

City of Clearwater

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



Meeting Minutes

Thursday, September 3, 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, September 3, 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.

Rollcall

Present: 5 - Mayor Frank Hibbard, Councilmember Hoyt Hamilton, Vice Mayor David Allbritton, Councilmember Mark Bunker and Councilmember Kathleen Beckman

Also Present: William B. Horne II – City Manager, Micah Maxwell – Assistant City Manager, Michael Delk – Assistant City Manager, Pamela K. Akin 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 Hibbard

The meeting was called to order at 6:00 pm via communications media technology.

2. Invocation – Rev. Jefferson Cox from Grace Lutheran Church

3. Pledge of Allegiance

4. Special recognitions and Presentations (Proclamations, service awards, or other special recognitions. Presentations by governmental agencies or groups providing formal updates to Council will be limited to ten minutes.) – Given.

4.1 Library Card Sign Up Month Proclamation, September 2020 - Jennifer Obermaier, Library Director

5. Approval of Minutes

5.1 Approve the minutes of the August 20, 2020 City Council Meeting as submitted in written summation by the City Clerk.

Councilmember Hamilton moved to approve the minutes of the

August 20, 2020 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

Mr. Williams presented Infinity Clearwater, a healthy lifestyle and conscious living component of Imagine Clearwater that will incorporate art and technology into the park.

Holly proposed that the former North Ward School be used as an art community center with community gardens and offer an educational program for creative skills and entrepreneurship.

Joanne Klistch expressed concerns with the potholes and road condition on Whitman Street. She said the flyers she distributed regarding The Landings included a misprint; she will be distributing corrected flyers.

Jess Anderson submitted a comment on youth sports activity, which was read into the record by the City Clerk (see page 28).

Elizabeth Davis submitted an eComment opposing the development of The Landings, which was read into the record by the City Clerk (see page 25).

Lisa Lanza opposed the development of The Landings.

7. Consent Agenda – Approved as submitted, less Items 7.2, 7.9-7.11, 7.15 and 7.22

7.1 Approve not-to-exceed increase of \$125,000 to Hilltop Securities Inc. (Hilltop) for spring training deal structure consulting services provided by ICON Venue Group, LLC d/b/a CAA ICON (CAA ICON) as subconsultant to Hilltop per Amendment 1 to the agreement dated April 17, 2019 between Hilltop and CAA ICON, approve a not-to-exceed administrative fee increase of \$5,000 to Hilltop per the agreement between Hilltop and the City, bringing the total for contract No. 900622 to \$188,059.17 and authorize the appropriate officials to execute same. (consent)

7.2 Approve Option 2 the Clearwater Main Library Imagine Clearwater Construction Scheduling. (consent)

See below.

- 7.3** Approve agreement for professional external audit services for five fiscal years ending September 30, 2020 through 2024, with the accounting/auditing firm of Carr, Riggs and Ingram, LLC, for a not-to-exceed amount of \$711,700 and authorize the appropriate officials to execute same. (consent)
- 7.4** Approve Memorandum of Assumption with Resources Investment Advisors, LLC for investment advisory services for the City's 457 Deferred Compensation Plan and 401(a) Money Purchase Pension Plan and authorize the appropriate officials to execute same. (consent)
- 7.5** Approve an Extended Warranty Service Agreement and Purchase Order, in the amount of \$525,000, with Tecogen, Inc., for the period October 1, 2020 through September 30, 2029, for service maintenance on three Tecochill air conditioning units and authorize the appropriate officials to execute same. (consent)
- 7.6** Authorize the funding of city medical insurance for the Administrative Services Agreement between the City and Cigna Healthcare under a self-insured funding arrangement for the period January 1, 2021 through December 31, 2021, at a total not-to-exceed \$21.5 million, to be funded by city budgeted funds, payroll deductions of employees and retiree premiums. (consent)
- 7.7** Approve a one-year renewal term for the professional services agreement between the City of Clearwater and Cigna Onsite Health, LLC to provide onsite health clinic services to employees, family members, and retirees who are covered by the City of Clearwater health insurance not to exceed \$1.7 million and authorize the appropriate officials to execute same. (consent)
- 7.8** Approve a proposal by Construction Manager at Risk Keystone Excavators, Inc. of Oldsmar, Florida in the amount of \$268,417.05 for site work and improvements at Valencia Park located at 2050 Hercules Avenue and authorize the appropriate officials to execute same. (consent)
- 7.9** Approve the First Amendment to the Host Venue Agreement between the City and Competitor Group, Inc. (CGI) for the Rock 'n' Roll Marathon Series to update the term of the agreement and authorize the appropriate officials to execute same. (consent)

See below.

- 7.10** Ratify and confirm a first amendment to the Joint Project Agreement (JPA) between

Pinellas County and the City of Clearwater for the Sunset Point Road at Betty Lane Utility Relocation Project (17-0012-UT) for an increase of \$333,108.17, from \$402,948 to \$736,056.17, and authorize the appropriate officials to execute same. (consent)

See below.

- 7.11** Approve Construction Manager at Risk (CMAR) proposal from Skanska, Inc., of Tampa, FL, for installation of supportive infrastructure for Imagine Clearwater (17-0031-EN) at the Guaranteed Maximum Price (GMP) of \$1,184,090 and authorize the appropriate officials to execute same. (consent)

See below.

- 7.12** Award a construction contract to David Nelson Construction Company, of Palm Harbor, Florida, for Invitation to Bid (ITB) 20-0029-EN 2021 Annual Stormwater Repairs in the annual amount of \$1,500,000 for an initial one-year term with an option to renew for three additional one-year renewal terms on a unit price basis and authorize the appropriate officials to execute same. (consent)

- 7.13** Award a construction contract to Shenandoah General Construction Company, of Pompano Beach, Florida, for Invitation to Bid (ITB) 20-0019-EN 2021 Stormwater Pipe Cleaning in the annual amount of \$400,000 for an initial one-year term with an option to renew for three additional one-year renewal terms on a unit price basis and authorize the appropriate officials to execute same. (consent)

- 7.14** Approve the conveyance of a Distribution Easement to Duke Energy Florida, LLC, d/b/a Duke Energy, for the installation, operation and maintenance of electric facilities to support Duke's new transformers and electrical facility installation for the Imagine Clearwater project. (consent)

- 7.15** Authorize a Work Order to HDR, Inc. of Tampa, Florida in the amount of \$236,324 to assist in updating the City's Comprehensive Plan per Clearwater Code of Ordinances, 2.564(1)(d) Other Government Contracts, and authorize the appropriate officials to execute same. (consent)

See below.

