

# City of Clearwater

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



## Meeting Minutes

**Thursday, June 20, 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, Michael Delk – Assistant 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.*

Unapproved

**1. Call to Order – Mayor Rector**

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

**2. Invocation****3. Pledge of Allegiance****4. Special recognitions and Presentations (Proclamations, service awards, or other special recognitions. Presentations by governmental agencies or groups providing formal updates to Council will be limited to ten minutes.)****4.1 June Service Awards**

*Withdrawn.*

**5. Approval of Minutes**

- 5.1** Approve the minutes of the June 6, 2024 city council meeting as submitted in written summation by the City Clerk.

**Councilmember Cotton moved to approve the minutes of the June 6, 2024 city council meeting as submitted in written summation by the City Clerk. The motion was duly seconded and carried unanimously.**

**6. Consent Agenda – Approved as submitted, less items 6.2, 6.3, 6.6, and 6.7**

- 6.1** Approve a Temporary Use Agreement (TPU) BOT No. 502369673 between the City of Clearwater and the Board of Trustees of the Internal Improvement Trust Fund of the

State of Florida, to provide temporary exclusive use of 302 Seminole Street and authorize the appropriate officials to execute same. (consent)

- 6.2** Authorize the purchase of vehicles (heavy and light duty) and equipment in the not-to-exceed amount of \$17,575,900.00, pursuant to Clearwater Code of Ordinances Sections 2.563(1)(c), Piggyback, 2.563(1)(d), Non-competitive purchases, and 2.561(5), Small Purchases; declare the vehicles and equipment being replaced as surplus and authorize for disposal at auction or trade-in, whichever is in the best interest of the City, pursuant to Clearwater Code of Ordinances Sections 2.623(6), (7) (c), (7)(e), and (8); authorize lease purchase under the City's Master Lease Purchase Agreement or internal financing via an interfund loan from the Capital Improvement Fund, whichever is deemed to be in the City's best interest, and authorize the appropriate officials to execute same. (consent)

**See Below.**

- 6.3** Authorize purchase order(s) to multiple vendors as listed for the maintenance and repair of city vehicles and equipment in the annual amount of \$250,000.00 for a period of one (1) year with two, one-year renewal options pursuant to Invitation to Bid (ITB) 30-24 and authorize the appropriate officials to execute same. (consent)

**See Below.**

- 6.4** Award a Purchase Order to Kamminga and Roodvoets, Inc., of Grand Rapids, MI, for Potable Water Piping Improvements Phase 2, 4, and 5 Project in the amount of \$10,052,886.50 pursuant to Invitation to Bid (ITB) No.23-0011-UT and authorize the appropriate officials to execute same. (consent)

- 6.5** Authorize purchase orders to CEC Motor and Utility Services of Palmetto, FL, Southeast Pump Specialist, Inc. of Augusta, GA and Tampa Armature Works dba Integrated Power Services of Riverview, FL for electric motor and pump repair services, in a cumulative annual not-to-exceed amount of \$900,000.00 for the initial term of June 18, 2024 through June 17, 2025, with the option for three, one-year renewals pursuant to ITB 14-24 and authorize the appropriate officials to execute same. (consent)

- 6.6** Authorize a purchase order to Florida ULS Operating LLC, dba United Land Services of Jacksonville, Florida, for landscape maintenance services at designated Public Utilities facilities in the annual not-to exceed amount of \$175,000.00 for the period of June 21, 2024 through June 20, 2025, with two one-year renewal options at the City's discretion pursuant to ITB 24-24 and authorize the appropriate officials to execute same. (consent)

**See Below.**

- 6.7** Award purchase orders to Performance Wrapz, LLC dba Wraps Direct and Sign-Age

of Tampa Bay, Inc. for city-wide purchase and installation of aluminum signage in the cumulative annual amount of \$275,000.00 for initial term of July 1, 2024 through June 30, 2025, with two, one year renewal options pursuant to Invitation to Bid 31-24 and authorize the appropriate officials to execute same. (consent)

**See Below.**

**6.8** Approve an increase to purchase order with CAA ICON for consulting services in connection with negotiations with the Philadelphia Phillies for a new use agreement of BayCare Ballpark and the Carpenter Complex in the amount of \$140,000.00 bringing the total to \$371,000.00 and authorize the appropriate officials to execute same. (consent)

**6.9** Authorize Guaranteed Maximum Price proposal to Keystone Excavators, Inc. of Oldsmar, FL, for renovations and improvements of McKay Park located at 610 Mandalay Avenue in the amount of \$1,337,048.04 pursuant to Request for Qualifications (RFQ) 40-20, Construction Manager at Risk Services Continuing Contracts; a third quarter budget amendment transfer of \$301,015.00 from M2206 Parks and Recreation R&R, \$99,039.59 from C2210 Sailing Center Dock Repairs, \$47,405.50 from C2213 Shade structures, and \$53,469.97 from 315-93667, to C2304 McKay Park Improvements and authorize the appropriate officials to execute same. (consent)

**Councilmember Teixeira moved to approve the Consent Agenda, less Items 6.2, 6.3, 6.6, and 6.7, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

**6.2** Authorize the purchase of vehicles (heavy and light duty) and equipment in the not-to-exceed amount of \$17,575,900.00, pursuant to Clearwater Code of Ordinances Sections 2.563(1)(c), Piggyback, 2.563(1)(d), Non-competitive purchases, and 2.561(5), Small Purchases; declare the vehicles and equipment being replaced as surplus and authorize for disposal at auction or trade-in, whichever is in the best interest of the City, pursuant to Clearwater Code of Ordinances Sections 2.623(6), (7)(c), (7)(e), and (8); authorize lease purchase under the City's Master Lease Purchase Agreement or internal financing via an interfund loan from the Capital Improvement Fund, whichever is deemed to be in the City's best interest, and authorize the appropriate officials to execute same. (consent)

The Fleet Division is requesting a consolidated expenditure authorization in the not-to-exceed amount of \$17,575,900.00 for the acquisition of vehicles and equipment per attached spreadsheet. New purchases are to replace designated units due for replacement in FY25, which have reached the end of their useful and economic life. Factors used to determine the end of useful and economic life include, but are not limited to age, life to date, mileage/hours of

operations, historical maintenance cost as compared to like vehicles, operating cost per mile/hour, anticipated and ongoing repairs, and physical condition. Due to delays in manufacturing, the Fleet Department is requesting to begin the procurement process for the vehicles and equipment on the FY25 vehicle purchase/replacement list ahead of the FY25 budget that starts October 1, 2024. In addition to prolonged delays in receiving vehicles and/or equipment, the order banks for the vehicles are fluid and open and close without notice. Ordering now will enable Fleet to get orders submitted in advance of other municipalities who may be ordering later. Finally, the authorization to purchase helps insulate the City against price increases (will purchase on current quotes) as there have been substantial increases year after year. Authorization is requested to piggyback off the following contracts, pursuant to Clearwater Code 2.563(1)(c):

