

COUNCIL MEETING

Municipal Building
175-5th Street North
Second Floor Council Chamber

CITY OF ST. PETERSBURG

December 6, 2012
8:30 AM

Welcome to the City of St. Petersburg City Council meeting. To assist the City Council in conducting the City's business, we ask that you observe the following:

1. If you are speaking under the Public Hearings, Appeals or Open Forum sections of the agenda, please observe the time limits indicated on the agenda.
2. Placards and posters are not permitted in the Chamber. Applause is not permitted except in connection with Awards and Presentations.
3. Please do not address Council from your seat. If asked by Council to speak to an issue, please do so from the podium.
4. Please do not pass notes to Council during the meeting.
5. Please be courteous to other members of the audience by keeping side conversations to a minimum.
6. The Fire Code prohibits anyone from standing in the aisles or in the back of the room.
7. If other seating is available, please do not occupy the seats reserved for individuals who are deaf/hard of hearing.

GENERAL AGENDA INFORMATION

For your convenience, a copy of the agenda material is available for your review at the Main Library, 3745 Ninth Avenue North, and at the City Clerk's Office, 1st Floor, City Hall, 175 Fifth Street North, on the Monday preceding the regularly scheduled Council meeting. *The agenda and backup material is also posted on the City's website at www.stpete.org and generally electronically updated the Friday preceding the meeting and again the day preceding the meeting. The updated agenda and backup material can be viewed at all St. Petersburg libraries.* An updated copy is also available on the podium outside Council Chamber at the start of the Council meeting.

If you are deaf/hard of hearing and require the services of an interpreter, please contact the City Clerk, 893-7448, or call our TDD Number, 892-5259, at least 24 hours prior to the meeting and we will provide that service for you.

A. Meeting Called to Order and Roll Call.

Invocation and Pledge to the Flag of the United States of America.

B. Approval of Agenda with Additions and Deletions.

Open Forum

*If you wish to address City Council on subjects other than **public hearing or quasi-judicial items listed on this agenda**, please sign up with the Clerk prior to the meeting. Only the individual wishing to speak may sign the Open Forum sheet and only City residents, owners of property in the City, owners of businesses in the City or their employees may speak. All issues discussed under Open Forum must be limited to issues related to the City of St. Petersburg government.*

Speakers will be called to address Council according to the order in which they sign the Open Forum sheet. In order to provide an opportunity for all citizens to address Council, each individual will be given three (3) minutes. The nature of the speakers' comments will determine the manner in which the response will be provided. The response will be provided by City staff and may be in the form of a letter or a follow-up phone call depending on the request.

C. Consent Agenda (see attached)

D. Public Hearings and Quasi-Judicial Proceedings - 9:00 A.M.

Public Hearings

*NOTE: The following Public Hearing items have been submitted for **consideration** by the City Council. If you wish to speak on any of the Public Hearing items, please obtain one of the **YELLOW** cards from the containers on the wall outside of Council Chamber, fill it out as directed, and present it to the Clerk. You will be given 3 minutes **ONLY** to state your position on any item but may address more than one item.*

1. [Ordinance 57-H amending the St. Petersburg City Code by deleting Subsections of 8-4 which are now contained in the Florida Building Code; amending the definition of 'manmade body of water'; renumbering and amending the remaining portions of Section 8-4 relating to manmade bodies of water; and providing a definition for interested parties in demolition matters.](#)
2. [Ordinance 58-H amending the City Code to create new sections regulating the closing hours for alcoholic beverage establishments; requiring extended hours permits for alcoholic beverage establishments serving alcohol after midnight; providing requirements for security; providing for suspension and revocation of permits; providing for appeals; establishing fees; and establishing and amending definitions.](#)

First Reading and First Public Hearings

Setting February 21, 2013 as the public hearing date for the following proposed Ordinances:

3. [Proposed text amendments to the Local Government Comprehensive Plan made pursuant to Chapter 163, Part II, F.S. \(City File LGCP-2012-01\)](#)
 - (a) Ordinance amending the Comprehensive Plan pursuant to Chapter 163, Part II, F.S., related to the adoption of text amendments to the Future Land Use Element, Capital Improvements Element, Intergovernmental Coordination Element and Public Schools Facilities Element.
 - (b) Ordinance amending the Comprehensive Plan pursuant to Chapter 163, Part II, F.S., related to the adoption of text amendments to the Potable Water Subelement, Capital Improvements Element and Transportation Element.
 - (c) Resolution transmitting the proposed amendments for state, regional and county review, in accordance with Chapter 163, F.S.

E. Reports

1. [Acknowledging receipt of the Basis of Design Report for the new St. Petersburg Pier prepared by Michael Maltzan Architecture, Inc.; authorizing the Mayor or his designee to execute all documents necessary for Michael Maltzan Architecture, Inc to proceed with the design of the new St. Petersburg Pier and for Skanska USA Builders, Inc to continue providing pre-construction phase services and geotechnical services; and approving an appropriation for transferring \\$5,399,128 from the Downtown Redevelopment District Fund \(1105\) to the General Capital Improvement Fund \(3001\). \[To be heard at 10:30 a.m.\]](#)
2. [Update on Pinellas Suncoast Transit Authority \(PSTA\), Metropolitan Planning Organization \(MPO\) and Tampa Bay Area Regional Transportation Authority \(TBARTA\). \(Councilmember Danner\) \(Oral\)](#)
3. [Renewing blanket purchase agreements with J.H. Williams Oil Company, Inc. for gasoline and diesel fuel and Port Consolidated, Inc. for bio-diesel fuel at an estimated annual cost of \\$7,135,215.](#)

F. New Ordinances - (First Reading of Title and Setting of Public Hearing)

Setting December 20, 2012 as the public hearing date for the following proposed Ordinances:

1. [Approving the vacation of the 20-foot wide east-west alley in the block bound by Central Avenue and 1st Avenue North and 1st Street North and 2nd Street North. \(City File 12-33000003\)](#)
2. [Approving the vacation of a cul-de-sac at the terminus of Hartford Street North in the block bound by 34th Street North, 36th Avenue North, 35th Street North and 38th Avenue North. \(City File 12-33000012\)](#)
3. [Approving the vacation of :1\) a portion of 7th Avenue South between 25th and 26th Streets South; and 2\) Yale Street South between 7th Avenue South and the north boundary of 8th Avenue South. \(City File 12-33000014\)](#)

4. [Approving the vacation of the 20-foot wide alley within the block bound by 1st Avenue South, 2nd Avenue South, 7th Street South and 8th Street South. \(City File 12-33000015\)](#)
5. [Amending the Comprehensive Plan to implement legislative requirements of Chapter 163, Part II, Florida Statutes, related to the annual update of the Capital Improvements Element. \(City File LGCP-CIE-2012\)](#)
6. [Ordinance in accordance with Section 1.02\(c\)\(5\)A., St. Petersburg City Charter, authorizing the restrictions contained in the Notice of Limitation of Use/Site Dedication \(“Site Dedication”\) dedicating the Project Site and all land within the project boundaries at the Picnic Park at Lake Maggiore Park \(“Project Area”\) in perpetuity as an outdoor recreation site for the use and benefit of the public as a requirement for receipt of a Land and Water Conservation Fund \(“LWCF”\) Grant \(“Grant”\) from the U.S. Department of the Interior, National Parks Service, through the Florida Department of Environmental Protection \(“Department”\); and authorizing the Mayor or his designee to execute a Notice of Limitation of Use/Site Dedication in perpetuity for the Project Area, and all other documents necessary to effectuate this Ordinance.](#)

G. New Business

1. [Referring to the Public Services & Infrastructure Committee to initiate the street closure process on 28th Street South and 50th Avenue South. \(Councilmember Kornell\)](#)
2. [Referring to the Public Services and Infrastructure Committee a discussion on practical issues involved in implementing summer jobs for next year's growing season. \(Councilmember Nurse\)](#)

H. Council Committee Reports

1. [Youth Services Committee Follow-up Report. \(9/20/12\)](#)
 - (a) Approving a transfer of \$85,000 to provide a one-time match of funds for the renovation of a building which houses the quality pre-school model at St. Petersburg College Allstate Center; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.

I. Legal

1. [Approving the issuance of City of St. Petersburg, Florida Public Utility Revenue Bonds, Series 2013A, not to exceed \\$44,000,000, and City of St. Petersburg, Florida Public Utility Refunding Revenue Bonds, Series 2013B, not to exceed \\$47,000,000, to be applied to acquire, construct and erect additions, improvements and extensions to the City's public utility system and advance refund a portion of the City's Public Utility Revenue Bonds, Series 2003; and approving documents associated therewith.](#)
2. [Resolution authorizing the Mayor or his designee to execute a License Agreement between the City of St. Petersburg, Florida \(“City”\) and Leland Allenbrand d/b/a St. Petersburg Carriages \(“Licensee”\), for licensee to use a portion of the public streets and a portion of the Dolphin Parking Lot at The Pier for operation of a horse carriage business for a one \(1\) year term, with an option for Licensee to extend the term for up to two \(2\) periods of one \(1\) year each following the initial one \(1\) year term.](#)

J. Open Forum

1. [Open Forum](#)
2. [Resolution of Memorial Tribute to the family of William Scott "Woo" Correira](#)

K. Adjournment



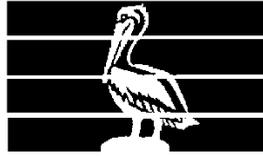
**Consent Agenda A
December 6, 2012**

NOTE: Business items listed on the yellow Consent Agenda cost more than one-half million dollars while the blue Consent Agenda includes routine business items costing less than that amount.

(Purchasing)

1. [Lift Station 85 Albert Whitted Master 30” Force Main, Part A:](#)
 - (a) Awarding a contract to Garney Companies, Inc. in the amount of \$5,911,992 for the construction of Lift Station 85 Albert Whitted Master 30” Force Main, Part A Project (Engineering Project No. 12013-111; Oracle No. 13974); and approving a transfer in the amount of \$6,307,000 from the unappropriated balance of the Water Resources Operating Fund (4001) to the Water Resources Capital Projects Fund (4003).
 - (b) Authorizing the Mayor or his designee to execute Amendment No.1 to Task Order No. 08-9-HS/W to the agreement between the City of St. Petersburg and Hazen and Sawyer, P.C. in the amount of \$92,116 for professional consulting phase services for the Lift Station 85 Albert Whitted Master 30” Force Main – Part A. (Engineering Project No. 12013-111, Oracle No. 13974)
2. [Awarding a contract to Kamminga & Roodvoets, Inc., in the amount of \\$703,600.00 for the construction of the Campbell Park Sanitary Sewer Improvements Project \(Engineering Project No. 12020-111\); and approving a supplemental appropriation in the amount of \\$299,000 from the unappropriated balance of the Water Resources Capital Projects Fund \(4003\) to the SAN Campbell Park Line Replacement FY12 Project \(13368\).](#)
3. [Renewing a blanket purchase agreement with Tri-State Employment Services, Inc. for temporary staffing services at an estimated annual cost of \\$631,000.](#)
4. [Awarding a contract to Suncoast Development of Pinellas County, Inc. in the amount of \\$526,538.00 for the Lift Stations No. 40 & 41 Force Main Replacement Project \(Engineering Project No. 11065-111\); approving a supplemental appropriation in the amount of \\$152,000 from the unappropriated balance of the Water Resources Capital Projects Fund \(4003\) to the SAN FM & Lateral Replacement Project \(13365\).](#)
5. [Renewing blanket purchase agreements with J.H. Williams Oil Company, Inc. for gasoline and diesel fuel and Port Consolidated, Inc. for bio-diesel fuel at an estimated annual cost of \\$7,135,215.](#)

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B December 6, 2012

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

(Purchasing)

1. [Renewing blanket purchase agreements with Ajax Paving Industries of Florida, LLC and The Lane Construction Corporation for asphalt for the Stormwater, Pavement & Traffic Operations Department at an estimated annual cost of \\$206,000.](#)

(City Development)

2. [Resolution approving the plat of Oreilly at 34th, generally located at 350 - 34th Street South. \(City File 12-20000003\)](#)
3. [Resolution approving the plat of New Jerusalem Missionary Baptist Church of St. Petersburg, Inc., generally located at 1715 - 18th Avenue South. \(City File 07-20000017\)](#)
4. [Authorizing the Mayor or his designee to execute a twelve \(12\) month License Agreement with John Henry Sculptor, Inc., to display the sculpture titled "Big Max" on a portion of the City-owned Park and Waterfront Property known as Straub Park, at a use fee of \\$100.00 for the entire term. \(Requires an affirmative vote of at least six \(6\) members of City Council.\)](#)

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(Miscellaneous)

5. [Resolution declaring the 28th Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade which is to take place on January 21, 2013, to be a special event within the meaning of Section 16.70.030.1.5. c. 1. of the St. Petersburg City Code; and delineating boundaries and time within which the declaration is to be effective.](#)

MEETING AGENDA

CITY OF ST. PETERSBURG

Note: An abbreviated listing of upcoming City Council meetings.

Co-Sponsored Events Committee

Tuesday, December 4, 2012, 1:00 p.m., Community Resource Room

City Council Workshop - Pier with the Architect Michael Maltzan

Tuesday, December 4, 2012, 1:30 p.m., Council Chamber

Budget, Finance & Taxation Committee

Thursday, December 13, 2012, 8:00 a.m., Room 100

Public Services & Infrastructure Committee

Thursday, December 13, 2012, 9:15 a.m., Room 100

City Council Workshop - Waterfront Master Plan Process

Thursday, December 13, 2012, 11:00 a.m., Room 100

CRA/Agenda Review and Administrative Updates

Thursday, December 13, 2012, 1:30 p.m., Room 100

City Council Meeting

Thursday, December 13, 2012, 3:00 p.m., Council Chamber

City Council Workshop

Thursday, December 20, 2012, 1:30 p.m., Room 100

Selection of Council Chair & Vice Chair

Setting Council 2013 Calendar

CITY OF ST. PETERSBURG

Board and Commission Vacancies



Arts Advisory Committee

2 Regular Members
(Terms expire 9/30/15)

City Beautiful

3 Regular Members
(Terms expire 12/31/13, 12/31/14 & 12/31/15)

Civil Service Board

1 Regular & 2 Alternate Members
(Terms expire 6/30/13, 6/30/14 & 6/30/15)

Code Enforcement Board

2 Regular Members (Engineer & Non-Category)
(Terms expire 12/31/13 & 12/31/15)

Commission on Aging

2 Regular Members
(Terms expire 12/31/13)

Community Preservation Commission

1 Regular Member
(Term expires 9/30/14)

International Relations Committee

1 Regular Member
(Term expires 12/31/14)

Planning & Visioning Commission

1 Regular Member
(Term expires 9/30/13)

Social Services Allocations Committee

4 Regular Members
(Terms expire 9/30/15)

PROCEDURES TO BE FOLLOWED FOR QUASI-JUDICIAL PROCEEDINGS:

1. **Anyone wishing to speak must fill out a yellow card and present the card to the Clerk. All speakers must be sworn prior to presenting testimony. No cards may be submitted after the close of the Public Hearing. Each party and speaker is limited to the time limits set forth herein and may not give their time to another speaker or party.**
2. At any time during the proceeding, City Council members may ask questions of any speaker or party. The time consumed by Council questions and answers to such questions shall not count against the time frames allowed herein. Burden of proof: in all appeals, the Appellant bears the burden of proof; in variance application cases, the Applicant bears the burden of proof; in rezoning and Comprehensive Plan land use cases, the Owner bears the burden of proof except in cases initiated by the City Administration, in which event the City Administration bears the burden of proof. Waiver of Objection: at any time during this proceeding Council Members may leave the Council Chamber for short periods of time. At such times they continue to hear testimony because the audio portion of the hearing is transmitted throughout City Hall by speakers. If any party has an objection to a Council Member leaving the Chamber during the hearing, such objection must be made at the start of the hearing. If an objection is not made as required herein it shall be deemed to have been waived.
3. Initial Presentation. Each party shall be allowed ten (10) minutes for their initial presentation.
 - a. Presentation by City Administration.
 - b. Presentation by Applicant and/or Appellant. If Appellant and Applicant are different entities then each is allowed the allotted time for each part of these procedures. The Appellant shall speak before the Applicant. In connection with land use and zoning ordinances where the City is the applicant, the land owner(s) shall be given the time normally reserved for the Applicant/Appellant, unless the land owner is the Appellant.
 - c. Presentation by Opponent. If anyone wishes to utilize the initial presentation time provided for an Opponent, said individual shall register with the City Clerk at least one week prior to the scheduled public hearing.
4. Public Hearing. A Public Hearing will be conducted during which anyone may speak for 3 minutes. Speakers should limit their testimony to information relevant to the ordinance or application and criteria for review.
5. Cross Examination. Each party shall be allowed five (5) minutes for cross examination. All questions shall be addressed to the Chair and then (at the discretion of the Chair) asked either by the Chair or by the party conducting the cross examination of the speaker or of the appropriate representative of the party being cross examined. One (1) representative of each party shall conduct the cross examination. If anyone wishes to utilize the time provided for cross examination and rebuttal as an Opponent, and no one has previously registered with the Clerk, said individual shall notify the City Clerk prior to the conclusion of the Public Hearing. If no one gives such notice, there shall be no cross examination or rebuttal by Opponent(s). If more than one person wishes to utilize the time provided for Opponent(s), the City Council shall by motion determine who shall represent Opponent(s).
 - a. Cross examination by Opponents.
 - b. Cross examination by City Administration.
 - c. Cross examination by Appellant followed by Applicant, if different.
6. Rebuttal/Closing. Each party shall have five (5) minutes to provide a closing argument or rebuttal.
 - a. Rebuttal by Opponents.
 - b. Rebuttal by City Administration.
 - c. Rebuttal by Appellant followed by the Applicant, if different.

Attached documents for item Ordinance 57-H amending the St. Petersburg City Code by deleting Subsections of 8-4 which are now contained in the Florida Building Code; amending the definition of 'manmade body of water'; renumbering and amending the remaining portions of Section 8-4 re

MEMORANDUM

TO: City Council Chair and City Councilmembers
FROM: Mark A. Winn, Chief Assistant City Attorney
DATE: November 6, 2012
RE: Proposed Ordinance Amending Chapter 8

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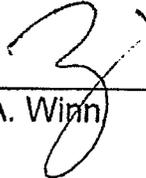
Attached please find a proposed ordinance which amends sections of Chapter 8 of the City Code ('Code'). When the Florida Building Code was adopted several years ago it superseded and preempted various provisions of the Code. Over the years we've addressed many of those Code sections but have recently found another.

Section 8-4 has certain regulations related to swimming pools, spas, hot tubs and other manmade bodies of water. It includes certain fencing requirements which are now regulated in the Florida Building Code and which we are preempted from regulating. This ordinance removes the preempted language and modifies the remaining language which regulates the maintenance of these bodies of water to ensure that they remain safe.

Additionally, the proposed ordinance includes a new definition in the portion of the Code dealing with demolitions. Its purpose is to specifically identify who may be an "interested party" for the purposes of filing an appeal when the Building Official issues a demolition order.

Recommendation: Conduct first reading and schedule public hearing for December 6, 2012.

If you have any questions, please feel free to contact me.



Mark A. Winn

Attachment

00165475

AN ORDINANCE AMENDING THE ST. PETERSBURG CITY CODE BY DELETING SUBSECTIONS OF 8-4 WHICH ARE NOW CONTAINED IN THE FLORIDA BUILDING CODE; AMENDING THE DEFINITION OF 'MANMADE BODY OF WATER'; RENUMBERING AND AMENDING THE REMAINING PORTIONS OF SECTION 8-4 RELATING TO MANMADE BODIES OF WATER; PROVIDING A DEFINITION FOR INTERESTED PARTIES IN DEMOLITION MATTERS; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. Subsections 8-4 (a) through (c) of the St. Petersburg City Code are hereby deleted in their entirety.

SECTION 2. Subsections 8-4(d) (1) and (2) of the St. Petersburg City Code are hereby renumbered to be Subsections 8-169(e) (1) and (2) and amended to read as follows:

- (e) (1) Manmade bodies of water ~~Swimming pools, spas, hot tubs, fish ponds and other manmade bodies of fresh water, excluding ponds created pursuant to City, State, federal or regional regulations or by the City for stormwater detention and treatment purposes,~~ located completely within the boundaries of one lot shall be kept in a safe and sound condition and good repair at all times. Safe and sound condition and good repair shall be determined based on the water quality and clarity, water level and maintenance of all parts being safe and in a condition so that they may be used for the purpose intended and in compliance with the requirements of the Florida Building Code related to child barriers. ~~Manmade bodies of water~~ Swimming pools, spas, hot tubs, fish ponds or other manmade bodies of fresh water as described herein shall not be allowed to deteriorate to an unsafe or unsound condition or disrepair. For the purposes of this section, unsafe as to water quality, level and clarity shall mean that they do not meet the requirements of F.A.C. ch. 64E-9.004. In addition, in the case of swimming pools, spas or hot tubs, water quality and clarity may be declared unsafe when the clarity of the pool water is such that the main drain grate is not completely visible to a person standing on the pool deck or immediately next to the spa or hot tub, or the recirculation system or disinfection feeding equipment is missing or not functioning. A manmade body of water may be declared unsafe if it does not comply with the requirements of the Florida Building Code related to child barriers.

- (2) When a manmade body of water ~~swimming pool, spa, hot tub, fish pond or other manmade body of fresh water~~ completely within the boundaries of one lot is found to be unsafe, the City may take action to make the manmade body of water safe. Such action may include removal, covering and/or filling the manmade body of water ~~swimming pool, spa, hot tub, pond, or other manmade body of fresh water~~ or such other methods as the City deems appropriate. When such manmade body of water is found to be unsafe, it shall be considered an unsafe structure as provided in article III, division 4 of this chapter. The City shall follow the procedures set forth therein to make the manmade body of water safe and shall have a lien on the real property as provided therein which shall be superior to all other liens except taxes.

SECTION 3. Section 8-63 of the St. Petersburg City Code is hereby amended by amending the definition of 'manmade body of water' to read as follows:

Manmade body(ies) of water means, but shall not be limited to, a swimming pool, fish pond, spa, ~~or hot tub,~~ or other manmade body of fresh water, but excludes ponds created pursuant to the City, State, federal or regional regulations or by the City for stormwater retention and treatment purposes and natural bodies of fresh or salt water.

