

# City of Clearwater

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



## Meeting Minutes

**Thursday, September 2, 2021**

**6:00 PM**

**Main Library - Council Chambers**

**City Council**

**Roll Call**

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

**Also Present:** Micah Maxwell – Interim 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 p.m.*

**2. Invocation – Ms. Meredith Olson from Unitarian Universalist of Clearwater****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 2021 - Jennifer Obermaier, Library Director

**5. Approval of Minutes**

- 5.1 Approve the minutes of the August 19, 2021 City Council Meeting as submitted in written summation by the City Clerk.

**Vice Mayor Hamilton moved to approve the minutes of the August 19, 2021 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**

*Lisa Lanza spoke in support of the Downtown Development Board's*

*Downtown Coordination Committee and stated that she does her best to recruit people to visit Downtown.*

*Doug Kelly submitted an email supporting Council's selection for a new city attorney and city manager that was read into the record by the City Clerk (see page 10).*

## **7. Consent Agenda – approved as submitted.**

- 7.1** Approve a professional services agreement and work order to InVision Advisors, LLC, of Tampa, FL, per Request for Qualifications (RFQ) 51-21 for Owner's Representative Services during construction of Imagine Clearwater (17-0031-EN) in the not-to-exceed amount of \$240,000 and authorize the appropriate officials to execute same. (consent)
- 7.2** Approve a Purchase Order to Arthur J. Gallagher Risk Management Services, Inc. of Orlando, Florida for builder's risk insurance for Imagine Clearwater (17-0031-EN) in the amount of \$276,182.00 pursuant to City Code of Ordinances Section 2.563(1)(i), Insurance, and authorize the appropriate officials to execute same. (consent).
- 7.3** Approve the Contract for Purchase by the City of Clearwater of certain real property located on the southwest corner of N. Martin Luther King Jr. Avenue and Engman Street with a purchase price of \$35,000 and total expenditures not to exceed \$37,000; authorize the appropriate officials to execute same, together with all other instruments required to affect closing; and approve the transfer of \$37,000 from general fund reserves at third quarter to cover the cost of the purchase. (consent)
- 7.4** Approve the collective bargaining agreement as negotiated between the City of Clearwater and Fraternal Order of Police, Clearwater Officers Bargaining Unit Lodge 10 for Fiscal years 2021/2022, 2022/2023, 2023/2024 and authorize the appropriate officials to execute same. (consent)
- 7.5** Approve the collective bargaining agreement as negotiated between the City of Clearwater and Fraternal Order of Police, Clearwater Supervisors Bargaining Unit for Fiscal years 2021/2022, 2022/2023, 2023/2024 and authorize the appropriate officials to execute same. (consent)
- 7.6** Renew Grant and Financial Assistance Agreement between the Florida Department of Law Enforcement and the City of Clearwater, necessary to facilitate a current mutual aid agreement between the two entities, effective upon execution through June 30, 2022, and authorize the appropriate officials to execute same. (consent)
- 7.7** Authorize the trade-in to GT Distributors, Inc. of Austin, TX for twenty-one used Glock 42 pistols with 2 magazines, and TruGlo Sights, in the trade-in amount of \$5,859.00,

pursuant to City Code of Ordinances 2.623 (6) and (7)(e) Disposal and disposition of surplus tangible personal property, and authorize the appropriate officials to execute same. (consent)

