

City of Clearwater

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



Meeting Minutes

Thursday, September 1, 2016

6:00 PM

Council Chambers

City Council

Roll Call

Present: 5 - Mayor George N. Cretekos, Vice Mayor Bill Jonson, Councilmember Doreen Caudell, Councilmember Bob Cundiff and Councilmember Hoyt Hamilton

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

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

Unapproved

1. Call to Order – Chair Cretekos

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

2. Invocation – Elder Robert Smurthwaite of Florida River Church

3. Pledge of Allegiance – Councilmember Hamilton

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 Consul General Okiniwa of Japan

Utilities Director Dave Porter said the Marshall Street Wastewater Treatment Plant has failed due to the heavy rainfall associated with Hurricane Hermine. The pumps are not functioning; temporary pumps will be installed by this evening to alleviate the problem. Individuals are asked not to go near manholes releasing wastewater; individuals may report manholes at (727)562-4960.

4.2 9-11 National Day of Service Proclamation, September 11, 2016 – Fire Division Chief Scott Ehlers

Division Chief Ehlers provided an update on Hurricane Hermine.

4.3 City Manager's Annual State of the City – City Manager William B. Horne II

The City Manager provided a PowerPoint presentation.

It was noted that Parks and Recreation is not the only city department that utilizes volunteers.

Vice Mayor Jonson requested to work with staff to reconcile the accomplishments highlighted in the City Manager's report to the strategic priorities proposed by staff on October 12, 2015.

5. Approval of Minutes

- 5.1** Approve the minutes of the August 17, 2016 City Council Meeting as submitted in written summation by the City Clerk.

Vice Mayor Jonson moved to approve the minutes of the August 17, 2016 City Council Meeting as submitted in written summation by the City Clerk. The motion was duly seconded and carried unanimously.

6. Citizens to be heard re items not on the agenda – None.

7. Consent Agenda – Approved as submitted.

- 7.1** Approve State Housing Initiatives Partnership (SHIP) Program interim annual reports for fiscal years 2014-2015 and 2015-2016. (consent)
- 7.2** Approve settlement of property compensation claim 15000359, for payment of \$51,803.65 and recovery of \$23,250.00, and authorize the appropriate officials to execute same. (consent)
- 7.3** Approve settlement of property compensation claim 16000117, for payment of \$30,490.00, and authorize the appropriate officials to execute same. (consent)
- 7.4** Approve the purchase of excess liability, excess workers compensation, and numerous specialty insurance policies from October 1, 2016 through September 30, 2017 at an amount not to exceed \$760,000, and authorize the appropriate officials to execute same. (consent)
- 7.5** Approve design work order to Long and Associates Architects/Engineers, Inc. of Tampa, FL in the amount of \$1,353,099.00 for architectural and engineering services for the proposed Clearwater Gas System Facility Redevelopment Project (15-0043-GA) per RFQ 44-16; and authorize the appropriate officials to execute same.

(consent)

- 7.6** Approve a Service Agreement with Florida Gas Transmission for the transportation of natural gas supply under Rate Schedule FTS-1 and authorize the appropriate officials to execute same. (consent)
- 7.7** Approve a Contract Instructor Agreement template to be used when partnering with contract instructors to offer recreation, education or environmental programming; and authorize the City Manager or his designee to approve future Contract Instructor Agreements. (consent)
- 7.8** Approve the renewal of a Software Support Agreement for the TriTech Computer Aided Dispatch System, in the amount of \$172,401.85, for a 12-month period, October 1, 2016 through September 30, 2017, and authorize the appropriate officials to execute same. (consent)
- 7.9** Approve an agreement between Clearwater Towing Service, Incorporated and the City of Clearwater to provide full service vehicle removal, towing, storage, and transport services to accommodate all needs of the Clearwater Police Department and the City's Fleet Services Department and authorize the appropriate officials to execute same. (consent)
- 7.10** Reappoint the following individuals to the Board of Trustees, Clearwater Police Supplementary Pension Plan as follows: Harvey Huber with a term to expire October 31, 2016; Paul E. Maser with a term to expire October 31, 2017; and Jeffrey DiVincent with a term to expire January 31, 2020. (consent)
- 7.11** Award a construction contract to Poole and Kent Co. of FL, of Tampa, FL., for the East Water Reclamation Facility Clarifiers (15-0039-UT) in the amount of 1,273,704.30, which is the lowest responsible bid received in accordance with the plans and specifications, approve Supplemental 2 Work Order to Engineer of Record (EOR) King Engineering Associates, Inc., in the amount of \$40,488, and authorize the appropriate officials to execute same. (consent)
- 7.12** Approve Engineer of Record (EOR) work order to McKim and Creed, Inc., in the amount of \$157,419, for the Reverse Osmosis Water Treatment Plant 2 System Evaluation (16-0029-UT) and authorize the appropriate officials to execute same. (consent)
- 7.13** Authorize an increase of \$100,000 to the annual authorized amount of \$250,000 (Blanket Purchase Order BR511373) resulting from Invitation to Bid Number 06-14 for Inspection and Plan Review Services, and authorize a new provider as recommended by the Planning and Development Department. (consent)

