition involves a single parcel of land totaling 0.18 acres. The parcel is occupied by a single-family dwelling and is located on the north side of Carol Drive, approximately 150 feet west of Betty Lane. The

applicant is requesting annexation in order to receive solid waste service from the City. The property is contiguous to existing city limits to the west. It is proposed that the property be assigned a Future Land Use Map designation of Residential Low (RL) and a Zoning Atlas designation of Low Medium Density Residential (LMDR).

The Planning and Development Department determined that the proposed annexation is consistent with the provisions of Clearwater Community Development Code Section 4-604.E as follows:

- The property currently receives water and sewer service from the City. Collection of solid waste will be provided to the property by the City of Clearwater. The property is located within Police District II and service will be administered through the district headquarters located at 645 Pierce Street. Fire and emergency medical services will be provided to the property by Station 51 located at 1720 Overbrook Avenue. The City has adequate capacity to serve the property with solid waste, police, fire and EMS service. The proposed annexation will not have an adverse effect on public facilities and their levels of service; and
- The proposed annexation is consistent with and promotes the following objectives and policy of the Clearwater Comprehensive Plan:

Objective A.6.4 Due to the built-out character of the City of Clearwater, compact urban development within the urban service area shall be promoted through application of the Clearwater Community Development Code.

Objective A.7.2 Diversify and expand the City's tax base through the annexation of a variety of land uses located within the Clearwater Planning Area.

Policy A.7.2.3 Continue to process voluntary annexations for single-family residential properties upon request.

- The proposed Residential Low (RL) Future Land Use Map category is consistent with the current Countywide Plan designation of this property. This designation primarily permits residential uses at a density of 5 units per acre. The proposed zoning district to be assigned to the property is the Low Medium Density Residential (LMDR) District. The proposed use of the subject property is consistent with the uses allowed in the District and the property exceeds the District's minimum dimensional requirements. The proposed annexation is therefore consistent with the Countywide Plan and the City's Comprehensive Plan and Community Development Code; and
- The property proposed for annexation is contiguous to existing city limits to the west; therefore, the annexation is consistent with Florida Statutes Chapter 171.044.

Councilmember Hamilton moved to 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 1234 Carol Drive. The motion was duly seconded and carried unanimously.

Ordinance 8814-16 was presented and read by title only. Councilmember Hock-DiPolito moved to pass Ordinance 8814-16 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes:5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

Ordinance 8815-16 was presented and read by title only. Vice Mayor Polglaze moved to pass Ordinance 8815-16 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes:5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

Ordinance 8816-16 was presented and read by title only. Councilmember Hamilton moved to pass Ordinance 8816-16 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

- 8.3** Approve the annexation, initial Future Land Use Map designation of Institutional (I) and initial Zoning Atlas designation of Institutional (I) District for 2829 Sunset Point Road; and pass Ordinances 8817-16, 8818-16 and 8819-16 on first reading. (ANX2015-11033)

This voluntary annexation petition involves one vacant parcel of land totaling 0.814 acres, located on the south side of Sunset Point Road approximately 250 feet west of CR-193. This parcel is part of the Sylvan Abbey Memorial Park and it will be used for parking associated with the funeral home and accessory facilities, including a personal care center and support area. The parcel is contiguous to existing city limits to the west. It is proposed that the property be assigned a Future Land Use Map designation of Institutional (I) and a zoning category of Institutional (I).

A petition for annexation was submitted in July 2015 (ANX2015-07020) to annex three parcels of land, addressed as 2853 and 2859 Sunset Point Road and an unaddressed parcel located on CR-193, also associated with the Sylvan Abbey Memorial Park. The applicant currently has an active building permit through Pinellas County for the renovation of the personal care center and support area of the funeral home. Additional parking was required by the County in order to accommodate the funeral home expansion, which made it

necessary to annex this parcel in addition to the previous three parcels. To ensure consistency during Building Code inspections and to prevent any construction liability issues, the project will be built in its entirety under Pinellas County jurisdiction. For that reason, second reading of both annexation applications cannot occur until after the County issues a Certificate of Occupancy (CO), which is anticipated to be in early 2016. The Planning and Development Department will schedule the second and final reading after the applicant obtains the CO.

A funeral home is a retail sales and service use, which within the Institutional (I) District is only permissible as an accessory use within the same building as another permissible use. City staff prepared an amendment to the Community Development Code (CDC) (TA2015-08005) proposing to allow funeral homes as permitted standalone uses in the Institutional (I) District, which was passed on first reading by City Council on December 17, 2015. The second reading for this amendment is scheduled for January 21, 2016. Should the amendment be approved by the City, the Sylvan Abbey Memorial Park would be a conforming use and the approved site plan would meet the District's minimum development standards.

The Planning and Development Department determined that the proposed annexation is consistent with the provisions of Clearwater Community Development Code Section 4-604.E as follows:

- Water, sanitary sewer, and solid waste service is available from the City. However, since this parcel will be used for parking, services will not be necessary at this time. The applicant would be entitled to develop the parcel at a future time as an institutional use; therefore, access to urban infrastructure (e.g., city water and sewer) might be applicable in the future, but is not requested at this time. The property is located within Police District III and service will be administered through the district headquarters located at 2851 North McMullen Booth Road. Fire and emergency medical services will be provided to these properties by Station 48 located at 1700 North Belcher Road. The City has adequate capacity to serve this property with police, fire and EMS service, as well as water, sanitary sewer and solid waste service should they be requested in the future. The proposed annexation will not have an adverse effect on public facilities and their levels of service; and
- The proposed annexation is consistent with and promotes the following objectives of the Clearwater Comprehensive Plan:

Objective A.6.4 Due to the built-out character of the City of Clearwater, compact urban development within the urban service area shall be promoted through application of the Clearwater Community Development Code.

