

City of Clearwater

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



Meeting Agenda

Thursday, July 16, 2020

6:00 PM

Main Library - Council Chambers

City Council

To ensure public safety and comply with the Governor's Safer at Home order in response to the COVID-19 virus, the Clearwater City Council will hold a public meeting on Thursday, July 16, 2020 at 6:00 p.m. using communications media technology.

Pursuant to Executive Order No. 20-69, issued by the Office of Governor Ron DeSantis on March 20, 2020, municipalities may conduct meetings of their governing boards without having a quorum of its members present physically or at any specific location, and utilizing communications media technology such as telephonic or video conferencing, as provided by Section 120.54(5)(b)2, Florida Statutes.

The meeting will be held through the Zoom platform and will be broadcast live on the city's website (<https://www.myclearwater.com/government/council-meeting-streaming-videos>), on Facebook (www.facebook.com/cityofclearwater) and on YouTube (www.youtube.com/myclearwater) as well as the following public access TV channels: Spectrum Channel 638, Frontier Channel 30 and WOW! Channel 15.

Citizens wishing to provide comments on an agenda item are encouraged to do so in advance through written comment. The City has established the following four options to ensure public comment for a virtual meeting:

1) eComments via Granicus - eComments is integrated with the published meeting agenda. Individuals may review the agenda item details and indicate their position on the item. You will be prompted to set up a user profile to allow you to comment, which will become part of the official public record. The eComment period is open from the time the agenda is published. Comments received during the meeting will become part of the official record, if posted prior to the closing of public comment. The City Clerk will read received comments into the record.

2) Email - Individuals may submit written comments or videos to ClearwaterCouncil@myclearwater.com. All comments received by 5 p.m. the day before the meeting (July 15) will become part of the official record. The City Clerk will read received comments into the record.

3) Call-in - During the meeting individuals will be able to call in to 562-4646 and be placed on-air to speak to an individual item.

4) Council Chambers - Additionally, like any other council meeting, the public may provide public comment at the Main Library, Council Chambers, 100 N Osceola Avenue. Due to COVID-19, all speakers desiring to appear in person will be subject to all applicable emergency measures in place to prevent the further spread of COVID-19. Speakers who appear in person will be subject to screening for symptoms of COVID-19. Any persons exhibiting any symptoms of COVID-19 will not be permitted to enter council chambers but will be able to participate through the remote options described above.

Individuals with disabilities who need reasonable accommodations to effectively participate in this meeting are asked to contact the City Clerk at (727)562-4092 or rosemarie.call@myclearwater.com in advance.

1. Call to Order

2. Invocation

3. Pledge of Allegiance**4. Approval of Minutes**

- 4.1 [ID#20-7923](#) Approve the minutes of the March 18, 2020 Emergency City Council Meeting and the June 18, 2020 City Council Meeting as submitted in written summation by the City Clerk.

5. Citizens to be heard re items not on the agenda**6. Consent Agenda**

The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. These items are not discussed, and may all be approved as recommended on the staff reports. Council questions on these items were answered prior to the meeting. The Mayor will provide an opportunity for a Councilmember or a member of the public to ask that an item be pulled from the Consent Agenda for discussion. Items pulled will receive separate action. All items not removed from the Consent Agenda will be approved by a single motion of the council.

- 6.1 [ID#20-8000](#) Approve changes to grant disbursement criteria for Clearwater's Back to Business Grant and Professional Services Program. (consent)
- 6.2 [ID#20-7970](#) Award a contract for utility rate study and other professional services for the five-year period ending August 30, 2025 to Stantec Consulting Services, Inc. (Stantec), for the Water and Sewer, Stormwater, and Solid Waste and Recycling utilities, for a not-to-exceed amount of \$370,000, and authorize the appropriate officials to execute same. (consent)
- 6.3 [ID#20-7931](#) Approve a two-year Legal Services Agreement, in an amount not to exceed \$30,000, with Deborah C. Brown of Brown Law and Consulting, PLLC to review and revise several employment related documents and related Clearwater Code of Ordinance sections and authorize the appropriate officials to execute same. (consent)
- 6.4 [ID#20-7965](#) Approve agreement between the City of Clearwater and Tindale-Oliver and Associates, Inc. for ADA consulting services to complete a citywide self-evaluation and transition plan at a cost of \$383,657 and authorize the appropriate officials to execute same. (consent)