SECTION 4. Section 8-271 of the St. Petersburg City Code is hereby amended by adding a new subsection (g) to read as follows:

(g) As used in this section and in section 8-272, "interested party" means a person who possesses a present legal right of present or future enjoyment of the property by virtue of a deed, title, mortgage, fully executed contract for purchase, lien on or estate in the property, judgment of court, being a named beneficiary in a will or trust of a deceased owner (or the legal spouse of the property owner).

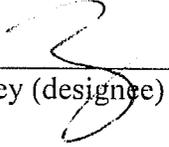
SECTION 5. As used in this ordinance, language appearing in struck-through type is language in the City Code to be deleted, and underlined language is language to be added to the City Code in the section, subsection or other location which is indicated.

SECTION 6. The provisions of this ordinance shall be deemed to be severable. If any portion of this ordinance is deemed unconstitutional it shall not affect the constitutionality of any other portion of this ordinance.

SECTION 7. In the event this Ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the Ordinance, in which case the Ordinance shall become

effective immediately upon filing such written notice with the City Clerk. In the event this Ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

Approved as to form and content:



City Attorney (designee)

Tampa Bay Times

Published Daily

St. Petersburg, Pinellas County, Florida

STATE OF FLORIDA
COUNTY OF Pinellas

} s.s.

Before the undersigned authority personally appeared **A. Robison** who on oath says that he/she is **Legal Clerk** of the *Tampa Bay Times* a daily newspaper published at St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a **Legal Notice** in the matter **RE: ST PETERSBURG HEARING PROPOSED ORDINANCES NO. 57-H & 58-H** was published in said newspaper in the issues of **Neighborhood Times St Petersburg**, 11/25/2012.

Affiant further says the said **Tampa Bay Times** is a newspaper published at St. Petersburg, in said Pinellas County, Florida and that the said newspaper has heretofore been continuously published in said Pinellas County, Florida, each day and has been entered as second class mail matter at the post office in St. Petersburg, in said Pinellas County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he /she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

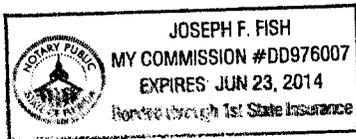
Signature of Affiant

Sworn to and subscribed before me
this 27th day of November A.D.2012

Signature of Notary Public

Personally known X or produced identification

Type of identification produced _____



LEGAL NOTICE

PUBLIC HEARING NOTICE CITY OF ST. PETERSBURG

PROPOSED ORDINANCE NO. 57-H

AN ORDINANCE AMENDING THE ST. PETERSBURG CITY CODE BY DELETING SUBSECTIONS OF 8-4 WHICH ARE NOW CONTAINED IN THE FLORIDA BUILDING CODE; AMENDING THE DEFINITION OF 'MANMADE BODY OF WATER'; RENUMBERING AND AMENDING THE REMAINING PORTIONS OF SECTION 8-4 RELATING TO MANMADE BODIES OF WATER; PROVIDING A DEFINITION FOR INTERESTED PARTIES IN DEMOLITION MATTERS; AND PROVIDING AN EFFECTIVE DATE.

PROPOSED ORDINANCE NO 58-H

AN ORDINANCE OF THE CITY OF ST. PETERSBURG AMENDING THE CITY CODE TO CREATE NEW SECTIONS REGULATING THE CLOSING HOURS FOR ALCOHOLIC BEVERAGE ESTABLISHMENTS; REQUIRING EXTENDED HOURS PERMITS FOR ALCOHOLIC BEVERAGE ESTABLISHMENTS SERVING ALCOHOL AFTER MIDNIGHT; PROVIDING REQUIREMENTS FOR SECURITY; PROVIDING FOR SUSPENSION AND REVOCATION OF PERMITS; PROVIDING FOR APPEALS; ESTABLISHING FEES; ESTABLISHING AND AMENDING DEFINITIONS; AND PROVIDING AN EFFECTIVE DATE.

Date December 6, 2012 Time: 9:00 a.m.
City Council Chamber
City Hall, 175 5th Street North

Notice is hereby given that all interested parties may appear at the meeting and be heard by City Council, with respect to the proposed ordinance(s) listed above. Copies of the proposed ordinance(s) are available in the City Clerk's Office, City Hall, and may be inspected by the public. Any person who decides to appeal the decision made by the City Council with respect to these matters (this matter) will need a record of the proceedings and that for such purpose the person making the appeal will need to ensure that a verbatim record of the proceedings is made which record includes the testimony and evidence upon which the appeal is to be based.

If you are a person with a disability who needs an accommodation in order to participate in this proceeding, please contact the City Clerk's Office, (727) 893-7448, or call our TDD number, 892-5259, at least 24 hours prior to the meeting and we will provide that accommodation for you.

Eva Andujar, City Clerk

11/25/2012

860721-01

D-1

Attached documents for item Ordinance 58-H amending the City Code to create new sections regulating the closing hours for alcoholic beverage establishments; requiring extended hours permits for alcoholic beverage establishments serving alcohol after midnight; providing requirements

AN ORDINANCE OF THE CITY OF ST. PETERSBURG AMENDING THE CITY CODE TO CREATE NEW SECTIONS REGULATING THE CLOSING HOURS FOR ALCOHOLIC BEVERAGE ESTABLISHMENTS; REQUIRING EXTENDED HOURS PERMITS FOR ALCOHOLIC BEVERAGE ESTABLISHMENTS SERVING ALCOHOL AFTER MIDNIGHT; PROVIDING REQUIREMENTS FOR SECURITY; PROVIDING FOR SUSPENSION AND REVOCATION OF PERMITS; PROVIDING FOR APPEALS; ESTABLISHING FEES; ESTABLISHING AND AMENDING DEFINITIONS; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The St. Petersburg City Code is hereby amended by adding a new Section 3-8 to read as follows:

Section 3-8. Permits for extended hours for alcoholic beverage establishments.

(a) Purpose and Findings. The increase in the number of bars, nightclubs, restaurants, and other establishments licensed to sell alcoholic beverages in the City has caused an increase in the number of people in the downtown area and other locations in the City at any given time. The downtown area is a small area with a large number of these establishments in close proximity. At night, this large concentration of establishments and greater number of persons has at times created certain negative impacts and a need for an increase in security and law enforcement personnel. The increased patronage of persons at such establishments at other locations in the City has also, at times, created certain negative impacts and a need for an increase in security and law enforcement personnel. It is reasonable and appropriate for these establishments to provide for the security needs of their patrons to help mitigate the impacts created by their operations. The ability to sell, offer for sale, deliver or permit to be consumed upon the premises any alcoholic beverage beyond midnight on any day of the week is hereby declared to be, and is, a privilege subject to modification, suspension or termination by the City. No person or establishment may reasonably rely on a continuation of that privilege. As a condition of the continuation of this privilege, these establishments should take all necessary steps to minimize or eliminate the negative impacts that their establishment may cause. The implementation of the permit process in this section is a necessary first step to achieve this goal.

(b) Prohibition. No owner, manager or employee (hereinafter collectively the ‘permittee’) of an establishment dealing in alcoholic beverages for consumption on the premises within the City (hereinafter ‘establishment’) may sell, offer to sell, deliver, serve or permit the consumption of any alcoholic beverages after midnight unless the establishment has an extended hours permit (hereinafter ‘permit’) from the City and is in compliance with all conditions of the permit. ‘Dealing in alcoholic beverages’ shall mean, but not be limited to, the sale, offering to sell, delivering, serving or permitting the consumption of alcoholic beverages. For the purposes of this section, an establishment shall include but is not limited to, bottle clubs, clubs, restaurants, bars, caterers of catered events and any other establishment for which the on premise consumption of alcohol is permitted but shall not include a restaurant which serves its full dinner menu (not a limited menu such as a ‘bar’ menu, ‘late night’ menu, etc.) during the time alcohol is sold for consumption on the premises. The provisions of this section shall not impair or impact an establishment's ability to remain open prior to midnight.

(c) Application required. Any establishment that desires to remain open for business after midnight on any night shall make an application for a permit.

(d) Application. The application for a permit shall be on the form provided by the POD accompanied by the application fee set forth in Chapter 12. The applicant shall complete the application by providing all the information requested, including but not limited to the name and address where notices related to this section are to be served. The POD may request any information reasonably necessary to issue the permit.

(1) The POD shall review the application and, if the application is complete, a permit shall be issued which allows the establishment to sell, serve and dispense alcoholic beverages after midnight until the permitted closing hour (currently 3:00 a.m.). If an applicant is not an individual (eg. corporation, partnership, etc.), the POD may deny a permit if any principal (eg. officer, director, partner, business manager, etc.) of the applicant was directly associated with a permittee that had a permit revoked and that revocation is still in effect.

(2) If the permitted closing hour changes, the permit shall allow the establishment to sell, serve and dispense alcoholic beverages until the new permitted closing hour. The permit shall be conspicuously posted near the alcoholic beverage license for the establishment. The establishment must have a current business tax receipt before an extended hours permit may be issued. The extended hours permit may be shown on the business tax ~~certificate~~ receipt.

(3) Permittees shall amend the application that is on file with the POD within thirty (30) days if any of the information set forth on the application form changes. In the event that there has been a change in ownership or a change in location of the establishment, the permittee shall immediately notify the POD and a new application shall be processed after payment of the required fee.

(4) Each permit shall expire at midnight on September 30. The permit may be renewed annually after payment of a renewal fee as set forth in Chapter 12, unless the permit has closing hours~~3230106.doc00166089-100156108~~

been suspended or revoked by the POD or the state beverage license has been revoked. If an establishment fails to renew the permit, it shall not remain open after midnight. Any renewal application received by the POD after September 30 shall be subject to the payment of a late fee of \$200 for each month, or any portion thereof, after September 30 (e.g. an applicant applying on October 1 shall owe a \$200 late fee, an applicant applying on November 1 shall owe a \$400 late fee).

(5) If an establishment has a sidewalk café area, a condition of every permit shall be that the establishment shall have an approved, current, valid sidewalk café permit, prior to approval of the permit or renewal. If the establishment does not have a valid sidewalk café permit and is in a DC zoning district, the establishment shall post a sign on the exterior of the establishment facing the street right of way, which sign shall be at least one foot by two feet, containing substantially the following information in letters not less than two inches in height: It is unlawful to consume alcoholic beverages on the sidewalk in front of this establishment.

(e) Acceptance of, and operation pursuant to, a permit shall be deemed to be the approval, permission and authorization by the owner of the establishment for any law enforcement officer to enter the establishment, when such establishment is open, and conduct a search to determine whether any provisions of law are being violated. ‘Open’, for the purpose of this section, shall mean any time members of the public are inside the establishment, whether or not they have paid a fee to enter or whether or not their presence is pursuant to a private event. It is unlawful for any permittee to refuse to permit a lawful inspection of the establishment at any time it is open.

(f) Although not required, police officers may, at their discretion, issue written warnings that shall not be considered a notice of violation, to put an establishment on notice that a particular problem or problems must be addressed and could result in a notice of violation, or suspension or revocation of the permit, if not corrected.

(g) Penalty. The penalty for operating an establishment after midnight without a valid permit, in violation of any provision of this section, or of failing to comply with any condition of a permit, shall be a \$500 fine and the City may initiate any other actions to insure compliance with this section.

(h) Suspension and Revocation.

(1) Suspension. The Chief of Police shall suspend a permit for ~~a period of time not exceeding~~ thirty (30) days if the Chief determines that a permittee has committed any one or more of the following acts:

- a. Convicted of violating any provision of the City Code relating to the establishment (conviction shall not include pretrial pleas);
- b. Engaged in, or allowed, the use of alcoholic beverages at the establishment after closing hours by any person;
- c. Refused to allow an inspection of the establishment as authorized by this Section;
- d. Knowingly permitted the use of controlled substances at the establishment, or should have known of the use of a controlled substance and took no steps to prevent it;

- e. Knowingly permitted gambling by any person at the establishment;
- f. Permitted the possession or consumption by a minor of an alcoholic beverage at the establishment, or the sale to a minor of an alcoholic beverage at the establishment, or allowed a minor to enter and remain at the establishment;
- g. Convicted of violating any condition of a permit;
- h. Provided inadequate security on more than two occasions in a year. The Chief shall notify the establishment in writing, by hand delivery to the establishment and first class mail to the permittee, within ten calendar days of each occasion when there has been inadequate security and how the security was inadequate. Inadequate security means, for the purposes of this section, that the establishment did not provide at least one security officer per each 150 200 occupants or any portion thereof (bartenders, barbacks and other employees with duties unrelated to security shall not be counted as a 'security officer'), did not warn patrons on entry, or did not have full video surveillance of all public areas at the establishment with signs posted which warn the public, and a violent crime occurred at the establishment or in the right of way abutting the establishment that could have been avoided with the implementation of one or more security measures.
- i. [Failure to comply with any condition of an approved security plan.](#)

(2) Suspensions will continue for the full thirty days and no permit shall be issued during the suspension [for the establishment](#).

- (3) Revocation. The Chief shall revoke a permit if:
- a. The permit is suspended twice within any 12-month period;
 - b. The permittee has given false or misleading information in the material submitted during the application process;
 - c. The permittee has knowingly allowed the sale of controlled substances or any derivative thereof at the establishment;
 - d. A permittee allowed a member of the public to enter the establishment during a period of time when the permit was suspended.

(4) A revocation is effective for one year. The permittee shall not be issued a permit for the establishment, or any other establishment, for one year from the date the revocation became final. If, subsequent to revocation, the Chief determines that the basis for the revocation action has been corrected or abated, or the permittee has taken action to ensure that the basis for the revocation will not occur again, which action(s) the Chief reasonably believes will ensure that the basis for the revocation will not occur again, the permittee may be granted a new permit if at least 90 days have elapsed since the date the revocation became final.

(5) Notice of a suspension or revocation shall be made in writing, by hand delivery to the establishment and first class mail to the permittee. The notice shall identify the length of the suspension or revocation and the date of the first and last day the suspension or revocation is effective.

- (6) [For a suspendable offense, in lieu of suspension, the permittee may implement a](#)

security plan approved by the Chief which the Chief reasonably believes will ensure that the basis for the suspension will not occur again. The security plan shall include specific measures to address any concerns the Chief may have. In addition to the concerns related to the suspendable offense, the Chief may consider any other issues with the establishment in approving a security plan. Other issues may relate to any citizen complaints, city code issues or law enforcement issues or responses to calls. Conditions of the security plan may include, but are not limited to, requirements for the hiring of off duty law enforcement officers, private interior security persons, doormen, wandong of patrons, installation of security cameras, and employee training. Requirements for the hiring of officers or employees may be limited to certain days. The security plan shall be in effect for six months. Payment for the cost of off duty law enforcement officers shall be made in advance or an acceptable plan for payment must be made which must be approved by the Chief.

(7) The fact that a conviction is being appealed shall have no effect on the suspension or revocation of the permit.

(i) Appeals. If the Chief denies the issuance or renewal of a permit or suspends or revokes a permit, the Chief shall send the permittee, by hand delivery to the establishment and first class mail to the permittee, written notice of the action and the right to an appeal. The permittee may appeal the decision of the Chief to the City Council by following the procedures set forth in Chapter 16 for appeals. The filing of an appeal stays the action of the Chief in suspending or revoking a permit or denying a renewal until the City Council makes a final decision. If during the pendency of a stay, the permittee commits any other violation of this section which would warrant suspension or revocation, the Chief may suspend or revoke the permit as provided herein, subject to any appeal. If upheld on appeal, or if not appealed, suspensions would be applied consecutively and a revocation would be applied instead of suspension, if applicable.

(1) The City Clerk shall set the date for the hearing as soon as is reasonably possible, however, not more than 30 days from the date the written appeal is received.

(2) The City Council shall hold a public hearing to hear and consider evidence offered by any interested person to determine whether the Chief properly denied issuance or renewal of a permit, or properly suspended or revoked the permit in accordance with the provisions of this section.

(3) The City Council shall determine whether the Chief properly suspended, revoked or denied the permit and shall grant or deny the appeal by majority vote. Failure to reach a majority vote will result in denial of the appeal. Decisions of the City Council shall be final decisions.

~~(4) If City Council denies the appeal of a revocation, the permittee may not apply for another permit at the establishment until at least 12 months have elapsed since the date of the City Council's action unless there is a substantial change of circumstances. The Chief shall determine if there has been a substantial change of circumstances, however, at least 90 days must have elapsed since the date the appeal was denied before the Chief may approve a permit based~~

[closing hours3230106.doc00166089-100156108](#)

~~on a substantial change of circumstances. If the Chief determines that there has not been a substantial change of circumstances, that decision may be appealed to City Council by following the appeal procedures in Chapter 16.~~

SECTION 2. The definitions of ‘Law Enforcement Officer’ and ‘Permit’ in Section 23-42 of the St. Petersburg City Code are hereby amended to read as follows:

Law Enforcement Officer means a Certified Law Enforcement Officer of any rank who is an employee of the City of St. Petersburg Police Department or a Certified Law Enforcement Officer from another law enforcement agency who has been specifically authorized by the Chief to perform permit services.

Permit means a permit issued pursuant to this division or an extended hours permit or other permit authorized or required in Chapter 3.

SECTION 3. Section 12-6(1) of the St. Petersburg City Code is hereby amended to read as follows:

(1) *Alcoholic beverage applications.*

| | | |
|---|-----------------|--------------------|
| New locations (base fee): | | see zoning permits |
| Transfer application (name only) | 35.00 | |
| <u>Use of the City alcoholic beverage license by for-profit organizations or groups</u> | <u>1,000.00</u> | |
| <u>Extended Hours Permit</u> | | |
| New Application | 100.00 | |
| Renewal | 50.00 | |

SECTION 4. Words in struck-through type shall be deleted. Underlined words constitute new language that shall be added. Provisions not specifically amended shall continue in full force and effect.

SECTION 5. The provisions of this Ordinance shall be deemed severable. The unconstitutionality or invalidity of any word, sentence or portion of this ordinance shall not affect the validity of the remaining portions.

SECTION 6. In the event that this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall take effect immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

Approved as to form and content:

City Attorney (designee)

Tampa Bay Times

Published Daily

St. Petersburg, Pinellas County, Florida

STATE OF FLORIDA
COUNTY OF Pinellas

} s.s.

Before the undersigned authority personally appeared **A. Robison** who on oath says that he/she is **Legal Clerk** of the *Tampa Bay Times* a daily newspaper published at St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a **Legal Notice** in the matter **RE: ST PETERSBURG HEARING PROPOSED ORDINANCES NO. 57-H & 58-H** was published in said newspaper in the issues of **Neighborhood Times St Petersburg, 11/25/2012**.

Affiant further says the said **Tampa Bay Times** is a newspaper published at St. Petersburg, in said Pinellas County, Florida and that the said newspaper has heretofore been continuously published in said Pinellas County, Florida, each day and has been entered as second class mail matter at the post office in St. Petersburg, in said Pinellas County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he /she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

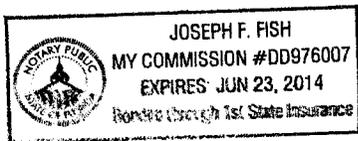
Signature of Affiant

Sworn to and subscribed before me
this **27th** day of **November** A.D.2012

Signature of Notary Public

Personally known X or produced identification

Type of identification produced _____



LEGAL NOTICE

PUBLIC HEARING NOTICE CITY OF ST. PETERSBURG

PROPOSED ORDINANCE NO. 57-H

AN ORDINANCE AMENDING THE ST. PETERSBURG CITY CODE BY DELETING SUBSECTIONS OF 8-4 WHICH ARE NOW CONTAINED IN THE FLORIDA BUILDING CODE; AMENDING THE DEFINITION OF 'MANMADE BODY OF WATER'; RENUMBERING AND AMENDING THE REMAINING PORTIONS OF SECTION 8-4 RELATING TO MANMADE BODIES OF WATER; PROVIDING A DEFINITION FOR INTERESTED PARTIES IN DEMOLITION MATTERS; AND PROVIDING AN EFFECTIVE DATE.

PROPOSED ORDINANCE NO 58-H

AN ORDINANCE OF THE CITY OF ST. PETERSBURG AMENDING THE CITY CODE TO CREATE NEW SECTIONS REGULATING THE CLOSING HOURS FOR ALCOHOLIC BEVERAGE ESTABLISHMENTS; REQUIRING EXTENDED HOURS PERMITS FOR ALCOHOLIC BEVERAGE ESTABLISHMENTS SERVING ALCOHOL AFTER MIDNIGHT; PROVIDING REQUIREMENTS FOR SECURITY; PROVIDING FOR SUSPENSION AND REVOCATION OF PERMITS; PROVIDING FOR APPEALS; ESTABLISHING FEES; ESTABLISHING AND AMENDING DEFINITIONS; AND PROVIDING AN EFFECTIVE DATE.

Date **December 6, 2012** Time: **9:00 a.m.**
City Council Chamber
City Hall, 175 5th Street North

Notice is hereby given that all interested parties may appear at the meeting and be heard by City Council, with respect to the proposed ordinance(s) listed above. Copies of the proposed ordinance(s) are available in the City Clerk's Office, City Hall, and may be inspected by the public. Any person who decides to appeal the decision made by the City Council with respect to these matters (this matter) will need a record of the proceedings and that for such purpose the person making the appeal will need to ensure that a verbatim record of the proceedings is made which record includes the testimony and evidence upon which the appeal is to be based.

If you are a person with a disability who needs an accommodation in order to participate in this proceeding, please contact the City Clerk's Office, (727) 893-7448, or call our TDD number, 892-5259, at least 24 hours prior to the meeting and we will provide that accommodation for you.

Eva Andujar, City Clerk

11/25/2012

860721-01

D2



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: TEE Grizzard DEC 06 2012 D2
①
ADDRESS: 1677 Connecticut Ave NE 33703
REPRESENTING: St Pete Young Professionals
AGENDA ITEM NO.: D-2
FOR: Permitting AGAINST: Permitting w/ extra security

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: MATT DONAHUE DEC 06 2012 D2
②
ADDRESS: 405 CENTRAL AVE
REPRESENTING: PUSH LOUNGE
AGENDA ITEM NO.: D2 ORDINANCE 58-H
FOR: _____ AGAINST: ADDITIONAL SECURITY REQUIREMENTS

3 MINUTE TIME LIMIT

573

Attached documents for item Proposed text amendments to the Local Government Comprehensive Plan made pursuant to Chapter 163, Part II, F.S. (City File LGCP-2012-01)

ST. PETERSBURG CITY COUNCIL

Meeting of December 6, 2012

- TO:** The Honorable Leslie Curran, Chair, and Members of City Council
- SUBJECT:** City File LGCP-2012-01: Proposed text amendments to the Local Government Comprehensive Plan made pursuant to Chapter 163, Part II, F.S.
- REQUEST:** (A) ORDINANCE _____-H amending the Comprehensive Plan pursuant to Chapter 163, Part II, F.S., related to the adoption of text amendments to the Future Land Use Element, Capital Improvements Element, Intergovernmental Coordination Element and Public School Facilities Element.
- (B) ORDINANCE _____-H amending the Comprehensive Plan pursuant to Chapter 163, Part II, F.S., related to adoption of text amendments to the Potable Water Subelement, Capital Improvements Element and Transportation Element.
- (B) RESOLUTION _____ transmitting the proposed amendments for state, regional and county review, in accordance with Chapter 163, F.S.

