

# City of Clearwater

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



## Meeting Minutes

Thursday, October 3, 2024

6:00 PM

Main Library - Council Chambers

**City Council**

**Roll Call**

**Present:** 5 - Mayor Bruce Rector, Vice Mayor David Allbritton, Councilmember Ryan Cotton, Councilmember Michael Mannino and Councilmember Lina Teixeira

**Also Present:** Jennifer Poirrier – City Manager, Daniel Slaughter – Assistant City Manager, David Margolis – City Attorney, Rosemarie Call – City Clerk and Nicole Sprague – Deputy City Clerk.

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

Draft

**1. Call to Order – Mayor Rector**

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

**2. Invocation - Rev. Dr. Paul Means from Northwood Presbyterian Church****3. Pledge of Allegiance****4. Special recognitions and Presentations (Proclamations, service awards, or other special recognitions. Presentations by governmental agencies or groups providing formal updates to Council will be limited to ten minutes.) – Given.**

- 4.1 October Service Awards – None.
- 4.2 Domestic Violence Awareness Month Proclamation, October 2024 - Nick DiCeglie, President and CEO, Hope Villages of America
- 4.3 2024 Fire Prevention Week Proclamation, October 6-12, 2024 - Chief Ehlers
- 4.4 Climate Week Proclamation, October 6-13, 2024 - Cassie Cordova, Sustainability Manager
- 4.5 Public Natural Gas Week Proclamation October 6 - 12, 2024 - Brian Langille, Clearwater Gas System, Executive Director
- 4.6 2024 Pinellas County School Referendum Presentation - Beth Rawlins (requested by Councilmember Teixeira)

*Ms. Rawlins provided a PowerPoint presentation.*

*Councilmember Cotton departed Chambers at 6:21 p.m. and returned at*

6:26 p.m.

*Mayor Rector thanked Public Communications for producing a video exhibiting staff's efforts in response to rebuilding the community after Hurricane Helene.*

*Council thanked staff who have worked tirelessly in response to the storm.*

*The City Attorney said Monday's work session was cancelled due to the storm. Since council rules contemplate a work session prior to the council meeting, he requested a motion to temporarily suspend that portion of City Council Rule 7 requiring agenda items be scheduled at work session if Council wishes to hold any votes tonight.*

**Councilmember Cotton moved to temporarily suspend portion of City Council Rule 7, requiring any council item be agendaed for discussion at a work session prior to the item being placed on a council meeting agenda. The motion was duly seconded and carried unanimously.**

## **5. Approval of Minutes**

- 5.1** Approve the minutes of the September 17, 2024 city council meeting as submitted in written summation by the City Clerk.

**Vice Mayor Allbritton moved to approve the minutes of the September 17, 2024 city council meeting as submitted in written summation by the City Clerk. The motion was duly seconded and carried unanimously.**

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

## **6. Administrative Public Hearings**

- 6.1** Approve the Agreement for Services between the City of Clearwater and Tampa Bay Psychology Associates, LLC for psychological and educational services for Clearwater Fire and Rescue first responders, in a not to exceed amount of \$180,000.00 for term October 1, 2024 through September 30, 2026, with three, one-year renewal options in the annual amount of \$90,000.00 pursuant to Clearwater Code of Ordinances Section 2.563(1)(f), Professional services not subject to CCNA, and authorize the appropriate officials to execute same.

The mental health of firefighters/EMS responders has become an increasing

concern. Clearwater Fire & Rescue (CFR) offers several resources for mental health requests. However, Tampa Bay Psychology Associates was recommended by the Clearwater Firefighters Association, IAFF 1158, and Clearwater Police Department (CPD) for their influential, professional, psychology services. Tampa Bay Psychology Associates, LLC, specializes in the mental health treatment of public safety employees, unlike the short-term general services provided by Cigna's EAP services. Tampa Bay Psychology Associates is utilized by fire departments and law enforcement agencies within the Tampa Bay region.

This agreement provides for the maintenance of a 24/7 resource telephone number for continual employee access, if needed for mental health concerns, individual counseling services, mental health check-ins, fitness for duty evaluations, pre-employment evaluations, employee wellness and safety training, additional tailored training modules, and post-academy training. CFR has been using these services since September 1, 2022, and have found them to be very beneficial. Approval to continue with these services is requested for an additional two-year term from October 1, 2024 through September 30, 2026, in the total amount of \$180,000.00 (\$90,000.00 per fiscal year) with three, one-year renewal options in the annual amount of \$90,000.00. The City currently has a separate contract with Tampa Bay Psychology Associates in the annual amount of \$125,000.00, valid through September 30, 2025, involving services for CPD. With this purchase, the City will be at \$215,000.00 annually for like or similar services.

**APPROPRIATION CODE AND AMOUNT:**

Funds are budgeted in the Fire Department operating cost code 0101220-530100, professional services, to fund the first year of this agreement. Future year funding will be requested as part of the annual budget process. The Fire Department is funded by General Fund revenues.

**STRATEGIC PRIORITY:**

Foster safe and healthy communities through first-class public safety and emergency response services. Enhance employee health and productivity with health and safety resources.

**Councilmember Mannino moved to approve the Agreement for Services between the City of Clearwater and Tampa Bay Psychology Associates, LLC for psychological and educational services for Clearwater Fire and Rescue first responders, in a not to exceed amount of \$180,000.00 for term October 1, 2024 through September 30, 2026, with three, one-year renewal options in the annual amount of \$90,000.00 pursuant to Clearwater Code of Ordinances Section 2.563(1)(f), Professional services not subject to**

**CCNA, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

**6.2** Confirm the Declaration of a State of Emergency due to conditions surrounding Hurricane Helene and adopt Resolution 24-16.

The entire City of Clearwater was threatened by the wind and rain and disruption of services and coastal areas were threatened by storm surge attendant to the arrival of Hurricane Helene.

Mayor Bruce Rector issued a Proclamation of a State of Emergency on September 24, 2024. Section 15.07(2) of the Code of Ordinances requires the City Council to confirm a Declaration of a State of Emergency at the next regularly scheduled meeting.

*One individual spoke in support and thanked staff for their storm preparation efforts.*

**Resolution 24-16 was presented and read by title only.**

**Councilmember Cotton moved to confirm the Declaration of a State of Emergency due to conditions surrounding Hurricane Helene and adopt Resolution 24-16. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

**6.3** Approve amendments to the Interlocal Agreement for Creation of the Metropolitan Planning Organization (MPO) revising the composition and membership of the governing board and authorize the appropriate officials to execute same.

In 2014, the City of Clearwater signed an Interlocal Agreement for Creation of the MPO, which established the Forward Pinellas Board as the regional policy-making body for the Metropolitan Planning Organization (MPO). Forward Pinellas serves two roles in support of 25 local governments in Pinellas County, the Pinellas Planning Council (PPC) and Pinellas County Metropolitan Planning Organization.

The voting membership of the Forward Pinellas Board is determined by population distribution and member apportionment must be reviewed after each Decennial Census. Based on a study of the 2020 Census data, the Forward Pinellas Board approved revisions to the membership of the Board to more

closely reflect countywide population growth and redistribution. The Board sent their recommendation to the Governor for approval in September 2023. A letter approving the reapportionment was received from the Governor in August 2024.

The current membership consists of 13 voting members with the City of Clearwater represented by one member, or 7.7% of the total. The amended membership will consist of 19 members of which the city will have two members, or 10.5%. Clearwater members will continue to serve a term of four years. To finalize the reapportionment, the City of Clearwater is requested to sign an amended Interlocal Agreement revising the voting membership of the Forward Pinellas Board.

**STRATEGIC PRIORITY:**

Amending the voting membership of the Forward Pinellas Board to increase the City of Clearwater representation from one to two members supports Strategic Plan Objectives 1.2, 1.3, 2.4, and 4.4. Increased representation on the Board will give the city the opportunity to provide more comprehensive input on regional efforts in mobility, housing, and public facility needs that may impact the City of Clearwater.

**Councilmember Teixeira moved to approve amendments to the Interlocal Agreement for Creation of the Metropolitan Planning Organization (MPO) revising the composition and membership of the governing board and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

- 6.4** Approve funding in the form of a deferred loan in an amount not to exceed \$845,000 to be provided by the City of Clearwater to Tampa Bay Neighborhood Housing Services, LLC. for real property located at 1552 S Myrtle Ave. contingent upon staff's satisfactory review and acceptance of applicable mortgage documentation, title commitment, and a new Land Use Restriction Agreement with a term of no less than 15 years and authorize the appropriate officials to execute documents required to affect closing of the loan.

1552 S Myrtle Ave is an income restricted 14-unit apartment complex that is currently owned and operated by Hope Villages of America. The land use restriction agreement (LURA) on the property expires October 1, 2024. Hope Villages has decided to sell the property prior to the expiration of the LURA. Tampa Bay Neighborhood Housing Services (TBNHS) has secured a purchase contract and intends to retain the property as affordable housing and prevent the current tenants from being displaced. TBNHS has requested a loan in the amount of \$845,000 which will be partially repaid with a monthly payment equal to 50% of cashflow.