- Florida Sheriffs Association (FSA), a purchasing cooperative in the State of Florida
  - Contract #FSA23-VEL31.0, Pursuit, Administrative and Other Vehicles - valid through September 30, 2024.
  - Contract #FSA23-VEH21.0, Heavy Trucks - valid through September 30, 2024.
  - Contract #FSA23-EQU21.0, Heavy Equipment - valid through September 30, 2024.
    - There are anticipated renewals on all contracts.
- Omnia Partners (Omnia), the largest cooperative purchasing organization for public sector procurement.
  - Contract #EV2671-01 Utility, Transportation, and Golf Vehicles valid through December 31, 2026.
- Sourcewell (formerly NJPA), a purchasing cooperative operating under legislative authority in the State of Minnesota.
  - Contract #060920-NAF, Class 4-8 Chassis with Related Equipment - valid through August 1, 2024.
  - Contract #091521-NAF, Cars, Trucks, Vans, SUVs, Cab Chassis & Other Vehicles - valid through November 8, 2025
- State of Florida, Department of Management Services, cooperatively bids requirements of agencies throughout Florida.
  - Contract #25100000-23-STC, Motor Vehicles valid through May 16, 2025.
  - Contract # 25101600-21-STC, Medium and Heavy Trucks - valid through September 30, 2026.
  - Contract # 25101900-21-STC, Agriculture and Lawn Equipment - valid through December 31, 2026.

Authorization to add additional piggyback contracts is requested as needed to ensure the City is receiving the most competitive pricing for vehicles and equipment which will be monitored by the Procurement Division.

Authorization to procure optional features not included on the piggyback

contract, as impractical, due to delay in receipt of vehicle and/or equipment, possible void of warranty for after-market items, manufacturer delay in receiving parts, etc., pursuant to Clearwater Code of Ordinances Section 2.563(1)(d). Typically, when procuring optional features through the dealership, these features are priced below Manufacturer Suggested Retail Price (MSRP). This will be monitored for compliance by the Procurement

Division.

While most of the vehicles and equipment are procured through piggyback contracts, for those that do not fall under this category, authorization is requested to procure these vehicles and equipment through competitive quotes pursuant to Section 2.561(5) Small Purchases, purchases under \$50,000.00. This will be monitored for compliance by the Procurement Division.

Once the new vehicle is road ready (graphics, accessories or upfitting, etc.) and equipment has been upfitted, appropriate vehicles and equipment designated for surplus authorization will be transferred to Tampa Machinery Auction. Tampa Machinery Auction was competitively solicited by Pinellas County under Contract No. 190-0534-R(JJ) valid through November 17, 2027.

For vehicles with long lead times and limited availability, staff is requesting to amend the fiscal year 2023/24 capital project budget increasing amounts that would have been included in fiscal year 2024/25 for motorized equipment replacement (lease/purchase financing).

For the remaining vehicles and equipment, purchase orders will not be issued until after the fiscal year 2024/25 budget is approved and next year funding is available.

#### **APPROPRIATION CODE AND AMOUNT:**

A third quarter budget amendment will provide the following increases to capital projects:

- An increase of \$10,419,500 in lease/purchase funding to L1910, Motorized Equipment Replacement - L/P
- An increase of \$1,100,000 in lease/purchase funding to L2301, Motorized Equipment Purchases - L/P

<b>FUND IMPACTED</b>	
010 General Fund	2,352,500 L/P
421 Public Utilities	1,372,000 L/P
423 Gas	359,000 L/P
424 Solid Waste	7,339,000 L/P
426 Recycling	716,000 L/P
432 Marina	200,000 L/P
555 Cust Svc/IT	68,000 L/P
565 Gen Service	513,000 L/P
<b>Total</b>	<b>12,919,500</b>

Penny Funds (94238)	336,000 Cash/CIP
Garage Fund (94233)	162,900 Cash/CIP

General Fund-Parks Operating	85,500 Cash/Operating
W&S Fund-Public Utilities Operating	31,000 Cash/Operating
Stormwater Fund- Strm CIP (C1908)	2,243,000 Cash/CIP
Public Works (L2301)	471,000 L/P
Public Utilities (L2301)	200,000 L/P

Parks (L2301)	369,000 L/P
<u>Solid Waste Fund (L2301)</u>	<u>758,000 L/P</u>
	4,656,400
Grand Total	17,575,900
Total 24-25 VRL Budget	17,575,900
Total 23-24 VRL Budget	10,095,700
Budget Change 24/25 vs 23/24	7,480,220
Budget Increase/Decrease	74%

**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.

*One individual spoke in opposition.*

*One individual suggested that an excel sheet be provided as part of the agenda item to make it easier for the public to understand.*

*It was stated that the agenda item includes a document that lists the items being purchased, which is available online.*

**Vice Mayor Allbritton moved to authorize the purchase of vehicles (heavy and light duty) and equipment in the not-to-exceed amount of \$17,575,900.00, pursuant to Clearwater Code of Ordinances Sections 2.563(1)(c), Piggyback, 2.563(1)(d), Non-competitive purchases, and 2.561(5), Small Purchases; declare the vehicles and equipment being replaced as surplus and authorize for disposal at auction or trade-in, whichever is in the best interest of the City, pursuant to Clearwater Code of Ordinances Sections 2.623(6), (7) (c), (7)(e), and (8); authorize lease purchase under the City's Master Lease Purchase Agreement or internal financing via an interfund loan from the Capital Improvement Fund, whichever is deemed to be in the City's best interest, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

- 6.3** Authorize purchase order(s) to multiple vendors as listed for the maintenance and repair of city vehicles and equipment in the annual amount of \$250,000.00 for a period of one (1) year with two, one-year renewal options pursuant to Invitation to Bid (ITB) 30-24 and authorize the appropriate officials to execute same. (consent)

Invitation to Bid (ITB) No. 30-24 Vehicle/Equipment Repair and Maintenance Services, was issued on March 15, 2024, and the City received multiple

responses on April 18, 2024. The pricing structure was based on hourly rates and parts and materials mark-up for repair and maintenance service on City vehicles and equipment to include automobiles, sedans, SUV's, light trucks, medium trucks, heavy duty trucks, off road vehicles and trailers.