- 7.16** Authorize a purchase order to CDW Government LLC (CDW-G), of Vernon Hills, IL, in the amount of \$156,377.00, pursuant to Clearwater Code of Ordinances Section 2.564(1)(d) Exceptions to Bid - Other Government Entities' Bids, 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 interests, and authorize the appropriate officials to execute same. (consent)

- 7.17** Authorize the award of Invitation to Bid 43-20, Laboratory Services, to Flowers Chemical Laboratories, Inc of Altamonte Springs, FL and Pace Analytical Services, LLC of

Oldsmar, FL for an annual not-to-exceed amount of \$400,000.00 with the option for two, one-year extensions at the City's discretion, and authorize the appropriate officials to execute same. (consent)

- 7.18** Approve the renewal agreement and purchase order to Cayenta, a division of N. Harris Computer Corporation, for support and maintenance related to the Utility Management System, for a total not-to-exceed amount of \$774,366.15 for the 5-year term beginning November 1, 2020 through October 31, 2025, per Clearwater Code of Ordinances Section 2.564 (1)(e) Impractical to bid and authorize the appropriate officials to execute same. (consent)
- 7.19** Approve a Purchase Order increase to Clearwater Towing Service, Inc., of Clearwater, FL, in the amount of \$15,000 for a total not to exceed amount of \$75,000 for remainder of this term ending September 30, 2020, to accommodate towing services for all city-wide equipment, and authorize the appropriate officials to execute same. (consent)
- 7.20** Approve an increase to Contract 900048, Hose and Hydraulics, Inc. of Clearwater, FL, in the amount of \$100,000 for the remainder of the third year term, bringing the total amount to \$325,000, increase the final two terms of the contract expiring August 10, 2022 to \$325,000 for the purchase of replacement hydraulic parts, repairs and service for vehicles and equipment used by city departments, in accordance with Clearwater Code of Ordinances Sec. 2.564(1)(d), Other Government Entities Bids, and authorize the appropriate officials to execute same. (consent)
- 7.21** Appoint Janelle Branch to the Brownfields Advisory Board, as a business owner or representative, with a term to expire September 30, 2024. (consent)
- 7.22** Increase the amount of the contract with Manson Bolves Donaldson Varn for outside counsel representation in Seminole Boat Docks land ownership issues for a not exceed amount of exceed \$25,000, for a new contract total of not to exceed \$75,000, approve the amendment to the Legal Services Agreement increasing the contract amount, and authorize the appropriate officials to execute same. (consent)
see below.
- 7.23** Approve a Special Magistrate Services Agreement with Nancy Mag, Esq. and authorize the appropriate officials to execute same. (consent)

Councilmember Hamilton moved to approve the Consent Agenda as submitted, less Items 7.2, 7.9-7.11, 7.15 and 7.22, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.

7.2 Approve Option 2 the Clearwater Main Library Imagine Clearwater Construction Scheduling. (consent)

At the August 6, 2020 city council meeting, staff was provided direction to move forward with the construction component of the Main Library renovations in conjunction with the Imagine Clearwater Plan.

In working with contractor Skanska, staff has developed two construction options:

Option 1 - This option will allow for limited use of the library by patrons by bifurcating construction work on the first floor with a temporary wall. The construction timeline for Option 1 is roughly thirteen months. Keeping the library open during renovations the City will incur additional costs due to the protracted construction timeline.

Option 2 - This option calls for closing the main library for approximately 9 months to all patrons. This option allows the contractor to complete their construction in almost 1/3 of the time as mentioned in Option 1. Saving additional time and money with a proposed project completion of 9 months instead of 13.

Due to the operational and financial impacts of Option 1, staff is recommending that Council pursue Option 2 which would result in a full and complete closure of the main library for 9 months. City Administration and Library staff feel that the library system is well positioned to absorb this impact. To offset patron impact to the library system, staff is planning to temporarily reassign staff from the Main Library to North Greenwood and Beach Library branches to provide increased operational hours while the Main Library is closed due to renovation.

At the August 31 work session, there was council consensus to proceed with the shorter timeline. Staff was directed to proceed with Option 2.

One individual submitted an eComment opposing Item 7.2, which the City Clerk read into the record (see page 26).

One individual questioned if the equipment from the Legacy room will be available at another facility while the Main Library is closed for renovations.

Library Director Jennifer Obermaier said the equipment could be relocated to another facility but was not aware of the costs associated with relocating the materials.

Councilmember Hamilton moved to approve Item 7.2. The motion

was duly seconded and carried unanimously.

- 7.9** Approve the First Amendment to the Host Venue Agreement between the City and Competitor Group, Inc. (CGI) for the Rock 'n' Roll Marathon Series to update the term of the agreement and authorize the appropriate officials to execute same. (consent)

On February 6, 2020, Council approved a Host Venue Agreement with CGI, the operator of the Rock 'n' Roll Marathon Series, to bring this signature running event to Clearwater.

The agreement provided for the race dates to begin in October 2020 and extend through October 2024. Due to issues caused by the COVID-19 pandemic and the more defined schedule for the Imagine Clearwater project, CGI is requesting that the race dates be modified to begin in October 2022 and extend through October 2026.

This will allow the City to provide a signature running event showcasing the newly opened Imagine Clearwater location. In addition, it will provide CGI as well as the City the opportunity to attract the most runners to not only participate in the race but to get to know the many amenities that Clearwater has to offer.

All other terms of the agreement remain unchanged and in full force and effect.

Councilmember Hamilton moved to approve the First Amendment to the Host Venue Agreement between the City and Competitor Group, Inc. (CGI) for the Rock 'n' Roll Marathon Series to update the term of the agreement and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.

- 7.10** Ratify and confirm a first amendment to the Joint Project Agreement (JPA) between Pinellas County and the City of Clearwater for the Sunset Point Road at Betty Lane Utility Relocation Project (17-0012-UT) for an increase of \$333,108.17, from \$402,948 to \$736,056.17, and authorize the appropriate officials to execute same. (consent)

November 2, 2017, City Council approved a JPA between Pinellas County and City of Clearwater for Utility Relocations in the amount of \$402,948.

The utility relocations were to accommodate conflicts between a City 16-in. potable water main and Pinellas County improvements to its stormwater system along Sunset Point Road from Douglas Avenue to Kings Highway. Construction began in early 2019 and is anticipated to be complete by the end of 2020.

During construction, unforeseen conflicts between the City water main and the County's proposed stormwater improvements were identified. In addition, some sections of the water main were found to have insufficient cover and required

relocation and/or concrete encasement.