Detailed analysis of the proposed amendments is provided in the attached Staff Report (City File LGCP-2012-01).

RECOMMENDATION:

Administration: The Administration recommends APPROVAL of the proposed ordinances and the attached resolution.

Planning & Visioning Commission: The Planning & Visioning Commission (PVC) conducted a public hearing pertaining to these amendments on November 13, 2012. Staff will provide the City Council members with a verbal summary of the PVC's action, including the final vote.

Public Input: The Planning & Economic Development Department has not received any phone calls, visitors or correspondence regarding these amendments.

Recommended City Council Action: It is recommended that the City Council: 1) CONDUCT the first reading of the proposed ordinances and public hearing; 2) SET the second reading and adoption public hearing for February 21, 2013; AND 3) APPROVE the attached transmittal resolution.

Attachments: Proposed Ordinances, Resolution, Staff Report and Data & Analysis

ORDINANCE NO. ____-H

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF THE CITY OF ST. PETERSBURG, FLORIDA; AMENDING CHAPTER 9, POTABLE WATER SUBELEMENT, REGARDING THE TEN-YEAR WATER SUPPLY FACILITIES WORK PLAN; AMENDING CHAPTER 10, CAPITAL IMPROVEMENTS ELEMENT, REGARDING THE COASTAL HIGH HAZARD AREA; AMENDING CHAPTER 6, TRANSPORTATION ELEMENT, DELETING EXISTING MAPS 20 AND 21 AND REPLACING THEM WITH NEW MAPS 20 AND 21; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, consistent with the requirements of Chapter 163, Florida Statutes, the City of St. Petersburg has adopted a Comprehensive Plan to establish goals, objectives and policies to guide the development and redevelopment of the City; and

WHEREAS, the City is required to adopt a Ten-Year Water Supply Facilities Work Plan, and amend certain existing water supply planning policies in accordance with Chapter 163, Florida Statutes; and

WHEREAS, the required amendments are necessary for the public health, safety and general welfare; and

WHEREAS, the Planning & Visioning Commission of the City has reviewed the proposed amendments to the Comprehensive Plan at a public hearing on May 8, 2012 and has recommended approval; and

WHEREAS, the City Council, after taking into consideration the recommendations of the Planning & Visioning Commission and the City Administration, and the comments received during the public hearing conducted on this matter, finds that the proposed amendments to the Comprehensive Plan are appropriate; now, therefore

THE CITY OF ST. PETERSBURG, FLORIDA, DOES ORDAIN:

Section 1. Chapter 9, The Potable Water Subelement of the Comprehensive Plan, is hereby amended as follows:

The existing Ten-Year Water Supply Facilities Work Plan is deleted and a new Ten-Year Water Supply Facilities Work Plan, as attached hereto, is added to reflect updated data for the next 10-year planning period.

Section 2. Chapter 10, The Capital Improvements Element of the Comprehensive Plan, is hereby amended to read as follows:

ISSUE: Public expenditure in high hazard zones

The coastal high hazard area includes areas that have experienced severe damage or are scientifically predicted to experience damage from storm surge, waves, and erosion. In a worst case scenario (e.g. Category 5 storm) most of the City would be vulnerable to storm surge. Areas with historical damages are primarily located within the confines of the category 1 storm, referred to in the inventory as evacuation level A. Based on the best available information, the coastal high hazard area in St. Petersburg is defined as the area below the elevation of the Category 1 storm surge line as established by a Sea, Lake and Overland Surges from Hurricanes ("SLOSH") computerized storm surge model as reflected in the most recent ~~Regional Hurricane Evacuation Study, Storm Tide Atlas Volume 2~~ Statewide Regional Evacuation Study for the Tampa Bay Region, Storm Tide Atlas Volume 7 prepared by the Tampa Bay Regional Planning Council and approved in ~~June, 2006~~ August 2010. Growth in this area puts public expenditures and lives at risk.

Section 3. Chapter 6, The Transportation Element of the Comprehensive Plan, is hereby amended as follows:

The existing Map 20 and Map 21 are deleted and a new Map 20 and Map 21, as attached hereto, are added to reflect the addition of 64th Street from 1st Avenue South to 1st Avenue North as a collector road.

Section 4. Severability. The provisions of this ordinance shall be deemed to be severable. If any provision of this ordinance is deemed unconstitutional or otherwise invalid, such determination shall not affect the validity of any other provision of this ordinance.

Section 5. Coding. Words in struck-through type shall be deleted. Underlined words constitute new language that shall be added. Provisions not specifically amended shall continue in full force and effect.

Section 6. Effective date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective 31 days after the state land planning agency notifies the City that the plan amendment package is complete, unless there is a timely administrative challenge in accordance with Section 163.3184(5), F.S., in which case the ordinance shall not become effective unless and until the state land planning agency or the Administration Commission enters a final order determining the adopted amendment(s) to be in compliance. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective as described above.

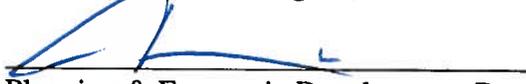
REVIEWED AND APPROVED AS TO
FORM AND CONTENT:



City Attorney (or Designee)

11-13-12

Date



Planning & Economic Development Dept.

11-13-12

Date

Exhibit A

| ST. PETERSBURG TEN-YEAR WATER SUPPLY FACILITIES WORK PLAN (In 000's) | | | | | | | | | | |
|---|--------------|--------------|---------------|---------------|---------------|--------------|---------------|--------------|---------------|--------------|
| FACILITY | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 |
| Sources of Funds: | | | | | | | | | | |
| Bond Proceeds | 7,893 | 0 | 12,508 | 0 | 10,000 | 0 | 10,000 | 0 | 10,000 | 0 |
| Earnings on Investments | 250 | 275 | 300 | 350 | 400 | 500 | 500 | 500 | 500 | 500 |
| Transfer from Operating Fund | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 |
| Connection Fees/Meter Sales | 798 | 818 | 839 | 861 | 882 | 904 | 926 | 950 | 973 | 997 |
| | 9,941 | 2,093 | 14,647 | 2,211 | 12,282 | 2,404 | 12,426 | 2,450 | 12,473 | 2,497 |
| Requirements: | | | | | | | | | | |
| Cosme WT Plant | 0 | 172 | 437 | 3,189 | 0 | 500 | 500 | 500 | 500 | 500 |
| Oberly Pumping Station | 0 | 125 | 185 | 156 | 655 | 150 | 150 | 150 | 150 | 150 |
| Washington Terrace Pumping Station | 0 | 177 | 172 | 140 | 655 | 150 | 150 | 150 | 150 | 150 |
| Water Maintenance | 6,168 | 4,920 | 4,815 | 6,010 | 5,155 | 5,200 | 5,200 | 5,200 | 5,200 | 5,200 |
| Reclaimed Water | 275 | 325 | 175 | 175 | 175 | 175 | 175 | 175 | 175 | 175 |
| TOTAL REQUIREMENTS | 6,443 | 5,719 | 5,784 | 9,670 | 6,640 | 6,175 | 6,175 | 6,175 | 5,875 | 6,175 |
| Inflation factor* | 0.025 | 0.050 | 0.075 | 0.100 | 0.125 | 0.150 | 0.175 | 0.200 | 0.225 | 0.250 |
| TOTAL REQUIREMENTS | 6,604 | 6,005 | 6,218 | 10,637 | 7,470 | 7,101 | 7,256 | 7,410 | 6,952 | 7,719 |

* 2.5% budgetary inflation factor added annually

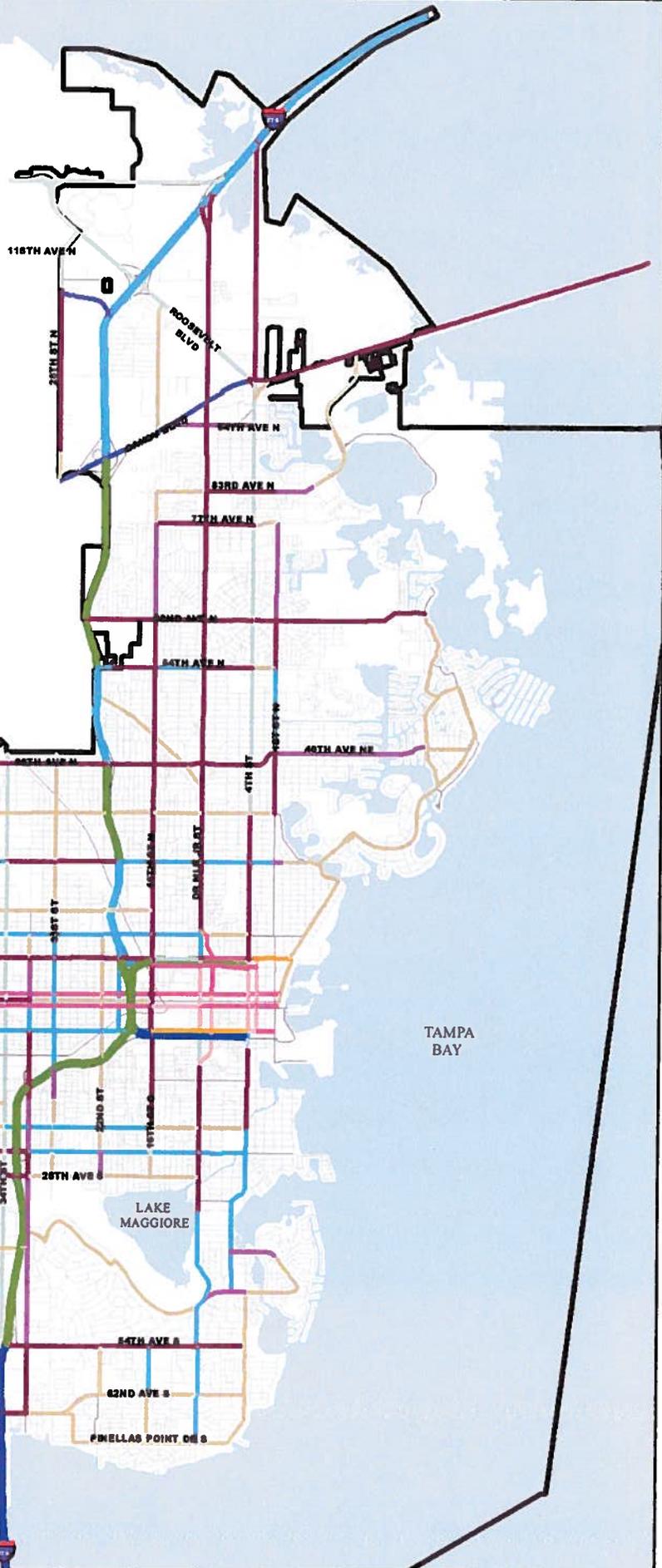
FUTURE LANE ARRANGEMENT

Streets / Highways

- 2 Lane - Undivided
- 2 Lane - Divided
- 2 Lane - One Way
- 3 Lane - Undivided
- 3 Lane - One Way
- 4 Lane - Undivided
- 4 Lane - Divided
- 4 Lane - Partially Controlled Access
- 4 Lane - One Way
- 6 Lane - Divided

Freeways / Expressways

- 4 Lane - Expressway
- 6 Lane
- 8 Lane



Date: August 2012
 Source: City of St. Petersburg, Transportation and Parking

Transportation Element

Scale: 1" = 8,333'

ORDINANCE NO. _____-H

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF THE CITY OF ST. PETERSBURG, FLORIDA; AMENDING CHAPTER 3, THE FUTURE LAND USE ELEMENT, TO AMEND REFERENCES TO SCHOOL CONCURRENCY; AMENDING CHAPTER 10, THE CAPITAL IMPROVEMENTS ELEMENT, TO AMEND REFERENCES AND CERTAIN OBJECTIVES AND POLICIES RELATED TO SCHOOL CONCURRENCY; AMENDING CHAPTER 11, THE INTERGOVERNMENTAL COORDINATION ELEMENT, TO AMEND REFERENCES AND CERTAIN OBJECTIVES AND POLICIES RELATED TO SCHOOL CONCURRENCY; AMENDING CHAPTER 13, THE PUBLIC SCHOOL FACILITIES ELEMENT, TO DELETE FIGURES 1, 2, 3 AND 12, AS DEPICTED IN EXHIBITS 1, 2, 3 AND 4 AND TO AMEND CERTAIN GOALS, OBJECTIVES AND POLICIES; RENUMBERING OF CERTAIN OBJECTIVES AND POLICIES IN THE PUBLIC SCHOOL FACILITIES ELEMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on February 21, 2008, the City of St. Petersburg, Florida (“City”) adopted a Public School Facilities Element (Ordinance 850-G) implementing school concurrency; and

WHEREAS, the Community Planning Act (HB 7207) amended Section 163.3177, F.S. in 2011, eliminating the requirement of implementing school concurrency; and

WHEREAS, on September 7, 2011, the Pinellas Schools Collaborative reviewed the changes to Chapter 163, F.S. and recommended discontinuing the implementation of school concurrency, as significant coordination exists already between local governments and the school district; and

WHEREAS, amendments are therefore required to the Public Schools Facilities Element of the Comprehensive Plan in order to eliminate references to school concurrency; and

WHEREAS, corresponding amendments are also required to the Future Land Use Element, Intergovernmental Coordination Element and Capital Improvements Element of the Comprehensive Plan dealing with the requirements of implementing school concurrency, changes to the school interlocal agreement and to provide internal consistency within the City’s Comprehensive Plan; and

WHEREAS, the Planning & Visioning Commission of the City has reviewed the proposed amendments to the Comprehensive Plan at a public hearing on November 13, 2012, and has recommended approval; and

WHEREAS, the City Council, after taking into consideration the recommendations of the Planning & Visioning Commission and the City Administration, and the comments received during the public hearing conducted on this matter, finds that the proposed amendments to the Comprehensive Plan are advisable and in the best interests of the City; now, therefore,

THE CITY OF ST. PETERSBURG, FLORIDA, DOES ORDAIN:

Section 1. Objective LU5 within Chapter 3 of the City of St Petersburg Comprehensive Plan is amended to read:

OBJECTIVE LU5:

The City shall coordinate the provision of the following facilities and services concurrent with the needs of the existing and future land uses consistent with the adopted minimum level of service standards contained in this Comprehensive Plan;

- | | |
|-------------------|--|
| 1. Drainage | 5. Recreation/Open Space |
| 2. Solid Waste | 6. Roadways |
| 3. Potable Water | 7. Mass Transit |
| 4. Sanitary Sewer | 8. Public School Facilities |

Section 2. Chapter 10 of the City of St. Petersburg Comprehensive Plan is amended to read:

Issue: Construction of needed improvements

Under the adopted LOS standards, sufficient capacity exists for the following facilities: potable water, sanitary sewer, recreation/open space, ~~public school facilities~~ and transportation (see individual elements of the Comprehensive Plan). However, rehabilitation and upgrading is necessary for components of sanitary sewer, potable water, and recreational facilities. To increase the drainage LOS standard beyond existing conditions approximately \$65 million is budgeted for improvements. In addition, the City has sufficient funds to correct any deficiencies on City roads. To increase safety on the Airport site, several capital improvements were identified.

ISSUE: Adequate provision of public facilities

Development activities on available vacant land will have a negligible effect on the City's sanitary sewer facilities because the City is about 95 percent built out. However, land use amendments may alter demand projections and potentially create a capacity deficit. Therefore, level of service standards have been established for sanitary sewer, drainage, potable water, solid waste, traffic circulation, recreation/open space, ~~public school facilities~~ and mass transit facilities. In addition, conservation of important resources, such as potable water, can be promoted. Further, the level of service may be raised to improve service and overall quality of life in St. Petersburg.

~~ISSUE: Coordination of land development with public school facilities~~

~~The City shall continue to coordinate its residential development approvals with the School District in order to ensure sufficient student capacity in the public school system.~~

~~OBJECTIVE CI6:~~

~~The City, in coordination with the School District, shall ensure that the capacity of public schools is sufficient to support the anticipated students from residential site plans and final residential subdivision approvals consistent with the adopted level of service standard for public schools.~~

~~Policies:~~

~~CI6.1 The City shall utilize the following level of service standard for public school facilities, which shall be applied consistently district wide by the School District and by the local governments within Pinellas County that signed the Public Schools Interlocal Agreement (the partner local governments):~~

~~District wide Level of Service Standard:~~ ~~Student enrollment plus vested students divided by Florida Inventory of School Houses (FISH) School Capacity plus additional capacity does not exceed 100 percent. This level of service standard shall apply to each type of public school facility.~~

~~CI6.2: Amendments to the adopted level of service standard shall be accomplished using the procedure contained in Section 10 of the Public School Facilities Interlocal Agreement.~~

~~CI6.3: The *School Capacity and Level of Service Report*, prepared by the School District, approved by the School Board, and delivered to the City no later than November 30th of each year, and as adjusted throughout the year based on the official student enrollment count of the fall semester and the estimated number of vested students, shall be utilized by the City as the basis for assessing the existing level of service conditions and the available capacity within each Concurrency Service Area.~~

CI6.4: ~~By December 1st of each year, the City shall adopt by reference the School District's Five Year Work Program to ensure the level of service standard is achieved and maintained during the period covered by the five year schedule within the Capital Improvements Element.~~

CI6.5: ~~The School Board, in coordination with the partner local governments, will use the procedure in Section 3(a) of the Public Schools Interlocal Agreement to annually update the District's Five Year Work Program to maintain a financially feasible capital improvements program that is able to achieve and maintain the adopted level of service standard within the period covered by the five year schedule.~~

CI6.6: ~~The City hereby adopts by reference the School District's Five Year Work Program for FY 2011/12 through 2015/16, as adopted by the School Board on September 13, 2011.~~

Renumbering OBJECTIVE CI7 and Policies CI7.1 and CI7.2 as OBJECTIVE CI6 and Policies CI6.1 and CI6.2.

The concurrency requirement is applicable to the following ~~eight~~ seven public facilities: potable water; sanitary sewer; solid waste; drainage; traffic circulation; recreation and open space; ~~schools~~; and, mass transit.

10.3.2.3 Concurrency Management System

St. Petersburg shall adopt a Concurrency Management System to ensure that facilities and services needed to support development are available concurrent with the impacts of development. Prior to the issuance of a development order and development permit, the Concurrency Management System shall insure that the adopted LOS standards required for potable water, sanitary sewer, solid waste, drainage, traffic circulation, recreation and open space, ~~schools~~, and mass transit are maintained.

10.3.2.4 Level of Service Standards

For the purpose of issuance of development orders and permits, St. Petersburg shall adopt LOS standards for public facilities and services within St. Petersburg for which St. Petersburg has authority to issue such development orders and permits. For the purpose of concurrency, these public facilities and services include potable water, sanitary sewer, solid waste, drainage, traffic circulation, recreation and open space, ~~schools~~ and mass transit. If St. Petersburg desires to include in the Comprehensive Plan other public facilities and services for which LOS standards are adopted, the Comprehensive Plan shall state whether or not the LOS standard must be met

prior to the issuance of a development order or permit. If the LOS standard must be met, the facility or service must be subject to the concurrency management system.

6. ~~For public school facilities, the City shall meet the concurrency requirements by ensuring that the standards noted within Chapter 13, the Public School Facilities Element of the Comprehensive Plan, are met.~~

Section 3. Section 11.1 INTRODUCTION within Chapter 11 of the City of St Petersburg Comprehensive Plan is amended to read:

11.1 INTRODUCTION

Each element of St. Petersburg's *Comprehensive Plan* addresses intergovernmental coordination. The purpose of the Intergovernmental Coordination element is to identify and recommend resolutions to incompatible goals, objectives, policies and proposed development, and respond to the needs for coordination with adjacent local governments, state and regional agencies.

The issue areas for which intergovernmental coordination are addressed are taken directly from the St. Petersburg *Comprehensive Plan* elements. In addition to Intergovernmental Coordination, these elements are: Vision; Future Land Use; Transportation; Housing; Sanitary Sewer/Solid Waste/Drainage/Potable Water/Aquifer Recharge; Conservation; Coastal Management; Recreation and Open Space; ~~Public School Facilities~~; Historic Preservation; and Capital Improvements.

Each element addresses issues which may be derived from a problem or need related to the goals, objectives, policies and development proposed in the Elements with the plans of other entities; regional goals and policies described in the *Future of the Region: A Strategic Regional Policy Plan for the Tampa Bay Region*; the State Comprehensive Plan; and other plans including the State Land Development Plan, the State Water Use Plan and the Florida Department of Transportation's 5-Year Transportation Plan. These issues may be existing or anticipated.

Primary issue areas can be summarized as follows:

1. land use
2. resource management
3. transportation
4. utilities
5. capital improvements and fiscal issues
6. public accountability

This element provides a formal mechanism for coordination between the elements and a mechanism to determine and respond to the need for coordination processes and procedures with adjacent local governments, regional and state agencies as required by Chapter 163, F.S., ~~and Chapter 9J-5, Florida Administrative Code (F.A.C.).~~

Section 4. Section 11.2 within Chapter 11 of the City of St. Petersburg Comprehensive Plan is amended to read:

ISSUE: Coordination of the public school planning process

School planning processes will be coordinated with other local governments to ensure adequate school capacity.

OBJECTIVE IC5:

The City shall continue to coordinate its Comprehensive Plan with plans of the School Board of Pinellas County and other local governments through participation in joint planning processes and procedures.