Objective A.7.2 Diversify and expand the City's tax base through the annexation of a variety of land uses located within the Clearwater Planning Area.

- The proposed Institutional (I) Future Land Use Map category in the City is consistent with the current Countywide Plan designation of this property. This designation primarily permits institutional uses at an intensity of 0.65 FAR. The proposed zoning district to be assigned to the property is the Institutional (I) District. The use of the subject property will be consistent with the uses allowed in the District upon the approval of TA2015-08005, and the property will exceed the District's minimum dimensional requirements. This will make the proposed annexation consistent with the Countywide Plan and the City's Comprehensive Plan and Community Development Code; and
- The property proposed for annexation is contiguous to existing City limits along the west; therefore, the annexation is consistent with Florida Statutes Chapter 171.044.

Councilmember Jonson moved to approve the annexation, initial Future Land Use Map designation of Institutional (I) and initial Zoning Atlas designation of Institutional (I) District for 2829 Sunset Point Road. The motion was duly seconded and carried unanimously.

Ordinance 8817-16 was presented and read by title only. Councilmember Hock-DiPolito moved to pass Ordinance 8817-16 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes:5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

Ordinance 8818-16 was presented and read by title only. Vice Mayor Polglaze moved to pass Ordinance 8818-16 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes:5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

Ordinance 8819-16 was presented and read by title only. Councilmember Hamilton moved to pass Ordinance 8819-16 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

8.4 Approve amendments to the Clearwater Comprehensive Plan Future Land Use, Transportation, Coastal Management, Intergovernmental Coordination, and Capital Improvements Elements goals, objectives and policies regarding numerous

provisions, including: repealing transportation concurrency and establishing a new Mobility Management System; allowing for non-contiguous annexations; encouraging strategies to reduce flood risk in coastal areas; and updating the Capital Improvements Revenue and Expenditures Summaries, consistent with State Statutes; and pass Ordinance 8805-16 on first reading. (CPA2015-04001)

This proposed ordinance contains numerous amendments to the goals, objectives and policies of the Future Land Use, Transportation, Coastal Management, Intergovernmental Coordination, and Capital Improvements Elements of the Clearwater Comprehensive Plan. The most substantial topic addressed is the proposed deletion of the transportation concurrency requirement and the creation of a Mobility Management System based on the Pinellas County Mobility Plan.

The proposed amendments address changes made to the Community Planning Act in 2011, which amended 163.3180, Florida Statutes, by repealing certain state mandated concurrency requirements, including transportation concurrency. To address this change in the state statutes, the Pinellas County Metropolitan Planning Organization (MPO) coordinated with the various local governments to develop an alternative approach to transportation concurrency which would also further the development of a countywide multi-modal transportation system that could better accommodate travel options other than the personal automobile. This work resulted in the Pinellas County Mobility Plan which was approved by the MPO in 2013. The proposed amendments will ensure that the City's Comprehensive Plan and concurrency management system is consistent with the countywide approach to mobility management and the Pinellas County Transportation Impact Fee Ordinance (TIFO), which is currently being renamed to the Multi-Modal Impact Fee Ordinance as part of Pinellas County's various amendments. The County's amendments are anticipated to be adopted on March 29, 2016, and as such Ordinance 8805-16 will be amended on second reading to update the Pinellas County ordinance number as the County does not assign ordinance numbers until after adoption.

In addition to the above, staff is also proposing the following:

- Coastal Management Element: Add development and redevelopment strategies and policies to help reduce the risk of flood for coastal properties;
- Capital Improvements Element: Reflect updated data for level of service standards; update the Capital Improvement Program Revenue Summary and the Capital Improvement Program Expenditure Summary
- Future Land Use Element: Update outdated language; add new policy regarding non-contiguous Type A Enclave annexations; and
- Minor formatting changes to bring consistency between all of the Elements.

The Community Development Board (CDB) reviewed the proposed amendment at its meeting on December 15, 2015 and unanimously recommended the amendment for approval.

As this is a text amendment to the Clearwater Comprehensive Plan, review and approval by the Florida Department of Economic Opportunity is required. As part of the state review, the proposed amendments will be transmitted to the various State agencies and Pinellas County for review prior to second reading (adoption) by City Council, which is anticipated to occur in April.

The City Attorney said staff is requesting the item be continued to February 18, 2016 in order to streamline the ordinance as suggested by the County.

Councilmember Hamilton moved to continue Item 8.4 to February 18, 2016. The motion was duly seconded and carried unanimously.

- 8.5** Approve an amendment to the Clearwater Code of Ordinances renaming Transportation Impact Fee to Multi-Modal Impact Fee in Appendix A - Schedule of Fees; amending the Clearwater Community Development Code by repealing proportionate fair-share and establishing a new mobility management system and a multi-modal impact fee; amending review criteria; providing for and modifying various definitions; and replacing various City Commission references with City Council; and pass Ordinance 8806-16 on first reading. (TA2015-10006)

The 2011 Community Planning Act repealed certain concurrency requirements, including transportation concurrency. To address this change in state statutes, the Pinellas County Metropolitan Planning Organization (MPO) created the Pinellas County Mobility Plan, which was endorsed by the MPO on September 11, 2013. Model code amendments were later provided to municipalities to integrate into their local ordinances. The Pinellas County Board of County Commissioners approved on first reading amendments to the County's land development regulations in October 2014, with the adoption of their amendments anticipated to occur on March 29, 2016.