To ensure continuity of services, request to make multiple awards is requested as follows:

**Automobiles, Sedans, Light  
Duty Trucks/SUV's**

Category 1: Automobiles /  
Sedans

- Blackwater Diesel LLC (Primary)
- Walker Ford (Secondary)

Category 2: Light Duty Truck/SUV Class 1-3 (0-14,000 lbs)

- Blackwater Diesel LLC (Primary)
- Walker Ford (Secondary)

**Medium and Heavy Duty Trucks, Construction / Off Road  
Equipment and Trailers**

Category 1: Medium/Heavy Duty Trucks Class 4-8  
(14,0001-33,001 lbs)

- Blackwater Diesel LLC (Primary)
- Tampa Spring Company (Secondary)
- Dynamic Diesel Works (Tertiary)

Category 2: Construction / Off Road

- Blackwater Diesel LLC (Primary)
- Tampa Spring Company (Secondary)
- Dynamic Diesel Works (Tertiary)

Category 3: Walking Floor and Standard Trailer

- Blackwater Diesel LLC (Primary)
- Tampa Spring Company (Secondary)

Work performed under this purchase order will be for overflow work that the Fleet Division is unable to handle due to volume or time constraints.

**APPROPRIATION CODE AND AMOUNT:**

Budgeted funds are available in cost center 5666611-546500 (Garage Equip Repairs):

- FY24 \$780,000
- Future fiscal year budgets will include requests for funding

**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.

*Two individuals spoke in opposition.*

*In response to questions, General Services Director Peter Bardou said the agenda item provides the department authority to spend funds if staff is unable to repair the equipment. It is within the City's and the vendor's discretion to renew the annual contract.*

**Councilmember Mannino moved to authorize purchase order(s) to multiple vendors as listed for the maintenance and repair of city vehicles and equipment in the annual amount of \$250,000.00 for a period of one year with two, one-year renewal options pursuant to Invitation to Bid (ITB) 30-24 and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

- 6.6** Authorize a purchase order to Florida ULS Operating LLC, dba United Land Services of Jacksonville, Florida, for landscape maintenance services at designated Public Utilities facilities in the annual not-to exceed amount of \$175,000.00 for the period of June 21, 2024 through June 20, 2025, with two one-year renewal options at the City's discretion pursuant to ITB 24-24 and authorize the appropriate officials to execute same. (consent)

Purchasing issued Invitation to Bid (ITB) #24-24, Landscape Services Public Utilities on March 15, 2024, and six submissions were received on April 16, 2024. Florida ULS Operating LLC, dba United Land Services of Jacksonville, Florida is the lowest responsive, responsible bidder.

Public Utilities requires routine landscaping services at 13 sites totaling more than 115 acres. Public Utilities and Procurement re-bid its landscaping services as a separate solicitation due to a termination of contract with the vendor selected to service Public Utilities as a part of the Citywide Landscaping Services contract which was established by Invitation to bid 35-22.

The initial contract period will be from June 21, 2024 through June 20, 2025, with the option for two one-year term renewal terms available to the City. The low bidder, Florida ULS's total for annual services was calculated to be \$156,597.20. Staff is requesting an additional \$18,402.80 be added which brings the total annual contract value to \$175,000. The additional funds are desired if, and when additional work is required to restore existing areas at our sites per the scope of the solicitation. Renewal Terms allow for cost increases based on the US Department of Labor Consumer Price Index (CPI-U) for All Urban Consumers, All Items, Tampa-St. Petersburg-Clearwater, FL; renewal prices shall be firm for the respective annual term.

**APPROPRIATION CODE AND AMOUNT:**

Budgeted funds for FY24 are available in various Public Utilities cost centers, cost code 530300 Other Contractual Services:

Funding for future fiscal years (FY25 through FY27) will be requested within the contract calendar and spending limits.

**STRATEGIC PRIORITY:**

In furtherance of the Council's Strategic Plan to achieve High Performing Government by maintaining public infrastructure through systematic management efforts, approval for an agreement is requested.

*Two individuals spoke in opposition.*

*One individual requested a list of the site locations and the type of mowing being conducted.*

**Councilmember Cotton moved to authorize a purchase order to Florida ULS Operating LLC, dba United Land Services of Jacksonville, Florida, for landscape maintenance services at designated Public Utilities facilities in the annual not-to exceed amount of \$175,000.00 for the period of June 21, 2024 through June 20, 2025, with two one-year renewal options at the City's discretion pursuant to ITB 24-24 and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.**

- 6.7** Award purchase orders to Performance Wrapz, LLC dba Wraps Direct and Sign-Age of Tampa Bay, Inc. for city-wide purchase and installation of aluminum signage in the cumulative annual amount of \$275,000.00 for initial term of July 1, 2024 through June 30, 2025, with two, one year renewal options pursuant to Invitation to Bid 31-24 and authorize the appropriate officials to execute same. (consent)

Invitation to Bid #31-24 Purchase and Installation of Aluminum Signage was released on March 29, 2024, and the city received four responsive responses on April 30, 2024. The Parks & Recreation Department and the City's Procurement Division evaluated each of the four submissions and determined that the two noted companies meet the requirements of the city.

The recommended award is as follows:

**Performance Wrapz, LLC d/b/a Wraps Direct: Primary for:**

Segment 1: Parks & Recreation Signage No Installation/Installation 1.A - 1.U

Segment 2: Other City Signage w/Installation 2.A - 2.P

Segment 2: Other City Signage No Installation/Installation 2.AA - 2.PP

Segment 3: Miscellaneous w/Installation 3.A - 3.C

**Sign-Age of Tampa Bay, Inc: Primary for:**

Segment 2: Other City Signage No Installation 2.A - 2.P

Segment 2: Other City Signage No Installation/Installation 2.Q  
Segment 2: Other City Signage No Installation 2.QQ  
Segment 3: Miscellaneous No Installation 3.A - 3.C

These vendors represent the lowest most responsive and responsible bidders in accordance with this solicitation. To ensure a continuity of supply and flexibility in the ordering of product and/or services from the above listed vendors as a secondary source.

This contract will be used to provide parks informational signage, ID signs, and rule signs, and other city-wide facilities and projects among other departments as needed.

The Parks & Recreation Department estimates the annual expense of this contract at \$200,000.00 from Parks & Recreation funding, and \$75,000.00 from other city departments with two one-year renewal options. The Parks & Recreation Department will ensure that all requirements, including any applicable provision of insurance, will be met.

**APPROPRIATION CODE AND AMOUNT:**

Funding for Parks and Recreation sign purchases will come from the Operating Supplies Fund #0101867-550400. Funding for other City Departments will come from various appropriated funds.

**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.
- 2.3: Promote Clearwater as a premier destination for entertainment, cultural experiences, tourism, and national sporting events.
- 3.3: Promote marketing and outreach strategies that encourage stakeholder engagement, enhance community education, and build public trust.
- 4.2: Adopt renewable resource usage and waste reduction practices to ensure a vibrant City for current and future generations.