- 7.14** Approve an amendment to an existing services agreement with HDR Engineering, Inc. of Tampa, Florida for the US 19 Corridor Development Code, increasing the purchase order by \$16,189 to \$160,649, as described in the Additional Services Scope of Work, and authorize the appropriate officials to execute same. (consent)
- 7.15** Approve a contract (blanket purchase order) and award Request for Proposal 37-16 to Extensys, Inc., Oldsmar, FL for the period of September 1, 2016 through August 31, 2019 for network switching hardware, professional services and maintenance at a cost not to exceed \$950,000, and authorize the appropriate officials to execute same. (consent)
- 7.16** Approve an increase to the 2015/16 Pier 60 Operations budget in the amount of \$15,100 to cover the cost of two additional full time employees at 3rd quarter, for a total of 9.8 FTE positions at Pier 60. (consent)
- 7.17** Approve a blanket purchase order (BPO) with Municipal Water Works LLC of Sanford, FL, in the annual amount of \$200,000.00 with the option for two, one-year term extensions for the purchase of service brass and brass valves (ITB 33-16) effective September 1, 2016, and authorize the appropriate officials to execute same. (consent)
- 7.18** Approve a Contract (Blanket Purchase Order) to Wingfoot Commercial Tire of Clearwater, FL for an amount not to exceed \$225,000 for the purchase of Goodyear tires for city motorized equipment for the period of September 1, 2016 through February 28, 2017, authorize two annual renewal terms, both in accordance with Sec. 2.564(1) (d), Code of Ordinances - Other government bid; and authorize the appropriate officials to execute same. (consent)
- 7.19** Approve a Contract (Blanket Purchase Order) to Hose and Hydraulics, Inc. of Clearwater, FL in the amount of \$225,000 for the purchase of replacement hydraulic parts and repairs for vehicles and equipment used by city departments during the contract period August 11, 2016 through August 10, 2017, in accordance with Sec. 2.564(1)(d), Code of Ordinances, Pinellas County Contract 123-0379-Q, and authorize the appropriate officials to execute same. (consent)
- 7.20** Appoint Ashley Wilson Pimley to the Environmental Advisory Board with a term to expire September 30, 2020. (consent)
- 7.21** Appoint Kathleen M. Agnew and reappoint John Doran to the Clearwater Housing Authority Board with terms to expire September 30, 2020. (consent)

Councilmember Caudell moved to approve the Consent Agenda and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.

Public Hearings - Not before 6:00 PM

8. Second Readings - Public Hearing

- 8.1** Adopt Ordinance 8914-16 on second reading, annexing certain real property whose post office address is 2160 Bell Cheer Drive, Clearwater, Florida 33764 into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

Ordinance 8914-16 was presented and read by title only. Councilmember Hamilton moved to adopt Ordinance 8914-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 8.2** Adopt Ordinance 8915-16 on second reading, amending the future land use plan element of the Comprehensive Plan of the city to designate the land use for certain real property whose post office address is 2160 Bell Cheer Drive, Clearwater, Florida 33764, upon annexation into the City of Clearwater as Residential Low (RL).