After acquisition, TBNHS plans to apply for Pinellas Penny funds to rehabilitate the existing units and demo the clubhouse that exists on the property and develop three additional units. At this time, no additional funding is expected to be requested of the City.

Housing staff has reviewed the application and has determined that the request is in line with city objective 2.4 and can be fulfilled utilizing HOME funds. The Housing staff has established the following terms for the acquisition loan:

- The homes are to be leased to individuals or families earning at or below 80% of the area median income.
- The loan will be repaid at 50% of cash flow following the completion of rehabilitation to units and the completion of the additional unit or within two years from the date of closing, whichever comes first.
- The final approval of the loan(s) will be contingent upon the approval of all funding sources.
- A Land Use Restriction Agreement will be placed on the property for the term of 15 years.
- Final approval will be contingent upon the satisfactory review of applicable mortgage documentation, title commitment, a new land use restriction agreement and any additional documentation required by the housing staff to affect closing of the loan.

Staff recommends the approval of a loan for acquisition of the subject property, not to exceed \$845,000.

**APPROPRIATION CODE AND AMOUNT:**

Funding is to be provided by HOME loan funds.

**STRATEGIC PRIORITY:**

Objective 2.4 - Supports equitable housing programs that promote household stability and reduces the incidence of homelessness within Clearwater.

*In response to a question, Interim Housing Manager Dyan Mayeux said the 14 units will be restricted to 80% AMI or below, due to HOME funding restrictions.*

**Vice Mayor Allbritton moved to approve funding in the form of a deferred loan in an amount not to exceed \$845,000 to be provided by the City of Clearwater to Tampa Bay Neighborhood Housing Services, LLC. for real property located at 1552 S Myrtle Ave. contingent upon staff's satisfactory review and acceptance of applicable mortgage documentation, title commitment, and a new Land Use Restriction Agreement with a term of no less than 15 years and authorize the appropriate officials to execute documents**

**required to affect closing of the loan. The motion was duly seconded and carried unanimously.**

- 6.5** Authorize a purchase order to Pennoni Associates, Inc. of Clearwater, Florida, for professional services to complete design work for renovations of Edgewater Drive Park in the amount not to exceed \$116,100.00 and authorize the appropriate officials to execute same.

Edgewater Drive Park is a passive park on the west side of Edgewater Drive between the bridge at Stevenson's Creek to Union Street on the north; along the main entry way into Clearwater. The park consists of a 6-car parking lot, 6-foot recreation trail, and limited park amenities. Even with limited parking it is a well-used park especially for exercise and viewing the beautiful intercoastal water way and spectacular sunsets. Where the trail ends at the Clearwater city limits, the City of Dunedin continues the trail north to downtown Dunedin. Residents and visitors of both cities use the trail daily for exercise or walking their dogs.

The park needs renovations that will enhance the look and functionality of the park. The proposed plans for the park will include a new dock, reconfigured and expanded parking lot, improved stormwater management, new sidewalks, new bike racks, trash receptacles, benches, environmental educational signage, and drinking fountain. All elements of the renovations will be ADA compliant.

To achieve renewed functionality of this park for residents and visitors, professional design services are necessary.

On July 20, 2023, Council approved the use of 47 firms to serve to provide professional engineering services as Engineer of Record under a continued services agreement RFQ 34-23 and Pennoni Associates, Inc. was selected as one of the approved firms.

Pennoni Associates, Inc. was chosen from the Engineer of Record list for this project due to their staff's reliability, professionalism, and vast disciplines, as well as their prior experience with pier/dock development projects governed by state and federal environmental agencies. Additionally, their ability to deliver construction plan documents with attention to detail, construction administration, accurate scope of work and schedule of values, navigating grants and permitting with state and federal agencies, and their detailed communication skills makes them the EOR to be considered for this project. Professional design services would include structural plans, geotechnical and



civil engineering plans, landscape plans, environmental assessments and permitting, and upland and aquatic surveying.

Current project budget including design, construction and FF&E is estimated at \$1,050,000. The project funding includes \$850,000 of General Fund revenue (funded in fiscal years 2023/24 and 2024/25), and \$200,000 in reimbursement grant revenue awarded from Florida Recreation Development Assistant Program (FRDAP).

**APPROPRIATION CODE AND AMOUNT:**

Funds are available in capital improvement project C2404, Edgewater Drive Park Improvements to fund this purchase order. This project is funded with revenues from the General Fund and grant funds awarded from FRDAP.

**STRATEGIC PRIORITY:**

Approval of the purchase order supports several Strategic Plan Objectives, including:

- 1.2: Maintain public infrastructure, mobility systems, natural lands, environmental resources, and historic features through systematic management efforts.
- 1.3: Adopt responsive levels of service for public facilities and amenities, and identify resources required to sustain that level of service.
- 2.3: Promote Clearwater as a premier destination for entertainment, cultural experiences, tourism, and national sporting events.
- 3.2: Preserve community livability through responsible development standards, proactive code compliance, and targeted revitalization.
- 4.3: Protect the conservation of urban forests and public green spaces to promote biodiversity and reduce our carbon footprint.

**Councilmember Mannino moved to authorize a purchase order to Pennoni Associates, Inc. of Clearwater, Florida, for professional services to complete design work for renovations of Edgewater Drive Park in the amount not to exceed \$116,100.00 and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

- 6.6** Authorize a Guaranteed Maximum Price proposal to Sport Surfaces, LLC of West Palm Beach, Florida, for cleaning and refurbishment of tennis and pickleball courts at four Parks and Recreation facilities, including McMullen Tennis Complex, Forest Run Park, Wood Valley Park, and Woodgate Park, in the cumulative amount of \$167,562.00, pursuant to Clearwater Code of Ordinances Sections 2.563 (1)(c), Piggyback, and 2.563(1)(d), Non-competitive purchase, and authorize the appropriate officials to execute same.

This proposal is for the cleaning and refurbishment of 13 existing tennis/pickleball courts within the noted City parks, and includes pressure washing, resurfacing, court restriping, installation of fiberglass membranes, new post and net installations, and the removal of tree roots causing damage to the playing surface. The cleaning and refurbishment of these courts will provide additional years of service for these facilities, while repairing well-used facilities which have deteriorated from age and use.

The proposed pricing for Sport Surfaces, LLC is established under a contract with Martin County, pursuant to RFB No. 2023-3466. Sport Surfaces, LLC. was approved by the Martin County Board of County Commissioners as the most responsive bidder for Recreational Court Resurfacing on February 21, 2023, for an initial contract term expiring February 21, 2026. Sport Surfaces, LLC was selected after reviewing numerous active municipal contracts based on competitive pricing, craftsmanship, past reliability and professionalism. Their ability to deliver quality services, expedite designated timelines, and communicate clearly with the client makes them the resurfacing contractor to be considered for this project.

Of the \$167,562.00 requested, \$132,002.00 will be acquired through the piggyback contract with Marion County. The remaining \$35,560.00 is deemed impractical, with breakdowns as follows: \$30,550.00 for nets and posts, \$1,410.00 for root removal and asphalt repair, \$1,650.00 for electricity, and \$1,950.00 for water.

This contract is for a period of 180 days, to begin upon issuance of a notice to proceed.

This item is consistent with the Community Development Code as well as the Comprehensive and Strategic Plans.

**APPROPRIATION CODE AND AMOUNT:**

Funds are available in capital improvement project M2207, Athletic Field R&R, to fund these work orders. This project is funded by General Fund revenues.

**STRATEGIC PRIORITY:**

Approval of the purchase order supports several Strategic Plan Objectives, including:

- 1.2: Maintain public infrastructure, mobility systems, natural lands, environmental resources, and historic features through systematic management efforts.
- 1.3: Adopt responsive levels of service for public facilities and amenities,

and identify resources required to sustain that level of service.

- 2.3: Promote Clearwater as a premier destination for entertainment, cultural experiences, tourism, and national sporting events.
- 3.1: Support neighborhood identity through services and programs that empower community pride and belonging.
- 3.2: Preserve community livability through responsible development standards, proactive code compliance, and targeted revitalization.

**Councilmember Cotton moved to authorize a Guaranteed Maximum Price proposal to Sport Surfaces, LLC of West Palm Beach, Florida, for cleaning and refurbishment of tennis and pickleball courts at four Parks and Recreation facilities, including McMullen Tennis Complex, Forest Run Park, Wood Valley Park, and Woodgate Park, in the cumulative amount of \$167,562.00, pursuant to Clearwater Code of Ordinances Sections 2.563 (1)(c), Piggyback, and 2.563(1) (d), Non-competitive purchase, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

- 6.7** Ratify and confirm an increase to purchase order with Khors Construction, Inc. for emergency repairs to the ADA floating dock at the Clearwater Community Sailing Center in an amount of \$27,424.87 for a new project total of \$165,751.25.