*One individual spoke in support.*

**Councilmember Teixeira moved to award purchase orders to Performance Wrapz, LLC dba Wraps Direct and Sign-Age of Tampa Bay, Inc. for city-wide purchase and installation of aluminum signage in the cumulative annual amount of \$275,000.00 for initial term of July 1, 2024 through June 30, 2025, with two, one year renewal options pursuant to Invitation to Bid 31-24 and authorize the appropriate officials to execute same. The motion was duly**

**seconded and carried unanimously.**

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

## **7. Administrative Public Hearings**

- 7.1** Amend the City's fiscal year 2023/24 operating and capital improvement budgets at mid-year and pass Ordinances 9771-24 and 9772-24 on first reading.

The fiscal year 2023/24 operating and capital improvement budgets were adopted in October 2023 by ordinances 9714-23 and 9715-23. Section 2.521 of the City's Code of Ordinances requires the City Manager to prepare a quarterly report detailing income, expenditure estimates, collections, the explanation of significant variances, as well as the financial status of all capital improvement projects.

#### **STRATEGIC PRIORITY:**

The budgeting process aligns resource allocation to the advancement of our community in all five strategic priorities: high performing government, economic and housing opportunity, community well-being, environmental stewardship, and superior public service.

**Ordinances 9771-24 and 9772-24 were presented and read by title only.**

**Vice Mayor Allbritton moved to amend the City's fiscal year 2023/24 operating and capital improvement budgets at mid-year and pass Ordinances 9771-24 and 9772-24 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

- 7.2** Approve the reallocation of ARPA-related funding including \$625,000 previously allocated to Main Library renovations; the reallocation of \$3,000,000 previously allocated to the North Greenwood CRA; the reallocation of \$40,000 of Cultural Affairs Nonprofit Grant Program funds previously allocated to the Community Service Foundation; and approve the reallocation of \$3,000,000 of General Fund funding from project ENGF220001, New City Hall, to the North Greenwood CRA.

In August 2022 Council approved the allocation of \$22,483,893 in

ARPA-related General Fund budget to various programs and projects. This “ARPA-related” General Fund budget was available due to the use of the full ARPA allocation received to fund allowable fiscal 2022 Police Department salaries and wages under the revenue recovery ARPA program category. The General Fund fiscal 2022 budget savings resulting from the ARPA allocation to Police payroll was then allocated/expended by Council to various special programs and capital projects that could now be accomplished due to the revenue recovery. These are referred to as “ARPA-related” programs and projects.

ARPA projects and programs must be committed/encumbered by December 31, 2024, and fully expended by December 31, 2026. These same deadlines are applied to our “ARPA-related” programs and projects.

A total of \$625 thousand was allocated to Main Library renovations. Staff has determined that it is not possible to have this allocation encumbered or committed by the 12/31/2024 deadline, and is recommending that Council reallocate the funds as follows:

- An additional \$225,338.14 to the ARPA-related project for solar at City facilities. This increases the allocation to this project to \$2,225,338.14.
- An allocation of \$50,000 to the new ARPA-related “HB 1365/Pinellas County” program to assist with a Pinellas County initiative to address recent State legislative requirements related to unauthorized public camping and public sleeping.
- An additional allocation of \$349,661.86 to the ARPA-related project for State Street Park improvements. This increases the allocation to this project to \$1,049,661.86.

A total of \$3 million was allocated to the North Greenwood CRA. Staff has determined it is not possible to have this allocation encumbered or committed by the 12/31/2024 deadline and is requesting approval to reallocate it to the New City Hall capital project. In conjunction with this Staff is requesting approval to reallocate \$3 million of General Fund funding from the New City Hall capital project to the North Greenwood CRA to replace the ARPA-related funding.

Finally, \$40 thousand of the \$1 million in Cultural Affairs Nonprofit Grants was allocated to the Community Service Foundation for renovation of the Plumb House per Council action on December 7, 2023. Staff is requesting reallocation of this \$40 thousand to the Clearwater Historical Society for the Plumb House renovations.

Staff is available to address any questions regarding the requested allocations.

#### **APPROPRIATION CODE AND AMOUNT:**

If approved, the following budget amendments will be included at third quarter:

- A budget decrease/transfer of \$625,000 of “ARPA-related” funding from capital project 315-C2211, Main Library Renovation, transferring \$225,338.14 to capital project 315-G2214, ARPA Solar Panels; \$50,000

to new special program 181-G2413, HB 1365/Pinellas County; and \$349,661.86 to capital project 315-G2218, ARPA State Street Park Improvements.

- A budget decrease/transfer of \$3,000,000 of “ARPA-related” funding from special program G2210, ARPA North Greenwood CRA, to capital project ENGF220001, New City Hall.
- A budget transfer of \$3,000,000 of General Fund Revenue to the newly created North Greenwood CRA special revenue fund (189).

*One individual questioned the functionality of the elevator in the Main Library.*

**Councilmember Mannino moved to approve the reallocation of ARPA-related funding including \$625,000 previously allocated to Main Library renovations; the reallocation of \$3,000,000 previously allocated to the North Greenwood CRA; the reallocation of \$40,000 of Cultural Affairs Nonprofit Grant Program funds previously allocated to the Community Service Foundation; and approve the reallocation of \$3,000,000 of General Fund funding from project ENGF220001, New City Hall, to the North Greenwood CRA. The motion was duly seconded and carried unanimously.**

**7.3 Approve a Future Land Use Map Amendment from the Institutional (I) category to the Commercial General (CG) category for 407 South Saturn Avenue and pass Ordinance 9765-24 on first reading. (LUP2024-02001)**

This Future Land Use Map Amendment involves three parcels of land totaling 2.284-acres located on the northeast corner of Gulf to Bay Boulevard and South Saturn Avenue. The applicant, St. Paul's Lutheran Church, Inc., is requesting to amend the future land use category of the property from Institutional (I) to Commercial General (CG). The applicant has indicated that the property will be used for a future commercial use, but no site plans have been submitted at this time. A Zoning Atlas Amendment application (REZ2024-02001) is being processed concurrently with this case.

The subject property is currently occupied with a place of worship (church) and associated parking. The church has occupied this property since at least 1957, when the earliest structure, located on the northwest corner of the larger parcel fronting Gulf to Bay Boulevard, was constructed. The church expanded in 1958 with the construction of the two-story structure east of the original building, and then with the construction of the third structure currently fronting Gulf to Bay Boulevard in 1970. These three buildings contain just over 25,000 square feet of building area.