This first amendment increases the construction budget in the amount of \$333,108.17 to fund the unforeseen work, bringing the total construction budget to \$736,056.17.

APPROPRIATION CODE AND AMOUNT:

3277327-563800-96634 \$333,108.17

Funding is available in Utility Renewal and Replacement project 96634, Sanitary Utility Relocation Accommodation.

One individual questioned why the project was taking so long.

Engineering Director Tara Kivett said the County had a conflict with the city sewer line; the City is covering the relocation of city utilities due to the County's work. The project is expected to be completed by the end of the year.

Councilmember Hamilton moved to ratify and confirm a first amendment to the Joint Project Agreement (JPA) between Pinellas County and the City of Clearwater for the Sunset Point Road at Betty Lane Utility Relocation Project (17-0012-UT) for an increase of \$333,108.17, from \$402,948 to \$736,056.17, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.

- 7.11** Approve Construction Manager at Risk (CMAR) proposal from Skanska, Inc., of Tampa, FL, for installation of supportive infrastructure for Imagine Clearwater (17-0031-EN) at the Guaranteed Maximum Price (GMP) of \$1,184,090 and authorize the appropriate officials to execute same. (consent)

December 19, 2019, City Council approved RFQ #52-19 selecting Skanska as CMAR to provide construction services for Imagine Clearwater and approved a proposal for Pre-Construction services in the amount of \$425,000 to include design review and construction cost estimating.

Existing Duke Energy utility facilities within Coachman Park must be modified to accommodate the new buildings and amenities planned within the Imagine Clearwater park design.

Construction documents for the supportive infrastructure portion of the project are complete and Skanska has provided a GMP to construct this infrastructure in Coachman Park and adjacent City-owned lots located at 301 Drew Street, Clearwater.

Construction for this work is scheduled to begin early September and will be completed in January of 2021. Use of the park space for certain programmed special events will be retained until late November 2020.

APPROPRIATION CODE AND AMOUNT:

ENGF180013-CONS-CNSTRC \$1,184,090

Funds are available in capital improvement project ENGF180013, Imagine Clearwater, to fund the proposal.

Councilmember Hamilton moved to approve Construction Manager at Risk (CMAR) proposal from Skanska, Inc., of Tampa, FL, for installation of supportive infrastructure for Imagine Clearwater (17-0031-EN) at the Guaranteed Maximum Price (GMP) of \$1,184,090 and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.

- 7.15** Authorize a Work Order to HDR, Inc. of Tampa, Florida in the amount of \$236,324 to assist in updating the City's Comprehensive Plan per Clearwater Code of Ordinances, 2.564(1)(d) Other Government Contracts, and authorize the appropriate officials to execute same. (consent)

The City of Clearwater Comprehensive Plan (the Plan) is the city's plan for the next 10 to 20 years, capturing the vision of where the city wants to be in the future. A series of goals, objectives and policies addressing a variety of "elements" such as future land use, transportation, and public utilities, guide the decisions of City Council, the city administration, and staff. The Plan establishes the policy direction for planning and land use decisions, and the Future Land Use Map, adopted as part of the Plan, shows the proposed distribution, location, and extent of the various categories of land (e.g., Residential Urban, Commercial General). The Plan is also the basis for capital projects, identifying infrastructure needs and where new or redeveloped public infrastructure should be placed. The Comprehensive Plan is implemented through the Community Development Code, Capital Improvements Program, and redevelopment/neighborhood and special area plans.

The comprehensive planning process allows the city to identify factors influencing and shaping the city such as demographic trends and changing development patterns and provides an opportunity to evaluate how community needs are being met. The planning process should involve consensus building between the overall community, elected officials, and other interested stakeholders.

Although the Planning and Development Department maintains this city plan, the Plan's policy direction governs a wide variety of city departments' work

programs and operations. This comprehensive planning process will allow the city to take a step back from its day-to-day operations to engage the community to evaluate its vision for the city, and to modify the Plan goals, objectives and policies so the departments can implement the plan going forward to achieve this vision.

The last major update to the Comprehensive Plan was completed in 2008, with the planning horizon established as 10 years (2008-2018 plan). While the Plan has been amended since then, city staff has not completed a more detailed analysis of the Plan and changes to the city since 2008. In 2015, Planning and Development Department staff completed the state-mandated Evaluation and Appraisal Review of the Plan, determining that the Plan was in compliance with Florida Statutes, and that no specific amendments were required beyond certain changes that were already in process at the time (e.g., "Peril of Flood" related amendments).

This is an extensive project which will require significant staff resources to complete. As detailed in the attached scope of work, HDR, Inc. will supplement staff's work, providing support in the visioning and outreach efforts, as well as leading the development of the Future Land Use, Transportation, and Housing Elements. HDR and their subconsultant S.B. Friedman have been involved in many recent countywide efforts related to these very important topics, while HDR is also very familiar with the City of Clearwater having worked on several recent planning projects.

Community engagement will be integrated into multiple phases of the project, including visioning and for the draft Plan. Additionally, workshops will be held with the Community Development Board and City Council several times prior to Plan adoption. With these firms' support, this project is estimated to take just under two years, inclusive of the six-month adoption process (i.e., local public hearings and two review periods by the Department of Economic Opportunity and other state agencies).

In 2019, Pinellas County approved 11 firms to provide as-needed consulting services for nine major disciplines: multimodal transportation planning and analysis, economic analysis, communications and public involvement, urban design, land use and redevelopment, historic preservation, community resilience, community development, and redevelopment planning. HDR was prequalified in seven of the nine disciplines. Code of Ordinances sec. 2.564 (1) (d) allows for direct contracting with consultants utilizing contracts previously awarded by other governmental entities.

APPROPRIATION CODE AND AMOUNT:

Funding for this contract has been included in the fiscal year 2020/21 budget in

new special program M2101, Planning Study Fund.

One individual questioned if there will be a public engagement component.

Planning and Development Assistant Director Lauren Matzke said staff will coordinate with Public Communications to ensure the public is informed of the public engagement process. The Comprehensive Plan is the City's plan for the next 10 to 20 years, directing Council and staff on how to move forward.

Councilmember Hamilton moved to authorize a Work Order to HDR, Inc. of Tampa, Florida in the amount of \$236,324 to assist in updating the City's Comprehensive Plan per Clearwater Code of Ordinances, 2.564(1)(d) Other Government Contracts, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.