On March 7, 2024, the Council approved a proposal from Construction Manager at Risk, Khors Construction, Inc. of Thonotosassa, FL, in the amount of \$138,326.38 for repairs and mitigation of dock ramp, docks and pilings damaged by Hurricane Idalia at the Clearwater Community Sailing Center.

Khors Construction Company was on site making repairs to the docks and pilings damaged by Hurricane Idalia when Tropical Cyclone Debby came through and caused additional damage to the ADA floating dock requiring the removal and replacement of a broken piling.

The marine contractor that was hired to do the original work was still on site, and could make the additional repairs before they had to move the barge to another job site on November 6, 2024.

On August 26, 2024, the City Manager approved the additional work and the increase of \$27,424.87 to the purchase order with Khors to avoid not only delaying repairs to the ADA floating dock by three to four months but also repairing the dock before additional damage could occur, ultimately saving the city increased costs.

**APPROPRIATION CODE AND AMOUNT:**

This purchase order will be expensed in Parks and Recreation cost code 0101802-530100-D2401, Professional Services. Parks and Recreation is funded by General Fund revenues; however, reimbursement from FEMA is anticipated.

**STRATEGIC PRIORITY:**

Approval of the contract supports several Strategic Plan Objectives, including:

- 1.2: Maintain public infrastructure, mobility systems, natural lands, environmental resources, and historic features through systematic management efforts.
- 1.3: Adopt responsive levels of service for public facilities and amenities, and identify resources required to sustain that level of service.
- 2.3: Promote Clearwater as a premier destination for entertainment, cultural experiences, tourism, and national sporting events.
- 3.1: Support neighborhood identity through services and programs that empower community pride and belonging.
- 3.2: Preserve community livability through responsible development standards, proactive code compliance, and targeted revitalization.

**Councilmember Teixeira moved to ratify and confirm an increase to purchase order with Khors Construction, Inc. for emergency repairs to the ADA floating dock at the Clearwater Community Sailing Center in an amount of \$27,424.87 for a new project total of \$165,751.25. The motion was duly seconded and carried unanimously.**

- 6.8** Approve a purchase order to Bliss Products, of Lithia Springs, Georgia for the purchase of various amenities for multiple park locations in the total amount of \$336,556.85, pursuant to Clearwater Code of Ordinances Sections 2.563(1)(c), piggyback, and 2.563(1)(d), Impractical, and authorize the appropriate officials to execute same.

The Parks and Recreation Department maintains over 100 parks with approximately 1,700 acres of parkland. Many parks have site furnishings which include trash receptacles to reduce litter, picnic tables for residents to enjoy friends, family and outdoor spaces, and park benches, giving residents an opportunity to rest and enjoy the outdoors.

This contract will provide for the purchase of park benches, picnic tables (both traditional and ADA accessible), trash receptacles and high-top tables for BayCare Ballpark. The amenities purchased are mostly comprised of cement and recycled plastic. The materials used in these amenities are attractive, easy

to maintain, sustainable, have a life cycle of 20 years and provide savings to the City with reduced maintenance costs and longer product lifespans.

Existing older park amenities made of metal and wood are rated on a poor, fair and good standard scale. The new items will replace those existing amenities that are rated poor to fair throughout the park system. The new amenities will require minimal maintenance and will be pressure washed annually.

The proposed pricing for Bliss Products, Inc. is established under a contract with Clay County, pursuant to RFP No. 24/25-074. Bliss Products, Inc. was approved by the Clay County Board of County Commissioners as the most responsive bidder for replacement of park and playground amenities on July 09, 2024, for an initial contract term expiring July 9, 2027, with two one-year renewal options. Pursuant to 2.563(1)(c) piggyback, the amount off piggyback will be \$262,753.85 (concrete & recycled plastic amenities).

Pursuant to 2.563(1)(d), non-competitive purchase under Quote #72984, a total of \$73,803.00 will be considered impractical (\$28,478.00 for freight, \$23,650.00 for Sandblast Brown Pigment Finish, \$20,950.00 for Sealer and \$725.00 for ADA Custom Form Modification). The sandblast with brown pigment finish was selected to ensure uniformity with prior purchase of benches, picnic tables (ADA and classic) and litter receptacles. The manufacturer suggests two coats of sealer applied to the concrete portion to enhance the beauty of the stone, resist salt, chloride, and makes graffiti cleanup easier. The concrete finish and sealer reduce the frequency of amenity cleaning and the related labor costs.

**Appropriation code and Amount:**

Funds are available in the following capital improvement projects: \$70,810.10 in M2204, Carpenter and BayCare Ballpark R & R; and \$265,746.75 in M2206, Parks and Beautification R & R. These projects are funded with General Fund revenues.

**Strategic Priorities**

Approval of the purchase order supports several Strategic Plan Objectives, including:

- 1.2: Maintain public infrastructure, mobility systems, natural lands, environmental resources, and historic features through systematic management efforts.
- 1.3: Adopt responsive levels of service for public facilities and amenities, and identify resources required to sustain that level of service.
- 1.5: Embrace a culture of innovation that drives continuous improvement and successfully serves all our customers.
- 2.3: Promote Clearwater as a premier destination for entertainment, cultural experiences, tourism, and national sporting events.

- 3.1: Support neighborhood identity through services and programs that empower community pride and belonging.
- 3.2: Preserve community livability through responsible development standards, proactive code compliance, and targeted revitalization.

**Vice Mayor Allbritton moved to approve a purchase order to Bliss Products, of Lithia Springs, Georgia for the purchase of various amenities for multiple park locations in the total amount of \$336,556.85, pursuant to Clearwater Code of Ordinances Sections 2.563(1)(c), piggyback, and 2.563(1)(d), Impractical, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

- 6.9** Authorize a purchase order to Musco Sports Lighting, LLC. of Oskaloosa, Iowa for the purchase and installation of pickleball court lighting at McKay Park located at 605 Mandalay Avenue in the amount of \$151,300.00, pursuant to Clearwater Code of Ordinances Sections 2.563(1)(c), piggyback, and authorize the appropriate officials to execute same.

McKay Park is a neighborhood park (1.68 acres) that has served the recreational needs of the Clearwater Beach residential community for over 40 years, first as an open grass playfield area for youth activities and later with a playground, parking lot, outdoor exercise equipment, picnic grills, and two bocce ball courts. Just recently half of the park was used as a temporary location for Fire Station 46 while it was being reconstructed at the southwest corner of Mandalay Avenue and Bay Esplanade. Staff has worked closely with the Clearwater Beach Civic Association and citizens advocating for new pickleball courts as well as other improvements proposed for McKay Park. These improvements, currently underway include the construction of six new pickleball courts, and the installation of new playground equipment, exercise equipment, a bocce ball court, shade structures, sidewalks, a retention pond and other miscellaneous park amenities. Lighting is also an important component of the approved improvements for the park.

The total approved project budget for these improvements, funded from the General Fund, Penny for Pinellas sales tax, and donations, totals \$1,950,930. Total project expenditures and encumbrances to-date, inclusive of this item, total \$1,884,372.

This contract will provide for the purchase and installation of six steel poles with pre-cast concrete bases, remote lighting components, factory aimed LED luminaires and all electrical wiring from the newly installed electrical panel to each light fixture. The materials used in these amenities are attractive, easy to

maintain, sustainable and have a 25-year warranty on materials and labor. In addition, since technology is ever evolving, as our older lighting systems have either become outdated or are in need of replacement, we have installed Musco Lighting. Our athletic facilities are equipped with Musco Lighting fixtures that include control and monitoring capabilities, such as remote turn-on and turn-off functions. Additionally, the system can monitor for broken or malfunctioning lights and send repair notifications.

Traditional sports lighting fixtures were typically comprised of high-pressure sodium or metal halide lights, which require a tremendous amount of power and a lessened lifespan. The new LED light fixtures are economical vis-a-vis power usage and have a far longer lifespan. Additionally, the selected LED light fixtures are able to be focused directly on the playing court reducing light spillover as compared to older traditional lights. In fact, the proposed LED light fixtures provide 85 percent less glare than older open-faced LED light fixtures. Authorization is requested to piggyback off Sourcewell Contract 041123, Sports Lighting with Related Products and Services valid through June 16, 2027.

**APPROPRIATION CODE AND AMOUNT:**

Funds for this purchase order are available in capital improvement project C2403, McKay Park Playfield Improvements, funded by General Fund revenues.

**STRATEGIC PRIORITIES:**

Funding the purchase of the lighting for the pickleball courts and other park improvements aligns with the following City of Clearwater Strategic Plan Objectives:

- 1.5: Embrace a culture of innovation that drives continuous improvement and successfully serves all our customers; and
- 2.3: Promote Clearwater as a premier destination for entertainment, cultural experiences, tourism, and national sporting events.
- 3.2: Preserve community livability through responsible development standards, proactive code compliance, and targeted revitalization.
- 4.1: Support proactive climate resiliency strategies based in science to protect natural and built environments from impacts associated with sea level rise.