The existing Institutional (I) category has a maximum density of 12.5 dwelling units per acre and a maximum floor area ratio (FAR) of 0.65. The proposed Commercial General (CG) category has a maximum density of 24 units per

acre, a maximum overnight accommodation (hotel) density of 40 units per acre, and a maximum floor area ratio (FAR) of 0.55. The proposed amendment would allow the property to have a consistent future land use category of Commercial General (CG) with the remaining block and surrounding area and allow for the development of the property with a commercial use, consistent with uses in the area.

The Planning and Development Department has determined that the proposed future land use amendment is consistent with the provisions of the Clearwater Community Development Code as specified below:

- The proposed amendment is consistent with the Comprehensive Plan and the Countywide Plan Rules.
- The proposed amendment is compatible with the surrounding properties and character of the neighborhood.
- Sufficient public facilities are available to serve the property.
- The proposed amendment will not have an adverse impact on the natural environment.
- The proposed amendment will not have an adverse impact on the use of property in the immediate area.

The proposed City of Clearwater future land use category of Commercial General (CG) will necessitate an amendment of the *Countywide Plan Map* from the Public/Semi-Public (P/SP) category to the Retail & Sales (R&S) category. Additionally, the proposed City of Clearwater future land use category of Commercial General (CG) will also necessitate an amendment to the Land Use Strategy Map, which is part of the *Countywide Rules*, to amend a portion of the property from the Scenic/Noncommercial Corridor, Residential Category to the Scenic/Noncommercial Corridor, Mixed Use Category.

In accordance with the Countywide Plan Rules, the land use plan amendment is subject to the approval of Forward Pinellas, in its role as the Pinellas Planning Council, and the Board of County Commissioners acting as the Countywide Planning Authority. The application is a small-scale amendment so review and approval by the Florida Department of Commerce (DOC), formerly known as the Florida DEO, is not required.

The Community Development Board, in its capacity as the Local Planning Agency (LPA), reviewed the proposed amendment at its meeting on May 21, 2024, and unanimously recommended approval.

**STRATEGIC PRIORITY:**

This proposed amendment supports the Community Well-Being goal of the city's Strategic Plan by providing for targeted revitalization through responsible development standards.

*Applicant Representative Ryan Manasse reviewed the request.*

*The Mayor requested consideration to take Item 8.1 out of order and hear it before Item 7.4*

*The City Clerk said Item 8.1 is the companion item for Item 7.3.*

*There was consensus to take Item 8.1 out of order.*

**Ordinance 9765-24 was presented and read by title only.**

**Councilmember Cotton moved to approve a Future Land Use Map Amendment from the Institutional (I) category to the Commercial General (CG) category for 407 South Saturn Avenue and pass Ordinance 9765-24 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

- 7.4** Approve an increase and proposal from Kokolakis Contracting, Inc., of Tarpon Springs, FL., for the construction of the Clearwater Beach Marina (21-0008-MA) in the amount of \$43,469,475.00 bringing the total to \$43,568,739.00 pursuant to Request for Qualifications (RFQ) 19-22; approve a not to exceed loan of \$18,000,000.00 from the Capital Improvement Fund to the Marine Fund and authorize the appropriate officials to execute same.

The City of Clearwater has operated a marina at Clearwater Beach since the 1940's. Historical aeriels confirm the Beach Marina was built prior to 1951 and was expanded by 1965 to essentially what exists today. 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 never initiated. The existing marina infrastructure has reached the end of its serviceable life and needs to be replaced.

In October of 2021, due to the advanced age of all overwater structures and utilities, City Council authorized Moffatt & Nichol, of Tampa, FL., to begin the design and permitting process to replace these components and incorporate a vision that integrated Beach Walk with the Beach Marina, creating "Marina Walk."

Moffatt & Nichol gave a presentation to the City Council Work Session on October 3, 2022. The engineer's estimate of probable construction cost at the time of presentation was approximately \$28 million dollars. At that time, City Council recommended the design be completed with an emphasis on quality of form and function including, but not limited to, a new seawall and a combination of fixed and floating docks.

Council also gave direction at the council meeting on October 6, 2022, for the addition of a Supplemental Work Order for Moffatt & Nichole to research parking needs and for staff to consider a preliminary design option for a



parking garage to ensure coordination with the final marina design. The supplemental Work Order was completed, and a pro-forma and design costs have been established. Staff are working on the parking garage at the Beach Marina as a separate project but seeking to incorporate construction into the phased construction of the Beach Marina and will present that option to Council at a later date. The parking garage will provide the necessary parking and upland support needed for the commercial operations at the Beach Marina.

On January 12, 2023, Council authorized the contract and pre-construction phase proposal with Kokolakis to renovate the Beach Marina in the amount of \$99,264.00 pursuant to Request for Qualifications (RFQ) 19-22.

On November 13, 2023, Moffat & Nichol gave the final design presentation to Council's work session. The reconstruction of the Beach Marina will include a wide variety of resiliency features including the raising of the seawall, updating all utilities, dredging, floating dock structures, and the future ability to add boat charging stations for electric boats. The engineer's opinion of probable construction cost for the final design was raised to \$35.1 million dollars.

The Clearwater Beach Marina will maintain our current slip count of 165 slips (83 recreational slips, 59 commercial slips, and 23 transient slips). The fuel dock will be able to accommodate all tenants as well as visitors and residents of Clearwater. Two (2) ferry slips are included, and they will be able to accommodate the new ferry vessels that will be operational in early 2025. The Marina Walk will include 24 kiosks available for the commercial fleet to lease and conduct sales from.

Construction of the Beach Marina is expected to begin in October 2024 and is scheduled to be completed the spring of 2026. The construction GMP is \$43,469,475.00, and the total project budget is estimated to be \$46.5 million. This project is currently underfunded with a total of \$28,492,258.00 currently available. The increase in budget is the result of labor (10-15% increase in last 18 months) and material cost escalations exceeding that accounted for during the construction cost estimate exercises. For example, the cost of concrete used for the floating docks and marina walk has risen sharply by 40% since 2020 as reflected by the producer price index for cement and concrete. Similarly, the cost of electrical equipment and conductors has risen drastically. The cost of aluminum and copper has increased by 25% and 26% in the last 4 months. Other increases are the results of upgrading existing site grade conditions for stormwater runoff, cost of phasing the project to allow continuity of commercial operations (\$1,000,000), and specialty marine products (cleats, pedestals, etc.) increased by 20-30% in the last 18 months.

Currently there is an outstanding grant application in process with the Tourist Development Council (TDC) to help supplement the funding needed for this project. The remaining funding needed will be provided by a 10-20-year 0% interest not to exceed loan of \$18 million from the Capital Improvement Fund, to be reduced by the award of grant funding (payment structure TBD based upon amount of grant award). A 1-year deferral of payment (from project completion) will allow time to implement new rates for slip rentals and to reestablish revenue levels/profitability.