- 6.5** [ID#20-7945](#) Approve co-sponsorship and waiver of requested city fees and service charges for special events including two annual city events produced by the Parks and Recreation Department, twenty-seven city co-sponsored events produced by others, and ten downtown events produced by Amplify, at an estimated General Fund cost of \$624,710 (\$104,750 cash contributions and \$519,960 in-kind contributions) and Enterprise Fund cost of \$64,970, for the purposes of Fiscal Year 2020/21 departmental budget submittals. (consent)
- 6.6** [ID#20-7941](#) Approve acceptance of United States Department of Justice, Office of Justice Programs, Coronavirus Emergency Supplemental Funding Program 2020 Grant award in the amount of \$146,631 for police personal protective equipment (PPE), sanitizing supplies, officer overtime, and authorize the appropriate officials to execute same. (consent)
- 6.7** [ID#20-7957](#) Approve Construction Manager at Risk (CMAR) agreement with Ajax Building Company, LLC of Oldsmar, FL for the proposed Clearwater Police Department District 3 Substation (18-0004-PD.) (consent)
- 6.8** [ID#20-7919](#) Authorize a five-month extension to Central Florida Contractors, Inc. of Seminole, Florida, for the 2017 Sidewalk Construction (16-0016-EN) through November 30, 2020 and authorize the appropriate officials to execute same. (consent)
- 6.9** [ID#20-7959](#) Approve a purchase order to Duke Energy in the amount of \$167,912.96 for Imagine Clearwater underground utility relocation pursuant to Clearwater Code of Ordinances Section 2.564 (1)(b), Sole Source and authorize the appropriate officials to execute same. (consent)
- 6.10** [ID#20-7953](#) Declare 2006 Pierce Dash Aerial (G3404) surplus in accordance with Clearwater Code of Ordinances Section 2.622 and authorize trade-in to Ten-8 Equipment, Inc. of Bradenton, FL for the offered amount of \$35,000.00, in accordance with Section 2.624, Code of Ordinances - Exceptions to auction sale bidding procedures, and authorize the appropriate officials to execute same. (consent)
- 6.11** [ID#20-7961](#) Approve the Second Amendment to the Emergency Medical Services ALS First Responder Growth Management Agreement (extension) between Pinellas County Fire Protection Authority and City of Clearwater for one additional one-year term extending through September 30, 2021 and authorize the appropriate officials to execute same. (consent)
- 6.12** [ID#20-7934](#) Approve an amendment to the Interlocal Agreement between the City of Clearwater and Pinellas County pertaining to the Clearwater Planning Area, extending the term of said agreement from September 30, 2020 to September 30, 2030 and authorize the appropriate officials to execute same. (consent)

- 6.13 [ID#20-7932](#) Accept CARES Act Grant Offer No. 3-12-0011-001-2020 for the Clearwater Airpark, between the U.S. Department of Transportation Federal Aviation Administration and the City of Clearwater in the amount of \$30,000.00 and authorize the appropriate officials to execute same. (consent)
- 6.14 [ID#20-7949](#) Declare surplus and authorize disposition of G4985 via auction to the highest bidder, pursuant to City Code Section 2.622, Surplus Personal Property, and authorize the appropriate officials to execute same. (consent)
- 6.15 [ID#20-7969](#) Approve an increase to an existing purchase order with WM Recycle America, LLC (WM/RA) in the amount of \$150,000 for the processing of the City's single stream recycling commodity at the contractor's facility in Tampa, FL from July 2020 through December 2020 bringing the total amount to \$200,000 and authorize the appropriate officials to execute same. (consent)
- 6.16 [ID#20-7916](#) Reappoint Maria (Gaby) Camacho to the Neighborhood and Affordable Housing Advisory Board with term to expire June 30, 2024. (consent)
- 6.17 [ID#20-7920](#) Reappoint Joseph DeCicco to the Brownfields Advisory Board with term to expire June 30, 2024. (consent)
- 6.18 [ID#20-7926](#) Request for authority to settle a civil action styled *Brandes Design-Build, Inc. v. City of Clearwater*, Case No. 15-003724-CI, Pinellas County Circuit Court, for the amount of \$350,000.00, in exchange for a full release and dismissal of the case with prejudice. (consent)