*In response to questions, Parks and Recreation Director Art Kader said the court lighting will automatically shut off. The item before Council includes the wiring, the poles, the lights, and wiring back to the panel. The outdoor exercise equipment is old and will be replaced.*

**Councilmember Mannino moved to authorize a purchase order to Musco Sports Lighting, LLC. of Oskaloosa, Iowa for the purchase**

**and installation of pickleball court lighting at McKay Park located at 605 Mandalay Avenue in the amount of \$151,300.00, pursuant to Clearwater Code of Ordinances Sections 2.563(1)(c), piggyback, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

**6.10** Approve selection of firms to provide Construction Manager at Risk (CMAR) Services for Continuing Contracts, as listed, for a period of four years, pursuant to Request for Qualifications (RFQ) 51-24, and authorize the appropriate officials to execute same.

June 18, 2024, Request for Qualifications (RFQ) 51-24 was issued soliciting area firms to serve as construction managers for the City in accordance with CMAR procedures. Twenty responses were received on July 19, 2024, including nine incumbents. The selection committee reviewing the responses included representatives from Public Works/Engineering, General Services, Parks and Recreation and Public Utilities departments.

The following eighteen firms were selected based on their construction experience, financial capability, availability of qualified staff, as well as their expertise in scheduling, cost estimating and control, value engineering, and pre-construction services, as well as past performance of the incumbents.

**Incumbent CMAR Firms:**

- Ajax Building Company, LLC of Oldsmar, FL
- Bandes Construction Company, Inc. of Dunedin, FL
- Biltmore Construction Co., Inc. of Belleair, FL
- Creative Contractors, Inc. of Clearwater, FL
- J. Kokolakis Contracting, Inc. DBA Kokolakis Contracting, of Tarpon Springs, FL
- Johnson-Laux Construction, LLC of Winter Garden, FL
- Keystone Excavators, Inc., Oldsmar, FL
- Khors Construction, Inc, Pinellas Park, FL
- The A.D. Morgan Corporation of Tampa, FL

**New CMAR Firms:**

- Charles Perry Partners, Inc. (CPPI) of Tampa, FL
- Create Building Company, LLC of
- D-Mar General Contracting and Development of Clearwater, FL
- Garney Companies, Inc. of Brandon, FL
- JE Dunn Construction Company of Tampa, FL
- LEGO Construction Co. of Tampa, FL
- Register Construction and Engineering, Inc. of Lakeland, FL
- TLC Diversified Inc. of Palmetto, FL



- Wharton-Smith, Inc. of Tampa, FL

The CMAR firms selected will be available for a four-year term, beginning October 1, 2024 through September 30, 2028. However, the authority to approve new work orders under that contract will expire on the earlier of Sept. 30, 2028, or sooner if said authorization ends per the procurement manual. The City may award work to the firms for projects with an estimated cost not to exceed \$4 million in construction value.

Numerous selected firms have been low bid contractors on past projects with the City and other governmental agencies. All procured subcontracts are open book; hence, the City will review the pricing and agree to a reasonable mark up to manage the work.

Funding sources for individual projects will be determined at time of the specific CMAR proposal approval.

**STRATEGIC PRIORITY:**

This efficient and cost-effective project delivery method enables the city to provide superior public service and to (1.2) Maintain public infrastructure, mobility systems, natural lands, environmental resources, and historic features through systematic management efforts.

*In response to a concern, City Engineer Tara Kivett said the item before Council included nine new vendors.*

**Councilmember Cotton moved to approve selection of firms to provide Construction Manager at Risk (CMAR) Services for Continuing Contracts, as listed, for a period of four years, pursuant to Request for Qualifications (RFQ) 51-24, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

- 6.11** Approve Guaranteed Maximum Price (GMP) 2, Amendment 2 to the Agreement with Ajax Building Company, LLC, of Midway, FL, for construction of the New City Hall project (22-0019-EN), in the amount of \$22,531,075.00, including Alternate 1, increasing the purchase order from \$7,676,799.00 to \$30,207,874.00, pursuant to Request for Qualifications 59-23 and authorize the appropriate officials to execute same.

Ajax was selected via RFQ 59-23. December 19, 2023, Council approved an agreement and \$369,965.00 pre-construction phase proposal to Ajax with \$269,360.00 funded by the City Hall project and the remainder funded by the

MSB project. February 15, 2024, Council approved GMP 1 for \$7,407,439.00 for City Hall that included funds for early procurement of equipment, and site and foundation work. Early equipment purchases included air handler and chiller units, elevators, generator, electrical panels and switch gear, a significant cost savings strategy, locking in pricing prior to expected cost increases as well as mitigating schedule impacts due to long lead time items. Site and foundation work will commence in October.

GMP 2 includes the remainder of the work to construct a new City Hall. The project team, including the Owner's Rep, Broaddus, Wannemacher Jensen Architects (WJA), the CMAR, Ajax, and city staff and stakeholders, have diligently worked through design plans to ensure the project meets City operational and customer service needs while remaining in budget. Broaddus and Ajax provided detailed cost estimates at numerous stages of design with WJA and Broaddus reviewing Ajax's estimates. Changes were made to bring the design in budget before design progressed. These design changes were made to improve constructability and reduce cost while maintaining quality. Key efforts included material selections and designs of the wave façade, reduction in space burden, finish selections that are aesthetically appealing while still cost effective, careful use both storefront and curtainwall on the exterior of the building, selection of fire rated glazing versus drywall partitions, updated designs for the north and south facades to include additional exterior framing, relocation of rooftop mechanical equipment to reduce quantity of structural steel and reduce the sound transmittance into the council chambers, roof assembly modifications, plug in option for additional generator service life-safety emergency generator, and reduction of soil exports from the site. These collaborative efforts resulted in savings in excess of \$4 million, keeping this project on budget.

This GMP includes the \$333,056.00 Alternate for all costs to support a roof top solar photovoltaic (PV) installation. The GMP was reviewed by WJA, Broaddus and staff, negotiating lower general conditions, more appropriate allowances and fees.

Construction will start in October 2024 and be complete in late August/early September 2026.

**APPROPRIATION CODE AND AMOUNT:**

ENGF220001-CONS-CNSTRC \$22,531,075.00

Funding is available in Capital Improvement Project ENGF220001, New City Hall to fund this GMP. This is funded by General Fund, Penny for Pinellas and ARPA Revenues.

**STRATEGIC PRIORITY:**

The city hall project supports the five strategic priorities below. The new City Hall facility, a 2-story 40,303 square foot building on a 1.68-acre site, creates a streamlined government service center, adjacent to Clearwater Police headquarters, Municipal Services Building (MSB) and city parking garage, to provide improved customer service and efficient use of existing facility space with the pending MSB renovations. The City Hall project is expected to achieve

LEED Silver certification with the US Green Building Council, the first built by the City of Clearwater. Relocating City Hall to this site sparked development of the bluff waterfront with proposed apartments, commercial space and hotel expected to break ground in 2025. The project includes enhanced indoor air quality strategies, energy reduction and metering, daylighting, photovoltaics, EV charging stations, rainwater gardens, reduced heat island effect, outdoor water use reductions, Florida native plants, walkability, and access to public transit.

*In response to questions, City Engineer Tara Kivett said 60 points are needed to obtain the LEED Gold designation; the project currently has 52 points. Staff continues to look at how the scoring can be improved. Ms. Kivett said the recently approved solar panels will add more points. Staff is seeking to get the project LEED certified. Public Works Director Marcus Williamson said the cost to design a LEED certified project and construction was approximately \$300,000. The official designation is not given unless one goes through the process. He said the LEED consultant portion was \$200,000. AJAX CEO Bill Barnes said some of the money spent on the design (\$200,000) is necessary to determine what are the best solutions to obtain the LEED Silver designation or to build a facility in the spirit of LEED. There is a cost for the construction components to do higher efficiency air conditioning units, but the return on investment would be paying less in electricity. He said, in order to meet code, most design teams can obtain a certified LEED building level; there is an additional cost to obtain the LEED Silver designation because of the additional effort required to determine what components are needed. Mr. Barnes said each project is different as points are given for certain elements. Mr. Williamson said staff added the solar panels as an option but the intent is to wait until the project is further along before issuing the award to ensure the project remains within budget.*

**Councilmember Teixeira moved to approve Guaranteed Maximum Price (GMP) 2, Amendment 2 to the Agreement with Ajax Building Company, LLC, of Midway, FL, for construction of the New City Hall project (22-0019-EN), in the amount of \$22,531,075.00, including Alternate 1, increasing the purchase order from \$7,676,799.00 to \$30,207,874.00, pursuant to Request for Qualifications 59-23 and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

**6.12** Approve an Early Release Guaranteed Maximum Price (GMP) 1, Amendment 3 to the Agreement with Ajax Building Company, LLC, of Midway, FL, for construction of Municipal Service Building (MSB) Renovations (23-0035-EN), in the amount of

\$5,712,055.00, increasing the purchase order from \$110,605.00 to \$5,812,660.00, pursuant to Request for Qualifications 59-23 and authorize the appropriate officials to execute same.