- 7.22** Increase the amount of the contract with Manson Bolves Donaldson Varn for outside counsel representation in Seminole Boat Docks land ownership issues for a not exceed amount of exceed \$25,000, for a new contract total of not to exceed \$75,000, approve the amendment to the Legal Services Agreement increasing the contract amount, and authorize the appropriate officials to execute same. (consent)

On March 7, 2019, City Council authorized hiring the law firm of Manson Bolves Donaldson Varn as outside counsel to provide expertise as it relates to water law/submerged lands and act as liaison to the FDEP and other parties as may be necessary to assist in clearing any cloud on title of the lands being developed under the Seminole Street Boat Ramp - North Marina District Improvements Project and approved a Legal Services Agreement for an amount not to exceed \$50,000.00.

The land ownership issues have proven more complex than originally anticipated and will now require litigation to complete.

In the litigation phase, outside counsel will prepare and file motions for default, prepare and file Motions for Summary Judgement and attend hearing, negotiate and file Final Judgements as needed.

APPROPRIATION CODE AND AMOUNT:

Funds are available in cost code 0109600-530100, Professional Services, to fund this contract.

One individual questioned the item.

The City Attorney said the litigation is to clear up title issue on a small portion of property by the Seminole Boat Docks. The City believes the property in question was part of city ownership; there is a small portion that is not.

Councilmember Hamilton moved to increase the amount of the contract with Manson Bolves Donaldson Varn for outside counsel representation in Seminole Boat Docks land ownership issues for a not exceed amount of exceed \$25,000, for a new contract total of not to exceed \$75,000, approve the amendment to the Legal Services Agreement increasing the contract amount, and authorize the appropriate officials to execute same. The motion was duly seconded and carried unanimously.

Public Hearings - Not before 6:00 PM

8. Administrative Public Hearings

- 8.1** Set final millage rate of 5.9550 mills for fiscal year 2020/21 against non-exempt real and personal property within the City of Clearwater and pass Ordinance 9407-20 on first reading. (APH)

In accordance with Chapter 200 of the Florida Statutes, which defines requirements for the Determination of Millage and the rules governing Truth in Millage (TRIM) compliance, the City Council must hold two public hearings to adopt a final millage rate for the new fiscal year. The adoption of this ordinance to establish the millage rate and the two related budget ordinances are an integral part of fulfilling these requirements.

The City Council set a tentative millage rate of 5.9550 mills on July 16, 2020, which is the rate that appeared on the TRIM bill notices mailed to taxpayers in August. The millage rate of 5.9550 mills represents a 5.12% increase from the rolled back rate of 5.6649 mills.

Ordinance 9407-20 is presented in order to adopt the millage rate of 5.9550 mills to support the operating and capital improvement budgets for the 2020/21 fiscal year.

Budget Manager Kayleen Kastel provided a PowerPoint presentation.

One individual questioned why streets and sidewalk maintenance is placed under Parks and Recreation.

The City Manager said staff decided to move service functions from one department to another because it was felt better performance and results could be achieved.

Councilmember Hamilton moved to set final millage rate of 5.9550 mills for fiscal year 2020/21 against non-exempt real and personal property within the City of Clearwater. The motion was duly seconded and carried unanimously.

Ordinance 9407-20 was presented and read in full.

Councilmember Hamilton moved to pass Ordinance 9407-20 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Hibbard, Councilmember Hamilton, Vice Mayor Allbritton, Councilmember Bunker and Councilmember Beckman

8.2 Approve the City of Clearwater Annual Operating Budget for the 2020/21 fiscal year and pass Ordinance 9408-20 on first reading. (APH)

In accordance with Chapter 200 of the Florida Statutes and the rules governing Truth in Millage (TRIM) compliance, the City Council must hold two public hearings to adopt the budget. The adoption of this ordinance and the related ordinances adopting the 2020/21 millage rate and the Capital Improvement Budget are an integral part of fulfilling these requirements.

On June 26, 2020, the City Manager provided the City Council with a Preliminary Annual Operating and Capital Improvement Budget that outlined estimates of revenues and expenditures for the 2020/21 fiscal year. The City Manager presented the preliminary budget at the City Council meeting on July 16, 2020, for Council discussion and citizen input. In addition, a Special Budget Work Session was held on July 28, 2020 for Council discussion of the proposed budget.

The following changes have been made to the preliminary operating budget and are included in the ordinances for adoption of the operating budget:

- General Fund revenues reflect an increase of \$105,630 to ad valorem tax revenues based upon 2020 preliminary property tax values received on June 29th which were greater than early estimates.
- Updates made in Miscellaneous and Transfer In revenues (net zero) to account for revenues in the correct categories.
- Various General Fund department budgets are being reduced representing operating savings found to help offset the increase to the

Police Department for the cost of the Police Body Worn Camera Program which was approved by Council on August 6, 2020. This results in a net expenditure increase of \$105,630.

- In the Stormwater Fund, utility fee revenue is reduced by \$258,380 and transfers to capital projects are reduced by \$1,451,950. These changes are being made to better align with rate study revenue estimates and planned project funding.
- In the Central Insurance Fund, transfers to capital projects is increased by \$27,460 to fund the AED Replacement Program formerly in the General Fund Fire Department. The use of fund reserves is increased to cover this expenditure.
- In the Special Development Fund, ad valorem tax (road millage) revenues are increased by \$5,290 based upon 2020 preliminary property tax values received from the County on June 29th which were greater than early estimates.
- Special Program Fund revenues and expenditures are increased by \$270,794 to account for the transfer of General Fund revenue to fund the new Police Body Worn Camera Program approved by Council on

August 6, 2020.

- In Other Housing Assistance Funds, revenues and expenditures for State Housing Initiatives Partnership (SHIP) are eliminated reflecting a decrease of \$1,247,740. The State's distribution of SHIP funds for fiscal year 2020/21 was vetoed statewide.

One individual submitted an eComment regarding the inadequate maintenance of city sidewalks and landscaped medians, which the City Clerk read into the record (see page 26).

Councilmember Hamilton moved to approve the City of Clearwater Annual Operating Budget for the 2020/21 fiscal year. The motion was duly seconded and carried unanimously.

Ordinance 9408-20 was presented and read by title only. Councilmember Hamilton moved to pass Ordinance 9408-20 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Hibbard, Councilmember Hamilton, Vice Mayor Allbritton, Councilmember Bunker and Councilmember Beckman

8.3 Approve the fiscal year 2020/21 Annual Capital Improvement Budget, establish a six-year plan for the Capital Improvement Program (CIP) and pass Ordinance 9409-20 on first reading. (APH)

In accordance with Chapter 200 of the Florida Statutes and the rules governing Truth in Millage (TRIM) compliance, the City Council must hold two public hearing to adopt the final budget. The adoption of this ordinance and the related ordinances adopting the 2020/21 millage rate and operating budget are an integral part of fulfilling these requirements.