**APPROPRIATION CODE AND AMOUNT:**

A third quarter budget amendment will provide an increase of \$18,000,000.00 in capital project C1905, Beach Marina Upgrade, which will provide the remaining funding needed to establish the total project budget. Once amended, sufficient funding/budget will be available in capital improvement project C1905, Beach Marina Upgrade to fund this GMP proposal.

**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.

*Public Works director Marcus Williamson said market prices are beginning to swing much faster post COVID. The estimates provided by the architects and engineers are no longer current because they are*

*based on historical data. He said the CMAR or general contractor are the ones who obtain an estimate directly from the vendor for current pricing. Staff is in taking steps to scope the budget more thoroughly and updating the estimates annually.*

*One individual spoke in support.*

*One individual questioned if floating docks were being considered as part of the project.*

*One individual expressed concern with the lack of storage and supported additional parking.*

*One individual spoke in opposition.*

**Vice Mayor Allbritton moved to approve an increase and proposal from Kokolakis Contracting, Inc., of Tarpon Springs, FL., for the construction of the Clearwater Beach Marina (21-0008-MA) in the amount of \$43,469,475.00 bringing the total to \$43,568,739.00 pursuant to Request for Qualifications (RFQ) 19-22; approve a not to exceed loan of \$18,000,000.00 from the Capital Improvement Fund to the Marine Fund and authorize the appropriate officials to**

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

- 7.5** Approve to vacate city right-of-way (ROW) and alley as requested by the adjoining parcel landowner First Baptist Church of Clearwater, Inc., as shown on Exhibit A, a part of Kentucky Avenue, a 60' foot platted right of way, Michigan Avenue a 60' foot platted right of way, and the Platted 16-foot alley in Block 4, all being contiguous with Block 4 of Bayview City Subdivision as recorded in Official Records Book 9, Page 43, Public Records of Pinellas county, Florida, and pass Ordinance 9753-24 on first reading.

The landowner has requested the City to vacate its platted ROW and alley interest in Kentucky Ave, a non-named 16-foot alley, and Meadow Lark Lane/Michigan Blvd for their proposed parcel assemblage into sporting fields.

The requesting landowner by virtue of owning both sides of said ROW's and Alley shall assume the full vacated width.

During the initial city site plan review, a vehicle turn-around was requested. The proposed plan did not support this use, with all lands used as fields, public seating, and supporting maintenance structures.

In response to avoid this request, the landowner extended their ROW vacation area to include and develop all owned parcels. Extending said use ended the need for a turn-around since no vehicles will be permitted within the field area except for sports use. The existing roadway section of Meadow Lark Ln. being vacated, will not remain as a road.

To approve this elimination, the landowner agreed to barricade with signage and close off all vehicular traffic at dead end of Meadow Lark Ln., where vacated portion transitions to city ROW.

The existing homes at the new road terminus do not need a turn-around as their existing driveway and street access are sufficient.

The City has multiple utilities within this vacated area with the landowner by Ordinance to execute all necessary easements.

City staff have approved this request.

*One individual spoke in support.*

**Ordinance 9753-24 was presented and read by title only.**

**Councilmember Mannino moved to approve to vacate city right-of-way (ROW) and alley as requested by the adjoining parcel landowner First Baptist Church of Clearwater, Inc., as shown on**

**Exhibit A, a part of Kentucky Avenue, a 60' foot platted right of way, Michigan Avenue a 60' foot platted right of way, and the Platted 16-foot alley in Block 4, all being contiguous with Block 4 of Bayview City Subdivision as recorded in Official Records Book 9, Page 43, Public Records of Pinellas county, Florida, and pass Ordinance 9753-24 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

- 7.6** Approve to vacate a 5-foot portion of a 10-foot drainage utility easement by request of landowner Eisen Joven located at 1317 Melonwood Ave, Clearwater as shown on Exhibit A, as further defined the Westerly 5 feet of a rear Northern 10-foot drainage utility easement in Lot 10, Block 4, Woodvalley Unit No. 5, a subdivision according to a recorded Plat Book 68, Page 32, in the Public Records of Pinellas County, Florida, and pass Ordinance 9767-24 on first reading.

The current northern drainage utility easement is 10 feet in width.

The proposed 5 foot W portion of the 10-foot N easement is to accommodate a pool and deck installation.

There are no other utilities within this vacated area.

City staff have reviewed and approved this request.

**Ordinance 9767-24 was presented and read by title only.**

**Councilmember Cotton moved to approve to vacate a 5-foot portion of a 10-foot drainage utility easement by request of landowner Eisen Joven located at 1317 Melonwood Ave, Clearwater as shown on Exhibit A, as further defined the Westerly 5 feet of a rear Northern 10-foot drainage utility easement in Lot 10, Block 4, Woodvalley Unit No. 5, a subdivision according to a recorded Plat Book 68, Page 32, in the Public Records of Pinellas County, Florida, and pass Ordinance 9767-24 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

- 7.7** Approve to vacate a 10 foot utility easement by request of Landowner AnnMarie Maier located at 1760 Catherine Drive, Clearwater as shown on Exhibit A and further defined as the South 5-foot utility easement of Lot 31, Block C and the North 5-foot utility easement, of Lot 32, Block C, as recorded in Plat Book 66 Page 16, Sall's Lake

Park, of the Public Records of Pinellas County, Florida, and pass Ordinance 9768-24 on first reading.

This 10-foot utility easement was initially plat recorded parallel to the sides of each parcel.

The landowner purchased half of the adjoining parcel, overlapping the utility easement.

No utilities were ever placed within this parcel's side easement during development.

Exhibit "A" shows the encroaching platted easements to now vacate.

There are no other utilities within this vacated area.

City staff have reviewed and approved this request.

**Ordinance 9768-24 was presented and read by title only.**

**Councilmember Teixeira moved to approve to vacate a 10 foot utility easement by request of Landowner AnnMarie Maier located at 1760 Catherine Drive, Clearwater as shown on Exhibit A and further defined as the South 5-foot utility easement of Lot 31, Block C and the North 5-foot utility easement, of Lot 32, Block C, as recorded in Plat Book 66 Page 16, Sall's Lake Park, of the Public Records of Pinellas County, Florida, and pass Ordinance 9768-24 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

- 7.8** Continue to a date uncertain: Approve to vacate a city storm sewer easement located at 1000 Lakeview road, Clearwater as shown on Exhibits A and B and further defined as the Northern 10 feet of Lots 12 and 13, Block 19, Milton Park replat as recorded in Plat book 10, page 28 and under O.R. Book 3750, Page 354, of the Public records of Pinellas County, FL, and pass Ordinance 9769-24 on first reading.