Substantial amendments are proposed within the Concurrency Management provisions of the Community Development Code (Article 4, Division 9) to be consistent with the 2011 Act and the County's approach. Section 4-904, Proportionate Fair-Share Program is proposed to be repealed and replaced with a newly created Mobility Management System intended to be more flexible and focused on facilitating multi-modal transportation solutions. A new Section 4-905 is proposed to establish the multi-modal impact fee consistent with the County's ordinance, which was renamed from the transportation impact fee. This fee provides for a tiered project review approach, where proposed projects that create a large number of new peak hour trips will have to provide a traffic study and/or a transportation management plan, whereas smaller scale projects that create fewer new peak hour trips will only have to pay the multi-modal impact fee.

In addition to the above, staff is also proposing the following:

- Code of Ordinances, Appendix A: Change the name of Transportation Impact Fee to Multi-modal Impact Fee and update the reference

ordinance;

- Community Development Code Division 6: Revise review procedures relating to public facility impacts for Zoning Atlas amendments consistent with the mobility management system and change “City Commission” to “City Council” throughout ; and
- Community Development Code Article 8: Update definitions to reflect the proposed Mobility Management System.

The Planning and Development Department has determined that the proposed text amendment to the Code of Ordinances and the Community Development Code is consistent with and furthers the goals, objectives and policies of the Comprehensive Plan and the Community Development Code as outlined in the staff report. The Community Development Board (CDB) unanimously approved the proposed amendment at its regularly scheduled meeting on December 15, 2015. Second reading of proposed Ordinance 8806-16 will need to be delayed until after the county ordinance is adopted to incorporate the Pinellas County ordinance number, as the County does not provide an ordinance number until adoption.

The City Attorney said staff is requesting the item be continued to February 18, 2016.

One individual questioned the impact to personal private property tax.

Planning Manager Lauren Matzke said the item before Council is related to the countywide traffic impact fees, which would impact new development that resulted in additional car trips being added to the roadways. The City assesses the fee at the time of redevelopment. There is no impact to current homes or existing development.

Councilmember Jonson moved to continue Item 8.5 to February 18, 2016. The motion was duly seconded and carried unanimously.

- 8.6** Approve the request from the owners of certain real property bordered by North Garden Avenue, Seminole Street, Eldridge Street and the Pinellas Trail to vacate a Drainage and Utility Easement; and pass Ordinance 8824-16 on first reading. (VAC2015-10)

In 2001, City Council adopted Ordinance No. 6880-01 vacating an alley that bisected the block bordered by North Garden Avenue, Seminole Street, Eldridge Street and the Pinellas Trail. With that ordinance, the City retained, for its use, a Drainage and Utility Easement over the vacated area. The current owner of the property is requesting that this easement be vacated to construct a 76-unit affordable housing project encompassing the block. A

Development Order for the proposed project, FLS2015- 02005, was issued May 12, 2015. The owner will grant an alternative easement to the City to satisfy public utility needs in this area.

Councilmember Hock-DiPolito moved to approve the request from the owners of certain real property bordered by North Garden Avenue, Seminole Street, Eldridge Street and the Pinellas Trail to vacate a Drainage and Utility Easement. The motion was duly seconded and carried unanimously.

Ordinance 8824-16 was presented and read by title only. Vice Mayor Polglaze moved to pass Ordinance 8824-16 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9. Second Readings - Public Hearing

- 9.1** Adopt Ordinance 8786-16 on second reading, amending the future land use plan of the Comprehensive Plan of the city to designate the land use for certain real property whose post office address is 2727 Daniel Street, Clearwater, FL 33761, as Residential/Office General (R/OG).

Ordinance 8786-16 was presented and read by title only. Councilmember Hamilton moved to adopt Ordinance 8706-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

- 9.2** Adopt Ordinance 8787-16 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 2727 Daniel Street, Clearwater, FL 33761, as Office (O).

Ordinance 8787-16 was presented and read by title only. Councilmember Jonson moved to adopt Ordinance 8787-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

- 9.3** Adopt Ordinance 8788-16 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 26508 US Highway 19 North, Clearwater, FL 33761, as Commercial (C).

Ordinance 8788-16 was presented and read by title only. Councilmember Hock-DiPolito moved to adopt Ordinance 8788-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

- 9.4** Continue to April 7, 2016, second reading of Ordinance 8789-16, annexing certain real property whose post office address is unaddressed McMullen Booth Road, Clearwater, FL 33759, together with certain abutting right-of-way of McMullen Booth Road, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

Councilmember Hamilton moved to continue Item 9.4 to April 7, 2016. The motion was duly seconded and carried unanimously.

- 9.5** Continue to April 7, 2016, second reading of Ordinance 8790-16, annexing certain real property whose post office address is 2425 McMullen Booth Road, Clearwater, FL 33759, together with certain abutting right-of-way of McMullen Booth Road, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

Councilmember Jonson moved Item 9.5 to April 7, 2016. The motion was duly seconded and carried unanimously.

- 9.6** Adopt Ordinance 8793-16 on second reading, annexing certain real property whose post office address is 1237 Union Street, Clearwater, FL 33755, into the corporate limits of the city, and redefining the boundary lines of the city to include said addition.