- 7.8** Approve a contract with the Pinellas County Sheriff's Office, Largo, Florida, in the amount not to exceed \$599,530, which includes a contingency, for forensic crime scene processing, latent prints, property and evidence storage, and Pinellas Juvenile Assessment Center services, during the one-year contract period commencing on October 1, 2021 through September 30, 2022 and authorize the appropriate officials to execute same. (consent)
- 7.9** Approve a Purchase Order to CDW Government, LLC (CDW-G) of Vernon Hills, IL in the amount of \$382,110.00 for the purchase of Fortinet hardware, software, and maintenance, pursuant to City Code of Ordinances Section 2.563(1)(c) - Piggyback, and authorize the appropriate officials to execute same. (consent)
- 7.10** Authorize a purchase order to the State of Florida Department of Management Services Contract DMS-08/09-071, for SUNCOM long distance service, State AIN Centranet lines, and toll-free lines, in an amount not to exceed \$164,220 for the period October 1, 2021 through September 30, 2022, pursuant to Clearwater Code of Ordinances Section 2.563(1)(c) Piggyback or Cooperative Purchasing; and authorize the appropriate officials to execute same. (consent)
- 7.11** Authorize a purchase order to Stolze Door Company d/b/a Overhead Door of Clearwater of Clearwater, FL, for maintenance, repair, and replacement of overhead/security doors, in the not-to-exceed amount of \$625,000 from May 23, 2021 through March 11, 2026, pursuant to Clearwater Code of Ordinances Section 2.563(1)(c) Cooperative Contracts and authorize the appropriate officials to execute same. (consent)
- 7.12** Approve a purchase order to Pinellas County Solid Waste Management for the disposal of solid waste at the Pinellas County waste-to-energy plant/landfill for the term October 1, 2021 through September 30, 2022 in a not-to-exceed amount of \$4,508,000.00, pursuant to Clearwater Code of Ordinance 2.563(1)(a) Single Source, and authorize the appropriate officials to execute same. (consent)
- 7.13** Authorize purchase orders to Angelo's Recycled Materials of St. Petersburg, FL and Consolidated Resource Recovery, Inc of Sarasota, FL for Yard Waste, Class III Waste, and Construction Demolition Debris Disposal in a not-to-exceed amount of \$3,900,000.00 for the term October 1, 2021 through September 30, 2024, pursuant to Clearwater Code of Ordinances Section 2.563(1)(c) Cooperative purchasing and authorize the appropriate officials to execute same. (consent)
- 7.14** Authorize a purchase order to Wastequip Manufacturing Company LLC of Charlotte, NC for the purchase of roll-off containers, compactors, and compactor parts in a

not-to-exceed amount of \$1,284,000.00 for term October 1, 2021 through June 2, 2025, pursuant to Clearwater Code of Ordinance Section 2.563 (1)(c) - piggyback contract; and authorize the appropriate officials to execute the same. (consent)

- 7.15** Approve the Restrictive Covenant required by the State of Florida for a Cultural Facilities Grant awarded to Ruth Eckerd Hall, Inc. and authorize the appropriate officials to execute same. (consent)
- 7.16** Reappoint Jeffery W. Smith to the Clearwater Housing Authority Board with a term to expire September 30, 2025. (consent)
- 7.17** Appoint one member to the Environmental Advisory Board with a term to expire September 30, 2025.
- 7.18** Reappoint Camille J. Hebting to the Neighborhood and Affordable Housing Advisory Board with a term to expire September 30, 2025. (consent)
- 7.19** Appoint David Margolis as City Attorney effective October 25, 2021 and approve an Employment Agreement with him.

**Councilmember Allbritton moved to approve the Consent Agenda as submitted 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 9438-21 on second reading, amending Sections 2.226 through 2.229, Clearwater Code of Ordinances, to address statutorily mandated changes in Section 420.9076, Florida Statutes (2020), which sets for the requirements for establishing a local Affordable Housing Advisory Committee.

**Ordinance 9438-21 was presented and read by title only.  
Councilmember Beckman moved to adopt Ordinance 9438-21 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

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

- 8.2** Adopt Ordinance 9478-21 on second reading, annexing certain real property whose post

office address is 3036 Glen Oak Avenue N., Clearwater, Florida 33759, into the corporate limits of the city and redefining the boundary lines of the city to include said addition.

**Ordinance 9478-21 was presented and read by title only. Councilmember Bunker moved to adopt Ordinance 9478-21 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

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

- 8.3** Adopt Ordinance 9479-21 on second reading, amending the future land use plan element of the Comprehensive Plan to designate the land use for certain real property whose post office address is 3036 Glen Oak Avenue N., Clearwater, Florida 33759, upon annexation into the City of Clearwater, as Residential Low (RL).

**Ordinance 9479-21 was presented and read by title only. Vice Mayor Hamilton moved to adopt Ordinance 9479-21 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

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

- 8.4** Adopt Ordinance 9480-21 on second reading, amending the Zoning Atlas of the city by zoning certain real property whose post office address is 3036 Glen Oak Avenue N., Clearwater, Florida 33759, upon annexation into the City of Clearwater, as Low Medium Density Residential (LMDR).

**Ordinance 9480-21 was presented and read by title only. Councilmember Allbritton moved to adopt Ordinance 9480-21 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

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

- 8.5** Adopt Ordinance 9502-21 on second reading, amending Clearwater Code of Ordinance Chapter 2, Article VI, Division 3, Purchasing, by adding Section 2.561(1)(k) and new Subdivision V, Public-Private Partnerships.