On June 26, 2020, the City Manager provided the City Council with a Preliminary Annual Operating and Capital Improvement Budget that outlined estimates of revenues and expenditures for the 2020/21 fiscal year. The City Manager presented the preliminary budget at the City Council meeting on July 16, 2020, for Council discussion and citizen input. In addition, a Special Budget Work Session was held on July 28, 2020 for Council discussion of the proposed budget.

The following changes have been made to the Preliminary Capital Improvement Budget and are included in the ordinance for adoption of the capital improvement budget.

- The funding for Police District 3 Sub Station was incorrectly posted in fiscal year 2021/22, this interfund loan for \$11,000,000 has been moved to fiscal year 2020/21.
- The Police Boat Replacement project has been eliminated. The boat purchase was approved by Council on August 20, 2020, amending the fiscal year 2019/20 budget to purchase with existing special program funds.
- The source of funding for the Auto External Defibrillator Program has been changed from General Fund revenue to Central Insurance Fund revenue.
- In the Spectrum Field Infrastructure Repairs/Improvements project, fiscal years 2023/24 and 2024/25 have been reduced by a total of \$1,100,000 to better align future funding with the timing of contract negotiation.
- Stormwater projects have been amended to better align with project funding as planned in the rate study. This results in a decrease in project funding of \$1,451,950 for fiscal year 2020/21. For the six-year capital improvement plan (fiscal years 2020/21 through 2025/26), project funding was decreased by a net total of \$854,230.
- Water and Sewer projects have been amended to better align with

project funding as planned in the rate study. This results in an increase of \$9,000,000 to capital project funding in fiscal year 2025/26.

Staff has provided a worksheet detailing these project changes for fiscal years 2020/21 through 2025/26.

Councilmember Hamilton moved to approve the fiscal year 2020/21 Annual Capital Improvement Budget, establish a six-year plan for the Capital Improvement Program (CIP). The motion was duly seconded and carried unanimously.

Ordinance 9409-20 was presented and read by title only. Councilmember Hamilton moved to pass Ordinance 9409-20 on first reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Hibbard, Councilmember Hamilton, Vice Mayor Allbritton, Councilmember Bunker and Councilmember Beckman

8.4 Approve the recommended Penny for Pinellas project list, as revised for Fiscal Years 2020/21 through 2029/30. (APH)

On March 6, 1997, the City Council adopted Ordinance 6137-97. The ordinance established the requirement for a special hearing prior to adoption of the capital improvement budget to discuss the use of Penny for Pinellas tax, and at any time in which there is any proposed change to the Penny for Pinellas project funding of \$500,000 or more.

Changes to Penny for Pinellas projects that meet this criterion in the proposed 2020/21 capital improvement budget and six-year plan include the following:

- **Fire Engines/Ladder Truck Replacement** - The replacement schedule for fire engines is being changed to advance the planned engine replacement from fiscal year 2021/22 to 2020/21. This results in the replacement of two engines in fiscal year 2020/21.
- **Public Safety Vehicle/Equipment Facility** - The funding for this project, which provides for construction of a facility to store oversized vehicles and equipment for both the Police and Fire department, is being postponed to fiscal year 2021/22.

Councilmember Hamilton moved to approve the recommended Penny for Pinellas project list, as revised for Fiscal Years 2020/21 through 2029/30. The motion was duly seconded and carried unanimously.

8.5 Approve State Housing Initiatives Partnership (SHIP) Program Annual Report and Local Housing Incentive Certification for the closeout year 2017-2018 and interim years 2018-2019 and 2019-2020 and allow appropriate officials to execute same. (APH)

The Florida Legislature enacted the William E. Sadowski Affordable Housing Act (Act) in 1992. The Act created a dedicated revenue source for state and local housing trust funds including the State Housing Initiatives Partnership (SHIP) Program.

Through the SHIP Program, the Economic Development and Housing Department has provided funding for the following housing activities: Downpayment and closing costs assistance of existing structures; the construction of new dwellings; the rehabilitation of owner-occupied single-family dwellings; and the construction, acquisition, and rehabilitation of rental properties.

All local governments receiving SHIP funds must submit their annual report to the Florida Housing Finance Corporation by September 15 of each year. The annual report provides details of expended and encumbered funds. The report also provides information on the strategies funded, the number of households served, and income category, age, family size, race and other data regarding special needs populations such as homeless persons, persons with disabilities and the elderly. The report is submitted electronically to the State of Florida. For closeout year 2017-2018, the City received \$482,265 from the state annual distribution, \$338,118.15 in program income and related interest, carryover of a negative balance of \$20,329.18 from previous year funds. The department assisted eighteen families utilizing its approved strategies. The department also used these SHIP funds and SHIP program income to match federal program funds to support other existing housing programs.

SHIP funding has a positive impact on the City's economy, as evidenced by activities in closeout year 2017-2018, where the City expended \$829,034.33 in SHIP funds (including \$65,132.40 on program administration) to leverage over \$16.5 million in other funds.

Councilmember Hamilton moved to approve State Housing Initiatives Partnership (SHIP) Program Annual Report and Local Housing Incentive Certification for the closeout year 2017-2018 and interim years 2018-2019 and 2019-2020 and allow appropriate officials to execute same. The motion was duly seconded and carried unanimously.

9. Second Readings - Public Hearing

- 9.1** Adopt Ordinance 9383-20 on second reading, amending Chapter 33, Clearwater Code of Ordinances, to prohibit derelict vessels from being left in the city waterways and providing for enforcement.

During the August 31 work session, the City Attorney reported a scrivener's error in Ordinance 9383-20 (a superfluous comma found in existing code). Staff is requesting Council make a motion to amend Sec. 33.055(4) as follows: No vessel shall be permitted to occupy the City-owned Island Way Grill, non-leased public dock slips during the period each night between 10:00 p.m. and 8:00 a.m., except in an emergency as authorized by the city harbormaster. The harbormaster will determine whether the circumstance constitutes an emergency.

Two comments were received in support; the City Clerk read the comments into the record (see pages 29 and 30).

One comment was received in opposition; the City Clerk read the comment into the record (see page 31).

In response to a question, the City Attorney said the ordinance makes two changes to the existing ordinance: 1) makes it unlawful to store, leave, abandon a derelict vessel in any navigable waters within the city and 2) adds a punishment provision to include enforcement procedures, making it possible to take the violations to a new hearing officer process.