Ordinance 8793-16 was presented and read by title only. Councilmember Hock-DiPolito moved to adopt Ordinance 8793-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

- 9.7** Adopt Ordinance 8794-16 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 1237 Union Street, Clearwater, FL 33755,

upon annexation into the City of Clearwater, as Residential Urban (RU).

Ordinance 8794-16 was presented and read by title only. Vice Mayor Polglaze moved to adopt Ordinance 8794-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

- 9.8** Adopt Ordinance 8795-16 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 1237 Union Street, Clearwater, FL 33755, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).

Ordinance 8795-16 was presented and read by title only. Councilmember Hamilton moved to adopt Ordinance 8795-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

- 9.9** Adopt Ordinance 8796-16 on second reading, annexing certain real properties whose post office addresses are 1460 and 1467 Grove Circle Court, all in Clearwater, FL 33755, into the corporate limits of the city, and redefining the boundary lines of the city to include said addition.

Ordinance 8796-16 was presented and read by title only. Councilmember Jonson moved to adopt Ordinance 8796-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

- 9.10** Adopt Ordinance 8797-16 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 properties whose post office addresses are 1460 and 1467 Grove Circle Court, all in Clearwater, FL 33755, upon annexation into the City of Clearwater, as Residential Low (RL).

Ordinance 8797-16 was presented and read by title only. Councilmember Hock-DiPolito moved to adopt Ordinance 8797-16 on second and final reading. The motion was duly seconded and

upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.11 Adopt Ordinance 8798-16 on second reading, amending the Zoning Atlas of the city by zoning certain real properties whose post office addresses are 1460 and 1467 Grove Circle Court, all in Clearwater, FL 33755, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).

Ordinance 8798-16 was presented and read by title only. Vice Mayor Polglaze moved to adopt Ordinance 8798-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.12 Adopt Ordinance 8799-16 on second reading, annexing certain real property whose post office address is 1764 El Trinidad Drive East, Clearwater, FL 33759, into the corporate limits of the city, and redefining the boundary lines of the city to include said addition.

Ordinance 8799-16 was presented and read by title only. Councilmember Hamilton moved to adopt Ordinance 8799-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.13 Adopt Ordinance 8800-16 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 1764 El Trinidad Drive East, Clearwater, FL 33759, upon annexation into the City of Clearwater, as Residential Low (RL).

Ordinance 8800-16 was presented and read by title only. Councilmember Jonson moved to adopt Ordinance 8800-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.14 Adopt Ordinance 8801-16 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 1764 El Trinidad Drive East, Clearwater, FL 33759, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).

Ordinance 8801-16 was presented and read by title only. Councilmember Hock-DiPolito moved to adopt Ordinance 8801-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.15 Adopt Ordinance 8802-16 on second reading, annexing certain real properties whose post office addresses are 2139 and 2143 Bell Cheer Drive and 2140 Burnice Drive, into the corporate limits of the city, and redefining the boundary lines of the city to include said addition.

Ordinance 8802-16 was presented and read by title only. Vice Mayor Polglaze moved to adopt Ordinance 8802-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.16 Adopt Ordinance 8803-16 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 properties whose post office addresses are 2139 and 2143 Bell Cheer Drive and 2140 Burnice Drive, upon annexation into the City of Clearwater, as Residential Low (RL).

Ordinance 8803-16 was presented and read by title only. Councilmember Hamilton moved to adopt Ordinance 8803-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.17 Adopt Ordinance 8804-16 on second reading, amending the Zoning Atlas of the city by zoning certain real properties whose post office addresses are 2139 and 2143 Bell Cheer Drive and 2140 Burnice Drive, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).

Ordinance 8804-16 was presented and read by title only. Councilmember Jonson moved to adopt Ordinance 8804-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.18 Adopt Ordinance 8810-16 on second reading, making amendments to the Community Development Code affecting funeral homes, microbreweries, medical clinics, assisted living facilities, congregate care, hospitals, nursing homes, light assembly, manufacturing and print shops.

Ordinance 8810-16 was presented and read by title only. Councilmember Hock-DiPolito moved to adopt Ordinance 8810-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.19 Adopt Ordinance 8820-16 on second reading, vacating a portion of that certain drainage easement lying within Lot 7, as shown on that certain plat entitled "Winwood," as recorded in Plat Book 113, Page 43 of the Public Records of Pinellas County, Florida.

Ordinance 8820-16 was presented and read by title only. Vice Mayor Polglaze moved to adopt Ordinance 8820-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.20 Pass Ordinance 8825-16 on second reading, annexing certain real property whose post office address is 1807 Skyland Drive, Clearwater, FL 33759 into the corporate limits of the city and redefining the boundary lines of the city to include said addition. (ANX2015-04011)

This voluntary annexation petition involves a 0.185-acre property consisting of one newly constructed single-family home. It is located on the east side of Skyland Drive, approximately 80 feet north of Morningside Drive. The applicant is requesting annexation in order to receive sanitary sewer and solid waste service from the City. The property is located within an enclave and is contiguous to existing city boundaries to the north, south, east and west. It is proposed that the property be assigned a Future Land Use Map designation of Residential Low (RL) and a Zoning Atlas designation of Low Medium Density

Residential (LMDR).