Public Hearings - Not before 6:00 PM

7. Administrative Public Hearings

- *Presentation of issues by City staff*
- *Statement of case by applicant or representative (5 min.)*
- *Council questions*
- *Comments in support or opposition (3 min. per speaker or 10 min maximum as spokesperson for others that have waived their time)*
- *Council questions*
- *Final rebuttal by applicant or representative (5 min.)*
- *Council disposition*

- 7.1 [ID#20-7998](#) Adopt a tentative millage rate of 5.9550 mills for fiscal year 2020/21; set public hearing dates on the budget for September 3, 2020 and September 17, 2020, to be held no earlier than 6:00 p.m., and schedule a special work session on July 28, 2020 at 9:00 a.m. to discuss the proposed budget.

- 7.2 [ID#20-7966](#) Approve the City of Clearwater's FY2020/21 through 2024/25 Five-Year Consolidated Plan (Con Plan) and the 2020-2021 Annual Action Plan to implement the goals and objectives set forth in the Con Plan, as required by HUD, and authorize the City to enter into agreements with organizations approved for funding.
- 7.3 [ANX2020-04004](#) Approve the annexation, initial Future Land Use Map designation of Residential Low (RL) and initial Zoning Atlas designation of Low Medium Density Residential (LMDR) District for 1704 Lucas Drive, and pass Ordinances 9391-20, 9392-20, and 9393-20 on first reading. (ANX2020-04004)
- 7.4 [TA2020-0303](#) Approve amendments to the Clearwater Community Development Code revising Appendix B US 19 Zoning District and Development Standards general provisions, regulating plan, and flexibility divisions, and modifying the comprehensive landscaping program, parking demand study, and temporary uses sections, and pass Ordinance No. 9387-20 on first reading. (TA2020-03003)
- 7.5 [ANX2020-05005](#) Approve the annexation of 300 feet of Elizabeth Avenue right-of-way located approximately 970 feet north of Gulf to Bay Boulevard, abutting a parcel with the post office address of 327 David Avenue, and pass Ordinance 9405-20 on first reading. (ANX2020-05005)

8. Second Readings - Public Hearing

- 8.1 [9394-20 2nd rdg](#) Adopt Ordinance 9394-20 on second reading, amending the Operating Budget for the Fiscal Year ending September 30, 2020 to reflect increases and decreases in revenues and expenditures for the General Fund, Special Program Fund, Water and Sewer Fund, Stormwater Fund, Gas Fund, Airpark Fund and Parking Fund.
- 8.2 [9395-20 2nd rdg](#) Adopt Ordinance 9395-20 on second reading, amending the Capital Improvement Budget for the Fiscal Year ending September 30, 2020, to reflect a net increase of \$226,683.

9. City Manager Reports

- 9.1 [ID#20-7922](#) City Hall Site Selection Update
- 9.2 [ID#20-7952](#) Police Body Cameras
- 9.3 [ID#20-7958](#) Police Civilian Oversight
- 9.4 [ID#20-7929](#) Appoint two members to the Parks and Recreation Board, one member with term to expire July 31, 2024 and another member to fill the remainder of an unexpired term until May 31, 2022.

- 9.5 [ID#20-7999](#) Rosemere and Maple Drainage Project

10. City Attorney Reports

- 10.1 [ID#20-7955](#) Confirm COVID-19 Emergency Proclamation and adopt Resolution 20-32.
- 10.2 [20-31](#) Call for a special election to be held in conjunction with the presidential election on November 3, 2020, submitting to the electors a referendum question authorizing the lease of real property currently identified as recreation/open space on the Comprehensive Land Use map for the purpose of developing it for light industrial, research, technology and office use, authorize the appropriate officials to execute same and adopt Resolution 20-31.

11. Other Council Action

- 11.1 [ID#20-7986](#) Call-ins for Public Comment - Councilmember Beckman
- 11.2 [ID#20-8008](#) PSTA Update - Vice Mayor Allbritton
- 11.3 [ID#20-8034](#) Mooring mishaps in Mandalay Channel, Clearwater - Vice Mayor Allbritton

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

13. Closing Comments by Mayor

14. Adjourn