This storm sewer line was city maintained to now become private.

Turning this line into private reduces the City's maintenance costs.

There are no other utilities within this easement area.

City staff have reviewed and approved this request.

No Action.

## **8. Quasi-Judicial Public Hearings**

- 8.1** Approve a Zoning Atlas Amendment from the Institutional (I) District to the Commercial (C) District for 407 South Saturn Avenue and pass Ordinance 9766-24 on first reading. (REZ2024-02001)

This Zoning Atlas Amendment involves two parcels of land totaling a 2.056-acre portion of a 2.284-acre property on the northeast corner of Gulf to Bay Boulevard and South Saturn Avenue. The applicant, St. Paul's Lutheran Church, Inc., is requesting to amend the Zoning Atlas designation of the property from the Institutional (I) District to the Commercial (C) District. The applicant has indicated that the property will be used for a future commercial use, but no site plans have been submitted at this time. A Future Land Use Map Amendment application (LUP2024-02001) is being processed concurrently with this case.

The subject property is currently occupied with a place of worship (church) and associated parking. The church has occupied this property since at least 1957, when the earliest structure, located on the northwest corner of the larger parcel fronting Gulf to Bay Boulevard, was constructed. The church expanded in 1958 with the construction of the two-story structure east of the original building, and then with the construction of the third structure currently fronting Gulf to Bay Boulevard in 1970. These three buildings contain just over 25,000 square feet of building area.

The proposed amendment would allow the property to have a consistent zoning district of Commercial (C) with the remaining block and surrounding area and allow for the development of the property with a commercial use, consistent with uses in the area.

The Planning and Development Department has determined that the proposed Zoning Atlas Amendment is consistent with the provisions of the Community Development Code as specified below:

- The proposed amendment is consistent with the Comprehensive Plan and the Community Development Code.
- The proposed amendment is compatible with the surrounding properties and character of the neighborhood.
- The available uses in the Commercial (C) District are compatible with the surrounding area.
- The proposed amendment will not adversely impact or unreasonably affect the use of other property in the area.

- The proposed amendment will not adversely burden public facilities, including traffic carrying capabilities of streets in an unreasonably or disproportionate manner, and
- The proposed Commercial (C) District boundaries are appropriately drawn in regard to location and classification of street, ownership lines, existing improvements and the natural environment.

The Community Development Board, in its capacity as the Local Planning Agency (LPA), reviewed the proposed amendment at its meeting on May 21, 2024, and unanimously recommended approval.

**STRATEGIC PRIORITY:**

This proposed amendment supports the Community Well-Being goal of the

city's Strategic Plan by providing for targeted revitalization through responsible development standards.

*Applicant Representative Ryan Manasse reviewed the request.*

**Ordinance 9766-24 was presented and read by title only.**

**Councilmember Teixeira moved to approve a Zoning Atlas Amendment from the Institutional (I) District to the Commercial (C) District for 407 South Saturn Avenue and pass Ordinance 9766-24 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

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

*Mr. Holuba expressed concerns that the City Manager does not reside*

*within city limits, as required by her position and employment agreement.*

*Tony Tello said the Downtown merchants want common sense signage practices.*

*Cherile Johnson and Andre Johnson expressed concerns with broken sidewalks located within the city and lack of pedestrian safety during construction activity.*

*Trisha Neuman expressed concern with cyclists under 18 years who do not wear helmets and encouraged the Clearwater Police Department to issue warning to cyclists and pedestrians who are not following rules.*

*Mike Taylor displayed an excerpt of the City Manager's employment contract.*

*The Council recessed from 7:19 p.m. to 7:21 p.m.*

*Major Lee Lawson and Mr. Anthony opposed to limiting public comments to those who reside in Pinellas County.*

*Mr. John expressed concern with the door windows in Chambers being blacked-out and opposed to limiting public comment.*

*Dr. Shawn Berry said the people have the right to redress their government without being brutalized by police.*

*Michael Mastruserio expressed concerns with the CRA plan for the 400 and 500 blocks of Cleveland Street that was approved on Monday and supported amending the sign code. He said the online portal to purchase permits for A frame signs is closed.*

*Blain Enderle questioned why the City Manager's spouse was included in her employment contract*

*Tony Tello and Xavier Walten supported a summer concert series and more family friendly events in the Downtown District.*

*Mr. Dan referenced recent newspaper articles regarding Madeira Beach and St. Pete Beach.*

*Dale Robinson supported allowing leeway beyond the City's 10% window signage rule if the signs are professional and tasteful.*



*K. Furey, Janice Hallman, and Lori Ferguson submitted emails opposing the sale of compost and fertilizer (see pages 27-29).*

*Bill Jonson submitted an email regarding public comments (see page 30).*

## **10. City Manager Reports – None.**

## **11. City Manager Verbal Reports**

### **11.1 North Beach Update**

*Public Works Director Marcus Williamson provided an update on the progress of the tidal valve project.*

## **12. City Attorney Reports**

*In response to a question, the City Attorney said there is a residency requirement for the city attorney and the city manager, which is common for many cities. He said the current City Manager's contract is phrased differently than the previous city manager and addresses how residency would be established. The City Manager is in full compliance with the employment contract. He said he has no concerns with the contract and only regrets spending the last seven minutes explaining it.*

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

*Councilmember Teixeira reviewed upcoming events and quoted Coretta Scott King, "The greatness of a community is most accurately measured by the compassionate actions of its members, a heart of grace, and a soul generated by love."*

*Councilmember Mannino wished Clearwater residents Bobby Finke and Noah Lyons safe travels and the best of luck in Paris. He thanked the Downtown businesses and merchants for their dedication and efforts to make Downtown great. He supported delaying the enforcement of signage code in Downtown so businesses may continue to grow.*

*Vice Mayor Allbritton said the PSTA Planning Committee met yesterday and discussed how ridership and tourist services could be increased. He said PSTA's \$121,000,000 budget anticipates a \$1 million surplus and no service reductions.*

## **14. Closing Comments by Mayor**

*The Mayor said the City Manager has fulfilled all requirements outlined in her employment contract. He said the consideration to limit public comment is a result of many residents who have legitimate concerns are choosing not to attend council meetings due to the lack of decorum that*

*has transpired recently.*

**15. Adjourn**

*The meeting adjourned at 8:07 p.m.*

Attest

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

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

## Call, Rosemarie

---

**From:** K Furey <musicofourlives@protonmail.com>  
**Sent:** Saturday, June 15, 2024 7:43 AM  
**To:** Call, Rosemarie  
**Subject:** Ban the use of toxic biosolids as fertilizer and compost

**CAUTION:** This email originated from outside of the City of Clearwater. Do not click links or open attachments unless you recognize the sender and know the content is safe.