The need for sanitary sewer service was prompted by the applicant's proposal to construct a single-family home. Due to timing issues, the applicant wanted to construct the single-family home while located in the County. The site plan approved by the County meets the Low Medium Density Residential (LMDR) District's Flexible Standard Development provisions of the Clearwater Community Development Code. Due to the nature of the construction, Pinellas County required the applicant to connect into the City's sanitary sewer system prior to the issuance of a Certificate of Occupancy (CO). To ensure consistency during Building Code inspections and to prevent any construction liability issues, this project was built in its entirety under Pinellas County jurisdiction. For that reason, the second reading of the annexation could not occur until after the County issued the CO, which was received by the City on December 8, 2015. The first reading for this case was held on June 18, 2015 with the corresponding Ordinance numbers 8722-15, 8723-15 and 8724-15. Because second reading will take place in 2016, new ordinance numbers have been assigned and a third reading (adoption) will be conducted at the February 4, 2016 meeting.

The Planning and Development Department determined that the proposed annexation is consistent with the provisions of Clearwater Community Development Code Section 4-604.E as follows:

Water service is provided by Pinellas County. The closest sanitary sewer line is located in the adjacent Skyland Drive right-of-way. The applicant has paid the City's sewer impact and assessment fees prior to connecting to City sewer. Collection of solid waste will be provided by the City of Clearwater. The property is located within Police District III and service will be administered through the district headquarters located at 2851 North McMullen Booth Road. Fire and emergency medical services will be provided to the property by Station 48 located at 1700 North Belcher Road. The City has adequate capacity to serve the property with sanitary sewer, solid waste, police, fire and EMS service. The proposed annexation will not have an adverse effect on public facilities and their levels of service; and

The proposed annexation is consistent with and promotes the following objectives and policy of the Clearwater Comprehensive Plan:

Objective A.6.4 Due to the built-out character of the City of Clearwater, compact urban development within the urban service area shall be promoted through application of the Clearwater Community Development Code.

Objective A.7.2 Diversify and expand the City's tax base through the annexation of a variety of land uses located within the Clearwater Planning Area.

Policy A.7.2.3 Continue to process voluntary annexations for single-family residential properties upon request.

The proposed Residential Low (RL) Future Land Use Map category is

consistent with the current Countywide Plan designation of this property. This designation primarily permits residential uses at a density of 5 units per acre. The proposed zoning district to be assigned to the property is the Low Medium Density Residential (LMDR) District. The proposed use of the subject property is consistent with the uses allowed in the District and the property exceeds the District's minimum dimensional requirements. The proposed annexation is therefore consistent with the Countywide Plan and the City's Comprehensive Plan and Community Development Code; and

The property proposed for annexation is contiguous to existing City boundaries along the north, south, east and west of the property boundary; therefore, the annexation is consistent with Florida Statutes Chapter 171.044.

Ordinance 8825-16 was presented and read by title only. Councilmember Hamilton moved to pass Ordinance 8825-16 on second reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.21 Pass Ordinance 8826-16 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 1807 Skyland Drive, Clearwater, FL 33759, upon annexation into the City of Clearwater, as Residential Low (RL). (ANX2015-04011)

This voluntary annexation petition involves a 0.185-acre property consisting of one newly constructed single-family home. It is located on the east side of Skyland Drive, approximately 80 feet north of Morningside Drive. The applicant is requesting annexation in order to receive sanitary sewer and solid waste service from the City. The property is located within an enclave and is contiguous to existing city boundaries to the north, south, east and west. It is proposed that the property be assigned a Future Land Use Map designation of Residential Low (RL) and a Zoning Atlas designation of Low Medium Density Residential (LMDR).

The need for sanitary sewer service was prompted by the applicant's proposal to construct a single-family home. Due to timing issues, the applicant wanted to construct the single-family home while located in the county. The site plan approved by the County meets the Low Medium Density Residential (LMDR) District's Flexible Standard Development provisions of the Clearwater Community Development Code. Due to the nature of the construction, Pinellas County required the applicant to connect into the City's sanitary sewer system prior to the issuance of a Certificate of Occupancy (CO). To ensure consistency during Building Code inspections and to prevent any construction

liability issues, this project was built in its entirety under Pinellas County jurisdiction. For that reason, the second reading of the annexation could not occur until after the County issued the CO, which was received by the City on December 8, 2015. The first reading for this case was held on June 18, 2015 with the corresponding Ordinance numbers 8722-15, 8723-15 and 8724-15. Because second reading will take place in 2016, new ordinance numbers have been assigned and a third reading (adoption) will be conducted at the February 4, 2016 meeting.

The Planning and Development Department determined that the proposed annexation is consistent with the provisions of Clearwater Community Development Code Section 4-604.E as follows:

Water service is provided by Pinellas County. The closest sanitary sewer line is located in the adjacent Skyland Drive right-of-way. The applicant has paid the City's sewer impact and assessment fees prior to connecting to city sewer. Collection of solid waste will be provided by the City of Clearwater. The property is located within Police District III and service will be administered through the district headquarters located at 2851 North McMullen Booth Road. Fire and emergency medical services will be provided to the property by Station 48 located at 1700 North Belcher Road. The City has adequate capacity to serve the property with sanitary sewer, solid waste, police, fire and EMS service. The proposed annexation will not have an adverse effect on public facilities and their levels of service; and

The proposed annexation is consistent with and promotes the following objectives and policy of the Clearwater Comprehensive Plan:

Objective A.6.4 Due to the built-out character of the City of Clearwater, compact urban development within the urban service area shall be promoted through application of the Clearwater Community Development Code.