Policies:

- IC5.1: The City shall implement the Public Schools Interlocal Agreement in coordination with the School District and the other local governments that are signatories to the Agreement (the partner local governments).
- IC5.2: ~~In fulfillment of Section 8 of the Public Schools Interlocal Agreement, t~~The City shall continue its participation on the Pinellas Schools Collaborative as a means of facilitating planning and coordination among local governments and the School Board, ~~which shall meet at least once a year to evaluate implementation of the Public Schools Interlocal Agreement and school concurrency, and propose amendments for improvement if deemed necessary.~~
- IC5.3: ~~The City, the School District, and the partner local governments shall coordinate annually in preparing a staff report on the effectiveness of school concurrency that will be presented at the annual meeting of the Pinellas Schools Collaborative, with the annual *School Capacity and Level of Service Report* forming the basis for the staff report.~~ The City may include a Public School Facilities Element as part of its adopted Comprehensive Plan and will coordinate with the School District to maintain data useful for coordinated planning between local governments and the School Board.
- IC5.4: ~~The City, the School District, and the partner local governments shall coordinate in amending the Public School Facilities Element according to the procedures in Section 10 of the Public Schools Interlocal Agreement, to ensure that the Public School Facilities Element within the local government comprehensive plans remains coordinated and consistent with one another and with the plans of the School Board.~~
- IC5.5: ~~The City, through the implementation of its concurrency management system and the Public Schools Interlocal Agreement, shall coordinate and share information with the School District and the Pinellas County Planning Department to determine whether~~

~~there is available public school capacity to support the anticipated students from residential site plans and final residential subdivision approvals.~~

~~IC5.6: The City, its partner local governments, and the School District shall cooperate in establishing a procedural manual for implementation of school concurrency. This manual and any subsequent changes to the manual will be developed by the School Planning Workgroup and approved by the Pinellas Schools Collaborative.~~

IC5.47: The City shall coordinate with the School Board of Pinellas County to implement the public educational facilities siting requirements of Chapter 163 and Chapter 1013, F.S., as stipulated in Section 4 of the Public Schools Interlocal Agreement filed on April 24, 2007, or as it may be subsequently amended.

Section 5. Chapter 13 of the City of St. Petersburg Comprehensive Plan is amended to read:

PUBLIC SCHOOL FACILITIES ELEMENT

13.1 INTRODUCTION

The public school system in Pinellas County is based on a countywide district, encompassing all of the municipalities within the County and the unincorporated area.

In 2005, the Florida Legislature passed Senate Bill 360, mandating that concurrency be established for public school facilities not granted an exemption. School concurrency requires that a community's adopted level of service standard for public schools is met, or a developer executes a legally binding commitment to provide mitigation proportionate to the demand created by the proposed development, before development orders are issued. The Florida Statutes require that local governments that have exceeded a certain minimum level of growth over the past five years, develop and adopt a Public School Facilities Element (PSFE), which forms the basis for implementing school concurrency and other subjects addressed in the updated Public Schools Interlocal Agreement that was entered into between the School Board, twelve municipalities, and Pinellas County.

In response to this mandate, Pinellas County, together with the School District and all municipalities served by the Pinellas County School District that are required to implement school concurrency, began the process of creating a PSFE. A School Planning Workgroup was formed in January 2006 to address this new requirement, and included staff from each affected local government, the School District, and the Pinellas Planning Council. The Pinellas Schools Collaborative was formed from the 1906 Committee that prepared the original Public Schools Interlocal Agreement, which was executed in April 2003. The Collaborative consists of elected officials from Pinellas County, twelve municipalities, and the School Board. Together, the Workgroup and the Collaborative developed the updated Public Schools Interlocal Agreement, agreeing to create one PSFE that each local government would be able to adopt. This use of a single PSFE would ensure that there was consistency throughout the local governments and that development could be tracked countywide, further ensuring that public school facilities would

not be adversely affected by additional development and redevelopment. The Workgroup and the Collaborative met numerous times to develop the updated Interlocal Agreement, and later the Element itself.

House Bill 7207, known as the Community Planning Act (Chapter 2011-139, Laws of Florida) was signed into law on June 2, 2011. This new law deleted the requirement for a public school facilities element and made school concurrency optional. School concurrency is proposed for elimination not only because of the new statutory requirements but also because of significantly reduced student enrollment and an already existing system of intergovernmental coordination of school planning efforts which has been in place since 2003.

13.2 GOALS, OBJECTIVES AND POLICIES

GOAL

THROUGH PARTNERSHIPS AND EFFECTIVE COLLABORATION AMONG THE LOCAL GOVERNMENTS AND THE PINELLAS COUNTY SCHOOL DISTRICT, AND BECAUSE OF A SHARED COMMITMENT TO EDUCATIONAL EXCELLENCE, ALL STUDENTS OF THE PINELLAS COUNTY SCHOOL DISTRICT SHALL BE PROVIDED THE OPPORTUNITY FOR HIGH STUDENT ACHIEVEMENT THROUGH THE AVAILABILITY OF HIGH QUALITY PUBLIC EDUCATIONAL FACILITIES. ~~(Rule 9J 5.025 (3) (a), F.A.C)~~

OBJECTIVE PS1:

The City, its partner local governments, and the School District agree to coordinate and base their plans upon consistent projections of population growth and student enrollment, and will coordinate in sharing of information on proposed school facility changes, certain planned infrastructure improvements, and proposed land use plan amendments and/or rezonings that increase or decrease residential densities. ~~(Rule 9J 5.025(3)(b)5, F.A.C. & Section 163.31777(2)(a) and Section 163.31777(2)(b), F.S.)~~

Policies:

- PS1.1 The City, its partner local governments, and the School District, will utilize population growth projections prepared by the Pinellas County Metropolitan Planning Organization's Technical Coordinating Committee, when developing their plans and student enrollment projections, consistent with Section 2 of the Public Schools Interlocal Agreement.
- PS1.2 To ensure that land use and zoning decisions are adequately coordinated with public school facility planning, the City shall continue to notify the School District of all Local Planning Agency hearings where land use plan amendments and/or rezonings will be considered that increase or decrease residential densities. ~~(Section 163.31777(2), F.S.)~~

- PS1.3 The City shall inform the School District in advance of infrastructure projects that will restrict vehicular or pedestrian accessibility to public schools with sufficient time for School District review and comment, in compliance with Section 3(b) of the Public Schools Interlocal Agreement. An example would be infrastructure projects that would disrupt the use of sidewalks that are utilized by students accessing public school facilities.
- PS1.4 The School District shall notify the City of the need for on-site or off-site improvements to support new, proposed expansion, or redevelopment of existing schools within the jurisdiction of the City. Thereafter, representatives of the School District and the City will meet and determine the responsibility for making such improvements and identify other agencies that should be involved. The School District and the City will then meet with the other agencies to coordinate the completion of the on-site and off-site improvements, in accordance with Section 5 of the Public Schools Interlocal Agreement. ~~(Section 163.3177(2)(d), F.S. & Rule 9J-5.025(3)(e)5, F.A.C)~~
- PS1.5 The City and the School District shall utilize student generation rates developed by the School District for purposes of calculating the anticipated number of public school students that would be generated when evaluating proposed future land use plan amendments, rezonings, residential site plans and final residential subdivision approvals.

OBJECTIVE PS2:

~~The City, through implementation of its concurrency management system for public school facilities, and in coordination with the School District, shall ensure that there is available public school capacity to support the anticipated students from residential site plans and final residential subdivision approvals (“Residential Approvals”) consistent with the adopted level of service standard for public school concurrency throughout the five years covered by the Five Year Work Program, as amended, and the period of the long range planning program contained in the Public School Facilities Element. (Rule 9J-5.025(3)(b)2, F.A.C.)~~

Policies:

- PS2.1 ~~The City hereby adopts, consistent with Section 11 of the Public Schools Interlocal Agreement, the following level of service standard, which shall be applied consistently district wide by all partner local governments within Pinellas County and by the School District.~~

~~**District-wide Level of Service Standard:** Student enrollment plus vested students divided by *Florida Inventory of School Houses* (FISH) School Capacity plus additional capacity does not exceed 100 percent. This level of service standard shall apply to each type of public school facility.~~

- ~~PS2.2 If the utilization rate established by the State Requirements for Educational Facilities (SREF) is changed and it will impact how the School District determines school capacity, the School District will notify all partner local governments of the change.~~
- ~~PS2.3 Amendments to the adopted level of service standard shall be accomplished using the procedure contained in Section 10 of the Public Schools Interlocal Agreement.~~
- ~~PS2.4 School concurrency shall be measured and applied on the basis of Concurrency Service Areas, as established by the School Board and as documented in the data and analysis support section of the Public School Facilities Element. (Rule 9J-5.025(3)(c)1, F.A.C.)~~
- ~~PS2.5 The School Board shall maximize school capacity through program adjustments and/or through adjustments to Concurrency Service Area boundaries, consistent with Section 12 of the Public Schools Interlocal Agreement, to ensure that each Concurrency Service Area will, in the aggregate, operate at the adopted level of service standard throughout the five year period covered by the Five Year Work Program, as amended. (Rule 9J-5.025(3)(c)1, F.A.C. & Section 120.54, F.S.)~~
- ~~PS2.6 When adjusting Concurrency Service Area boundaries, the School Board shall take into consideration the factors identified in Section 12 of the Public Schools Interlocal Agreement. (Rule 9J-5.025(3)(c)1, F.A.C.)~~
- ~~PS2.7 Consistent with Sections 1002.33(1) and 1002.33(2), F.S., the City and the School District shall recognize charter schools as public school facilities. Such facilities shall serve to expand the school capacity of the School District and are a potential option for mitigating the impact that new Residential Approvals may have on public school facilities.~~
- ~~PS2.8 The City, its partner local governments, and the School District shall utilize the uniform, district wide procedure in Section 13 of the Public Schools Interlocal Agreement to implement school concurrency within their respective jurisdictions.~~
- ~~PS2.9 The City and the School District shall utilize the *School Capacity and Level of Service Report*, prepared by the School District, approved by the School Board, and delivered to the City, no later than November 30th of each year, and as adjusted throughout the year based on the official student enrollment count of the fall semester and the estimated number of vested students, as the basis for assessing the existing~~

- ~~level of service conditions and the available capacity within each Concurrency Service Area.~~
- ~~PS2.10 In order to facilitate the accurate annual assessment of projected public school facility capacity, the City shall, throughout the year, notify the Pinellas County Planning Department of development permits, including certificates of occupancy issued for new dwelling units and expired school concurrency Residential Approvals, that affect the availability of school capacity, consistent with Section 13 of the Public Schools Interlocal Agreement, so that an estimate of the number of vested students can be maintained for school concurrency purposes. (Section 163.31777(2)(b), F.S.)~~
- ~~PS2.11 A school concurrency Residential Approval shall be valid for purposes of the issuance of development orders or permits for 24 months from the date of issuance.~~
- ~~PS2.12 If the School District determines that, in the aggregate, there is Available Capacity in the affected Concurrency Service Area and in the contiguous Concurrency Service Area(s) to accommodate the estimated number of students from the proposed Residential Approval, then an adequate level of service would be provided and the Residential Approval shall be issued a School Concurrency Approval by the City.~~
- ~~PS2.13 In accordance with Section 13 of the Public Schools Interlocal Agreement, if the School District determines that there is not Available Capacity within an affected Concurrency Service Area to accommodate the estimated number of students that would be generated by a proposed Residential Approval and maintain the adopted level of service standard, then the School District shall consider whether there is Available Capacity in the contiguous Concurrency Service Area(s). (Rule 9J-5.025(3)(c)8, F.A.C.)~~
- ~~PS2.14 If the School District determines that, in the aggregate, there is not Available Capacity within an affected Concurrency Service Area and the adjacent Concurrency Service Area(s) to accommodate the estimated number of students from the proposed Residential Approval, a proposed Residential Approval will not proceed without execution of a legally binding development mitigation agreement between the applicant, the School Board, and the City designed to mitigate the impacts anticipated to be caused by the proposed Residential Approval on public school facilities, consistent with Section 163.3180, F.S., and Section 13 of the Public Schools Interlocal Agreement. The applicant and the School Board shall attempt to negotiate a development mitigation agreement. If the applicant and the School Board are unable to agree on an acceptable form of mitigation, the City may utilize the conflict resolution provision in Section 14 of the Public Schools Interlocal Agreement to attempt to resolve the impasse.~~
- ~~PS2.15 A development mitigation agreement shall include the applicant's commitment to continue to renew the development agreement until the mitigation is completed as determined by the School Board or as determined through the conflict resolution~~

~~procedures provided for in Section 14 of the Public Schools Interlocal Agreement, if applicable. (Rule 9J 5.025(3)(c)9, F.A.C.)~~

~~PS2.16 Acceptable forms of proportionate share mitigation that may be allowed by the School Board and the standards that determine the appropriate use of any mitigation funds required by the School District are identified in Section 13 h. of the Public Schools Interlocal Agreement. (Rule 9J 5.025(3)(c)9, F.A.C.)~~

~~PS2.17 The City and the School District shall utilize student generation rates developed by the School District for purposes of calculating the anticipated number of public school students that would be generated by Residential Approvals and for developing student enrollment projections. (Rule 9J 5.025(3)(c)3, F.A.C. & Section 163.31777, F.S.)~~

~~PS2.18 Prior to the utilization of new student generation rates, the City, through its participation on the School Planning Workgroup, will have the opportunity to review and comment on the proposed student generation rates developed by the School District before they are finalized by the District. (Rule 9J 5.025(3)(c)3, F.A.C.)~~

OBJECTIVE PS3:

~~The City's five year schedule of capital improvements shall include those projects necessary to address any existing public school facility deficiencies and future public school facility needs consistent with the adopted level of service standard. (Rule 9J 5.025(3)(b)1 and Rule 9J 5.025(3)(b)3, F.A.C.)~~

Policy:

~~PS3.1 By December 1st of each year, the City shall amend its Capital Improvements Element to incorporate, by reference, the updated School District Five Year Work Program adding a new fifth year to maintain a financially feasible capital improvements program and to ensure the level of service standard will continue to be achieved and maintained throughout the subsequent five year planning period. (Rule 9J 5.025(3)(c)2, F.A.C. & Section 163.3177(3)(b)1, F.S.)~~

OBJECTIVE PS2:4:

~~The City shall practice effective intergovernmental coordination with its partner local governments and the School District to ensure coordination of that land use plans, development approvals, and capital facilities planning, are coordinated with the availability of public school facilities. (Rule 9J 5.025 (3)(b)4, F.A.C.)~~

Policy:Policies:

~~PS2.14.1 The City shall appoint one elected official to represent the City's interest to the Pinellas Schools Collaborative ("Collaborative"). The Collaborative shall provide~~

oversight, coordination and direction regarding ~~the conduct of the school concurrency process and~~ implementation of the Public Schools Interlocal Agreement.

- ~~PS4.2 The City, the School District, and partner local governments shall coordinate annually in preparing a staff report on the effectiveness of school concurrency that will be presented at the annual meeting of the Collaborative, with the annual *School Capacity and Level of Service Report* forming the basis for the staff report.~~
- ~~PS4.3 The City shall coordinate with the Pinellas County Planning Department in the maintenance of a countywide residential development tracking system, by providing necessary and timely development data, including demolitions and vested development data, required to accurately assess the impact of Residential Approvals on available school capacity.~~
- ~~PS4.4 Amendment of the Public Schools Facilities Element shall occur according to the procedure in Section 10 of the Public Schools Interlocal Agreement to ensure that the Element within the local government comprehensive plans remains coordinated and consistent with one another and with the plans of the School Board. (Rule 9J 5.025 (3)(e)3, F.A.C. & Section 163.3177(12), F.S.)~~
- ~~PS4.5 The City, its partner local governments, and the School District shall coordinate in establishing a procedural manual for implementation of school concurrency. This manual and any subsequent changes to the manual will be developed by the School Planning Workgroup and approved by the Pinellas Schools Collaborative.~~

GOAL:

THE CITY SHALL COORDINATE WITH ITS PARTNER LOCAL GOVERNMENTS AND THE SCHOOL DISTRICT ON PROJECTS THAT ENCOURAGE COHESIVE NEIGHBORHOODS, THAT CONTRIBUTE TO COMMUNITY BUILDING, AND THAT PROVIDE FOR LONG-TERM SUSTAINABILITY. ~~(Rule 9J 5.025 (3) (a), F.A.C)~~

OBJECTIVE PS3:5:

St. Petersburg shall support efforts that facilitate coordination of planning between the City and the School District for the location and development of public educational facilities. ~~(Rule 9J 5.025(3)(b)4, F.A.C. & Sections 163.3177(6)(a), 163.31777(2) and (c), 163.3180(13)(g), 1013.33(10) (14).~~

Policy:Policies:

- ~~PS35.1 The City shall participate with the School District in the process of evaluating potential school closures, significant renovations to existing schools, and school site selection before land acquisition in accordance with Section 4 in the existing Public Schools Interlocal Agreement filed on April 24, 2007, or as it may be subsequently amended. (Rule 9J 5.025(3)(e)4, F.A.C.)~~

~~PS5.2 For purposes of Objective PS5, public educational facilities are defined as elementary schools, special education facilities, alternative education facilities, middle schools, high schools, and area vocational technical schools of the Pinellas County School District.~~

~~PS5.3 Public educational facilities of the School District are an allowable use within the following future land use categories:~~

- ~~Residential Low~~
- ~~Residential Urban~~
- ~~Residential Low-Medium~~
- ~~Residential Medium~~
- ~~Residential/Office General~~
- ~~Institutional~~
- ~~Planned Redevelopment—Residential~~
- ~~Planned Redevelopment—Mixed Use~~

~~PS5.4 The location and construction of new public educational facilities, or the expansion of an existing site, within one of the future land use categories listed in Policy 5.3 shall only be allowed upon a determination by the City that the proposed site is consistent with the City's Comprehensive Plan. (Rule 9J-5.025(3)(c)6, F.A.C.)~~

~~PS5.5 In addition to consistency with the City's Comprehensive Plan, the proposed location of a new or expanded public educational facility of the School Board within one of the land use categories listed in Policy 5.3 shall be reviewed and considered with the following general criteria:~~

- ~~1. The proposed location is compatible with present and projected uses of adjacent property.~~
- ~~2. The site area of the proposed location is adequate for its intended use based on the State Requirements for Educational Facilities and provides sufficient area to accommodate all needed utilities and support facilities and allow for adequate buffering of surrounding land uses.~~
- ~~3. Based on the Five Year Work Program of the School Board and the City's Comprehensive Plan, there will be adequate public services and facilities to support the public educational facility.~~
- ~~4. There are no significant environmental constraints that would preclude development of a public educational facility on the site.~~
- ~~5. There will be no adverse impact on archaeological or historic sites listed in the National Register of Historic Places or designated by the City as locally significant historic or archaeological resources.~~

- ~~6. The proposed location is well drained and soils are suitable for development or are adaptable for development and outdoor educational purposes with drainage improvements.~~
- ~~7. The proposed location is not in conflict with the City Stormwater Management Plan and any watershed management plans adopted by the City, if applicable.~~
- ~~8. The proposed location is not in the Coastal High Hazard Area (CHHA), a velocity flood zone or a floodway.~~
- ~~9. The proposed location can accommodate the required parking and anticipated queuing of vehicles onsite.~~
- ~~10. The proposed location lies outside the area regulated by Section 333.03(3), F.S., regarding the construction of public educational facilities in the vicinity of an airport. (Rule 9J 5.025(3)(e)4, F.A.C. & Rule 9J 5.025(3)(e)5, F.A.C. & Rule 9J 5.025(3)(e)10, F.A.C.)~~

~~PS5.6 The following criteria shall also be used to evaluate whether proposed locations of specific types of schools are consistent with the St. Petersburg Comprehensive Plan:~~

~~Elementary Schools, Special Education Facilities, and Alternative Education Facilities~~

- ~~1. The proposed location shall have direct access to at least a collector road or as otherwise approved by the City after determination of acceptable traffic impacts on adjacent roads of lesser classification.~~

~~Middle Schools~~

- ~~1. The proposed location shall have direct access to at least a collector road or as otherwise approved by the City after determination of acceptable traffic impacts on adjacent roads of lesser classification.~~
- ~~2. Outdoor recreational facilities and similar support facilities shall be located and buffered on the proposed site to minimize impacts on adjacent properties.~~

~~High Schools~~

- ~~1. The proposed location shall have direct access to at least an arterial road, or as otherwise approved by the City after determination of acceptable traffic impacts on adjacent roads of lesser classification.~~

- ~~2. Stadiums, outdoor recreational facilities, and similar support facilities shall be located and buffered on the proposed site to minimize impacts on adjacent properties.~~

~~Vocational-Technical Schools~~

- ~~1. The proposed location shall have direct access to at least an arterial road, or as otherwise approved by the City after determination of acceptable traffic impacts on adjacent roads of lesser classification.~~
- ~~2. Industrial education facilities shall be located and buffered on the proposed site to minimize impacts on adjacent properties.~~

~~PS5.7 Proposed locations that are less than the standard site acreage as prescribed in the Florida Department of Education State Requirements of Educational Facilities may be determined to be consistent with the City's Comprehensive Plan provided the requirements of Section 1013.36, F.S., are met and off-site impacts can be adequately mitigated.~~

~~PS5.8 A consistency determination for a proposed new site or additional property with the City's Comprehensive Plan may be conditioned with references to specific types of public educational facilities.~~

~~PS5.9 At the time of consistency determination, the City may impose reasonable conditions for development of the site as it relates to any of the criteria in Policies 5.5 and 5.6. Conditions may not be imposed which conflict with those established in Chapter 1013 of the Florida Statutes or the State Uniform Building Code, unless mutually agreed to by the City and the School District.~~

~~PS5.10 Before a significant change of program at a public educational facility is implemented; the School District and the City shall require a review of the facility's on-site and off-site impacts. The School District and the City will work cooperatively to mitigate on-site and off-site impacts, including impacts to public facilities, identified through the review.~~

~~PS5.11 The policies in Objective PS5 are intended to be consistent with, and not conflict with, the provisions in Chapter 1013, F.S.~~

~~PS5.12 Figures 1, 2, 3 and 12 from the Data & Analysis of the Public School Facilities Element, as depicted in Exhibits 1, 2, 3 and 4 of this Ordinance, are hereby adopted and included as part of the City's Comprehensive Plan.~~

OBJECTIVE PS4:6:

Consistent with Section 163.3177(6)(a), F.S., and consistent with the City's future land use policies, the City shall explore those opportunities where co-location of public facilities and

public schools provides a mutual benefit, serves a desirable community purpose, or represents an efficient use of finances and staff resources. (~~Rule 9J-5.025, (3)(b)6, F.A.C. & Section 163.3177(12)(g) and, 163.3180(13)(g)2, F.S.~~)

Policies:

PS46.1 As the opportunity arises, the City and the School Board, shall evaluate the ability to enter into an agreement to co-locate existing or planned school sites with other public facilities, including but not limited to: bike and pedestrian pathways, libraries, parks, community and recreational centers and facilities, museums, performing arts centers, auditoriums, stadiums, health care and social services and other uses as may be determined appropriate. (~~Rule 9J-5.025(3)(c)4, F.A.C.~~)

PS46.2 Should the City and the School Board determine that the co-location of public facilities is mutually advantageous and desirable, the appropriate method of agreement will be decided upon, and could include such options as, but not be limited to, an interlocal agreement, a City resolution, or a memorandum of understanding. (~~Rule 9J-5.025(3)(c)4, F.A.C.~~)

Objective PS5:7:

The City will support the School District's commitment to sustainable design and operations, as public schools are integral contributors to the quality of the surrounding community.