Ordinance 8915-16 was presented and read by title only. Councilmember Cundiff moved to adopt Ordinance 8915-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 8.3** Adopt Ordinance 8916-16 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 2160 Bell Cheer Drive, Clearwater, Florida 33764, upon annexation into the City of Clearwater as Low Medium Density Residential (LMDR).

Ordinance 8916-16 was presented and read by title only. Vice Mayor Jonson moved to adopt Ordinance 8916-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 8.4** Adopt Ordinance 8917-16 on second reading, annexing certain real property whose post office address is 1608 Levern Street, Clearwater, Florida 33755, together with all abutting right-of-way of Levern Street, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

Ordinance 8917-16 was presented and read by title only. Councilmember Caudell moved to adopt Ordinance 8917-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 8.5** Adopt Ordinance 8918-16 on second reading, amending the future land use plan element of the Comprehensive Plan of the city to designate the land use for certain real property whose post office address is 1608 Levern Street, Clearwater, Florida 33755, upon annexation into the City of Clearwater as Residential Low (RL).

Ordinance 8918-16 was presented and read by title only. Councilmember Cundiff moved to adopt Ordinance 8918-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 8.6** Adopt Ordinance 8919-16 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 1608 Levern Street, Clearwater, Florida 33755, upon annexation into the City of Clearwater as Low Medium Density Residential (LMDR).

Ordinance 8919-16 was presented and read by title only. Councilmember Hamilton moved to adopt Ordinance 8919-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 8.7** Adopt Ordinance 8920-16 on second reading, annexing certain real properties whose post office addresses are 2112, 2138, and 2196/2198 Bell Cheer Drive, all in Clearwater, Florida 33764, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

Ordinance 8920-16 was presented and read by title only. Vice Mayor Jonson moved to adopt Ordinance 8920-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 8.8** Adopt Ordinance 8921-16 on second reading, amending the future land use plan

element of the Comprehensive Plan of the city to designate the land use for certain real properties whose post office addresses are 2112, 2138, and 2196/2198 Bell Cheer Drive, all in Clearwater, Florida 33764, upon annexation into the City of Clearwater as Residential Low (RL).

Ordinance 8921-16 was presented and read by title only. Councilmember Caudell moved to adopt Ordinance 8921-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 8.9** Adopt Ordinance 8922-16 on second reading, amending the Zoning Atlas of the city by zoning certain real properties whose post office addresses are 2112, 2138, and 2196/2198 Bell Cheer Drive, all in Clearwater, Florida 33764, upon annexation into the City of Clearwater as Low Medium Density Residential (LMDR).

Ordinance 8922-16 was presented and read by title only. Councilmember Cundiff moved to adopt Ordinance 8922-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 8.10** Adopt Ordinance 8926-16 on second reading, annexing certain real properties whose post office address is 2155 Bell Cheer Drive along with an unaddressed parcel located on Bell Cheer Drive approximately 425 feet west of South Belcher Road, all in Clearwater, Florida 33764, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

Ordinance 8926-16 was presented and read by title only. Councilmember Hamilton moved to adopt Ordinance 8926-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 8.11** Adopt Ordinance 8927-16 on second reading, amending the future land use plan element of the Comprehensive Plan of the city to designate the land use for certain real properties whose post office address is 2155 Bell Cheer Drive along with an unaddressed parcel located on Bell Cheer Drive approximately 425 feet west of South Belcher Road, all in Clearwater, Florida 33764, upon annexation into the City of Clearwater as Residential Low (RL).

Ordinance 8927-16 was presented and read by title only. Vice Mayor Jonson moved to adopt Ordinance 8927-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

8.12 Adopt Ordinance 8928-16 on second reading, amending the Zoning Atlas of the city by zoning certain real properties whose post office address is 2155 Bell Cheer Drive along with an unaddressed parcel located on Bell Cheer Drive approximately 425 feet west of South Belcher Road, all in Clearwater, Florida 33764, upon annexation into the City of Clearwater as Low Medium Density Residential (LMDR).