Ajax was selected via RFQ 59-23. December 19, 2023, City Council approved an agreement and \$369,965.00 pre-construction phase proposal to Ajax with \$110,605.00 funded by the MSB Renovations project and the remainder funded by the City Hall project. MSB renovations will improve space efficiencies of the existing 66,063 square foot facility allowing for right-sizing of the proposed City Hall project, creating a productive workspace that meets specific needs of the remaining City departments while providing a comfortable and aesthetically pleasing atmosphere for employees and visitors alike.

September 17, 2024, City Council approved a \$362,616.00 purchase order for early procurement of an air handling unit for the MSB and a \$1,140,302.00 design work order with Wannemacher Jensen Architects (WJA).

Combined efforts by City, Owners Representative Broaddus, Ajax and WJA, resulted in over \$2.5M in cost avoidance. Efforts include significant design work to reuse existing walls to reduce demo and new construction costs including the in-wall utilities, early release of air handling unit, vacating the entire facility versus one floor at a time, discounts from purchasing furniture concurrent with City Hall, relocation and temporary rental furniture reduction, and executing project concurrently with City Hall.

This MSB GMP covers early equipment purchases, selective interior demolition, millwork, doors, frames and hardware, glass, and glazing, framing and drywall, ceilings, painting, fire protection, HVAC, partial electrical and audio-visual costs. Work is anticipated to begin by the end of 2024 with staff move-in in July 2025. A second MSB GMP is anticipated later this year as design is finalized and permitted. The GMP is within the project \$10 million overall budget.

**APPROPRIATION CODE AND AMOUNT:**

ENGF230001-CONS-CNSTRC \$5,712,055.00

Funding is available in Capital Improvement Project ENGF230001, MSB Renovations, to fund this GMP. This is funded by General Fund Revenues.

**STRATEGIC PRIORITY:**

The MSB Renovation project supports the four strategic priorities below. The renovations will improve indoor air quality and energy efficiencies while providing safe and streamlined public interface.

**Vice Mayor Allbritton moved to approve an Early Release Guaranteed Maximum Price (GMP) 1, Amendment 3 to the Agreement with Ajax Building Company, LLC, of Midway, FL, for construction of Municipal Service Building (MSB) Renovations (23-0035-EN), in the amount of \$5,712,055.00, increasing the purchase order from \$110,605.00 to \$5,812,660.00, pursuant to Request for Qualifications 59-23 and authorize the appropriate**

**officials to execute same. The motion was duly seconded and carried unanimously.**

**6.13** Approve the Vacation request from the City of Clearwater as the platted owner of an unnamed 10-foot-wide alleyway portion that abuts the west Lot line of Lot 7 in Block F of the corrected plat of Clearwater Improvement Co., Plaza Park addition according to the map or plat thereof as recorded in Plat Book 5, Page 53 of the Public Records of Hillsborough county, Florida, of which Pinellas county was formerly a part and pass Ordinance 9742-24 on first Reading.

As the platted owner of an unimproved ten-foot wide alley, the City of Clearwater requests to vacate the alleyway to the adjacent landowners.

This vacation enlarges the adjacent landowner's parcels for additional permitted use.

This vacation eliminates all future city maintenance costs and reflects proper Land use Management.

The City shall retain a Utility easement.

There are no other utilities within the vacated area.

City staff have reviewed and approved this vacation.

*One individual spoke in support.*

**Ordinance 9742-24 was presented and read by title only.**

**Councilmember Mannino moved to approve the Vacation request from the City of Clearwater as the platted owner of an unnamed 10-foot-wide alleyway portion that abuts the west Lot line of Lot 7 in Block F of the corrected plat of Clearwater Improvement Co., Plaza Park addition according to the map or plat thereof as recorded in Plat Book 5, Page 53 of the Public Records of Hillsborough county, Florida, of which Pinellas county was formerly a part and pass Ordinance 9742-24 on first reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

**6.14** Approve a purchase order to Arthur J. Gallagher Risk Management Services, Inc., of

Orlando, FL, for a Builder's Risk policy for the Beach Marina Replacement project (21-0008-MA) for a not to exceed amount of \$2,000,000.00 pursuant to Clearwater Code of Ordinances Section 2.563(1)(i), Insurance; approve an increase of a not to exceed loan by \$1,550,000.00, increasing the \$18,000,000.00 fund to \$19,550,000.00 from the Capital Improvement Fund to the Marina Fund; and authorize the appropriate officials to execute same.

The City of Clearwater has operated a marina at Clearwater Beach since the 1940's. Over the past 50 years the marina has been repaired but never refurbished or fully replaced. In 2005, the City considered a replacement of only the docks at an estimated cost of \$8 million dollars. That project was not initiated.

On July 15, 2024, City Council approved a Guarantee Maximum Price (GMP) with J. Kokolakis Contracting of Tarpon Springs, a Construction Manager at Risk (CMAR), in the amount of \$43,469,475.00 to replace the Clearwater Beach Marina.

The negotiated GMP requires the City to separately obtain Builder's Risk insurance. Builder's Risk insurance temporarily protects the City and CMAR's buildings, materials, and supplies while under construction. Construction is currently scheduled to conclude in the Spring of 2026. Builder's Risk insurance is different from General Liability coverage or performance bonds, both of which are provided by J. Kokolakis and paid by the City through the GMP.

The City anticipated purchasing Builder's Risk insurance as part of the budgeted non-GMP portion of the project. However, it was estimated at a lower amount -- approximately 1% of GMP, or ~\$450,000.00. This estimate was predicated on staff's historical experience, e.g. the Imagine Clearwater project.

Arthur J. Gallagher, the City's insurance broker, is assisting the City in identifying a Builder's Risk provider for this project. The exact premium is still being negotiated, and may fluctuate depending on deductibles, but Gallagher estimates a not-to-exceed premium in the amount of \$1,924,611.

This agenda item is being presented to Council now, even though the final price may fluctuate slightly, because the CMAR will not commence work until the City obtains a Builder's Risk policy, as required by the approved GMP. The total cost of the Builder's Risk policy will not exceed \$2,000,000.00.

**APPROPRIATION CODE AND AMOUNT:**

3327332-561300-C1905 \$2,000,000

A first quarter budget amendment will include an increase of \$1,550,000.00 in capital project C1905, Beach Marina Upgrade, which will provide the remaining funding needed for the Builder's Risk Insurance.

**STRATEGIC PRIORITY:**

High Performing Government 1.2 Maintain public infrastructure, mobility systems, natural lands, environmental resources, and historic features through

systematic management efforts. Economic & Housing Opportunity 2.2 Cultivate a business climate that welcomes entrepreneurship, inspires local investment, supports eco-friendly enterprises, and encourages high-quality job growth. 2.3 Promote Clearwater as a premier destination for entertainment, cultural experiences, tourism, and national sporting events.

*In response to a concern, Risk Manager Todd Morrone said since the City switched to an owner-controlled program where the City obtains a quote for the builder's risk policy, rather than the contractor, and goes to market for a quote after the GMP, the projected costs have not been accurate. Staff is working with procurement and engineering to adjust the bid process and require the contractor to seek quotes and submit the budget as part of the bid application process. He said the City will reserve the right to seek quotes. The process change will ensure staff has the quotes before the GMP is presented for council approval.*

**Councilmember Cotton moved to approve a purchase order to Arthur J. Gallagher Risk Management Services, Inc., of Orlando, FL, for a Builder's Risk policy for the Beach Marina Replacement project (21-0008-MA) for a not to exceed amount of \$2,000,000.00 pursuant to Clearwater Code of Ordinances Section 2.563(1)(i), Insurance; approve an increase of a not to exceed loan by \$1,550,000.00, increasing the \$18,000,000.00 fund to \$19,550,000.00 from the Capital Improvement Fund to the Marina Fund; and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

- 6.15** 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 \$2,100,000.00 for term October 1, 2024 through September 30, 2025, pursuant to Clearwater Code of Ordinances Sections 2.563 (1)(c), Piggyback, 2.563(1)(a), Single source, and 2.563 (1) (b), Micro purchases, and authorize the appropriate officials to execute same.

The Fleet Division is requesting authorization to purchase vehicle parts from various vendors for heavy and light duty city vehicles and equipment.

Vendors and the procurement methods are as follows:

Agility Fuel Solutions; EFE Inc dba Everglades Farm Equipment Group; Environmental Products Group Inc; Fleet Pride Inc; Florida Kenworth LLC; Grainger; Maher Chevrolet Inc; McNeilus Truck & Manufacturing Inc; RDK Assets LLC; Ring Power Corporation; Rush Truck Centers of Florida Inc;

Tampa Crane & Body Acquisition LLC; TPH Holdings Florida LLC dba The Parts House; Walker Ford:

- Piggyback City of St. Petersburg RFP No. 7522, Automotive Parts valid through September 30, 2025.

Fleet Acquisitions LLC dba Fleet Products; Sunstate International Trucks LLC; Tampa Spring Company:

- Piggyback Hillsborough County Public Schools 20204-DST-KJ valid through March 9, 2025.