Policy:

PS57.1 The City and the School District will share information on sustainable design and green building practices, and take advantage of opportunities to incorporate demonstration projects and technologies on-site, so that local schools can serve as community models of environmental efficiency.

GOAL:

THE CITY WILL COORDINATE WITH THE SCHOOL DISTRICT AND OTHER LOCAL GOVERNMENTS TO IMPROVE THE SAFETY OF STUDENTS AS THEY ACCESS PUBLIC SCHOOL FACILITIES. (~~Rule 9J-5.025(3)(a), F.A.C.~~)

OBJECTIVE PS6:8:

The City shall collaborate with the School District and other local governments to promote safe access for students to public school facilities.

Policies:

PS68.1 The City shall participate on the School Transportation Safety Committee (STSC) of the Pinellas County Metropolitan Planning Organization (MPO) to identify locations

within the County where student safety is a concern, and to develop recommendations in response to student safety issues raised by the School District, local governments, the School Transportation and Enhanced Pedestrian Safety (STEPS) Committee, or the community to enhance the safety of students accessing public school facilities.

- PS68.2 The City shall consider implementation of recommendations from the STSC that affect its jurisdiction, in coordination with the School District and any agencies that have some involvement in the identified action, to support student access to public schools in a manner that both improves student safety and is compatible with the surrounding community.
- PS68.3 The City shall cooperate with School District initiatives that implement STSC recommendations for modifications to a school campus.
- PS68.4 The City shall, in its capital improvement program, determine the priority for construction of those sidewalks, crosswalks, bicycle paths, and other improvements that help to provide continuous access to public schools for pedestrians and bicyclists.
- ~~PS8.5 The City shall annually update its Capital Improvements Element to identify the School District's capital needs in the Comprehensive Plan, enabling the coordination of existing and planned public school facilities with the required local capital projects needed to provide support services for the safety of public school students.~~
- PS68.56 For new development or redevelopment within a two-mile radius of any existing or planned public school facility, the City may require the developer to construct sidewalks along the corridor contiguous to the property being developed that directly serves the public school facility, in support of Section 1013.36 (5), F.S. and the most current MPO 2025 Transportation Plan.

GOAL:

OPPORTUNITIES ARE MAXIMIZED FOR PUBLIC SCHOOLS TO BE DESIGNED SUCH THAT THEY CAN SERVE A VITAL EMERGENCY MANAGEMENT PURPOSE IN TIMES OF DISASTER.

OBJECTIVE PS7:9:

The safety of the public shall be a high priority when designing future public school facilities and renovating existing facilities.

Policies:

- PS79.1 The City shall coordinate with the School District and Pinellas County on emergency preparedness issues, including the use of public school facilities for emergency shelters. (~~Rule 9J-5.025(3)(c)11, F.A.C.~~)

PS79.2 Future public school facilities that are not located within category 1, 2 or 3 evacuation zones, shall be designed to serve the public as emergency shelters, consistent with Section 1013.372, F.S. These public school facilities shall be designed according to the public shelter criteria outlined in the Florida Building Code.

PS79.3 The City shall annually update its Capital Improvements Element to ensure that the School District's capital needs are reflected in the Comprehensive Plan, enabling the coordination of existing and planned public school facilities with the required local capital projects needed to provide emergency shelter spaces, as identified by the Tampa Bay Regional Hurricane Evacuation Study, developed by the Tampa Bay Regional Planning Council.

Section 6. Severability. The provisions of this ordinance shall be deemed to be severable. If any provision of this ordinance is deemed unconstitutional or otherwise invalid, such determination shall not affect the validity of any other provision of this ordinance.

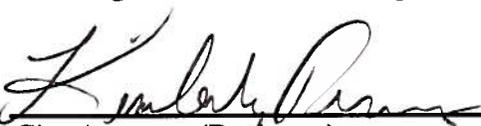
Section 7. Coding. As used in this ordinance, language appearing in struck-through type is language in the City of St. Petersburg Comprehensive Plan to be deleted, and underlined language is language to be added to the Comprehensive Plan, in the section, subsection, or other location where indicated. Ellipses (* * *) indicate the location of language in the Comprehensive Plan which is not shown herein and which is not amended by this ordinance. Language in the Comprehensive Plan not appearing in this ordinance continues in full force and effect unless the context clearly indicates otherwise.

Section 8. Effective date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective when the Department of Community Affairs (DCA) issues a final order determining the adopted amendment to be in compliance, or the Administration Commission issues a final order determining the adopted amendment to be in compliance, in accordance with Sections 163.3187 or 163.3189, F.S., as amended. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective as described above.

REVIEWED AND APPROVED AS TO
FORM AND CONTENT:



Planning & Economic Development 11-13-12
Date



City Attorney (Designee) 11-13-12
Date

RESOLUTION NO. 2012-___

A RESOLUTION TRANSMITTING PROPOSED COMPREHENSIVE PLAN AMENDMENTS FOR STATE, REGIONAL AND COUNTY REVIEW AS REQUIRED BY THE LOCAL GOVERNMENT COMPREHENSIVE PLANNING AND LAND DEVELOPMENT REGULATION ACT (CHAPTER 163, PART II, FLORIDA STATUTES); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Local Government Comprehensive Planning and Land Development Regulation Act requires that all amendments to the Comprehensive Plan be forwarded for state, regional and county review and comment in compliance with statutory requirements; and

WHEREAS, the St. Petersburg Planning & Visioning Commission, acting as the Local Planning Agency, has reviewed and acted on the Comprehensive Plan amendment as required by Section 163.3174, F.S.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida:

That the Comprehensive Plan amendments acted on by the City of St. Petersburg Planning & Visioning Commission on November 13, 2012, attached to this resolution, be transmitted for state, regional and county review as required by the Local Government Comprehensive Planning and Land Development Regulation Act, Section 163.3174, Florida Statutes.

This Resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND SUBSTANCE:

City File LGCP-2012-01



PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT

11-16-12

DATE



ASSISTANT CITY ATTORNEY

11-16-12

DATE



Staff Report to the St. Petersburg Planning & Visioning Commission
Prepared by the Planning & Economic Development Department,
Urban Planning and Historic Preservation Division

For Public Hearing and Executive Action on November 13, 2012
at **3:00 p.m.**, in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File #LGCP-2012-01
Agenda Item II.A.

Request: City Administration requests that the Comprehensive Plan be amended to address changes required by Florida statute, and to address City initiatives.

It is requested that:

1. The Potable Water Subelement be amended to implement legislative requirements of Chapter 163, Part II, Florida Statutes, related to long-range water supply planning. This action will update the City's 10 Year Water Supply Facilities Work Plan (Work Plan).
2. The Capital Improvements Element be amended to include reference to the 2010 Statewide Regional Evacuation Study for the Tampa Bay Region.
3. The Transportation Element be amended by replacing existing Map 20 and Map 21 with a new Map 20 and Map 21 to reflect the conversion of 64th Street North, between 1st Avenue South and 1st Avenue North, from a local roadway to a collector roadway.
4. The Comprehensive Plan be amended related to school concurrency. Specifically, this action will delete existing Goals, Objectives and Policies in the Public School Facilities Element (PSFE), the Intergovernmental Coordination Element (ICE) and the Capital Improvements Element (CIE) related to school concurrency.

Staff Analysis: The following analysis addresses the above-described proposed Comprehensive Plan amendments.

1. 10 Year Water Supply Facilities Work Plan Update:

Background Information: The State of Florida is geographically divided into five water

management districts. Regulatory programs have been delegated to the districts, including programs to manage the consumptive use of water, aquifer recharge, well construction and surface water management. Each district's Governing Board adopts a Regional Water Supply Plan (RWSP) addressing the assessment of projected water demands and potential sources of water to meet these demands. The most current RWSP covers the time frame extending from 2010 through 2030.

St. Petersburg lies within the Southwest Florida Water Management District (SWFWMD). This district geographically covers a 16 county area ranging from Levy and Marion Counties in the north to Charlotte County in the south. District headquarters are located in Brooksville with several service offices dispersed throughout the region. A 13-member Governing Board establishes policies for the entire district. Governing Board members are appointed by the Governor and confirmed by the Florida Senate.

Throughout Florida, the traditional water supply source (groundwater) will not be sufficient to meet the demands of a growing population. In response to this issue, the Florida Legislature enacted bills in 2002, 2004 and 2005 to more effectively address the statewide water supply situation by improving the coordination between local land use planning and water supply planning.

The 2002 legislation required local governments to prepare Work Plans covering at least a 10 year planning period for building water supply facilities and to incorporate certain portions of the Work Plan into their Comprehensive Plans. The 2004 legislation gave local governments until December 1, 2006 to prepare their 10 Year Work Plans. This deadline was later amended by Senate Bill 444, enacted in 2005, to be 18 months after the update to the Regional Water Supply Plan. This 18 month schedule is still the standard. St. Petersburg initially adopted its 10 Year Work Plan on May 15, 2008. The Work Plan was reviewed by SWFWMD, Tampa Bay Water and external state review agencies. The Work Plan was found consistent with statutory requirements on July 7, 2008. *Because SWFWMD's Board of Governors adopted their updated Regional Water Supply Plan on July 26, 2011, St. Petersburg must now adopt its updated 10 Year Water Supply Facilities Work Plan by January 26, 2013.* In addition, the 2005 legislation provided that the utility element of the Comprehensive Plan incorporate applicable water supply projects identified in the Regional Water Supply Plan, adopted by the appropriate water management district. See conclusion #2 below regarding this issue.

Senate Bill 360, also enacted in 2005, enhanced existing legislation to strengthen the statutory linkage between the regional water supply plan prepared by SWFWMD and comprehensive plans prepared by the local governments. Again, see conclusion #2 below regarding this issue.

Based on data contained in the City's Technical Support Document (TSD) attached to this staff report, the following conclusions are made:

1. Tampa Bay Water (TBW), the regional water supply authority for Pinellas, Pasco and Hillsborough County and for the cities of St. Petersburg, Tampa and New Port Richey ("Member Governments"), has a contractual obligation to supply 100 percent of the water needs for St. Petersburg and its water service area. Each Member Government of

TBW has waived its right to individually develop water supply facilities, with just a few limited exceptions.

2. *TBW's Long Term Water Supply Plan and Master Water Plan are consistent with SWFWMD's Regional Water Supply Plan. As a result, the statutory requirement of coordinating the Regional Water Supply Plan and the provider's (TBW) work plan has been met.*
3. *The updated SWFWMD 2010 Regional Water Supply Plan Update concludes that "water supply demands for all use sectors can be met through 2030."*
4. *TBW's Long Term Water Supply Plan contains sufficient water supply projects to meet the Member Governments' water needs over the 20 year planning horizon (2010-2030).*

Section 163.3177(6)(c), F.S., mandates amendment of the City's Comprehensive Plan to identify such alternative water supply projects and traditional water supply projects and conservation and reuse necessary to meet certain water needs, and to include a Work Plan covering at least a 10 year planning period for building public, private and regional water supply facilities. The Work Plan included in the attached ordinance was developed by the City's Water Resources Department staff and covers anticipated potable and reclaimed water supply facilities projects over the next 10 year planning horizon.

Because the City does not develop any new water supplies, the projects listed in the Work Plan consist of replacement, maintenance and upgrade projects to the Cosme Water Treatment Plant, the Oberly and Washington Terrace Pumping Stations and the distribution system.

Comprehensive Plan Amendments:

In 2008 the City adopted Comprehensive Plan objectives and policies to address the legislative issues such as coordination of water supply planning activities and concurrency requirements. As a result, the attached ordinance only proposes updating the projects within the Work Plan.

The proposed Work Plan does not commit the City to any financial expenditure beyond those itemized in the annual Capital Improvement Program (CIP) Budget. The CIP Budget essentially includes the first five years of the 10 Year Water Supply Facilities Work Plan. *As previously noted, these amendments to the Comprehensive Plan are required to be adopted by the City no later than January 26, 2013.*

The following policies and objectives from the Comprehensive Plan are applicable:

OBJECTIVE PW1 - Water distribution system rehabilitation projects identified in this element will be completed in accordance with the Five Year Schedule of Capital Improvements and the 10 Year Water Supply Facilities Work Plan.

Policy PW1.4 - The 10 Year Water Supply Facilities Work Plan, as part of this Potable Water Subelement, shall be updated every 5 years in accordance with Section 163.3177(6)(c), F.S.

OBJECTIVE PW2 - Projected demand and area specific needs through the year 2020 will be met by the projects identified in the Water Master Plan, dated January, 1999, and subsequent updates and reflected in the Five Year Schedule of Capital Improvements located in the Capital Improvement Element, and the 10 Year Water Supply Facilities Work Plan in the Potable Water Subelement.

Policy PW2.4 - The City shall participate in the Southwest Florida Water Management District's regional water supply planning efforts to assure coordination between the Regional Water Supply Plan and the City's Water Supply Work Plan.

Policy PW5.1 - The Water Resources Department shall be responsible for evaluating and ranking capital improvement projects proposed for inclusion in the five-year schedule of capital improvements taking into account the 10 Year Water Supply Work Plan and the Southwest Florida Water Management District's Regional Water Supply Plan. The City departments of Development Services and Budget shall review these recommendations.

Policy IC1.14 - The City shall coordinate with the Southwest Florida Water Management District and Tampa Bay Water to ensure consistency of water demand projections and population data.

2. Capital Improvements Element text amendment:

On June 2, 2011, City Council adopted Ordinance 1016-G. This ordinance, in part, amended the definition of the Coastal High Hazard Area (CHHA), provided a new CHHA map reflecting the most recent SLOSH (Sea, Lake and Overland Surges from Hurricanes) modeling data and amended text within the Coastal Management Element.

At that time, related text in the Capital Improvements Element should have been amended to update wording related to the CHHA. Staff is now using this opportunity to address this oversight. The proposed text changes may be found in the attached proposed ordinance in strikethrough and underline format.

3. Amended Maps 20 and 21 in the Transportation Element:

It is proposed that 64th Street, between 1st Avenue South and 1st Avenue North, be shown as a collector road instead of a local road on Map 20 (Future Major Streets Map) and Map 21 (Future Lane Arrangement Map) in the Comprehensive Plan.

Currently, 64th Street, from 1st Avenue South to 7th Avenue South, is classified as a collector roadway. Seventh Avenue South is the City's southern border with the City of Gulfport along the 64th Street corridor. Since 64th Street also connects to the north with Central Avenue and 1st Avenue North, both minor arterials, the street meets the definition of a collector roadway. The definition of a collector road is "a roadway providing service which is of relatively moderate traffic volume, moderate trip length and moderate operating speed. Collector roads collect and distribute traffic between local roads and arterial roads and are designed to provide both mobility and land access within residential, commercial and industrial areas." The average annual daily

traffic volume in the vicinity of 64th Street South and 2nd Avenue South is 6,247, which is consistent with the higher levels of traffic on collector streets in comparison to local streets.

64th Street connects areas of residential and commercial activity along an approximate .62 mile segment of road in this section of the city. As a collector roadway, the additional two block segment (1st Avenue South to 1st Avenue North) would be eligible to receive funding under the City's capital improvements program for such projects as sidewalk construction. In addition, our reclassification of this segment of 64th Street would be consistent with the Pinellas County Comprehensive Plan, which already classifies 64th Street from 1st Avenue North to 7th Avenue South as a collector roadway within their Transportation Element (Figure 3-2D).

4. Removing Goals, Objectives and Policies related to school concurrency:

The existing Public School Facilities Element (PSFE) and Public Schools Interlocal Agreement (ILA) were developed to address requirements of Chapter 163, Part II, Florida Statutes, as amended in 2005 by Senate Bill 360. This legislation mandated adoption of a PSFE, and a new ILA, that established a school concurrency system and level of service (LOS) standards on a district-wide basis. All municipalities in Pinellas County were party to the ILA unless specifically exempt or subject to waiver by the state land planning agency.

Senate Bill 360 made a number of changes to the statutes regarding public educational facilities. To implement the new law two major changes needed to take place. First, an existing ILA would need to be updated, and second, a new PSFE, along with mandated amendments to the ICE and CIE would need to be added to the Comprehensive Plan.

In January 2006 a School Planning Workgroup was formed for the purpose of addressing SB 360 requirements for establishing a countywide system of school concurrency. St. Petersburg staff participated with other Pinellas local governments and the school board in developing an interlocal agreement which met the legislative requirements while being agreeable to all parties. The agreement continued the City's previously existing reporting and coordination responsibilities while establishing mandated Level of Service (LOS) standards and procedures for addressing potential deficiencies in the LOS, measuring the LOS within concurrency service areas and identifying acceptable forms of mitigation in addressing LOS deficiencies. The agreement did not commit the City to any financial expenditure.

The existing ILA was approved by City Council on November 16, 2006. After the agreement was executed by the 12 cities with schools, Pinellas County and the Pinellas County School Board, the document was recorded on April 24, 2007 (effective date). On June 12, 2007, the Department of Community Affairs issued its Notice of Intent to find the interlocal agreement consistent with the requirements of the Florida Statutes.

Comprehensive Plan Amendments:

In January 2007 the same workgroup initiated development of a single PSFE that each local government could adopt. The use of one PSFE would ensure that there was consistency throughout the local governments and that development could be tracked countywide, further

ensuring that public school facilities would not be adversely affected by additional development and redevelopment. The DCA also recommended adoption of a single PSFE for the local governments in Pinellas County.

The goals, objectives and policies placed into the Comprehensive Plan met the requirements of Chapter 163, Part II, F.S. and Chapter 9J-5, F.A.C., and addressed the following issues:

1. Continued and enhanced coordination in the sharing of information concerning proposed school facility changes, certain planned infrastructure improvements and proposed future land use plan amendments and/or rezonings that increase or decrease residential densities.
2. Adoption of a district-wide LOS standard and methods of determining adequacy of school concurrency.
3. Coordination of planning for the location and development of public educational facilities. (These objectives and policies were already located in the Future Land Use Element but were required to appear in the PSFE too).
4. Collaborate with the School District in promoting the safe access for students to public school facilities.
5. Maximizing the opportunity to design public schools to serve a vital emergency management purpose in times of disaster.

These plan amendments did not commit the City to any financial expenditure, but rather consisted of policies that are of a coordinating and reporting nature. The relevant Comprehensive Plan amendments were adopted by the City Council on February 21, 2008 (Ordinance 850-G).

2011 Legislation:

House Bill 7207, known as the Community Planning Act (Chapter 2011-139, Laws of Florida) was signed into law on June 2, 2011. This new law made sweeping changes to Florida's growth management policies. HB 7207 deleted the requirement for a public school facilities element and made school concurrency optional. While local governments could retain the option to keep concurrency for school facilities, here in Pinellas County other events directed local governments to delete this requirement from their respective Comprehensive Plans.

At their June 6, 2011 meeting, the Pinellas Schools Collaborative discussed the ramifications of the new legislation and directed the aforementioned School Planning Workgroup to develop recommendations for consideration by the Collaborative at their next scheduled meeting. The workgroup met on July 27, 2011 and made the following recommendations to the Collaborative:

1. The interlocal agreement would be amended to delete those provisions related to school concurrency.
2. The PSFE would be amended to delete pertinent goals, objectives and policies related to school concurrency. As a result of this action, the Land Development Regulations would also need to be amended to delete school concurrency provisions.
3. School concurrency would be discontinued in Pinellas County. The School Planning Workgroup felt that school concurrency could be eliminated for the following reasons:

- School concurrency was no longer mandated by statute.
- The previously existing interlocal agreement effectively addressed school planning coordination and collaboration and required that information regarding development plans, population data, etc., continue to be shared. These activities will continue as they have since 2003.
- The Pinellas Schools Collaborative and School Planning Workgroup processes already provide for extensive intergovernmental coordination of planning efforts, including capital improvements planning.
- In Pinellas County, the continued projected decline in student enrollment and the resulting surplus of student capacity countywide makes school concurrency unnecessary as there are no projected capacity deficits. The school district has lost about 13,000 students since the 2003-2004 school year and has already closed 13 schools. In addition, by the start of the 2012-2013 school year, Pinellas County is projected to have 27,000 unoccupied student stations – due in part to this declining enrollment coupled with the use of portable classrooms.
- The perceived shortage of classroom space in some schools was a function of school zoning and not school concurrency.
- St. Petersburg, as well as Pinellas County in general, is built out. Its population has actually decreased about one percent (1%) between the 2000 Census and the 2010 Census. Any future growth in population is expected to be low based on historical trends since 1980.
- In certain municipalities, operating with reduced funding and staff makes it difficult to maintain and administer the details and requirements for school concurrency. This is especially true for the Pinellas County Schools and Pinellas County government staffing levels.

At the September 7, 2011 Pinellas Schools Collaborative meeting the above-referenced information was provided to Collaborative members. The Collaborative voted to begin the process for eliminating school concurrency in Pinellas County. St. Petersburg staff participated with other Pinellas local governments and the school board in developing the new Public Schools Interlocal Agreement which meets the requirements of the 2011 legislation and is agreeable to all parties. This new interlocal agreement was approved by City Council on July 26, 2012 (Resolution 2012-328). The new interlocal agreement eliminates school concurrency requirements while retaining the existing reporting and coordinated school planning responsibilities. The applicable goals, objectives and policies in the Comprehensive Plan relating to school concurrency are now proposed for elimination in order to be consistent with the new Public Schools Interlocal Agreement as well as statutory provisions. Finally, the City's Land Development Regulations will be amended to be consistent with the Comprehensive Plan.