Objective A.7.2 Diversify and expand the City's tax base through the annexation of a variety of land uses located within the Clearwater Planning Area.

Policy A.7.2.3 Continue to process voluntary annexations for single-family residential properties upon request.

The proposed Residential Low (RL) Future Land Use Map category is consistent with the current Countywide Plan designation of this property. This designation primarily permits residential uses at a density of 5 units per acre. The proposed zoning district to be assigned to the property is the Low Medium Density Residential (LMDR) District. The proposed use of the subject property is consistent with the uses allowed in the District and the property exceeds the District's minimum dimensional requirements. The proposed annexation is therefore consistent with the Countywide Plan and the City's Comprehensive Plan and Community Development Code; and

The property proposed for annexation is contiguous to existing city boundaries along the north, south, east and west of the property boundary; therefore, the

annexation is consistent with Florida Statutes Chapter 171.044.

Ordinance 8826-16 was presented and read by title only. Councilmember Jonson moved to pass Ordinance 8826-16 on second reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

9.22 Pass Ordinance 8827-16 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 1807 Skyland Drive, Clearwater, FL 33759, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR). (ANX2015-04011)

This voluntary annexation petition involves a 0.185-acre property consisting of one newly constructed single-family home. It is located on the east side of Skyland Drive, approximately 80 feet north of Morningside Drive. The applicant is requesting annexation in order to receive sanitary sewer and solid waste service from the City. The property is located within an enclave and is contiguous to existing city boundaries to the north, south, east and west. It is proposed that the property be assigned a Future Land Use Map designation of Residential Low (RL) and a Zoning Atlas designation of Low Medium Density Residential (LMDR).

The need for sanitary sewer service was prompted by the applicant's proposal to construct a single-family home. Due to timing issues, the applicant wanted to construct the single-family home while located in the County. The site plan approved by the County meets the Low Medium Density Residential (LMDR) District's Flexible Standard Development provisions of the Clearwater Community Development Code. Due to the nature of the construction, Pinellas County required the applicant to connect into the City's sanitary sewer system prior to the issuance of a Certificate of Occupancy (CO). To ensure consistency during Building Code inspections and to prevent any construction liability issues, this project was built in its entirety under Pinellas County jurisdiction. For that reason, the second reading of the annexation could not occur until after the County issued the CO, which was received by the City on December 8, 2015. The first reading for this case was held on June 18, 2015 with the corresponding Ordinance numbers 8722-15, 8723-15 and 8724-15. Because second reading will take place in 2016, new ordinance numbers have been assigned and a third reading (adoption) will be conducted at the February 4, 2016 meeting.

The Planning and Development Department determined that the proposed annexation is consistent with the provisions of Clearwater Community Development Code Section 4-604.E as follows:

Water service is provided by Pinellas County. The closest sanitary sewer line is located in the adjacent Skyland Drive right-of-way. The applicant has paid the City's sewer impact and assessment fees prior to connecting to city sewer. Collection of solid waste will be provided by the City of Clearwater. The property is located within Police District III and service will be administered through the district headquarters located at 2851 North McMullen Booth Road. Fire and emergency medical services will be provided to the property by Station 48 located at 1700 North Belcher Road. The City has adequate capacity to serve the property with sanitary sewer, solid waste, police, fire and EMS service. The proposed annexation will not have an adverse effect on public facilities and their levels of service; and

The proposed annexation is consistent with and promotes the following objectives and policy of the Clearwater Comprehensive Plan:

Objective A.6.4 Due to the built-out character of the City of Clearwater, compact urban development within the urban service area shall be promoted through application of the Clearwater Community Development Code.

Objective A.7.2 Diversify and expand the City's tax base through the annexation of a variety of land uses located within the Clearwater Planning Area.

Policy A.7.2.3 Continue to process voluntary annexations for single-family residential properties upon request.

The proposed Residential Low (RL) Future Land Use Map category is consistent with the current Countywide Plan designation of this property. This designation primarily permits residential uses at a density of 5 units per acre. The proposed zoning district to be assigned to the property is the Low Medium Density Residential (LMDR) District. The proposed use of the subject property is consistent with the uses allowed in the District and the property exceeds the District's minimum dimensional requirements. The proposed annexation is therefore consistent with the Countywide Plan and the City's Comprehensive Plan and Community Development Code; and

The property proposed for annexation is contiguous to existing city boundaries along the north, south, east and west of the property boundary; therefore, the annexation is consistent with Florida Statutes Chapter 171.044.

Ordinance 8827-16 was presented and read by title only. Councilmember Hock-DiPolito moved to pass Ordinance 8827-16 on second reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

11. City Manager Reports

11.1 Approve establishment of Branding Roll-Out Special Program 181-98602 with a budget of \$400,000; and approve a non-interest bearing interfund loan from the Central Insurance Fund to the Special Program Fund in the amount of \$400,000 for funding of the branding rollout program.

Branding Roll-Out Special Program 181-98602 will be used to account for expenditures incurred in adopting the City's new branding logo. A loan of \$400,000 from the Central Insurance Fund will provide temporary financing for unbudgeted departmental costs, primarily signage and uniform replacements in excess of normally budgeted annual replacements. Repayment of the Central Insurance Fund loan will be included in the fiscal 2016/2017 operating budget.

APPROPRIATION CODE AND AMOUNT:

A first quarter budget amendment will establish special program 181-98602, Branding Roll-Out, in the amount of \$400,000.