Amazon:

- Piggyback Omnia Partners with Prince William County Public Schools, VA, Contract No. R-TC-17006 valid through January 18, 2026.

Authorization is requested to add additional piggyback contracts as needed throughout the year which will be vetted through the Procurement Division.

Atmax Equipment Co; Bobcat of Tampa; Broyhill Equipment; Dobbs Equipment LLC; Environmental Products Group; H Barber & Sons; Ring Power Corporation; Rush Truck Center; Ten-8 Fire Equipment; Vermeer Southeast Sales & Service Inc; Wesco Turf:

- Single Source. Single source is being requested because the parts for the heavy and light duty city vehicles and equipment can only be obtained directly from that manufacturer or authorized representative. For example, MowerMax parts are available solely from the manufacturer Atmax.

Advanced Auto Parts; American CNG; Autoway Parts Center; Bill Currie Ford; EJ Ward Inc; Embankscape Equipment LLC; Flash Equipment; Gas Fuel Systems Inc; GET Partners; HD Industries; Illinois Tool Works; Mynatt Truck & Equipment; Tennant Sales and Service; TMS Equipment; Xylem Dewatering Solutions and Zimmerman Industries:

- Micro Purchases not exceeding \$10,000.00 during the contract term.

In addition, the Fleet Division is requesting approval to engage additional vendors as needed in accordance with Section 2.561(5), Small Dollar Purchases with the Procurement Division providing oversight. Competitive quotes will be obtained and no single vendor will exceed \$50,000.00 in a fiscal year.

Due to rising costs of parts caused by supply chain challenges, a limited selection of original equipment manufacturer (OEM) parts from vendors, and unexpected additional repairs to city vehicles and equipment, the Fleet Division is requesting \$2,100,000.00 which is \$150,000.00 more than the Fiscal Year 24 allocation.

**APPROPRIATION CODE AND AMOUNT:**

Funds are available in Garage Fund-Fleet Operations cost code



5666611-550600, vehicle parts, to fund these purchases. The Garage Fund is an internal service fund of the City which supports city-wide vehicle and motorized equipment maintenance.

**STRATEGIC PRIORITY:**

These purchases help accomplish strategic objective 1.2. Fleet division operators maintain public infrastructure to deliver effective and efficient services by optimizing City assets and resources.

**Councilmember Teixeira moved to 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 \$2,100,000.00 for term October 1, 2024 through September 30, 2025, pursuant to Clearwater Code of Ordinances Sections 2.563 (1) (c), Piggyback, 2.563(1)(a), Single source, and 2.563 (1)(b), Micro purchases, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

**6.16** Approve purchase orders to multiple vendors for the acquisition of library books and materials in the cumulative not-to-exceed amount of \$465,000.00 for the term October 1, 2024 through September 30, 2025, pursuant to Clearwater Code of Ordinances Section 2.563(1)(c), Piggyback and cooperative purchases, and authorize the appropriate officials to execute same.

Clearwater Public Library System is requesting authorization to purchase library books and materials utilizing competitive awarded piggyback and cooperative contracts.

Piggyback Contracts #LVA-MAT-22-07: Commonwealth of Virginia through the Library of Virginia on behalf of Mid-Atlantic Alliance (MALiA) valid July 1, 2022, through June 30, 2025.

- Baker and Taylor, LLC: \$130,000.00
- Ingram Library Services, LLC: \$145,000.00

The Clearwater Public Library System is part of the Pinellas Public Library Cooperative (term: 10/01/2023 - 09/30/2028). Pursuant to that Library Interlocal Agreement, the Clearwater Public Library System provides funding to the Pinellas Public Library Cooperative in order for the Cooperative to purchase materials and services.

- Pinellas Public Library Cooperative: \$190,000.00

**APPROPRIATION CODE AND AMOUNT:**

Funds are available in Library operating code 0101731-564400, Books & Publications, to fund these contracts in the amount of \$465,000.00. The Library department is funded by General Fund revenues.

**Vice Mayor Allbritton moved to approve purchase orders to multiple vendors for the acquisition of library books and materials in the cumulative not-to-exceed amount of \$465,000.00 for the term October 1, 2024 through September 30, 2025, pursuant to Clearwater Code of Ordinances Section 2.563(1)(c), Piggyback and cooperative purchases, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

- 6.17** Approve a purchase order to DOF Creations, of Tampa, FL for the purchase of hardware, software, and maintenance in the amount of \$409,581.17, pursuant to Clearwater Code of Ordinances Section 2.563(1)(c), Piggyback, and authorize the appropriate officials to execute same.

The Information Technology Department currently uses firewalls within its computer network architecture and is expanding deployment of devices to facilitate cyber-security needs and comply with mandatory security designs for both the Public Safety systems and Public Utilities network. DOF Creations is an authorized reseller for Fortinet security products and services.

The maintenance for a 3-year period, totaling \$409,581.17, will be procured using the Omnia Contract No. NCPA 01-154, IT Security and Data Protections Solutions (Texas Region XIV Education Service Center) valid through November 30, 2025, with two, one-year renewal options.

Planned budgeted amounts for firewall maintenance are approximately \$190,000.00 annually, or \$570,000.00 for three years. The proposed three-year maintenance term will save approximately \$160,000.00 in planned operating expense over the maintenance period, and \$363,000.00 off manufacturer list pricing.

**APPROPRIATION CODE AND AMOUNT:**

Costs for this item are budgeted within the Information Technology department's Network Architecture cost center (5559863). The Information Technology department is funded by Administrative Services fund revenues, an internal service fund of the City.

**STRATEGIC PRIORITY:**

This purchase will support all the objectives of a High-Performance Government, as well as Superior Public Service.

**Councilmember Mannino moved to approve a purchase order to DOF Creations, of Tampa, FL for the purchase of hardware, software, and maintenance in the amount of \$409,581.17, pursuant to Clearwater Code of Ordinances Section 2.563(1)(c), Piggyback, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

- 6.18** Authorize a purchase order to EWT Holdings III dba Evoqua Water Technologies, LLC (Evoqua) of Sarasota, FL for chemical tank and feed rental and bulk odor control chemical delivery in the not-to-exceed amount of \$255,000.00, beginning September 19, 2024 through July 19, 2025, pursuant to Clearwater Code of Ordinances Section 2.563(1)(c), Piggyback, and authorize the appropriate officials to execute same.

The Public Utilities Department is requesting authorization of a purchase order to utilize Evoqua for chemical tank and feed rental, the delivery of bulk hydrogen peroxide (50%) and Odophos for control of odors and corrosion at the Northeast Water Reclamation Facility and Lift Station 42.

The pricing for hydrogen peroxide (50%) and Odophos to manage odors and corrosion was obtained through a competitive bidding process under Manatee County Contract 24-R084063BB for Corrosion and Odor Control Services. This contract pricing, valid until July 19, 2025, includes delivery, application equipment, ongoing maintenance, technical evaluation/support services, and technology licenses. Authorization is requested to piggyback Manatee County Contract No. 24-R084063BB through July 19, 2025.

**APPROPRIATION CODE AND AMOUNT:**

Funds are available in Public Utilities operating code 4211355-530300, Other Contractual Service, and 4211355-551700, Bulk Chemicals, to fund this contract. Public Utilities is funded by the Water and Sewer Utility Enterprise Fund revenues.

**STRATEGIC PRIORITY:**

The approach has resulted in relatively few odor complaints over the last few years, therefore it is superior public service and a benefit to community well-being.

**Councilmember Cotton moved to authorize a purchase order to EWT Holdings III dba Evoqua Water Technologies, LLC (Evoqua) of Sarasota, FL for chemical tank and feed rental and bulk odor control**

**chemical delivery in the not-to-exceed amount of \$255,000.00, beginning September 19, 2024 through July 19, 2025, pursuant to Clearwater Code of Ordinances Section 2.563(1)(c), Piggyback, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

**6.19** Reappoint Robert Kenne to the Municipal Code Enforcement Board to a term through October 31, 2027.

**APPOINTMENT WORKSHEET**

Board: **Municipal Code Enforcement Board**

Term: 3 years

Financial DISCLOSURE: Required

RESIDENCY REQUIREMENT: City of Clearwater

SPECIAL QUALIFICATIONS: Members must be registered voters. Members shall be qualified and experienced in the fields of architecture, business, engineering, construction, or real estate (when possible).

MEMBERS: 7

CHAIR: Greg Brown

MEETING DATES: 4th Wednesday of each month at 1:30 p.m.

APPTS. NEEDED: 1

**THE FOLLOWING ADVISORY BOARD MEMBER HAS COMPLETED AN UNEXPIRED TERM AND IS ELIGIBLE FOR REAPPOINTMENT:**

1. Robert Kenne - 1469 Jacaranda Circle South, Clearwater 33755 - President/Owner of Bob Kenne Services, Inc.  
Appointed - 3/2/2023 for a partial term

Zip Codes of current members on board:

1 at 33755

1 at 33759

2 at 33756

1 at 33767

**Councilmember Teixeira moved to reappoint Robert Kenne to the Municipal Code Enforcement Board to a term through October 31, 2027. The motion was duly seconded and carried unanimously.**

**6.20** Appoint Loretta Mitchell to the Library Board with an unexpired term through February 28,

2025.