On May 22, 2012 the Pinellas County Board of County Commissioners held the first of two public hearings proposing amendments to their Comprehensive Plan and Land Development Regulations eliminating the provisions for school concurrency. The adoption public hearing for Pinellas County's amendments was held on July 24, 2012. The County's Comprehensive Plan and Land Development Regulation amendments were approved by a unanimous vote.

Recommended Action:

City staff is recommending that the Planning & Visioning Commission, in its capacity as the Local Planning Agency, **APPROVE** the attached ordinances amending the Comprehensive Plan, and recommend that the City Council approve and adopt the ordinances.

Attachments: Water Supply Plan Data and Analysis; 10-Year Water Supply Facilities Work Plan; Proposed Ordinances (2) and Resolution

City of St. Petersburg
Water Supply Plan

SECTION I DATA and ANALYSIS

SECTION II 10-YEAR WATER SUPPLY FACILITIES WORK PLAN

SECTION I – DATA and ANALYSIS

Legislative Background:

It has been forecasted that in the Southwest Florida Water Management District (SWFWMD), the traditional water supply source (groundwater) will not be sufficient to meet the demands of a growing population. In response to this, the Florida Legislature enacted bills in 2002, 2004 and 2005 to more effectively address the statewide water supply situation by improving the coordination between local land use planning and water supply planning.

The focus of the 2002 legislation required local governments to prepare a 10-year water supply facilities work plan and incorporate certain portions of the work plan into the Comprehensive Plan. That year's legislation also emphasized the need for the local work plan to consider applicable regional water supply plans prepared by SWFWMD. The 2004 legislation gave local governments until December 1, 2006 to prepare their 10-year water supply facilities work plans. This date was later amended by Senate Bill 444 enacted in 2005.

Senate Bill 360, also enacted in 2005, significantly enhanced existing legislation to strengthen the statutory linkage between the regional water supply plan prepared by SWFWMD and comprehensive plans prepared by local governments.

As a result of these legislative changes, current statutory provisions direct each local government that is subject to a regional water supply plan to address the issues shown below. The City of St. Petersburg is subject to these criteria due to the City's responsibility for water treatment, pumping and distribution facilities and being located in the SWFWMD Regional Water Supply Plan Area.

1. Coordinate appropriate aspects of its Comprehensive Plan with the SWFWMD regional water supply plan. [F.S. 163.3177(4)(a)]
2. Ensure that St. Petersburg's Future Land Use Plan is based upon the availability of adequate water supplies and public facilities and services. [F.S. 163.3177(6)(a)]
3. Ensure that adequate water supplies and facilities are available to serve new development no later than the date on which the local government anticipates issuing a certificate of occupancy and consult with the applicable water supplier prior to approving a building permit. [F.S. 163.3180(2)]

4. Revise the “Infrastructure Elements” within 18 months after the Water Management District approves an updated regional water supply plan to:
 - Identify the traditional and alternative water supply projects and the conservation and reuse programs necessary to meet current and future water use demands within the local government’s jurisdiction. [F.S. 163.3177(6)(c)]
 - Include a water supply facilities work plan for at least a 10-year planning period for construction of public, private and regional water supply facilities, which are identified in the element as necessary to serve existing and new development. [F.S. 163.3177(6)(c)]
5. *To the extent necessary to maintain internal consistency*, revise the Conservation Element to assess projected water needs and sources for at least a 10-year planning period. [163.3177(6)(d)]
6. *To the extent necessary to maintain internal consistency*, revise the Intergovernmental Coordination Element to ensure coordination of the Comprehensive Plan with applicable regional water supply plans. [F.S. 163.3177(6)(h)1]

The aforementioned six legislative requirements were addressed by the City in 2008 by adoption (May 15, 2008) of Ordinance 868-G. This ordinance also added a 10-year water supply facilities work plan to the Comprehensive Plan.

City of St. Petersburg Background:

The City of St. Petersburg is the largest municipality in Pinellas County. The City’s Water Resources Department, Water District Service Area includes the cities of St. Petersburg, Gulfport, South Pasadena, as well as some unincorporated areas within Pinellas County including the Bear Creek, Lealman, Gandy and Bay Pines neighborhoods.

Prior to 1998, St. Petersburg owned and operated three wellfields which supplied water to the above noted areas. These three wellfields were the Section 21 and Cosme-Odesa wellfields in Hillsborough County and the South Pasco wellfield in Pasco County. In 1998 the City deeded the wellheads, plus a one acre parcel surrounding each wellhead, for all three of these wellfields to Tampa Bay Water (“TBW”), the region’s water supply authority. In addition, the City granted easements for the pipelines to TBW. The City continues to own the land comprising the remainder of these three wellfields which surround each one acre parcel and wellhead.

Water supply facilities that St. Petersburg owns and maintains includes the Cosme Water Treatment Plant, Washington Terrace Pump Station, Oberly Pump Station and distribution lines for potable water and reclaimed water.

In light of these 1998 transactions, St. Petersburg no longer owns any source of potable water. TBW has a contractual obligation to supply 100 percent of the water needs for the City's Water District Service Area and St. Petersburg has a contractual obligation to purchase its water from TBW. With some limited exceptions, each member government of TBW has waived its right to individually develop water supply facilities.

The City of St. Petersburg Comprehensive Plan and the Southwest Florida Water Management District Regional Water Supply Plan:

As previously noted, the City of St. Petersburg lies within the area of the Regional Water Supply Plan approved by the Board of the Southwest Florida Water Management District (SWFWMD). It is also a member of TBW, the regional water supply authority which supplies wholesale water to Hillsborough, Pasco and Pinellas counties, as well as the cities of St. Petersburg, Tampa and New Port Richey. As provided by the amended and restated interlocal agreement (Governance Agreement), TBW has an unequivocal obligation and the sole and exclusive right to meet the water demands of the member governments it serves at designated (currently 20) points of delivery. SWFWMD regulates the development and use of water supply through the permitting process in coordination with its Regional Water Supply Plan (RWSP). It should be noted that the 2010 update of the RWSP states "...water supply demands for all use sectors can be met through 2030" (Executive Summary Board approved in July 2011).

The water supply sources for St. Petersburg are primarily planned for and implemented by TBW. This planning process is described and is documented in TBW's Long-Term Water Supply Plan 2008. It should be noted that all water supply sources delineated in this plan are an interconnected system. Thus, water supply sources are not necessarily designated for use solely by any one member government.

Although all raw water supply is provided by TBW, the St. Petersburg Comprehensive Plan, in the Potable Water and the Conservation Elements, recognizes the role of water conservation and water reuse in reducing total water demand. This role, together with the retail water distribution facilities, is St. Petersburg's contribution to meeting the requirements of the 10-Year Water Supply Facilities Work Plan.

Water Sources for the St. Petersburg Water District Service Area - Tampa Bay Water:

As previously noted, St. Petersburg does not own any potable water sources but rather is a member government of TBW. TBW is the regional water supply authority established to provide wholesale water to its six member governments. TBW was created on August 31, 1998 as the successor government agency to the previously established West Coast Regional Water Supply Authority. The West Coast Regional Water Supply Authority had been created in 1974 by State legislation (Chapter 74-114) "for the purpose of developing, storing and supplying water for county or municipal purposes in such a manner as will give priority to reducing adverse environmental effects of excessive or improper withdrawals from concentrated areas."

TBW, by Interlocal Agreement and a Master Water Supply Contract, must in its Master Water Plan contain sufficient water supply projects to meet the member governments water needs over a 20 year planning horizon. The water authority's "Long-Term Water Supply Plan and Master Water Plan identify sufficient supply projects to meet the 20 year planning horizon needs of the agency's Member Governments" (TBW, February 2012).

Since St. Petersburg derives 100 percent of its water from TBW, the City anticipates sufficient quantities of potable water to meet expected growth over the 10 year planning period of this report.

The 2008 Long-Term Water Supply Plan fully documents the existing regional water supply sources, the demand projections used to propose capital improvements and the long-term supply sources. An update to the Long-term Water Supply Plan and the Master Water Plan is conducted every five years. The most recent update was approved by the TBW Board of Directors on December 15, 2008.

Various agreements govern the activities of TBW on behalf of St. Petersburg and the other member governments as follows:

- Amended and Restated Interlocal Agreement (known as the Interlocal Agreement);
- Master Water Supply Contract; and
- Northern Tampa Bay New Water Supply and Ground Water Withdrawal Reduction Agreement (known as the Partnership Agreement).

In accordance with the Partnership Agreement, TBW has reduced total pumpage from the 11 consolidated wellfields to no more than 90 million gallons per day (mgd) annual average (from an originally permitted quantity of 192 mgd as required by its current water use permit. TBW must also develop at least 85 mgd of new water supply by December 31, 2007. TBW has implemented System Configuration I of its Master Water Plan in order to meet these requirements. System Configuration I projects have now been completed. System Configuration II projects, completed in 2011, further added an estimated 25 mgd median yield to the potable water supply which replaces both the cutbacks mandated in the Partnership Agreement and provides for some future growth.

The permitted quantity withdrawal limit for the 11 wellfields as stated in the Consolidated Permit is listed below together with the permitted quantities for the remaining four wellfields and the surface water facilities:

| Water Supply Facility | Permitted Capacity in mgd |
|--|----------------------------------|
| Consolidated Permit Wellfields – Total * | 90.000 |
| South-Central Hillsborough Regional Wellfield | 24.100 |
| Brandon Urban Dispersed Wells | 6.000 |
| Carrollwood Wells | 0.820 |
| Eagles Wells | 0.198 |
| Enhanced Surface Water System (consisting of Tampa Bypass Canal/Hillsborough River, Alafia River, C.W. Bill Young Regional Reservoir) ** | 90.000 |
| Tampa Bay Seawater Desalination Plant | 28.750 |

* Consolidated Permit Wellfields – Cross Bar Ranch, Cypress Creek, Cypress Bridge, Morris Bridge, Starkey, North Pasco, South Pasco, Eldridge-Wilde, Cosme/Odessa, Section 21, and Northwest Hillsborough. These wellfields are permitted as a single system, and there is no annual withdrawal quantity assigned to any individual wellfield. These wellfields are operated in accordance with the Optimized Regional Operations Plan.

** The Water Use Permits for the Tampa Bypass Canal/Hillsborough River and the Alafia River facilities do not have assigned average annual quantities. The permit authorizes the harvest of a percentage of river flows after either a threshold flow or pool stage has been achieved in each river system. The quantity shown represents the estimated median year yield for these facilities based on projections using the past 30 years of historical data.

TBW's Long Term Water Supply Plan also considered every water supply project in the Southwest Florida Water Management District's Regional Water Supply Plan (RWSP). In addition, the demand projections in the RWSP and TBW's demand projections were evaluated and found to be consistent with each other. TBW also participated in the development of the District's 2011 RWSP. The District's demand projections were found to be consistent with those of TBW, and the water supply projects within the RWSP are also compatible with those of TBW's Plan.

In order to meet the Member Governments' future water needs, TBW must understand projected water demands. The Long-Term Plan reviews and evaluates the Member Governments' Annual Reports, TBW's *Demand Forecasting System (DFS)*, and the Southwest Florida Water Management District's *Regional Water Supply Plan* projections for this purpose. TBW's demand projections, when compared with those contained in the Southwest Florida Water Management District's RWSP, were found to be compatible (within 2-4% of each other over the planning horizon of the facility workplan).

Thus, one of the requirements of the Water Supply Facilities Work Plan, specifically coordinating the Regional Water Supply Plan and the provider's work plan, has been satisfied.

CONCLUSIONS:

TBW has an unequivocal obligation to meet the water demands of the Member Governments it serves. In order to meet the growing needs of its Member Governments, TBW must identify, prove the feasibility of, permit, design, and construct water supply projects which will provide for the 20-year water supply needs on a continuing basis. Developing major new water supplies takes many years, entailing legal and regulatory requirements as well as environmental and technical issues.

As previously stated, System Configuration I and II projects have been completed. According to the most recent TBW Special District Public Facilities Report issued on March 1, 2012, "it is estimated that the Tampa Bay Water Regional System, including the System Configuration II enhancements, will meet the Member Governments water supply needs for at least 10 – 15 years."

St. Petersburg's Water Facilities:

As previously stated, St. Petersburg's water supply facilities include the Cosme Water Treatment Plant, Washington Terrace Pump Station, Oberly Pump Station, distribution lines and appurtenant facilities for potable water and reclaimed water. The capital improvement projects found in the City's Capital Improvements Program (CIP) are primarily required to address replacement and system upgrades rather than deficiencies in the water supply system capacity.

The Capital Improvement Plan over the next five years, 2012/2016, for the Cosme Water Treatment Plant reflects nearly \$17.2 million of improvements scheduled primarily for enhanced water treatment processing, assorted valve and pump replacement and various plant equipment and instrumentation upgrades.

Capital improvements to the Washington Terrace and Oberly Pump Stations over this same time period reflect about \$4.2 million of improvements primarily centered toward facility hardening and equipment replacement.

The distribution system (water transmission main and lines) capital improvement plan shows \$31.5 million for transmission main and line replacement outside of the City limits but still within the water service area plus further system-wide maintenance improvements in service taps, meters and backflows, backflow prevention, meter replacement and water main replacement.

Funds for these improvements are derived from annual transfers from the public utilities operating fund, SWFWMD grants, connection fees, earnings on investments and the issuance of Public Utility Revenue Bonds.

St. Petersburg's Population Projections:

Table 1 reflects the functional population estimates for the City of St. Petersburg Water District Service Area through the year 2030. Functional population includes permanent resident, seasonal and tourist population. Data was obtained from the Southwest Florida Water Management District (SWFWMD) 2010 Regional Water Supply Plan, Community Planning Pages Section which incorporates the latest population projections (August 2010) and the latest water use permit data (October 14, 2011). The SWFWMD 2010 Regional Water Supply Plan was adopted by its Board of Governors on July 26, 2011. Considering all areas of the Water District Service Area are nearly built out, future development and population growth is limited.

**Table 1
Functional Population Estimates**

| Year | St. Petersburg | Gulfport | Total |
|------|----------------|----------|---------|
| 2010 | 299,216 | 14,214 | 313,430 |
| 2015 | 299,797 | 14,273 | 314,070 |
| 2020 | 300,542 | 14,341 | 314,883 |
| 2025 | 301,311 | 14,402 | 315,713 |
| 2030 | 302,073 | 14,452 | 316,525 |

As previously stated, the City of St. Petersburg Water District Service Area includes St Petersburg, City of Gulfport, Town of South Pasadena, part of the City of Seminole and the unincorporated areas of Lealman, Bay Pines and Bear Creek.

The St. Petersburg Water District Service Area 2010 functional population of 313,430 will require approximately 27.5 million gallons of water per day according to the City's most recent potable water demand projections. This translates to an average daily demand of 88 gallons of water per person for the entire utility service area. The City's Comprehensive Plan level of service standard for potable water is 125 gpcpd (gallons per capita per day). St. Petersburg's continuing consumption decrease is reflective of its successful water conservation and reclaimed water programs coupled with limited outdoor irrigation hours during certain dry weather conditions. The adopted Level of Service of 125 gpcpd is expected to remain unchanged.

St. Petersburg's Water Demand Projections:

The projected water demand for the next 10 years is based on the City's adopted Level of Service of 125 gpcpd. As of 2011, the demand for water is approximately 88 gpcpd in the water district service area. Table 2 shows demand since 2008 and for the next five years:

**Table 2
Water Demand**

| Year | Demand (mgd) |
|----------------|--------------|
| 2008 | 30.4 |
| 2009 | 29.0 |
| 2010 | 27.1 |
| 2011 | 27.5 |
| 2012 thru 2017 | 27.5 |

Note: Water Demand is an annual average based on calendar year.
Source: Water Resources Dept., March 2012.

Water Conservation and Reclaimed Water Reuse:

Currently, the City's demand for potable water has decreased over the last decade largely due to ongoing conservation efforts, use of reclaimed water, cost of alternative water supplies from TBW, as well as restrictions placed on potable water use by SWFWMD and the City. Between water years 1991-92 and 2003-04, the City's average day demand for potable water was 35.2 mgd. However, from water year 2008 to date the City's water demand has averaged 28.3 mgd. These decreases have occurred both during a time period in which the City has experienced both an increase in population size and economic growth as well as in the more recent years when populations have dropped and the number of customers decreased.

St. Petersburg, along with all the member governments of TBW, has a consistent message to water customers that conserving potable water is important to the City and the Tampa Bay region in that fresh water supplies are limited. Alternative water supplies are being developed to ensure water supply sustainability but the result is more expensive water. St. Petersburg continues to maintain and expand an extremely successful, long-term water conservation program, with several components that are designed and administered with the goal of effectively reducing the amount of potable water used for outdoor irrigation and encouraging customers to conserve water indoors thereby sustaining the level of potable water conservation already achieved. The City's conservation program includes the following components: 1) a conservation-oriented rate structure, instituted in 1985; 2) making water saving devices available to residents, including indoor plumbing retrofit kits and outdoor water saving kits; 3) toilet replacement, meter replacement and water audit programs for residential water customers; and 4) public education for water conservation.

The City's successful reclaimed water program, initiated in 1977, has greatly reduced the amount of treated effluent disposed through deep wells, while at the same time reducing the community's reliance on potable water for irrigation purposes. Since 2000, the average annual daily demand for reclaimed water has been approximately 19 million gallons. Daily use in 2011 was 16.8 million gallons reflecting above-average rainfall, thereby reducing the demand for

reclaimed water. The average daily use of reclaimed water is also decreasing because reclaimed water customers, like potable water customers, are encouraged to conserve this resource since the supply is limited. If all reclaimed water customers are irrigating in unlimited amounts, the demand exceeds the supply. Reclaimed water customers know that excessive irrigation promotes lawn and landscape problems such as dollar weed and fungus. The reclaimed water system serves approximately 10,917 (primarily residential) customers, up from 10,350 customers in 2005. The 2011 Annual Reuse Report indicates that 10,234 single family residences are served. Additional users of reclaimed water includes 124 multifamily development accounts, 340 commercial accounts and various schools, parks, golf courses and cooling towers.

One additional 10 million gallon above-ground storage tank has been completed at the Northeast Water Reclamation Facility (WRF) to complement an existing 10 million gallon above-ground storage tank completed in 2006 at the Southwest WRF. This gives the City a total of 45 million gallons of above-ground storage. These projects are designed to provide additional reclaimed water storage to assist in meeting diurnal demands. The facilities are also receiving automated controls and monitoring capabilities. These improvements are designed to maximize storage and pumping efficiency throughout the system to help optimize system ability to meet customer demand.

The City's reclaimed water aquifer storage and recovery (ASR) well at the Southwest WRF has also obtained an operating permit after several years of testing. This provides a seasonal storage component to complement the short-term component that storage tanks provide. Additional ASR wells may be constructed in the future.

The City also has a short-term peaking supply well (the REWARD well) at the Albert Whitted WRF to augment the reclaimed water system. This provides water during the dry season, when demand for reclaimed water is at its greatest.

Proposed Amendments to the Comprehensive Plan:

A review was conducted of the Comprehensive Plan to determine the need for amendments necessitated by the Water Supply Facilities Work Plan Amendment. Existing Comprehensive Plan Objectives and Policies already address many of the legislative issues such as coordination of water supply planning activities and concurrency requirements.

The elements reviewed were Potable Water, Sanitary Sewerage, Capital Improvements, Conservation, Aquifer Recharge and Intergovernmental Coordination. *Planning & Economic Development staff determined that no further text amendments were required in any of these elements due to the comprehensive update completed in 2008 at the initial adoption of the City's 10-Year Water Supply Facilities Work Plan.*

SECTION II – 10-YEAR WATER SUPPLY FACILITIES WORK PLAN

Exhibit A

| ST. PETERSBURG TEN-YEAR WATER SUPPLY FACILITIES WORK PLAN (In 000's) | | | | | | | | | | |
|---|--------------|--------------|---------------|---------------|---------------|--------------|---------------|--------------|---------------|--------------|
| FACILITY | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 |
| Sources of Funds: | | | | | | | | | | |
| Bond Proceeds | 7,893 | 0 | 12,508 | 0 | 10,000 | 0 | 10,000 | 0 | 10,000 | 0 |
| Earnings on Investments | 250 | 275 | 300 | 350 | 400 | 500 | 500 | 500 | 500 | 500 |
| Transfer from Operating Fund | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 |
| Connection Fees/Meter Sales | 798 | 818 | 839 | 861 | 882 | 904 | 926 | 950 | 973 | 997 |
| | 9,941 | 2,093 | 14,647 | 2,211 | 12,282 | 2,404 | 12,426 | 2,450 | 12,473 | 2,497 |
| Requirements: | | | | | | | | | | |
| Cosme WT Plant | 0 | 172 | 437 | 3,189 | 0 | 500 | 500 | 500 | 500 | 500 |
| Oberly Pumping Station | 0 | 125 | 185 | 156 | 655 | 150 | 150 | 150 | 150 | 150 |
| Washington Terrace Pumping Station | 0 | 177 | 172 | 140 | 655 | 150 | 150 | 150 | 150 | 150 |
| Water Maintenance | 6,168 | 4,920 | 4,815 | 6,010 | 5,155 | 5,200 | 5,200 | 5,200 | 5,200 | 5,200 |
| Reclaimed Water | 275 | 325 | 175 | 175 | 175 | 175 | 175 | 175 | 175 | 175 |
| TOTAL REQUIREMENTS | 6,443 | 5,719 | 5,784 | 9,670 | 6,640 | 6,175 | 6,175 | 6,175 | 5,675 | 6,175 |
| Inflation factor* | 0.025 | 0.050 | 0.075 | 0.100 | 0.125 | 0.150 | 0.175 | 0.200 | 0.225 | 0.250 |
| TOTAL REQUIREMENTS | 6,604 | 6,005 | 6,218 | 10,637 | 7,470 | 7,101 | 7,256 | 7,410 | 6,952 | 7,719 |

* 2.5% budgetary inflation factor added annually

Attached documents for item Acknowledging receipt of the Basis of Design Report for the new St. Petersburg Pier prepared by Michael Maltzan Architecture, Inc.; authorizing the Mayor or his designee to execute all documents necessary for Michael Maltzan Architecture, Inc to proceed w

ST. PETERSBURG CITY COUNCIL
Meeting of December 6, 2012

TO: The Honorable Leslie Curran, Chair, and Members of City Council

SUBJECT: Acknowledging receipt of the Basis of Design Report for the new St. Petersburg Pier prepared by Michael Maltzan Architecture, Inc.; authorizing the Mayor or his designee to execute all documents necessary for Michael Maltzan Architecture, Inc to proceed with the design of the new St. Petersburg Pier and for Skanska USA Builders, Inc to continue providing pre-construction phase services and geotechnical services; approving an appropriation for transferring \$5,399,128 from the Downtown Redevelopment District Fund (1105) to the General Capital Improvement Fund (3001); and providing an effective date.