Ordinance 8928-16 was presented and read by title only. Councilmember Caudell moved to adopt Ordinance 8928-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

8.13 Adopt Ordinance 8931-16 on second reading, making amendments to the Clearwater Code of Ordinances and Clearwater Community Development Code regarding numerous provisions, including: stormwater systems; museums; outdoor retail sales, display and/or storage; outdoor storage; accessory uses/structures; erosion and sedimentation; waterfront sight visibility triangles; outdoor cafés; low impact development techniques; grass parking; subdivision design standards; hearing officer appeals; the comprehensive sign program; the final plat fee; and providing for and modifying various definitions.

Ordinance 8931-16 was presented and read by title only. Councilmember Cundiff moved to adopt Ordinance 8931-16 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

8.14 Adopt Ordinance 8942-16 on second reading, vacating the public right-of-way described as that certain portion of Meadow Lark Lane right-of-way lying in the Southwest ¼ of Section 16, Township 29 South, Range 16 East, Pinellas County, Florida.

Ordinance 8942-16 was presented and read by title only. Councilmember Hamilton moved to adopt Ordinance 8942-16 on second and final reading. The motion was duly seconded and upon

roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

9. City Manager Reports**9.1 Approve the Fiscal Year 16-17 through Fiscal Year 18-19 Three-Year Housing Trust Fund Plan and adopt Resolution 16-19.**

To increase resources to address the shortage of affordable housing in Pinellas County, the Board of County Commissioners adopted Resolution 05-237 to authorize the establishment of the Pinellas County Community Housing Trust Program. The program was created for the purpose of providing funds to promote homeownership and to expand the production and preservation of rental and owner-housing affordable to very low-income, low-income, and moderate-income households.

County Ordinance 06-28 was adopted establishing the Housing Trust Fund. The Pinellas County Housing Finance Authority, on behalf of the Board, oversees the administration of the trust fund.

Under the proposed three-year plan, the Housing Division of Economic Development & Housing Department will expend \$573,382 comprised of program delivery and administration of funds as described below. These funds are available from the existing cash balance and future program income and will serve to further the City's efforts in affordable housing. The program goals and objectives are consistent with the Four-Year Consolidated Plan that was approved by the City Council on July 21, 2016.

Each jurisdiction receiving or expending funds is required to submit an application that includes a Local Housing Assistance Plan that proposes how the jurisdiction will utilize the funds. The County and the cities are using the State Housing Initiatives Partnership (SHIP) guidelines as a general template for the use of the funds. Per the county's requirements funds will be leveraged at a ratio of 2:1. Clearwater's proposed use of funds for each of the three main strategies and program administration are:

- Produce new rental and owner housing
 - Funds will be leveraged to develop 14 new owner housing units at a cost of \$179,010 (\$12,786 / unit)
 - Funds will be leveraged to develop 2 new rental housing units at a cost of \$98,500 (\$49,250 / unit)
- Preserve existing rental and owner housing
 - Funds will be leveraged to rehabilitate 4 existing owner-occupied housing units at a cost of \$81,810 (\$20,452 / unit)
 - Funds will be leveraged to rehabilitate 4 existing rental units at a cost of \$127,510 (\$31,877 / unit)

- Promote housing opportunities
 - Funds will be leveraged to provide down payment and closing cost assistance to 15 families at a cost of \$72,047 (\$4,803 / family)
- General Program Administration \$14,505

Vice Mayor Jonson moved to approve the Fiscal Year 16-17 through Fiscal Year 18-19 Three-Year Housing Trust Fund Plan. The motion was duly seconded and carried unanimously.

Resolution 16-19 was presented and read by title only. Councilmember Caudell move to adopt Resolution 16-19. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 9.2** Extend the term of the underwriting team, consisting of Wells Fargo Bank, National Association; Bank of America Merrill Lynch; and RBC Capital Markets, whose term expires November 3, 2016 as approved by Resolution 11-23, to complete refunding transactions of the Water and Sewer System Series 2009A, and possibly all or a portion of the Series 2011 bonds, and adopt Resolution 16-22.