**APPOINTMENT WORKSHEET**

BOARD: **Library Board**

TERM: 4 years

APPOINTED BY: City Council

FINANCIAL DISCLOSURE: Not Required

STAFF LIAISON: Jennifer Obermaier - Library Director

RESIDENCY REQUIREMENT: City of Clearwater

SPECIAL QUALIFICATIONS: None

MEMBERS: 7

CHAIRPERSON: Donna Dennis

MEETING DATES: Quarterly

PLACE: Main Library

APPTS. NEEDED: 1

**THE FOLLOWING ADVISORY BOARD MEMBER HAS A TERM WHICH IS EXPIRING AND NOW REQUIRES REAPPOINTMENT OR A NEW APPOINTMENT:**

- 1. Andrew Lorenti - 2063 Butternut Circle E, Clearwater 33763 - Inventory Control  
Original Appointment: 12/05/2019, Resigned 4/8/2024

**THE NAME BELOW IS BEING SUBMITTED FOR CONSIDERATION TO FILL THE VACANCY:**

- 1. Loretta Mitchell - 1219 Eldridge St, Clearwater 33755 - Business Owner

Zip codes of current members on board:

1 at 33755

1 at 33759

1 at 33756

1 at 33765

1 at 33767

**Vice Mayor Allbritton moved to appoint Loretta Mitchell to the Library Board with an unexpired term through February 28, 2025. The motion was duly seconded and carried unanimously.**

**6.21** Reappoint Greg Brown to the Municipal Code Enforcement Board to a term through October 31, 2026.

**APPOINTMENT WORKSHEET**

Board: **Municipal Code Enforcement Board**

Term: 3 years

Financial DISCLOSURE: Required

RESIDENCY REQUIREMENT: City of Clearwater

SPECIAL QUALIFICATIONS: Members must be registered voters. Members shall be qualified and experienced in the fields of architecture, business, engineering, construction, or real estate (when possible).

MEMBERS: 7

CHAIR: Greg Brown

MEETING DATES: 4th Wednesday of each month at 1:30 p.m.

APPTS. NEEDED: 1

**THE FOLLOWING ADVISORY BOARD MEMBER HAS COMPLETED AN UNEXPIRED TERM AND IS ELIGIBLE FOR REAPPOINTMENT:**

1. Greg Brown - 1424 Barry Street, Clearwater 33756 - Retired Production Manager

Original Appointment - 12/03/20, completed first term (interested in reappointment)

Zip Codes of current members on board:

1 at 33755

1 at 33759

2 at 33756

1 at 33767

**Councilmember Mannino moved to reappoint Greg Brown to the Municipal Code Enforcement Board to a term through October 31, 2026. The motion was duly seconded and carried unanimously.**

**6.22** Appoint two individuals to the Municipal Code Enforcement Board: one to fill the remainder of an unexpired term through November 1, 2026 and one to serve a full term through October 31, 2027.

**APPOINTMENT WORKSHEET**

Board: **Municipal Code Enforcement Board**

Term: 3 years

Financial DISCLOSURE: Required

RESIDENCY REQUIREMENT: City of Clearwater

SPECIAL QUALIFICATIONS: Members must be registered voters. Members shall be qualified and experienced in the fields of architecture, business, engineering, construction, or real estate (when possible).

MEMBERS: 7

CHAIR: Greg Brown

MEETING DATES: 4th Wednesday of each month at 1:30 p.m.

APPTS. NEEDED: 2

THE FOLLOWING ADVISORY BOARD MEMBER'S TERM HAS EXPIRED AND NOW REQUIRES A NEW APPOINTMENT:

1. Peter Kohut - 240 Windward Passage, Unit 105, Clearwater 33767 - Civil Engineer

Removed due to lack of attendance.

2. Kerry Fuller-Rainey - 2880 Endicott Court, Clearwater 33761 - Real Estate Consultant

Resigned 8/27/24, was serving 1st term through 10/31/2024

**THE NAMES BELOW ARE BEING SUBMITTED FOR CONSIDERATION TO FILL THE ABOVE VACANCIES:**

1. Raymond Plumb - 1621 Sand Key Estates Court, Clearwater 33767- Retired Construction Manager
2. Pam Ryan-Anderson - 1608 Gentry Street, Clearwater 33755 - Real Estate Broker
3. Howie Spinner - 1408 Sunset Drive, Clearwater 33755 - Business Owner
4. Dean Strickland - 2427 Saber Court, Clearwater 33759 - Retired Attorney

Zip Codes of current members on board:

1 at 33755

1 at 33759

2 at 33756

1 at 33767

**Vice Mayor Allbritton moved to appoint two individuals to the Municipal Code Enforcement Board: Pam Ryan-Anderson to fill the remainder of an unexpired term through November 1, 2026 and Raymond Plumb to serve a full term through October 31, 2027. The motion was duly seconded and carried unanimously.**

**6.23** Appoint an individual to the Marine Advisory Board with an unexpired term through March 31, 2025.

### **APPOINTMENT WORKSHEET**

BOARD: **Marine Advisory Board**  
 TERM: 4 years  
 APPOINTED BY: City Council  
 FINANCIAL DISCLOSURE: Not Required  
 RESIDENCY REQUIREMENT: City of Clearwater  
 SPECIAL QUALIFICATIONS: None  
 MEMBERS: 7 + 1 Ex Officio  
 MEETING DATES: 2nd Wed., 8 am (Quarterly)  
 PLACE: Main Library  
 APPTS. NEEDED: 1

**THE FOLLOWING ADVISORY BOARD MEMBER RESIGNED, WHICH NOW REQUIRES REPLACEMENT BY A NEW APPOINTEE:**

1. Wade Carlisle - 2734 Meadow Wood Dr, Clearwater 33761  
 Original Appointment: 03/22/2021  
 Resigned - 12/1/2023

**THE NAME(S) BELOW ARE BEING SUBMITTED FOR CONSIDERATION TO FILL THE ABOVE VACANCY:**

1. Don Petrella - 1240 S Missouri Avenue, Clearwater 33756 - Economist
2. Patricia Rodriguez - 406 Leeward Is, Clearwater 33767 - Business Owner
3. Marvin Siple - 1137 Sedeeva Street, Clearwater 33755 - Professional Merchant Mariner
4. Melissa Stamos - 1865 Gilbert Street, Clearwater 33765 - Real Estate Broker

Zip codes of current members on board:

1 at 33755  
 1 at 33756  
 1 at 33759  
 3 at 33767

**Councilmember Mannino moved to appoint Marvin Siple to the Marine Advisory Board with an unexpired term through March 31, 2025. The motion was duly seconded and carried unanimously.**

**6.24** Approve an agreement with Johnston and Stewart to provide lobbying services at the state level from October 1, 2024 through September 30, 2028 at a cost of \$5,000 per month and authorize the appropriate officials to execute same.

Lobbying services assist the City in pursuing funding and favorable legislation at



the state level. Request for Proposal 54-24 (RFP) was released to select a provider of these services.

Responses were received from Johnston & Stewart, Greenberg Traurig, Jones Walker Law Firm, and Shumaker Advisors.

The evaluation committee, consisting of the City Clerk, City Attorney, and the Assistant City Manager, reviewed written proposals on August 22, 2024 and scheduled presentations by the top three responses on September 5, 2024. Selection criteria were: Demonstrated Experience, Qualifications of Team, Reference Reports and Cost of Services.

The committee determined Johnston & Stewart to be the most responsive to criteria established in the RFP.

**APPROPRIATION CODE AND AMOUNT:**

Annual costs for this contract will be included in the City Attorney Services operating budget under appropriation code 0109600-530100, professional services. The City Attorney's Office is funded by General Fund revenues.

**Councilmember Teixeira moved to approve an agreement with Johnston and Stewart to provide lobbying services at the state level from October 1, 2024 through September 30, 2028 at a cost of \$5,000 per month and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

**6.25** Request for authority to pay judgment in the case of Maximus Giannikos v. City of Clearwater, Case No. 22-424-CI for \$200,000.00.

On May 28, 2019, Maximus Giannikos crossed the intersection of US 19 and Gulf-to-Bay Blvd. when he was struck by a car driven by a private citizen who was not affiliated with the City. Mr. Giannikos then initiated a lawsuit against the City on January 26, 2022.

The case proceeded to a jury trial that occurred between September 9, 2024 and September 13, 2024. The trial was bifurcated with the issue of liability tried first. The jury returned a liability verdict finding the plaintiff 55% at fault for his own harm. Had the accident happened today, the liability verdict would have resulted in a judgment in favor of the City. Since it did not, the case proceeded to a damages trial where the jury returned a verdict in excess of the statutory

cap.

Authority is being sought to pay the City's payment liability under the judgment in the amount of \$200,000.00, subject to the disposition of any post-judgment motions.