EXPLANATION:

On May 17, 2012 City Council approved the architectural/engineering agreement between the City of St. Petersburg and Michael Maltzan Architecture, Inc. ("MMA") in the amount of \$4,698,355 for design and construction administration services of the new St. Petersburg Municipal Pier. The services to be provided by MMA are divided into five phases. Payment to MMA for the initial (first) phase, Basis of Design Phase, was authorized in the amount of \$557,687 on May 17, 2012. The Basis of Design Phase is intended to provide a process to evaluate the "Lens" concept relative to the construction cost budget and to ensure that the concept can be constructed within the budget.

On October 4, 2012 City Council approved the Construction Manager at Risk Agreement between the City of St. Petersburg and Skanska USA Builders, Inc. ("Skanska") for pre-construction and construction services for the new St. Petersburg Pier. City Council authorized payment to Skanska in the amount of \$50,000 for the Basis of Design pre-construction phase services only. The remaining pre-construction services were deferred until the City proceeded to the Schematic Design Phase. The remaining Skanska pre-construction services include the refinement of cost estimates during the design phases, constructability reviews, value engineering, and project scheduling and procurement coordination. In addition, Skanska will perform the Geotechnical Testing required for the project.

On December 4, 2012, Michael Maltzan Architecture, Inc. will present to City Council the Basis of Design Report. The Basis of Design phase had several goals and deliverables. These include development of a cost plan, with the participation from Skanska, that ensures that the concept could be constructed within budget; a report that provides a program narrative identifying the key components of the concept including the structural and building systems; the development of drawings, renderings and sketches that sufficiently describe the concept; development of clearly defined design criteria from which the MMA team would work from for subsequent design phases, establishment of technical criteria required for code and life safety compliance; provide estimated costs for the operation and maintenance of the project; and identify future programmatic and planning opportunities for the upland area.

Upon acceptance of the Basis of Design deliverables, with any revisions, Administration will authorize Michael Maltzan Architecture, Inc. to commence with the next phase of the design, the Schematic Design Phase. The Schematic Design Phase, along with the subsequent more detailed design phases, will consist of comprehensive design and preparation of construction

documents for use by Skanska in providing a Guaranteed Maximum Price and constructing the new St. Petersburg Pier. Concurrent with the detailed design phases, the MMA team will continue to work with the regulatory agencies to complete the environmental permitting of the new St. Petersburg Pier, further refine the concept and inform the public of the project's development. It is anticipated that the design and construction document preparation, along with all the regulatory permitting could be completed such that construction of the new St. Petersburg Pier could commence in early 2014.

The remaining design and construction administration phases and associated lump sum fees and costs to Michael Maltzan Architecture, Inc. are:

| | |
|----------------------------------|-------------------|
| II – Schematic Design | \$ 875,818 |
| III – Design Development | \$ 1,195,817 |
| IV – Construction Document | \$ 1,279,560 |
| V -- Construction Administration | \$ <u>651,303</u> |
| Subtotal | \$ 4,002,498 |
| Reimbursable Cost | \$ 106,630 |
| Total A/E fees and cost | \$ 4,109,128 |

The remaining pre-construction services fees and geotechnical testing costs to Skanska are:

| | |
|---|-------------------|
| Preconstruction Phase – Design Services Fee | \$ 340,000 |
| Geotechnical Testing Services | \$ <u>500,000</u> |
| Total Preconstruction Phase Fee | \$ 840,000 |

In addition, Administration anticipates the following other project costs for the remainder of the design and pre-construction phases of the project:

| | |
|---|-------------------|
| Engineering Project Administration Services | \$ 350,000 |
| Project Administration Contingency | \$ <u>100,000</u> |
| Total Other Project Cost | \$ 450,000 |

COST/FUNDING INFORMATION: Funds for the design and permitting phases have already been appropriated as part of the existing \$50,000,000 budget in the Pier Visioning Project (11988). However, \$5,399,128 will need to be transferred for the above outlined work and services, from the Downtown Redevelopment Fund (1105), the Fund used to account for the Tax Increment revenues received by the City, to the General Capital Improvement Fund (3001). This appropriation in Fund 1105 enables transferring of monies to the CIP Project, where it will be expended for design and other services.

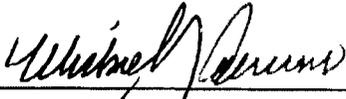
Demolition of the existing Pier and construction of the new St. Petersburg Pier will require the City to obtain debt proceeds, supported by TIF revenues, in compliance with the existing Interlocal Agreement between the City and Pinellas County. This future funding will be brought forward to City Council for approval at the conclusion of the Construction Document Phase along with a Guaranteed Maximum Price Amendment to the Construction Manager at Risk Agreement between the City and Skanska.

RECOMMENDATION: Administration recommends approval of the attached resolution acknowledging receipt of the Basis of Design Report for the new St. Petersburg Pier prepared by Michael Maltzan Architecture, Inc.; authorizing the Mayor or his designee to execute all documents necessary for Michael Maltzan Architecture, Inc to proceed with the design of the new St. Petersburg Pier and for Skanska USA Builders, Inc to continue providing pre-construction phase services and geotechnical services; approving an appropriation to transfer \$5,399,128 from the Downtown Redevelopment District Fund (1105) to the General Capital Improvement Fund (3001); and providing an effective date.

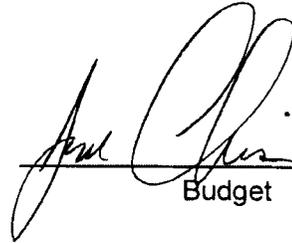
ATTACHMENTS: Resolution

APPROVALS:

rq



TBG Administrative



Budget

RESOLUTION NO. 2012- _____

A RESOLUTION ACKNOWLEDGING RECEIPT OF THE BASIS OF DESIGN REPORT FOR THE NEW ST. PETERSBURG PIER PREPARED BY MICHAEL MALTZAN ARCHITECTURE, INC.; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY FOR MICHAEL MALTZAN ARCHITECTURE, INC. TO PROCEED WITH THE DESIGN OF THE NEW ST. PETERSBURG PIER AND FOR SKANSKA USA BUILDERS, INC. TO CONTINUE PROVIDING PRE-CONSTRUCTION PHASE SERVICES AND BEGIN GEOTECHNICAL SERVICES; APPROVING AN APPROPRIATION TO TRANSFER \$5,399,128 FROM THE DOWNTOWN REDEVELOPMENT DISTRICT FUND (1105) TO THE GENERAL CAPITAL IMPROVEMENT FUND (3001); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, On May 17, 2012, City Council approved an architectural/engineering agreement ("A/E Agreement") between the City of St. Petersburg, Florida, and Michael Maltzan Architecture, Inc. ("MMA") in the amount of \$4,698,355 for design and construction administration services for the new St. Petersburg Pier; and

WHEREAS, such services were divided into five phases: (1) Basis of Design; (2) Schematic Design; (3) Design Development; (4) Construction Documents; and (5) Construction Administration; and

WHEREAS, on May 17, 2012, City Council authorized payment to MMA in the amount of \$557,687 for Phase 1, Basis of Design; and

WHEREAS, during Phase 1, Basis of Design, MMA is required to present the Basis of Design Report, which includes a cost plan to City Council; and

WHEREAS, on October 4, 2012, City Council approved a Construction Manager at Risk Agreement with a Guaranteed Maximum Price between the City of St. Petersburg, Florida and Skanska USA Builders, Inc. ("Skanska"), for pre-construction and construction services for the new St. Petersburg Pier; and

WHEREAS, City Council authorized payment to Skanska in the amount of \$50,000 for the Basis of Design pre-construction phase services, which include Skanska working with MMA to prepare a cost plan indicating that the new St. Petersburg Pier can be constructed within the City's fifty million (\$50,000,000) dollar budget; and

WHEREAS, on December 4, 2012, MMA presented the Basis of Design Report along with a cost plan to City Council; and

WHEREAS, City Council recommends that the Mayor or his designee execute all documents necessary to allow MMA to proceed with the design of the new St. Petersburg Pier and for Skanska to continue providing pre-construction phase services and begin geotechnical testing; and

WHEREAS, funding for the remaining fees and costs to MMA pursuant to the A/E Agreement, geotechnical costs, continued pre-construction phase services fees and costs to Skanska, and other City project costs will require transferring \$5,399,128 from the Downtown Redevelopment District Fund (1105) to the General Capital Improvement Fund (3001).

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that this Council acknowledges receipt of the Basis of Design Report, which includes a cost plan prepared by Michael Maltzan Architecture, Inc.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary for Michael Maltzan Architecture, Inc. to proceed with the design of the new St. Petersburg Pier and for Skanska USA Builders, Inc. to continue providing pre-construction phase services and begin geotechnical testing.

BE IT FURTHER RESOLVED that there is hereby approved the following supplemental appropriation from the unappropriated balance of the Downtown Redevelopment District Fund for Fiscal Year 2013:

Downtown Redevelopment District Fund (1105)

Transfer to: General Capital Improvement Fund (3001) \$5,399,128

This resolution shall become effective immediately upon its adoption.

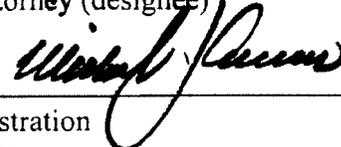
APPROVALS:



City Attorney (designee)



Budget



Administration

Revised

RESOLUTION NO. 2012- 561

A RESOLUTION ACKNOWLEDGING RECEIPT OF THE BASIS OF DESIGN REPORT FOR THE NEW ST. PETERSBURG PIER PREPARED BY MICHAEL MALTZAN ARCHITECTURE, INC.; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY FOR MICHAEL MALTZAN ARCHITECTURE, INC. TO PROCEED WITH THE DESIGN OF THE NEW ST. PETERSBURG PIER AND FOR SKANSKA USA BUILDERS, INC. TO CONTINUE PROVIDING PRE-CONSTRUCTION PHASE SERVICES AND BEGIN GEOTECHNICAL SERVICES; APPROVING A TRANSFER IN THE AMOUNT OF \$4,747,825 FROM THE DOWNTOWN REDEVELOPMENT DISTRICT FUND (1105) TO THE GENERAL CAPITAL IMPROVEMENT FUND (3001); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, On May 17, 2012, City Council approved an architectural/engineering agreement ("A/E Agreement") between the City of St. Petersburg, Florida, and Michael Maltzan Architecture, Inc. ("MMA") in the amount of \$4,698,355 for design and construction administration services for the new St. Petersburg Pier; and

WHEREAS, such services were divided into five phases: (1) Basis of Design; (2) Schematic Design; (3) Design Development; (4) Construction Documents; and (5) Construction Administration; and

WHEREAS, on May 17, 2012, City Council authorized payment to MMA in the amount of \$557,687 for Phase 1, Basis of Design; and

WHEREAS, during Phase 1, Basis of Design, MMA is required to present the Basis of Design Report, which includes a cost plan to City Council; and

WHEREAS, on October 4, 2012, City Council approved a Construction Manager at Risk Agreement with a Guaranteed Maximum Price between the City of St. Petersburg, Florida and Skanska USA Builders, Inc. ("Skanska"), for pre-construction and construction services for the new St. Petersburg Pier; and

WHEREAS, City Council authorized payment to Skanska in the amount of \$50,000 for the Basis of Design pre-construction phase services, which include Skanska working with MMA to prepare a cost plan indicating that the new St. Petersburg Pier can be constructed within the City's fifty million (\$50,000,000) dollar budget; and

WHEREAS, on December 4, 2012, MMA presented the Basis of Design Report along with a cost plan to City Council; and

E1

WHEREAS, City Council recommends that the Mayor or his designee execute all documents necessary to allow MMA to proceed with the design of the new St. Petersburg Pier and for Skanska to continue providing pre-construction phase services and begin geotechnical testing; and

WHEREAS, funding for the remaining design fees and costs to MMA pursuant to the A/E Agreement, geotechnical costs, continued pre-construction phase services fees and costs to Skanska, and other City project costs will require a transfer of \$4,747,825 from the Downtown Redevelopment District Fund (1105) to the General Capital Improvement Fund (3001).

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that this Council acknowledges receipt of the Basis of Design Report, which includes a cost plan prepared by Michael Maltzan Architecture, Inc.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary for Michael Maltzan Architecture, Inc. to proceed with the design of the new St. Petersburg Pier and for Skanska USA Builders, Inc. to continue providing pre-construction phase services and begin geotechnical testing.

BE IT FURTHER RESOLVED that there is hereby approved the following supplemental appropriation from the unappropriated balance of the Downtown Redevelopment District Fund for Fiscal Year 2013:

Downtown Redevelopment District Fund (1105)

Transfer to: General Capital Improvement Fund (3001) \$4,747,825

BE IT FURTHER RESOLVED that Administration shall not spend more than \$1,650,000 for the next design phase of the new pier until City Council adopts a resolution authorizing expenditure of the remaining funds from the \$4,747,825 appropriation.

This resolution shall become effective immediately upon its adoption.

APPROVALS:

City Attorney (designee)

Budget

Administration

V5 in meeting

December 6 City Council Meeting

Why not wait until the new Downtown Waterfront Master Plan is completed before continuing the Pier design process?

The New Downtown Waterfront Master Plan (DWMP) planning process was initiated in June, 2012, and the City Charter requires the DWMP to be adopted by July 1, 2015. Neither the referendum nor the Charter language requires nor implies that any project or programs or modification to our land development regulations be halted until such time as the Waterfront Master Plan is completed.

It is NOT recommended that the Pier project be delayed because:

1. The City already has existing plans in place that govern our downtown waterfront facilities and parks:

- Waterfront park improvements have been based on the existing Waterfront Park Plan;
- Improvements to our Airport, Port and other facilities have been governed by detailed plans that govern capital improvements; and,
- The Intown Redevelopment Plan sets forth revitalization plans for the Pier, Mahaffey Theater complex and other public improvements.

2. The above plans and the City's Capital Improvement Program (C.I.P.) have set forth the basis and funding sources for carrying out numerous waterfront park and facility improvements since the early 1980's – before the requirement to adopt a Downtown Waterfront Master Plan was established by referendum in November, 2011. Also, the DWMP is not intended to replace more detailed plans that govern existing parks and facilities.

- For example, the entire Mahaffey Theater complex has been redeveloped in accordance with the vision established in the Intown Redevelopment Plan (IRP).
- The IRP outlines a similar basis for proceeding with the redevelopment of the City's Municipal Pier facility.

The Pier Bridge and Pier Head (excluding the 60 ft. x 60 ft. Inverted Pyramid foundation) are reaching the end of their useful life, and should be closed to vehicular access (including emergency vehicles) sometime between 2014 and 2015.

3. If the Pier project is delayed for up to 2 ½ years while the DWMP is being completed, the Pier project planning and design process may have to be restarted, new design consultants and construction contractors selected, a design approved and construction drawings completed, planning/regulatory approvals obtained – all before construction can begin.

- To delay the proposed Pier Project until sometime after July 1, 2015 very likely would result in considerable cost increase to the \$50M not to exceed budget. The largest risk would be

associated with construction costs that are currently considerably lower than we could expect three (3) plus years from now.

- The City of St. Petersburg has had a Municipal Pier for 100+/- years. The government nor its constituents have ever indicated the absence of a pier as part of its downtown waterfront features. Therefore, why delay implementation of the New St. Petersburg Pier until a new master plan is developed where its always been envisioned to be part of the City's Downtown Waterfront Master Plan?

4. The Pier "project restart" process would very likely take approximately 18 to 24 months before the Pier demolition/construction process could be initiated. Very likely this would result in the need to close off vehicular access and limit pedestrian access for safety and operational reasons, due to the failing structural integrity of the Pier bridge and Pier Head, because demolition/construction activity could be delayed until late 2016 or 2017.

5. The over water footprint for the new Pier facility is generally consistent with the overwater footprint area taken up by the existing Pier. By proceeding with the New Pier project in a timely manner, the new Waterfront Master Plan can incorporate the new Pier design into the plan, along with other existing waterfront facilities and parks.

6. The development of the new Downtown Waterfront Master Plan, to include the new St. Petersburg Pier details most recently developed in terms of its form and function, should serve to enhance the planning process for the Downtown Waterfront Master Plan, especially as it relates to the upland area west of the Pier bridge structure.

How will the Lens Aluminum Canopy hold up in the corrosive salt water environment?

The current inverted pyramid pier building has several major aluminum components including window frames, roof structures, rails, etc. that have lasted nearly 40 years in the same environment that is proposed for the new pier. It is also important to note that all of the structural support elements for the new pier's bridges, platforms, columns and other supporting elements are made of reinforced or pre-cast concrete. **The decision to use aluminum for the canopy, which is to be located twenty five feet above mean-sea level, was based on the quality of the material, ease of maintenance and repair, and the longevity of aluminum in corrosive environments.**

Salt water does not corrode aluminum. Marine grade aluminum, 5086, will be used on the canopy. Marine grade aluminum is commonly used in harsh salt water conditions such as drill rigs, on boats and docks. When an aluminum oxide layer develops on exposed aluminum it creates a layer that is chemically bound to the surface and seals the core aluminum from any corrosion. **Aluminum is thus one of the most anti-corrosive materials that can be used.** According to the U.S. Army Corps of Engineers, "aluminum has excellent corrosion resistance in a wide range of water and soil conditions".

In addition, the canopy will be coated with a Kynar 500 coating system which is the best product on the market for this application. **While the manufacturer's warranty for this product is 30 years, the expected service life of the Kynar 500 base coating is actually much greater and should exceed 60 years.** The standard testing grounds for Kynar is South Florida, where the sun, salt air and humidity are the most extreme in the country.

The structural support member that the aluminum canopy will be attached to is Hot Dipped Galvanized steel which can last as long as 100 years using a 5 mil thickness of zinc for the galvanization in a tropical environment. The only concern with the use of galvanized steel is contact between aluminum and dissimilar metals which could cause galvanic corrosion if not properly detailed. **Construction with dissimilar metals is common throughout the construction industry and both Skanska and the design team have built or designed numerous projects with this type of assembly.** In fact, the Aluminum Association approves stainless steel or Hot Dipped Galvanized fasteners for use with aluminum structures.

Aluminum can be isolated from other metals with various techniques such as non-absorbent, non-conductive insulators, polymer sleeves or washers. As the design team moves into the Schematic Design phase, details will be developed for the proper connection between the two metals. The strategy moving forward will include:

- The aluminum panels will be coated with a high performance, extremely durable finish, protecting it both from the elements as well as from the galvanized steel. A bond breaker tape will be applied where the panels are in contact with dissimilar metals.

- The holes in the panels will be pre-drilled, prior to the application of the coating.
- Bond Breaker tape or film will be used. The product in mind is Pecora 531 Bond Breaker Tape, which is moisture and abrasion resistant, has high adhesive strength and has excellent long term aging properties. It conforms to irregular surfaces and prevents liquid penetration.
- Mega grip rivets made from 5056 aluminum or 400 series stainless steel rivets will be used, depending on the final design. They are both structural. Both are highly resistant to corrosion with very good shear and tensile strength.
- The rivets will be powder coated, to match the color of the canopy, but more importantly to add an additional layer of corrosion protection.
- All steel structure will be pre-drilled prior to hot dipping, ensuring complete encapsulation

The decision to go with aluminum on the canopy was made after careful evaluation of two other potential materials; precast concrete panels and lightweight concrete panels. **Aluminum was selected strictly on the basis of quality.** Precast concrete panels, while common in waterfront construction, requires a great number of expansion joints. Concrete as a porous material would require painting or sealing which would result in re-painting every four to five years. Epoxying cracks and spalls in a porous material like concrete could also be necessary to avoid salt water infiltration. Concrete is also more susceptible to staining and discoloration of the surface in a marine environment.

Finally, **the difficulty in replacing or maintaining concrete panels over time was a factor.** The aluminum assembly will be easily serviceable from a maintenance stand point. Panels could be removed and replaced easily. Repairs, modifications and inspections of the support structure would be easier to accomplish.



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

E1
(2)

CITY OF ST. PETERSBURG, PUBLIC HEARING

DEC 06 2012

NAME: Eric Bartolucci

ADDRESS: 1133 Bay St NE, St Petersburg 33701

REPRESENTING: _____

AGENDA ITEM NO.: E-1

FOR: _____ AGAINST: Continued Financing of the laws

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

E1
(4)

CITY OF ST. PETERSBURG, PUBLIC HEARING

DEC 06 2012

NAME: Hal Freedman

ADDRESS: 1 Beach Dr SE #2705

REPRESENTING: Self

AGENDA ITEM NO.: E1

FOR: ✓ AGAINST: _____

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

E1
(1)

CITY OF ST. PETERSBURG, PUBLIC HEARING

DEC 06 2012

NAME: John Pasternak

ADDRESS: 25 17th Ave N St Petersburg, FL 33705

REPRESENTING: _____

AGENDA ITEM NO.: E1

FOR: For continued financing of the laws AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

DEC 06

NAME: Andrew Sullivan

ADDRESS: 671 Birchbluffs Blvd NE St Petersburg, FL 33705

REPRESENTING: FOR THE LEWS & BOWERS

AGENDA ITEM NO.: REPORT 1, THE PIRZ

FOR: _____ AGAINST: X

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

E1
6

CITY OF ST. PETERSBURG, PUBLIC HEARING

DEC 06 2012

NAME: Thomas Lee "Bizzard"

ADDRESS: 1677 Comstock Ave NE 33203

REPRESENTING: St Pete Young Professionals

AGENDA ITEM NO. : E1 Lens

FOR: Moving Forward AGAINST: going to a vote

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

E1
8.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: GEORGE GOSELEY (Grey)

ADDRESS: 4100 1/2 Central Ave

REPRESENTING: ST. PETE

AGENDA ITEM NO. : 114R **DEC 06 2012**

FOR: Vote AGAINST: _____

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

DEC 06 2012

NAME: WILLI RUDOWSKY

ADDRESS: 1 Beach Dr SE #2705

REPRESENTING: Self

AGENDA ITEM NO. : E1

FOR: _____ AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Tyler Mitchell **DEC 06 2012**

ADDRESS: 349 Grey Eagle Ct. S. Apt. N. 33

REPRESENTING: Self

AGENDA ITEM NO. : E1

FOR: _____ AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

10

NAME: PAUL C. CARDELL

ADDRESS: 341 5th St. SW, St. Pete, 33701

REPRESENTING: MYSELF ~~NOT SPEAKING~~

AGENDA ITEM NO.: _____ AGAINST: _____

FOR: ~~X~~ - Do NOT wish to SPEAK

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

12

NAME: John David Cowan

ADDRESS: 818-17th Ave. N. DEC 06 2012

REPRESENTING: ME

AGENDA ITEM NO.: _____ AGAINST: LENS

FOR: _____

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

9

NAME: Monica Bobbitt

ADDRESS: 4121 1st Ave

REPRESENTING: MYSELF

AGENDA ITEM NO.: E1 AGAINST: REUS

FOR: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Kertaine Margeson

ADDRESS: 439 Tennessee Ave NE

REPRESENTING: ME

AGENDA ITEM NO.: _____ AGAINST: LENS

FOR: ~~AGAINST~~ AGAINST: AGAINST

3 MINUTE TIME LIMIT

DEC 06 2012



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E-1
(14)

NAME: William Ballard

ADDRESS: 1255 Brightwaters Blvd.