**Ordinance 9502-21 was presented and read by title only.**

**Councilmember Beckman moved to adopt Ordinance 9502-21 on second and final reading. The motion was duly seconded and upon roll call, the vote was:**

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

## **9. City Manager Reports**

### **9.1 Appoint eleven members to the Affordable Housing Advisory Committee to include the appointment of a locally elected official and adopt Resolution 21-30.**

Florida Statute Section 420.9076 states that counties and cities receiving State Housing Initiatives Partnership (SHIP) program funds are required to establish annually an Affordable Housing Advisory Committee (AHAC) and prepare a Local Housing Incentive Strategy (LHIS). The statute further provides that the committee be made up of eleven members and that the City appoint the eleven members by resolution. The eleven members must represent a specific industry or a specific group.

The required groups and recommended individuals are listed below:

- Banking industry/mortgage: Linda Kemp
- Area of labor engaged in home building: Maria (Gaby) Camacho
- Advocate for low-income person: Peter Scalia
- Not-for-profit provider of affordable housing: Kevin Chinault
- Real estate professional engaged in affordable housing: Lindsay Dicus-Harrison
- Representative of Employers: Camille Hebtng
- Clearwater resident: Carmen Santiago
- Member of the local planning agency: Michael Boutzoukas
- Essential Services representative: Jacqueline Rivera
- Residential home building: Pierre Cournoyer
- Locally elected official: TO BE DETERMINED BY CITY COUNCIL

The duties of the Affordable Housing Advisory Committee shall include reviewing policies and procedures, ordinances, land development regulations and the City's adopted comprehensive plan and shall recommend specific actions or initiatives to encourage or facilitate affordable housing while protecting the ability of the property to appreciate in value.

The LHIS must be submitted to City Council by December 31, 2021, and will encompass the definition, vision, strategic focus areas, and action plan (including potential amendments to procedures and existing regulations) in order to facilitate the development of affordable housing in the city.

**Vice Mayor Hamilton moved to appoint eleven members to the**

**Affordable Housing Advisory Committee to include Councilmember Kathleen Beckman as the appointed locally elected official. The motion was duly seconded and carried unanimously.**

**Resolution 21-30 was presented and read by title only.**

**Councilmember Allbritton moved to adopt Resolution 21-30. The motion was duly seconded and upon roll call, the vote was:**

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

#### **CWA Negotiations Update**

*Human Resources Director Jennifer Poirrier said the CWA informed her this afternoon that the minimum wage negotiations passed with an 80% approval rate. Staff will present an agenda item for council approval at the next meeting.*

#### **Annual Philadelphia Trip**

*The Mayor said Council's annual trip to meet with the Phillies management is scheduled for next week. He said it would be beneficial if the new city manager, Jon Jennings, joined Council in Philadelphia and meet with Phillies management as the City is in the midst of negotiations. Trip arrangements will be included in Mr. Jennings' contract, which the city attorney anticipates being signed by next week.*

*There was council consensus for Mr. Jennings to attend the annual Philadelphia trip.*

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

#### **11. Other Council Action – none.**

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

*Councilmember Bunker said he was happy about the successful search for the new city manager and city attorney and looks forward to getting to work.*

*Councilmember Beckman thanked all the candidates who applied for both positions. She said it was both bittersweet and exciting to have new management, opportunities, and perspective in our city. She said the department leaders are top notch and looking to find out how Clearwater becomes more of a leader as municipalities are faced with a multitude of*



*new challenges. She said it is an exciting time for Clearwater and she encouraged all residents to be well informed and engaged.*

*Councilmember Allbritton said it has been an exciting week and said Baker Tilly did an excellent job on both the city manager and city attorney candidates. He said they are both top of the line individuals and he is looking forward to working with them.*

*Vice Mayor Hamilton said the meeting is bittersweet as the meeting was supposed to be much longer than it is as it was supposed to be Bill Horne's last meeting before he retired. He said Bill is in a better place and that everyone would make sure to check in on Loretta. He complimented his fellow councilmembers for their work in selecting the new city manager and city attorney and said he hoped nobody on the dais tonight will have to go through that exercise again as quality people have been picked.*

### **13. Closing Comments by Mayor**

*Mayor Hibbard said this would have been William Horne's last council meeting and tomorrow would have been his last day as city manager. He said he was proud of staff and how they maintained steadfast in their work during the last couple of weeks. He congratulated the Roundtree and Jackson families for their new Habitat homes.*

### **14. Adjourn**

*The meeting adjourned at 6:25 p.m.*

Attest

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

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

## Call, Rosemarie

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**From:** Doug Kelly <dougkelly777@gmail.com>  
**Sent:** Thursday, September 2, 2021 5:17 PM  
**To:** Call, Rosemarie  
**Subject:** Well done

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

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Congratulations to the City Council and staff in selecting David Margolis as the city's attorney and Jon Jennings as the city manager. It's hoped they will serve the citizens and visitors of Clearwater as ably as Pam Akin and Bill Horne.

Doug & Kelly Kelly