Ordinance 9383-20 was presented and read by title only. Councilmember Hamilton moved to adopt Ordinance 9383-20 on second and final reading. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Hibbard, Councilmember Hamilton, Vice Mayor Allbritton, Councilmember Bunker and Councilmember Beckman

10. City Manager Reports

- 10.1** Approve a Gas Utility Easement from FI-Tarpon Square-QRX, LLC, for the construction, installation, and maintenance of gas utility facilities on real property located at 41256 US Highway 19 North, Tarpon Springs and adopt Resolution 20-43.

FI-Tarpon Square-QRX, LLC (Grantor) has granted a non-exclusive five-foot wide natural gas easement, on property located on the northwest corner of US Hwy 19 N and Tarpon Ave, in Tarpon Springs for the installation of a natural gas distribution line. This main line will initially serve one commercial customer (Hibachi Express) and any future accounts located in the Tarpon Square Plaza

at 41256 US Highway 19 N, contained within Parcel ID No. 12-27-15-89982-023-0100.

The easement grant is sufficient for the City to maintain and replace its facilities as necessary in perpetuity, or until such time as the City determines to abandon its use.

Councilmember Hamilton moved to approve a Gas Utility Easement from FI-Tarpon Square-QRX, LLC, for the construction, installation, and maintenance of gas utility facilities on real property located at 41256 US Highway 19 North, Tarpon Springs. The motion was duly seconded and carried unanimously.

Resolution 20-43 was presented and read by title only. Councilmember Hamilton moved to adopt Resolution 20-43. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Hibbard, Councilmember Hamilton, Vice Mayor Allbritton, Councilmember Bunker and Councilmember Beckman

10.2 Confirm COVID-19 Emergency Proclamation and adopt Resolution 20-47.

Councilmember Hamilton moved to confirm COVID-19 Emergency Proclamation. The motion was duly seconded and carried unanimously.

Resolution 20-47 was presented and read by title only. Councilmember Hamilton moved to adopt Resolution 20-47. The motion was duly seconded and upon roll call, the vote was:

Ayes: 5 - Mayor Hibbard, Councilmember Hamilton, Vice Mayor Allbritton, Councilmember Bunker and Councilmember Beckman

10.3 NFL Alumni Children's Obstacle Course

Parks and Recreation Interim Director Art Kader said the City received a letter expressing an interest to partner with Clearwater to install a youth obstacle course and presented a video of the course. Staff recommended two sites in the North Greenwood Community near Jack Russell Stadium: the parking lot east of Buccaneer Field or behind the outfield wall of Jack Russell Stadium. Staff will meet with the engineers to

determine where the course could be located. The course would be a wonderful amenity for the North Greenwood community and Clearwater since there is no facility like it in the area. He said the facility would not increase the Department's maintenance costs. Should staff be authorized to pursue an agreement with the NFL Alumni, the City will be required to fund the \$312,000-project upfront, which the NFL Alumni hopes to fundraise and payback the City. The City would be responsible for any permits and costs associated with fencing, benches and trash receptacles. Mr. Kader said staff time and resources will need to be redirected to the project to ensure it is completed prior to the Super Bowl.

In response to questions, Mr. Kader said the facility would be programmed with community partners for supervised use. The City Attorney said legal staff needs to review the proposed agreement and liability issues. The Mayor said if an agreement is signed by the end of October, the vendor has agreed to honor a \$20,000 discount. The NFL Alumni group were looking at the three major cities in the region for the obstacle course; they are still talking to Tampa for a possible second site.

Discussion ensued with consensus for staff to pursue drafting an agreement.

The Council recessed from 7:49 p.m. to 7:59 p.m.

11. City Attorney Reports – None.

12. Other Council Action

12.1 Solar Panels on Amphitheater - Councilmember Beckman

Councilmember Beckman said she had nothing new to say about the topic; staff is in the process of getting more information.

12.2 Go Vote banner on old City Hall - Councilmember Beckman

Councilmember Beckman said she drives by the Go Bolts banner on the former city hall site everyday and she is committed to getting out the vote in November. She requested consideration for the City to install a Go Vote banner where the Go Bolts banner is located.

Discussion ensued with consensus for staff to pursue the Go Vote banner.

Councilmember Beckman requested consideration to have Vote Your Voice Matters signs at the libraries and recreation centers. There was consensus for staff to place non-partisan standardized signs for the libraries and recreation centers.

12.3PSTA Update - Vice Mayor Allbritton

Vice Mayor Allbritton said Forward Pinellas Executive Director Whit Blanton attended the last PSTA meeting and asked for a letter recommending a pedestrian underpass at US Highway 19 and Republic Drive. FDOT recommends a pedestrian crossing every half mile and there are not enough spots on US Highway 19 between SR 580 and Curlew Road. An underpass costs about a tenth of an overpass and does not obstruct views as an overpass does. He said if riders can't get from one side of the road to the other safely, PSTA can't build ridership. The board voted unanimously to support the project. He said Forward Pinellas would vote on the issue next week and he anticipates it being approved.

In response to a question, the Vice Mayor said the City may support a PSTA grant funding application for the multimodal facility. He said Amplify Clearwater will be talking to downtown groups to get letters of support for the funding. He said PSTA CEO Brad Miller said the organization has a good chance of getting funding; there is already funding for the plans. Mr. Miller and the City Manager are talking on a monthly basis and there are ideas of how to get the PSTA transfer station moved for a potential City Hall on that site.

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

Vice Mayor Allbritton said the big holiday weekend will bring lots of people to the beach and he hopes everyone stays distanced and cares about their neighbors. He said he wants everyone to enjoy the beach but wants everyone to be careful and safe.

Councilmember Beckman said she appreciates all the public comment. She encouraged all to get registered to vote and it will be a huge ballot this year with federal, state, and county elections and amendments along with the city's referendum. She encouraged all to take the 2020 Census, the deadline is the end of September.

Councilmember Bunker encouraged all to get a flu shot and to take care and take caution as flu season comes during the COVID pandemic.

14. Closing Comments by Mayor

The Mayor said city offices will be closed Monday, September 7 in observance of Labor Day and that there are no changes to the solid waste collection schedule. He said to please be responsible over the Labor Day weekend and to avoid large gatherings and maintain a safe distance and that there is plenty of room on the beach. He said it will be hot and to remember to hydrate and that no alcohol is allowed on the beach, he reminded all to wear sunscreen and to watch out for lighting, "when thunder roars, head indoors." He said he met with the Clearwater Beach Association and that trash continues to be a real problem. He reminded all to please use the trash receptacles. He reminded all that the last day to take the 2020 Census is September 30. Hurricane season is still upon us and the tropics are active. He said the CRA, in partnership with the Public Art & Design program, is seeking muralists to design and paint a series of murals on private and public property in downtown. Pinellas Cares is a program for those that lost significant income or their job due to impacts from the COVID-19 pandemic; those that qualify for financial assistance may receive up to \$5,000 per household for rent, mortgage, or utility payments. The Landings golf course referendum is on the ballot for citizens to decide to develop the land or leave it as a golf course. He wished all a safe and happy Labor Day.