Finance Director Jay Ravins said uniform replacement for current employees would be the same number of uniforms provided to a new city employee. The item before Council funds the uniform replacements not budgeted by departments (i.e., a department may budget for 5 new uniforms annually for current employees and provides 8 uniforms to new employees – this item will fund the 3 unbudgeted uniforms).

In response to questions, Public Communications Director Joelle Castelli said North Star Destination Strategies was hired to research and develop the City's rebranding and Sparxoo was hired to assist with the rebranding roll-out. The consultants recommended pursuing the high visibility items soon as possible, such as the monument, vehicles and uniforms. The new branding roll-out should take approximately 6 to 12 months. It is suggested that a deadline be identified so that all city departments incorporate the new brand together. The parks usage signs with the sun and waves logo would be replaced. Staff is considering the possibility of placing a plaque with the new logo over the old logo.

One individual spoke in opposition and suggested an incremental branding roll-out.

A concern was expressed regarding the cost associated with implementing the proposed branding roll-out. It was suggested that an incremental approach be implemented, similar to when the new city seal was adopted.

Councilmember Hock-DiPolito moved to approve establishment of Branding Roll-Out Special Program 181-98602 with a budget of \$400,000; and approve a non-interest bearing interfund loan from the Central Insurance Fund to the Special Program Fund in the amount of \$400,000 for funding of the branding rollout program. The motion was duly seconded and upon the vote being taken:

Ayes: 4 - Councilmember Hock-DiPolito, Councilmember Jonson, Councilmember Hamilton and Vice Mayor Polglaze

Nays: 1 - Mayor Cretokos

Motion carried.

11.2 Establish the City's intent to surface the streets in the Harbor Oaks platted subdivision with bricks, provide for the funding of such improvements through the imposition of special assessments, direct the Engineering Department to advertise the project for bid, and adopt Resolution 16-02.

On September 3, 2015, a Brick Street Policy was adopted by the Council that included the petitioning procedures required of a neighborhood that wished to have brick street surfacing installed instead of asphalt. The Harbor Oaks Subdivision made a request in accordance with the policy and subsequent petitions have indicated more than 65-percent of the property owners in the neighborhood show positive interest in the streets being bricked.

The streets involved include Druid Road West and the portions of Bay Avenue, Druid Road South, South Fort Harrison Avenue, Jasmine Way, Jeffords Street, Lotus Path and Magnolia Drive within the Harbor Oaks Subdivision.

This resolution declares the City's intent to have such work performed and authorizes the City Engineer to advertise for bid for the construction.

The additional cost of the brick installation including new brick, sand, curbs, bedding, leveling material, labor and equipment, less the cost for the installation of two-inches of asphalt, will be borne by the property owner's adjacent streets in the Harbor Oaks Subdivision to be paid in accordance with Code of Ordinances Chapter 27 - Special Assessments. The assessment shall be made based upon the square footage of paved street adjacent each property and are to be paid within thirty days. If not paid within this time frame, a Certificate of Indebtedness shall be issued and recorded and the property owner shall have a period of not more than ten years to pay the assessment plus interest. All costs will be paid by special assessment with no costs to be apportioned to be paid by other funds of the City.

The estimated total project cost is \$1,900,000.

The Council recessed from 8:00 p.m. to 8:05 p.m.

In response to questions, the City Attorney said the resolution declares the intent to do a special assessment, defines the area that will be effected by the special assessment, states that no city funds shall be apportioned to pay the cost of the improvements, and directs the staff to go forward and bid the project. By city ordinance, the installment period is limited to 10 years. Based on Council's direction at the work session, there was consensus to amend the ordinance to allow an installment period up to 20 years. The City Attorney said the installment period will not be decided tonight. If the resolution is not adopted, the items outlined will not happen. The City Attorney said if the resolution is adopted, additional resolutions will be required before the assessment is imposed. The next time the item returns to Council will be when staff awards the bid. Engineering Assistant Director Scott Rice said Council approved a citywide policy. The item before Council was raised in anticipation of the underground utility work in Harbor Oaks. Mr. Rice said in most cases the streets in Harbor Oaks will be completely removed. Engineering Director Mike Quillen said some of the reasons for installing brick streets are potential increase to property value, traffic calming effect, and restore ambiance of historic neighborhoods.

The City Manager said the brick street issue came up because the neighborhood expressed an interest. The conversation was initiated by the neighborhood.

In response to questions, the City Attorney said the resolution addresses the cost to purchase the bricks and to install the brick streets. Mr. Quillen said if the bid estimate exceeds 10% of the original cost estimate provided to the neighborhood, staff would redo the petition process to reaffirm interest. The City Attorney said if the bid comes in lower than the estimated cost provided to the neighborhood, the savings would be recognized. Council is not setting the assessment tonight. Mr. Quillen said the estimated credit for future resurfacing costs is \$167,000 per cycle. Staff has not included an estimated cost for additional maintenance. Mr. Quillen said staff is proposing to use 2 ¾-inch pavers. Staff has been unable to identify a potential grant source. Mr. Quillen said staff research could not find any evidence that Harbor Oaks had brick streets. Staff did determine that an innovative paving technique was used at the time.

Councilmember Jonson moved to limit the city contribution to cover the cost of bricking the intersections, 2 future recycling costs, and administrative cost to a total of 25%. The motion was duly seconded and upon the vote being taken:

Ayes:2 - Councilmember Hock-DiPolito and Councilmember Jonson

Nays: 3 - Mayor Cretkos, Councilmember Hamilton and Vice Mayor Polglaze
Motion failed.