In order to efficiently conduct appropriate future long-term bond financings, Council adopted Resolution 11-23 on November 3, 2011, establishing an underwriting team of Wells Fargo, National Association; Bank of America Merrill Lynch; and RBC Capital Markets which expires November 3, 2016. The City Finance Department has been working with this team since early in 2016 on a deal to refund the Water & Sewer System, Series 2009A and possibly all or a portion of the outstanding series 2011 bonds.

The transactions may not be completed prior to the November 3, 2016 expiration date.

Finance staff recommends Council adopt Resolution 16-22 allowing the current underwriting team to continue working on the refunding transactions of the 2009A and 2011 bonds should they close past the November 3, 2016 expiration date of Resolution 11-23.

Councilmember Cundiff moved to extend the term of the underwriting team, consisting of Wells Fargo Bank, National Association; Bank of America Merrill Lynch; and RBC Capital

Markets, whose term expires November 3, 2016 as approved by Resolution 11-23, to complete refunding transactions of the Water and Sewer System Series 2009A, and possibly all or a portion of the Series 2011 bonds. The motion was duly seconded and carried unanimously.

Resolution 16-22 was presented and read by title only. Councilmember Hamilton moved to adopt Resolution 16-22. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Cretkos, Vice Mayor Jonson, Councilmember Caudell, Councilmember Cundiff and Councilmember Hamilton

- 9.3** Approve Engineer of Record (EOR) work order to Tetra Tech, Inc. in the amount of \$142,740 for Water Treatment Fluoride Addition - Water Treatment Plant 1 and Water Treatment Plant 2 Project (16-0031-UT) and authorize the appropriate officials to execute same. (consent)

This Agenda Item provides for the design, permitting, and bidding of improvements at the city's existing Water Treatment Plants 1 and 2. The scope involves the addition of fluoride to the potable water system.

The design phase is anticipated to be complete by June of 2017, followed up by the construction phase currently anticipated to be completed by July of 2018.

A grant application through the Florida Department of Health is included in the scope of work.

Tetra Tech, Inc. is one of the City's Engineers-of-record, and this work order was negotiated in accordance with the Consultants Competitive Negotiations Act.

APPROPRIATION CODE AND AMOUNT:

0327-96740-561300-533-000-0000 \$142,740

Funds are available in Utility Renewal and Replacement project 0327-96740, Water Supply Treatment.

One individual spoke in support.

Councilmember Cundiff expressed concerns with the impact fluoridated water could have one's overall dental health and brain development in children.

Vice Mayor Jonson moved to approve Engineer of Record (EOR) work order to Tetra Tech, Inc. in the amount of \$142,740 for Water

Treatment Fluoride Addition - Water Treatment Plant 1 and Water Treatment Plant 2 Project (16-0031-UT) and authorize the appropriate officials to execute same. The motion was duly seconded and carried by the following vote:

Ayes: 4 - Mayor Cretekos, Vice Mayor Jonson, Councilmember Caudell and Councilmember Hamilton

Nays: 1 - Councilmember Cundiff

10. City Attorney Reports – None.

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

Vice Mayor Jonson said he spoke with City of Deland Mayor Bob Apgar who invited Clearwater to participate in the Florida League of Mayors. He requested an update of FEMA flood insurance and apologized for leaving Monday's Worksession early. He commented that he would like to revisit Councilmember Cundiff's listening tour idea and said after some thought, it may be important for our community.

12. Closing Comments by Mayor

Mayor Cretekos reviewed recent and upcoming events and reminded all that the Florida Department of Transportation will be starting construction on SR 60 between Highland Avenue and Damascus Road and there may be lane closures; construction is projected to be completed by Summer 2017. He expressed sympathy to the family of Pinellas County Clerk of Court and former Clearwater Commissioner Karleen DeBlaker.

13. Adjourn

The meeting adjourned at 7:06 p.m.

Attest

Mayor
City of Clearwater

City Clerk

Draft