15. Adjourn

The meeting adjourned at 8:26 p.m.

Attest

City Clerk

Mayor
City of Clearwater

City Council on 2020-09-03 6:00 PM

Meeting Time: 09-03-20 18:00

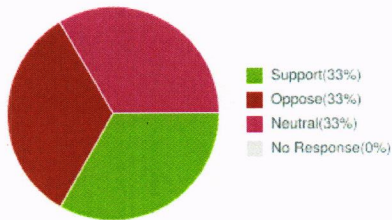
eComments Report

Meetings	Meeting Time	Agenda Items	Comments	Support	Oppose	Neutral
City Council on 2020-09-03 6:00 PM	09-03-20 18:00	54	3	1	1	1

Sentiments for All Meetings

The following graphs display sentiments for comments that have location data. Only locations of users who have commented will be shown.

Overall Sentiment

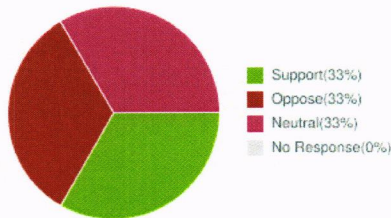


Agenda Name	Comments	Support	Oppose	Neutral
6. Citizens to be heard re items not on the agenda	1	0	1	0
7.2 ID#20-8180 Approve Option 2 the Clearwater Main Library Imagine Clearwater Construction Scheduling. (consent)	1	1	0	0
8.2 9408-20 Approve the City of Clearwater Annual Operating Budget for the 2020/21 fiscal year and pass Ordinance 9408-20 on first reading. (APH)	1	0	0	1

Sentiments for All Agenda Items

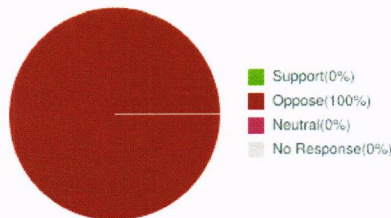
The following graphs display sentiments for comments that have location data. Only locations of users who have commented will be shown.

Overall Sentiment



Agenda Item: eComments for 6. Citizens to be heard re items not on the agenda

Overall Sentiment



Elizabeth Davis

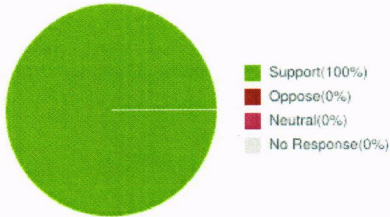
Location:
Submitted At: 4:29pm 09-02-20

My name is Beth Davis, I am a citizen opposing the light development of the Greenspace, the Landings golf course for many reasons. My comment about this today is that the citizens of Clearwater have yet to be notified publicly. I have been concerned about the timetable and the information put out concerning this project and the chance for citizen education and input from the beginning. As a comparison, we now have a project at Belcher and Gulf to Bay that has a full year's lead time for information to be disseminated to the residents, and - for the citizenship to comment in kind. That is the more normal process for the city of Clearwater. It furthers my disappointment and reinforces the missed opportunity for a more thorough conversation between the city and the citizens concerning the Landings project. When the voters are asked to vote, they should be informed well. The

- Landings belongs to all of us. In the future, I hope we will consider all of our Greenspace considerations with a Greenprint perspective and the correct amount of time for all advisory boards, neighborhoods and tax-paying citizens to be informed before they vote.

Agenda Item: eComments for 7.2 ID#20-8180 Approve Option 2 the Clearwater Main Library Imagine Clearwater Construction Scheduling. (consent)

Overall Sentiment



Maura Hedrich

Location:

Submitted At: 12:49pm 09-02-20

It was great to hear that closing the library during construction will not only save the city money but save time for reopening. It was also good to hear that employees will be used to possibly increase hours at other libraries. I am sure the North Greenwood Library would love to have the library hours increased, especially now as wifi is needed more than ever as students return to school.

I was also glad to hear Councilmember Beckman bring up the concern for the homeless that use the library daily as a resource. I would agree with Mr. Horne that it is and has been an ongoing issue for Clearwater plus many other cities. With the library closing for a period of time and it not being available, this is an opportunity to inform them of the closing but also invite different councilors from organizations to come and share the numerous resources available. Sometimes, when push comes to shove, a chance happens.

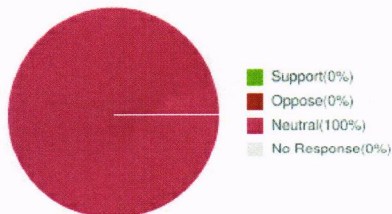
Thank you for your consideration.

Maura Hedrich

727/536-0634

Agenda Item: eComments for 8.2 9408-20 Approve the City of Clearwater Annual Operating Budget for the 2020/21 fiscal year and pass Ordinance 9408-20 on first reading. (APH)

Overall Sentiment



Bill Jonson

Location:

Submitted At: 4:29pm 09-03-20

During the last several Council meetings I have raised concerns about the inadequate maintenance of Clearwater sidewalks and the maintenance of the landscaped medians on Gulf to Bay. So the question is will the budget adequately fund these areas consistent with goals to eliminate sidewalk trip hazards and maintain our logo Bright and Beautiful from the Bay to the Beach.

Call, Rosemarie

From: Jess Anderson <cougarjc@gmail.com>
Sent: Wednesday, September 2, 2020 12:04 AM
To: ClearwaterCouncil
Subject: Youth Sports

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.

Together we feel that we are able to provide an outdoor physical activity for our kids to participate in that they need for their own mental and physical wellness. We do plan to continue conditioning our kids with our return to play rules maintained. We are temperature checking our kids every night. We are symptom checking our kids every night. We have them sanitize their hands before taking the field. All of our coaches, volunteers and parents are in masks. We are doing what we can to follow the CDC and Board of Health's recommendations. Our concerns are without football or cheer to look forward to our kids are actually more at risk then being with us. During a typical season our kids go to school and after school they have enough time to go home, do some homework, eat a little and then head out the door for practice where each one will be subjected to screening for COVID-19. They are at the field from 6pm-8:30pm, then they go home, shower, eat, finish their homework and go to bed. Essentially, we are creating our own little bubble for these kids while we are active in season. Without a season our opinion is our kids will have a lot of free time with no supervision, which would put them more at risk then a supervised season.