**APPROPRIATION CODE AND AMOUNT:**

This settlement will be paid from Central Insurance Liability Claims cost code 5907590-545900. The Central Insurance Fund is an internal service fund that accounts for city-wide insurance costs and claims.

**Vice Mayor Allbritton moved to request for authority to pay judgment in the case of Maximus Giannikos v. City of Clearwater, Case No. 22-424-CI for \$200,000.00. The motion was duly seconded and carried unanimously.**

*The Council recessed from 8:08 p.m. to 8:16 p.m.*

**7. Second Readings - Public Hearing**

- 7.1** Adopt Ordinance 9785-24 on second reading, annexing certain real property whose post office address is 2135 Pleasant Parkway, Clearwater, Florida 33764, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

**Ordinance 9785-24 was presented and read by title only.**

**Vice Mayor Allbritton moved to adopt Ordinance 9785-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

- 7.2** Adopt Ordinance 9786-24 on second reading, amending the future land use element of the Comprehensive Plan of the city to designate the land use for certain real property whose post office address is 2135 Pleasant Parkway, Clearwater, Florida 33764, upon annexation into the City of Clearwater, as Residential Low (RL).

**Ordinance 9786-24 was presented and read by title only.**

**Councilmember Mannino moved to adopt Ordinance 9786-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

- 7.3** Adopt Ordinance 9787-24 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 2135 Pleasant Parkway, Clearwater, Florida 33764, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).

**Ordinance 9787-24 was presented and read by title only.**

**Councilmember Cotton moved to adopt Ordinance 9787-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

- 7.4** Adopt Ordinance 9774-24 on second reading, amending the Clearwater Code of Ordinances Appendix A, Schedule of Fees, Rates and Charges, Article XXIV Public Works - Fees, Rates and Charges Section 3E and Section 32.244 Stormwater Management Utility Rates.

**Ordinance 9774-24 was presented and read by title only.**

**Councilmember Teixeira moved to adopt Ordinance 9774-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

- 7.5** Adopt Ordinance 9776-24 on second reading, annexing certain real property whose post office address is 1721 El Trinidad Drive East, Clearwater, Florida 33759, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

**Ordinance 9776-24 was presented and read by title only.**

**Vice Mayor Allbritton moved to adopt Ordinance 9776-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton,

## Councilmember Mannino and Councilmember Teixeira

- 7.6** Adopt Ordinance 9777-24 on second reading, amending the future land use element of the Comprehensive Plan of the city to designate the land use for certain real property whose post office address is 1721 El Trinidad Drive East, Clearwater, Florida 33759, upon annexation into the City of Clearwater, as Residential Low (RL).

**Ordinance 9777-24 was presented and read by title only.**

**Councilmember Mannino moved to adopt Ordinance 9777-2 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

- 7.7** Adopt Ordinance 9778-24 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 1721 El Trinidad Drive East, Clearwater, Florida 33759, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).

**Ordinance 9778-24 was presented and read by title only.**

**Councilmember Cotton moved to adopt Ordinance 9778-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

- 7.8** Adopt Ordinance 9779-24 on second reading, annexing certain real property whose post office address is 1827 Douglas Avenue, Clearwater, Florida 33755, together with certain right-of-way of Douglas Avenue, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

*One individual spoke in opposition.*

*In response to a question, Planning and Development Director Gina Clayton said the applicant intends to build six homes.*

**Ordinance 9779-24 was presented and read by title only.**

**Councilmember Teixeira moved to adopt Ordinance 9779-24 on**

**second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

- 7.9** Adopt Ordinance 9780-24 on second reading, amending the future land use element of the Comprehensive Plan of the city to designate the land use for certain real property whose post office address is 1827 Douglas Avenue, Clearwater, Florida 33755, upon annexation into the City of Clearwater, as Residential Urban (RU).

**Ordinance 9780-24 was presented and read by title only.**

**Vice Mayor Allbritton moved to adopt Ordinance 9780-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

- 7.10** Adopt Ordinance 9781-24 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 1827 Douglas Avenue, Clearwater, Florida 33755, upon annexation into the City of Clearwater, as Medium Density Residential (MDR).

*Two individuals spoke in opposition.*

*In response to a question, Planning and Development Director Gina Clayton said city code allows attached dwellings. The applicant intends to go back to the original lot size and construct six single family homes.*

**Ordinance 9781-24 was presented and read by title only.**

**Councilmember Mannino moved to adopt Ordinance 9781-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

- 7.11** Adopt Ordinance 9782-24 on second reading, annexing certain unaddressed real property located on the west side of Sylvan Drive approximately 270 feet south of Vista Way, Clearwater, FL 33755, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

*One individual spoke in opposition.*

**Ordinance 9782-24 was presented and read by title only.**

**Councilmember Cotton moved to adopt Ordinance 9782-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

**7.12** Adopt Ordinance 9783-24 on second reading, amending the future land use element of the Comprehensive Plan of the city to designate the land use for certain unaddressed real property located on the west side of Sylvan Drive approximately 270 feet south of Vista Way, Clearwater, FL 33755, upon annexation into the City of Clearwater, as Residential Urban (RU).

**Ordinance 9783-24 was presented and read by title only.**

**Councilmember Teixeira moved to adopt Ordinance 9783-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

**7.13** Adopt Ordinance 9784-24 on second reading, amending the Zoning Atlas of the city by zoning certain unaddressed real property located on the west side of Sylvan Drive approximately 270 feet south of Vista Way, Clearwater, FL 33755, upon annexation into the City of Clearwater, as Medium Density Residential (MDR).

**Ordinance 9784-24 was presented and read by title only.**

**Vice Mayor Allbritton moved to adopt 9784-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

**7.14** Adopt Ordinance 9795-24 on second reading and amend the City's fiscal year 2023/24 operating budget at third quarter.

**Ordinance 9795-24 was presented and read by title only.**

**Councilmember Mannino moved to adopt Ordinance 9795-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

**7.15** Adopt Ordinance 9796-24 on second reading and amend the City's fiscal year 2023/24 capital improvement budget at third quarter.

**Ordinance 9796-24 was presented and read by title only.**

**Councilmember Cotton moved to adopt Ordinance 9796-24 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

**Ayes:** 5 - Mayor Rector, Vice Mayor Allbritton, Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

## **8. City Manager Verbal Reports**

### **8.1 North Beach Update**

*Public Works Director Marcus Williamson said once the water overtops the seawall, it is the worst-case scenario for North Beach. There is not a lot the system can do until the recovery phase. He said the problem is then compounded by the storm debris and sand on the road and in the pipes. Four new pumps were installed after the storm because the ones being used were fully inundated. Staff is working on getting the pumps online and ready once the pipes have been cleared out.*

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

## **10. Other Council Action**

**10.1** Annual evaluation of the performance and salary of the City Manager.

Annual evaluation of the performance and salary of the City Manager pursuant to Council Rule 17.

### **STRATEGIC PRIORITY:**

Superior Public Service - Promote a Diverse and Talented Workforce Through Competitive Opportunity, Employee Wellness, and Rewarding Career Growth

**AND**

**10.2** Annual evaluation of the performance and salary of the City Attorney.

Annual evaluation of the performance and salary of the City Attorney pursuant to Council Rule 17.

**STRATEGIC PRIORITY:**

Superior Public Service - Promote a Diverse and Talented Workforce Through Competitive Opportunity, Employee Wellness, and Rewarding Career Growth

*Councilmembers provided their evaluations of the City Attorney and City Manager.*

*One individual expressed concerns with the city manager and the city attorney's performance and opposed increasing the salaries of the city manager or the city attorney.*

*One individual provided positive remarks for the city manager and city attorney's performance and supported increasing their salaries.*

*Discussion ensued with comments made that both positions were historically underpaid and both salaries were increased by 12% last year. Support was expressed to provide a 7.5% increase to both employees. A concern was expressed that the proposed increase would send a poor message to the employees.*

**Councilmember Mannino moved to provide the City Manager and the City Attorney with a 7.5% salary increase. The motion was duly seconded and carried with the following vote:**

**Ayes:** 3 - Councilmember Cotton, Councilmember Mannino and Councilmember Teixeira

**Nays:** 2 - Mayor Rector and Vice Mayor Allbritton

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

*Vice Mayor Allbritton said he is proud how the community has responded during the aftermath of the storm and thanked staff for all of their efforts. Clearwater will be back brighter than ever.*

*Councilmember Mannino said our thoughts and prayers are with the citizens, business owners and staff who have suffered or experienced loss due to the*



*storm.*

*Councilmember Teixeira encouraged all to visit [MyClearwater.com](http://MyClearwater.com) for volunteer opportunities.*

*Councilmember Cotton thanked staff and fellow Councilmembers for their leadership and efforts before and after the storm.*

## **12. Closing Comments by Mayor**

*Mayor Rector said now is the time for the community to come together. He is amazed by the amount of people willing to help their neighbors and local businesses in storm recovery efforts. It has been a rough week, but our brightest days are still ahead.*

## **13. Adjourn**

*The meeting adjourned 10:06 p.m.*