Councilmember Houck-DiPolito moved to limit the city contribution to 20% of the total cost of the improvements. The motion was duly seconded.

One individual questioned if the taxpayers will be responsible for the 20%.

One individual supported the environmental benefits brick streets provide, allowing water to filtrate through the bricks.

Discussion ensued with concerns expressed regarding the use of city funds for aesthetic improvements and the precedence set if the City contributes 20% of the cost.

Upon the vote being taken:

Ayes:3 - Mayor Cretkos, Councilmember Hock-DiPolito and Councilmember Jonson

Nays: 2 - Councilmember Hamilton and Vice Mayor Polglaze

Motion carried.

Councilmember Hock-DiPolito moved to approve Item 11.2 as amended. The motion was duly seconded.

Discussion ensued with comments made that the project would be an investment of city funds in a neighborhood that will see additional assessed value increases over time and that brick streets would allow water to filter into the ground and not into the stormwater runoff. Concerns were expressed that there is a potential the City will place a tax lien on a property for an improvement the property owner did not want and that city resources should not be used to benefit one neighborhood. It was stated that the neighborhood supports the brick streets and the item before Council allows the process to move forward to determine the final cost, which may be cost prohibitive.

Upon the vote being taken:

Ayes:3 - Mayor Cretkos, Councilmember Hock-DiPolito and Councilmember Jonson

Nays: 2 - Councilmember Hamilton and Vice Mayor Polglaze

Motion carried.

Resolution 16-02 was presented and read by title only. The motion was duly seconded.

One individual spoke in opposition.

Upon roll call, the vote was:

Ayes: 3 - Mayor Cretkos, Councilmember Hock-DiPolito and Councilmember Jonson

Nays: 2 - Councilmember Hamilton and Vice Mayor Polglaze
Motion carried.

- 11.3** Approve an agreement between the City of Clearwater and the Clearwater Historical Society (CHS) for a grant in the amount of \$12,000 annually from February 1, 2016 through October 31, 2018 to provide assistance for the preservation of local history and for the rehabilitation, renovation, maintenance and operation of the South Ward Elementary School property, and authorize the appropriate officials to execute same. (consent)

At the August 17, 2015 meeting, the City Council determined that it is highly desirable and socially responsible to provide assistance for the preservation of local history and provide access to such to the citizens and visitors of Clearwater.

The Clearwater Historical Society has obtained access to the South Ward Elementary School through a lease agreement with the Pinellas County School District, in order to make this property habitable and operational for use as a historical museum and cultural center.

The overall goal of this facility is to provide for the collection, education, interpretation, maintenance and preservation related to historical objects and paraphernalia related to the history of the City of Clearwater and the greater Clearwater area.

Funds amounting \$12,000 will be granted for three years to equate to a total not to exceed \$36,000 to the Society at the start of each city fiscal year (October 1 - September 30), with the first payment to occur in February 2016, the second payment to occur in October 2017, and the final payment to occur in October 2018.

The funds granted by the City are to be used for the operation, maintenance, and purchase of capital items dedicated to the renovation, rehabilitation, and operation of the South Ward Elementary School property.

All expenditures made using city grant funds must be expended during the city fiscal year in which they were received. Qualifying expenditures must be approved by a city official prior to contracting or payment. A report of qualifying expenditures must be provided within thirty days of the end of each city fiscal year, or by October 30, whichever comes first.

APPROPRIATION CODE AND AMOUNT:

Funds are available in cost code 010-09100-581000-511, Payment to Agencies, to fund this agreement.

In response to questions, Parks and Recreation Director Kevin Dunbar said staff contacted the Historical Society regarding the use of the grant funds; the Historical Society does not intend to request for a reimbursement of the stormwater fees. The stormwater fees are a qualifying item per the grant agreement. The City Manager said the only grant writer on staff is in the Police Department. The City had a grant writer on staff before the recession; the position was eliminated during staff reductions.

Councilmember Jonson moved to approve an agreement between the City of Clearwater and the Clearwater Historical Society (CHS) for a grant in the amount of \$12,000 annually from February 1, 2016 through October 31, 2018 to provide assistance for the preservation of local history and for the rehabilitation, renovation, maintenance and operation of the South Ward Elementary School property, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.

12. City Attorney Reports – None.

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

Councilmember Hamilton wished all a Happy New Year.

Councilmember Jonson commented that when searching archived minutes he appreciates it when the minutes contain more than the official motions and actions, which is helpful to the public. He visited the Pierce St. market and complimented the City Manager and staff on facilitating the operation. He said he was heartened by the information that came out of both boating studies.

Councilmember Hock-DiPolito said she was going to Tallahassee the following week to meet with legislators as it relates to transportation.

Vice Mayor Polglaze said the City is engaged and concerned about transportation to the beach and that there are partners and collaborators interested in the issue. He said a PSTA report showed 4 different Bus Rapid Transit (BRT) scenarios which are the easiest and reasonably priced option for immediate relief.

14. Closing Comments by Mayor

Mayor Cretokos wished all a Happy New Year, reviewed recent and upcoming

events, and thanked the Outback Bowl Beach Day organizers and participants for a great event and the autographed commemorative football from this year's event.

16. Adjourn

The meeting adjourned at 9:09 p.m.

Attest

Mayor
City of Clearwater

City Clerk

Draft