We respect and understand your decision but ask you for a definitive date that we will be allowed to move towards contact and competitions based off of levels you deem acceptable. We request guidance as to what you are looking for in regard to data to allow us to have contact and compete. Is your decision based off of percent positive, number of cases, hospitalization rates or all of the above? If we know what the expectations are, we can better plan for our season. We have been waiting this information for months and are consistently given nothing.

We have gather over 1400 signatures - our parents have weighed in on the potential risk to our kids and feel that the benefits of moving forward with a season outweigh the risk. This speaks volumes. We as a whole would like our voices and the voices of our parents heard. We respectfully request to be involved in future meetings so we as well can be heard. We are all volunteers that are attempting to provide a service to our parents and supporters. We feel with their support it is encouraging enough to not give up and push forward for a season. We would like to be part of the final decision with the mindset that our goal is not to put our kids and families at greater risk in doing so.

TBYFL plays at more of a local level and would need competitions to start no later than October 15th to have a fall season with contact being allowed by October 1. We would like guidance from you to make this happen.

We look forward to having a few representatives from our United Coalition to be involved in your next meeting to work on a safe reasonable return to play because our kids not only need it physically, but mentally too.

Thank you for your time

#WEWANTTOPLAYTOO

Call, Rosemarie

From: l@demotts.net
Sent: Friday, August 28, 2020 1:34 PM
To: ClearwaterCouncil
Subject: Derelict vessel hearing

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 Council Members,

I understand you will soon be meeting to discuss the situation of neglected vessels in the waterways. Good.

I agree there should be some rules about mooring in the intracoastal. There are some sailboats moored just north of downtown Clearwater that rarely get moved but seem to be in working condition. At least they're not an eyesore. I do not mind these boats mooring where they are because they are in nice shape and quite a bit offshore.

However, there is an unsightly boat parked very close to the condo building in the same area. I feel it is too close to shore (and it's unpleasant to look at). No one ever boarded it for months during the covid quarantine but recently now someone has been coming aboard about once a week. From what I understand of the current ordinance, a boat could moor there indefinitely IF it wasn't abandoned or taking on water. Under that ordinance, this unsightly too close to shore boat could stay where it is. Yet it is affecting the quiet enjoyment of the residents of the condo building who pay a decent amount for their units in order to have a pretty view.

So whatever changes you make to the ordinance, if that's what the hearing is about, should include situations where the boat isn't necessarily abandoned (and what does that mean exactly), but is junky looking and too close to shore.

I don't want to put restrictive rules on people enjoying the waterways and boating, as I love to do both, but it appears there should be some agreements put in place so that none of these activities become a nuisance.

I appreciate you all taking up this subject on behalf on the citizens.

Sincerely,
LeAnn DeMotts
Clearwater citizen
(913) 217-5710

Call, Rosemarie

From: Linda Clark <lindaclark1710@gmail.com>
Sent: Tuesday, August 25, 2020 1:32 PM
To: ClearwaterCouncil
Subject: Ordinance

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 Council Members,

I want to submit my support for an ordinance concerning the long term mooring of vessels in the waterways. I work downtown and was surprised that this was allowed and was not something enforceable by codes already.

I have called code enforcement before about this and was told they had no say on things in the waterways.

I fully understand that if they are there for a short time, just as for the 4th of July, but it shouldn't be allowed as an ongoing thing.

Thank you for your attention to this matter. I truly hope this passes.

Sincerely,

Linda Clark
727-409-2104

Call, Rosemarie

From: Jesse Dennerlein <jessewd@yahoo.com>
Sent: Monday, August 24, 2020 7:29 PM
To: ClearwaterCouncil
Subject: ORDINANCE NO. 9383-20

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 Council Members,

I wish to express that I do not want to see further laws made regarding vessels in the waters in and around clearwater.

If you insist on applying the Clearwater Community development Code to this then there need to be reasonable attempts to determine the ownership of the vessel and with that reasonable attempts to contact the owner with significant times allotted so that said owner has time to receive the communications and response. For example, lets say it is determined that the boat of a particular sailor is determined to be derelict but said sailor is on a circumnavigation of the world which can take significant time. It could be many months before he/she has regular communications available to them to receive notifications of a problem. This needs to be taken into account and understanding and tolerance need to be applied very generously.

When I say reasonable attempts to contact the owner are made, there need to be multiple attempts on multiple different communication channels, phone, mail, email, text, personal contact....

Also Derelict is an very imprecise term. To quote an old saying "One man's garbage is another man's treasure." I realize that you try to define that further but terms like "junked" are also imprecise, again one person's junk is another persons treasure.

Obviously there are clear cut case but there are also borderline cases and the borderline cases should always go in favor of the owner, not someone complaining about the vessel. There is case of that right in front of my property right now, some of my neighbors are complaining about it but I love the vessel. It is one that someone built personally. I respect that greatly. It also looks like it very green i.e. using very little fossil fuel. The owner has my admiration for that.

Best Regards,
Jesse

7.17

Call, Rosemarie

From: Bowman, Justin
Sent: Wednesday, September 2, 2020 12:06 PM
To: ClearwaterCouncil; Beckman, Kathleen; Hibbard, Frank; Bunker, Mark; Allbritton, David; Hamilton, Hoyt
Cc: Prifti, Doniela; Goldberg, Arthur; Elgendi, Hatem; Dennison, Carissa; Overby, Janice
Subject: Invitation to Bid 43-20 (ID#20-8135)

Dear Mayor and Councilmembers,

After watching the council meeting held on 8/31/2020, we feel like there were some inaccuracies presented regarding agenda number 13.1 (ID#20-8135). The city laboratory is equipped and capable of performing most of the analysis that were included in the bid. We have the capability to get certified in any testing parameters needed to keep all testing in house. We understand the necessity of backup laboratories in case of emergencies, however it should be established in the contract that the city laboratory must always be used as the primary option. If it can be analyzed at the city laboratory, there is no reason to pay to send it to a third party laboratory. Currently, some samples are being sent to a third party laboratory that we are able to perform at the Clearwater lab. The number of samples being sent out are increasing by the day. Lab personnel feel as if this is the first step towards city laboratory closure and is creating job insecurity.

In the past, problems occurred due to incompetent management which included an internal investigation. Those involved are no longer employed by the city, however, the laboratory staff believe that this situation could be used as a reason for a potential closure. Sorry for the last minute discussion, but we would appreciate if you could contact us directly for further details at 727-330-0400.

Thank you in advance for considering our opinions. We hope to hear from you before the vote on Thursday 9/3/2020.

Sincerely,

Laboratory Staff