---

Dear Ms. Call,

I urge you to institute an immediate moratorium on the land application of biosolids and prohibit the sale of compost, fertilizer, or other agricultural products and materials containing sludge and septage.

The use of toxic PFAS-laden sewage sludge as fertilizers and compost has led to the contamination of soil and water, and in turn, food, across the nation.

Thousands of farms covering millions of acres are likely contaminated, with PFAS chemicals making their way into farm animals and crops, in some documented cases, at levels thousands of times higher than what is deemed safe. Tests have shown vegetables, meat, milk and eggs may be poisoned with PFAS.

Not even certified organic farms, which are prohibited from using biosolids, have escaped the crisis. Many organic farms that were once under conventional production have been found to be contaminated. PFAS chemicals, also known as Forever Chemicals, do not break down in the natural environment and can linger in soil for, theoretically, forever.

Municipalities and for-profit companies have also sold and distributed compost and fertilizers made from biosolids to homes and businesses for landscaping needs, further exposing communities to harmful PFAS.

Local municipalities have played a role in promoting toxic fertilizers and compost made from biosolids as a waste management strategy. Now, municipalities must correct their misguided policies.

Because of federal inaction, this problem has become a devastating crisis. Every day that passes means more cancer, more sickness, more disease. Municipalities must take action to ban biosolids NOW.

Sincerely,  
K Furey  
2242 Sequoia Dr  
Clearwater, FL 33763

## Call, Rosemarie

---

**From:** Janice Hallman <jrhallman2@gmail.com>  
**Sent:** Saturday, June 15, 2024 7:42 AM  
**To:** Call, Rosemarie  
**Subject:** Ban the use of toxic biosolids as fertilizer and compost

**CAUTION:** This email originated from outside of the City of Clearwater. Do not click links or open attachments unless you recognize the sender and know the content is safe.

---

Dear Ms. Call,

I urge you to institute an immediate moratorium on the land application of biosolids and prohibit the sale of compost, fertilizer, or other agricultural products and materials containing sludge and septage.

The use of toxic PFAS-laden sewage sludge as fertilizers and compost has led to the contamination of soil and water, and in turn, food, across the nation.

Thousands of farms covering millions of acres are likely contaminated, with PFAS chemicals making their way into farm animals and crops, in some documented cases, at levels thousands of times higher than what is deemed safe. Tests have shown vegetables, meat, milk and eggs may be poisoned with PFAS.

Not even certified organic farms, which are prohibited from using biosolids, have escaped the crisis. Many organic farms that were once under conventional production have been found to be contaminated. PFAS chemicals, also known as Forever Chemicals, do not break down in the natural environment and can linger in soil for, theoretically, forever.

Municipalities and for-profit companies have also sold and distributed compost and fertilizers made from biosolids to homes and businesses for landscaping needs, further exposing communities to harmful PFAS.

Local municipalities have played a role in promoting toxic fertilizers and compost made from biosolids as a waste management strategy. Now, municipalities must correct their misguided policies.

Because of federal inaction, this problem has become a devastating crisis. Every day that passes means more cancer, more sickness, more disease. Municipalities must take action to ban biosolids NOW.

Sincerely,  
Janice Hallman  
830 South Gulfview Blvd.  
Clearwater Beach, FL 33767

## Call, Rosemarie

---

**From:** Lori Ferguson <mrbaronsir@gmail.com>  
**Sent:** Saturday, June 15, 2024 6:32 AM  
**To:** Call, Rosemarie  
**Subject:** Ban the use of toxic biosolids as fertilizer and compost

**CAUTION:** This email originated from outside of the City of Clearwater. Do not click links or open attachments unless you recognize the sender and know the content is safe.

---

Dear Ms. Call,

I urge you to institute an immediate moratorium on the land application of biosolids and prohibit the sale of compost, fertilizer, or other agricultural products and materials containing sludge and septage.

The use of toxic PFAS-laden sewage sludge as fertilizers and compost has led to the contamination of soil and water, and in turn, food, across the nation.

Thousands of farms covering millions of acres are likely contaminated, with PFAS chemicals making their way into farm animals and crops, in some documented cases, at levels thousands of times higher than what is deemed safe. Tests have shown vegetables, meat, milk and eggs may be poisoned with PFAS.

Not even certified organic farms, which are prohibited from using biosolids, have escaped the crisis. Many organic farms that were once under conventional production have been found to be contaminated. PFAS chemicals, also known as Forever Chemicals, do not break down in the natural environment and can linger in soil for, theoretically, forever.

Municipalities and for-profit companies have also sold and distributed compost and fertilizers made from biosolids to homes and businesses for landscaping needs, further exposing communities to harmful PFAS.

Local municipalities have played a role in promoting toxic fertilizers and compost made from biosolids as a waste management strategy. Now, municipalities must correct their misguided policies.

Because of federal inaction, this problem has become a devastating crisis. Every day that passes means more cancer, more sickness, more disease. Municipalities must take action to ban biosolids NOW.

Sincerely,  
Lori Ferguson  
710 Phoenix Ave  
Clearwater, FL 33756

## Call, Rosemarie

---

**From:** wcjonson@icloud.com  
**Sent:** Thursday, June 20, 2024 4:47 AM  
**To:** Rector, Bruce; Teixeira, Lina; Allbritton, David; Cotton, Ryan; Mannino, Michael  
**Cc:** David Margolis@myclearwater.com; Call, Rosemarie; Cummings, Tammy  
**Subject:** Council Rules for Public Comments Not on The Agenda

**CAUTION:** This email originated from outside of the City of Clearwater. Do not click links or open attachments unless you recognize the sender and know the content is safe.

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Mayor Rector and Councilmembers,

I watched the discussion of Public Comment rules at the Council Worksession Monday. I suggest two additions to that proposal.

Ms. Call appropriately suggested that members of the public be required to sign up in advance to speak under public comment not on agenda items. This is great, with the addition of

1. Calling up those who signed up to speak in the order that they signed up, with the exception that residents of Clearwater be called first, then residents of Pinellas, then surrounding counties, then finally those from outside this area (should you choose to allow others).
2. Also, place a limit on the total time for public comments on non-agenda items, perhaps to 20 minutes. This could be extended at a specific meeting by vote of the Council.

With this modification the priority of Clearwater residents would be established without an overly extended meeting. Plus, this avoids any question of "limiting freedom of speech" based on the content of the comments.

Best wishes,

Bill Jonson  
2694 Redford Court West  
Clearwater Florida, 33761