REPRESENTING: Concerned Citizens & my Family

AGENDA ITEM NO. : E-1

FOR: _____ AGAINST: X DEC 06 2012

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Sherry Suthrich

ADDRESS: 740 Bayou Blvd. S

REPRESENTING: Stop THE LENS

AGENDA ITEM NO. : _____

FOR: _____ AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E
(13)

NAME: Carle Cowan

ADDRESS: 818 17th Ave. N.

REPRESENTING: Me

AGENDA ITEM NO. : lens

FOR: _____ AGAINST: X DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Carol Gray

ADDRESS: 800 2nd Ave NE

REPRESENTING: Stop The Lens

AGENDA ITEM NO. : _____

FOR: _____ AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
(18)

NAME: JAMES BRINK

ADDRESS: 4637 1st AVE N

REPRESENTING: SELF

AGENDA ITEM NO.: E1 DEC 06 2012

FOR: The Lens AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
(8)

NAME: Greg Baez ("Bez")

ADDRESS: 2623 West Bay Isle Drive SE, St. Pete

REPRESENTING: _____

AGENDA ITEM NO.: E-1 DEC 06 2012

FOR: _____ AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
(1)

NAME: Shirley O'Sullivan

ADDRESS: 701 Mirror Lake Dr. No. #118

REPRESENTING: SELF

AGENDA ITEM NO.: E1 DEC 06 2012

FOR: The Lens AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
(1)

NAME: James Pennish

ADDRESS: 600 40th St N Apt 306

REPRESENTING: SELF

AGENDA ITEM NO.: E1 DEC 06 2012

FOR: The Lens AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: NELL IRWIN E-1
22

ADDRESS: 200 2nd Ave N St Petersburg

REPRESENTING: SELF

AGENDA ITEM NO.: LENS DEC 06 2012

FOR: LENS AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: RICHARD LECKEY E-1
24

ADDRESS: 5118 5th Way N

REPRESENTING: STOP THE LENS DEC 06 2012

AGENDA ITEM NO.: LENS CONTRACT

FOR: _____ AGAINST: ✓

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: HOVA TOLBERT High Fall

ADDRESS: 555 5th Ave NE

REPRESENTING: SELF

AGENDA ITEM NO.: PIER DEC 06 2012

FOR: _____ AGAINST: ✓

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Fred Whaley E-1

ADDRESS: 114 Rafael Blvd N

REPRESENTING: Concerned Citizens of

AGENDA ITEM NO.: Lens Contract

FOR: ✓ AGAINST: _____

3 MINUTE TIME LIMIT DEC 06 2012



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: AFRICA GASSNER

E-1
(210)

ADDRESS: 2274 Coffee Pot Road NE

REPRESENTING: Concerned Citizens of St. Pete

AGENDA ITEM NO.: St Pete Laws

FOR: _____ AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: David Miller

E-1
(28)

ADDRESS: St. Pete

REPRESENTING: _____

AGENDA ITEM NO.: E-1 DEC 06 2012

FOR: E-1 The Laws AGAINST: _____

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: ELIOTT GASSNER (GASSNER)

E-1
(21)

ADDRESS: 2274 Coffee Pot Road NE

REPRESENTING: St Pete Concerned Citizens

AGENDA ITEM NO.: Laws

FOR: _____ AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Ayla Hawthorn

E-1
(27)

ADDRESS: St. Pete

REPRESENTING: _____

AGENDA ITEM NO.: E-1 DEC 06 2012

FOR: _____ AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Andrew Lee E 1
 ADDRESS: 4700 10th Ave N (30)
 REPRESENTING: self
 AGENDA ITEM NO. : E-1 DEC 06 2012
 FOR: X AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: ROBERT WAZZELL (30)
 ADDRESS: 4457 1st Ave N DEC 06 2012
 REPRESENTING: SELF
 AGENDA ITEM NO. : LENS
 FOR: _____ AGAINST: ✓

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Christian Leon (Leon) E 2
 ADDRESS: 11850 DR MUK JR ST N, APT 2302 / 51 PETE
 REPRESENTING: _____
 AGENDA ITEM NO. : E-1 DEC 06 2012
 FOR: X AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Ken Carpenter (30)
 ADDRESS: 1011 47th Ave N
 REPRESENTING: Stop the lens +
 AGENDA ITEM NO. : lens Cantage
 FOR: _____ AGAINST: X DEC 06

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: LEE ALLEN E-1
35

ADDRESS: 8108 FLORIDA AVE N

REPRESENTING: _____

AGENDA ITEM NO.: DLER

FOR: AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: DAN ALLEN E-1
35

ADDRESS: 6354 118th N. APOCO

REPRESENTING: BOCH MECHANICAL

AGENDA ITEM NO.: E-1

FOR: AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: LOREY HOLDEN E
31

ADDRESS: 523 23rd Ave N

REPRESENTING: _____

AGENDA ITEM NO.: Per

FOR: Moving forward AGAINST: _____

3 MINUTE TIME LIMIT

DEC 06 2012



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: DAN ZIVIN E-1
31

ADDRESS: 475 2nd St. N Saint Pete 33701

REPRESENTING: _____

AGENDA ITEM NO.: E-1

FOR: AGAINST: _____

DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: JAMES SMITH E1
(37)

ADDRESS: 3601 W. WEBER AVE

REPRESENTING: BORRELL ELECTRIC

AGENDA ITEM NO.: E-1

FOR: X AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Alberta Coston E1
(39)

ADDRESS: _____

REPRESENTING: _____

AGENDA ITEM NO.: E-1

FOR: The Lens AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: John Stone E1
(2)

ADDRESS: 246 22nd Ave NE, St Petersburg

REPRESENTING: SELF

AGENDA ITEM NO.: The Lens

FOR: (42) AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Jim White's E1
(1)

ADDRESS: 7192 62nd Ave N / St Pete 33706

REPRESENTING: ARG Electric / LENS Page

AGENDA ITEM NO.: E1

FOR: 2 AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Christina Johnson

E1
41

ADDRESS: 4412 14th Ave S

REPRESENTING: _____

AGENDA ITEM NO.: E-1
DEC 0 6 2012

FOR: The Lens AGAINST: _____

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Avery Tate

E1
43

ADDRESS: 4015 31st St SW

REPRESENTING: _____

AGENDA ITEM NO.: E-1
DEC 0 6 2012

FOR: The Lens AGAINST: _____

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: J'NIVA HAYES

E
40

ADDRESS: 3951 31st St SW

REPRESENTING: _____

AGENDA ITEM NO.: E-1
DEC 0 6 2012

FOR: The Lens AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Jamie Hayes

E1
40

ADDRESS: 3951 31st St SW

REPRESENTING: _____

AGENDA ITEM NO.: E-1
DEC 0 6 2012

FOR: The Lens AGAINST: _____

3 MINUTE TIME LIMIT

5



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: SKIPP FRASER 45

ADDRESS: 750-71ST TERRELL DR 33705

REPRESENTING: ~~CONCERNED~~ CITIZENS

AGENDA ITEM NO.: J- OPEN FORUM

FOR: _____ AGAINST: X DEC 06 2012

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Chuck Jablon 41

ADDRESS: 420-64th Ave ST. PETE

REPRESENTING: SKANSKA

AGENDA ITEM NO.: E-1

FOR: _____ AGAINST: X DEC 06 2012

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Chuck Egenter 42

ADDRESS: 111 2nd Ave NE Suite 150

REPRESENTING: Eagle Outagistics

AGENDA ITEM NO.: LENS - Business Owner in S

FOR: ✓ AGAINST: _____ DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Kelley Grubbs 40

ADDRESS: 937 Snell Isle Blvd. NE

REPRESENTING: _____ 33744

AGENDA ITEM NO.: E1

FOR: _____ AGAINST: _____ DEC 06 2012

3 MINUTE TIME LIMIT

57



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
49

NAME: Anne Drake McMillen

ADDRESS: 333 3rd Ave N.

REPRESENTING: Chamber

AGENDA ITEM NO.: Plev

FOR: AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
51
5/11

NAME: Summer ~~xxxxxxxxxx~~ Ruechel RN

ADDRESS: 830 23rd Ave N

REPRESENTING: _____

AGENDA ITEM NO.: Plev

FOR: AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
48

NAME: Robert Ward

ADDRESS: 1119 28th St. So.

REPRESENTING: WARD CONSTRUCTION

AGENDA ITEM NO.: _____

FOR: AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
50

NAME: WAYNE JENSEN / SRA

ADDRESS: 12456 93rd way

REPRESENTING: SELF

AGENDA ITEM NO.: Plev

FOR: AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Chris + Monique Evans (EVERS) E1
53

ADDRESS: 200 24th Ave. N., St. Pet, FL

REPRESENTING: _____

AGENDA ITEM NO.: Rev AGAINST: DEC 0 6 2017

FOR: X **3 MINUTE TIME LIMIT**



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: (Sara) Sergio Desanto E1
55

ADDRESS: 605 7th St. N

REPRESENTING: LENS PRO LENS

AGENDA ITEM NO.: _____ AGAINST: DEC 0 6 2017

FOR: THE LENS! **3 MINUTE TIME LIMIT**



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Chris Spinocher E1
52

ADDRESS: 741 18th Ave N

REPRESENTING: St. Pete Chamber of Commerce

AGENDA ITEM NO.: PEF AGAINST: DEC 0 6 2017

FOR: NOVY FORWARD! **3 MINUTE TIME LIMIT**



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: DARYL CIEG E1
51

ADDRESS: 311 2nd St Apt 201 TAMPA

REPRESENTING: SELF

AGENDA ITEM NO.: LENS AGAINST: DEC 0 6 2

FOR: X **3 MINUTE TIME LIMIT**

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Yes! Tom Wood E1
51

ADDRESS: 615 40th Ave NE

REPRESENTING: Build the lens!

AGENDA ITEM NO.: _____ AGAINST: DEC 06 2012

FOR: Yes!

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Nice ALBERTS P E1
59

ADDRESS: 4105 38th AVE S-C ST PETE

REPRESENTING: The lens

AGENDA ITEM NO.: _____ AGAINST: _____

FOR: The lens DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Doog Drake (Dozark)? E1
54

ADDRESS: 410 Helene St NE

REPRESENTING: Cycle Boring

AGENDA ITEM NO.: _____ AGAINST: DEC 06 2012

FOR: Yes!

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: GREGORY T. CANNON E1
54

ADDRESS: 927 52nd Ave N.

REPRESENTING: Lets Pier

AGENDA ITEM NO.: _____ AGAINST: DEC 06 2012

FOR: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
61

NAME: CHRIS DUNN

ADDRESS: 8245 ADRIAN ST PETERSBURG

REPRESENTING: _____

AGENDA ITEM NO.: THE LENS

FOR: THE LENS AGAINST: DEC 0 6 2012

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
63

NAME: TERRY MORROW

ADDRESS: 1826 20 AVE SO

REPRESENTING: _____

AGENDA ITEM NO.: LENS

FOR: LENS AGAINST: _____

DEC 0 6 2012

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
60

NAME: _____

ADDRESS: JESSE LANDR
400 4th Ave S #903... 33701

REPRESENTING: _____

AGENDA ITEM NO.: _____

FOR: THE LENS AGAINST: _____

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
62

NAME: TAD SUTHERLAND

ADDRESS: 2713 W ABDELCA ST TAMPA FL 3360

REPRESENTING: SELF

AGENDA ITEM NO.: THE LENS

FOR: YES PLEASE AGAINST: _____

DEC 0 6 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Ed Moutonari

ADDRESS: 3345 Maple Street NE

REPRESENTING: Self

AGENDA ITEM NO.: _____ AGAINST: DEC 06 2012

FOR: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: ROSS PREVILLE

ADDRESS: 435 10th Ave NE 33701

REPRESENTING: CHAMBER, CITIZEN

AGENDA ITEM NO.: PIER

FOR: I Am For It AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: BUD RISSER

ADDRESS: 1844 Brightwaters NE

REPRESENTING: Self & Concerned Citizens of St. Pete

AGENDA ITEM NO.: _____ AGAINST: DEC 06 2012

FOR: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Alan Engman (Engmans)

ADDRESS: 496 28th Ave N

REPRESENTING: _____

AGENDA ITEM NO.: _____ AGAINST: DEC 06 2012

FOR: LEAVE

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
69

NAME: Broke Taylor
 ADDRESS: 5115 31st Ave N
 REPRESENTING: Self
 AGENDA ITEM NO.: LENS
 FOR: _____ AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
71

NAME: Shannon Coates
 ADDRESS: 1545 31st St, S.
 REPRESENTING: self
 AGENDA ITEM NO.: The lens
 FOR: For it AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
11

NAME: Gene Smith
 ADDRESS: 1023 LOCUST ST AVE
 REPRESENTING: _____
 AGENDA ITEM NO.: E-2
 FOR: _____ AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

E1
E

NAME: Mr. Shabazz
 ADDRESS: 895 21st Ave S.
 REPRESENTING: My self
 AGENDA ITEM NO.: LENS
 FOR: ✓ AGAINST: _____

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Dennis Wolter

ADDRESS: 10072 12th Way North

REPRESENTING: Cic Young Professionals

AGENDA ITEM NO.: LENS E-1

FOR: X AGAINST: DEC 06 2014

3 MINUTE TIME LIMIT

E1
73



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: TAMER SCHATTMAN (Schattman)

ADDRESS: 6800 16th Ave N.

REPRESENTING: Self

AGENDA ITEM NO.: LENS

FOR: ✓ AGAINST: DEC 06 2014

3 MINUTE TIME LIMIT

E1



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Beth Staker

ADDRESS: 2300 41st Street S

REPRESENTING: Self

AGENDA ITEM NO.: LENS

FOR: For It AGAINST: DEC 06 2014

3 MINUTE TIME LIMIT

E1
75



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Karin Carlson

ADDRESS: 4033 12th St NE St, Petersburg

REPRESENTING: Self

AGENDA ITEM NO.: LENS

FOR: ✓ AGAINST: DEC 06 2014

3 MINUTE TIME LIMIT

E1
71



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

71

71

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME:

DAN HARVEY JR

ADDRESS:

1425 Central AVE

REPRESENTING:

Concerned Citizens of St Pete

AGENDA ITEM NO.:

LENS

AGAINST:

FOR

FOR:

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

71

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME:

Lee Palmer

ADDRESS:

1721 49th Ave No

REPRESENTING:

Stop the Lens / Against

AGENDA ITEM NO.:

LENS

FOR:

AGAINST:

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME:

KEVIN ANDERSON

ADDRESS:

180 MIRROR LAKE DR.

REPRESENTING:

MYSELF

AGENDA ITEM NO.:

THE LENS - WEST

FOR:

775 Tropic - St. Pete

AGAINST: FOR

Pls. stop lens

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME:

BRIAN CONESTRITA

ADDRESS:

4505 5th AVE N

REPRESENTING:

582E

AGENDA ITEM NO.:

LENS

FOR:

AGAINST:

3 MINUTE TIME LIMIT



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

E-1
80

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: JAMES MAYLES
 ADDRESS: 1399 49TH AVE NW
 REPRESENTING: SELF
 AGENDA ITEM NO.: E1 Pier
 FOR: _____ AGAINST: X

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

E1.
81

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: SUETTE POSADA Posada
 ADDRESS: 518 34TH AVE S. 806 T. NW 33701
 REPRESENTING: _____
 AGENDA ITEM NO.: E-1. Pier
 FOR: _____ AGAINST: against the LENS

3 MINUTE TIME LIMIT

573



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

E1
74

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Chris Evers
 ADDRESS: 210 26th Ave N St. Petersburg
 REPRESENTING: ~~Chris Evers~~ Evers Infrastructure Group
 AGENDA ITEM NO.: _____
 FOR: The Lens AGAINST: DEC 06 2012

Attached documents for item Update on Pinellas Suncoast Transit Authority (PSTA), Metropolitan Planning Organization (MPO) and Tampa Bay Area Regional Transportation Authority (TBARTA). (Councilmember Danner) (Oral)

Attached documents for item Renewing blanket purchase agreements with J.H. Williams Oil Company, Inc. for gasoline and diesel fuel and Port Consolidated, Inc. for bio-diesel fuel at an estimated annual cost of \$7,135,215.

SAINT PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 6, 2012

To: The Honorable Leslie Curran, Chair and Members of City Council

Subject: Renewing blanket purchase agreements with J.H. Williams Oil Company, Inc. for gasoline and diesel fuel and Port Consolidated, Inc. for bio-diesel fuel at an estimated annual cost of \$7,135,215.

Explanation: On December 4, 2008 and June 4, 2009, respectively, City Council approved agreements for gasoline, diesel and bio-diesel fuel effective through December 16, 2009. Under the renewal of contract clause, the city reserves the right to extend the contracts for four one-year periods if mutually agreeable. This is the final renewal option.

J. H. Williams furnishes and delivers 87 octane unleaded gasoline and ultra low sulfur diesel No. 2 fuel in transport loads (7,500 gallons or more) or by tankwagon loads (4,200 gallons or less). The primary recipient of fuel is Fleet Management which stores, dispenses and tracks use of fuel for the city's rolling stock. Water Resources and Golf Courses receive relatively modest amounts of fuel for on-site storage vessels to fuel generators and off-road equipment. Approximately one percent of this fuel is resold to USF, St. Petersburg Housing Authority and The Looper Group. Port Consolidated, Inc. furnishes and delivers biodiesel fuel used in diesel powered vehicles and heavy equipment such as dump trucks, street sweepers and fire trucks. The fuel is delivered in transport loads.

The price per gallon is based on Port of Tampa Florida average terminal rack prices published daily in Oil Price Information Service, United Publications (OPIS) the day the order is placed plus a fixed fee for delivery and applicable taxes. The average cost is based on 2013 projections from the U. S. Energy Information Administration (EIA). The number of gallons for each fuel type is provided by each department based on past usage.

The Procurement Department, in cooperation with the Fleet Management Department, recommends for renewal:

| | | | | |
|--|-------|------------|---------|-------------|
| Fuel: Gasoline, Diesel & Bio-Diesel..... | | | | \$7,135,215 |
| J.H. Williams Oil Company, Inc..... | | | | \$6,946,215 |
| Gasoline, 87 Octane, transport | | 793,000 GA | @ 3.810 | \$3,021,330 |
| Average Cost | 3.461 | | | |
| Fixed fee | 0.019 | | | |
| Taxes | 0.330 | | | |
| Gasoline, 87 Octane, transport | | 11,000 GA | @ 3.994 | 43,934 |
| Average Cost | 3.461 | | | |
| Fixed fee | 0.019 | | | |
| Taxes, Resale | 0.514 | | | |
| Gasoline, 87 Octane, tankwagon | | 5,800 GA | @ 3.866 | 22,423 |
| Average Cost | 3.461 | | | |
| Fixed fee | 0.075 | | | |
| Taxes | 0.330 | | | |
| Diesel, No. 2, transport | | 867,610 GA | @ 4.200 | 3,643,962 |
| Average Cost | 3.852 | | | |
| Fixed fee | 0.019 | | | |
| Taxes | 0.329 | | | |

Continued on page 2

E-3
CAS

| | | | | |
|--|-------|-----------|---------|-----------|
| Diesel, No. 2, transport | | 17,000 GA | @ 4.444 | 75,548 |
| Average Cost | 3.852 | | | |
| Fixed fee | 0.019 | | | |
| Taxes, Resale | 0.573 | | | |
| Diesel, No. 2, tankwagon | | 5,300 GA | @ 4.256 | 22,557 |
| Average Cost | 3.852 | | | |
| Fixed fee | 0.075 | | | |
| Taxes | 0.329 | | | |
| Diesel, No. 2, off-road use, tankwagon | | 29,328 GA | @ 3.971 | 116,461 |
| Average Cost | 3.852 | | | |
| Fixed fee | 0.075 | | | |
| Taxes | 0.044 | | | |
| Port Consolidated, Inc..... | | | | \$189,000 |
| Bio-diesel, Blend, B5, transport | | 45,000 GA | @ 4.200 | 189,000 |
| Average Cost | 3.852 | | | |
| Fixed fee | 0.019 | | | |
| Taxes | 0.329 | | | |
| Weather Emergencies: Demurrage Cost - \$1,500 per day tanker | | | | |

Both vendors have agreed to maintain the terms and conditions of Pinellas County Bid No. 078-0533-B dated September 12, 2008. Administration recommends renewals of the agreements based upon the vendors' past satisfactory performance, demonstrated ability to comply with the terms and conditions of the contracts. In addition, the agreements contain provisions for early termination without penalty. This renewal will be effective through December 16, 2013 and will be binding only for actual quantities purchased. Amounts paid to vendors pursuant to the renewed agreements shall not exceed a combined total of \$7,135,215.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Fleet Management Fund (5001) [\$6,996,328], Fleet Mechanical Costs (8002527) and Water Resources Operating Fund (4001) [\$102,500] various divisions; and Golf Course Operating Fund (4061) [\$36,387], Mangrove Bay Maintenance (6302509) and Twin Brooks Maintenance (6302513).

Attachments: Price History Chart
 Resolution

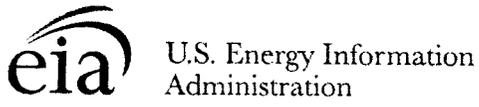
Approvals:



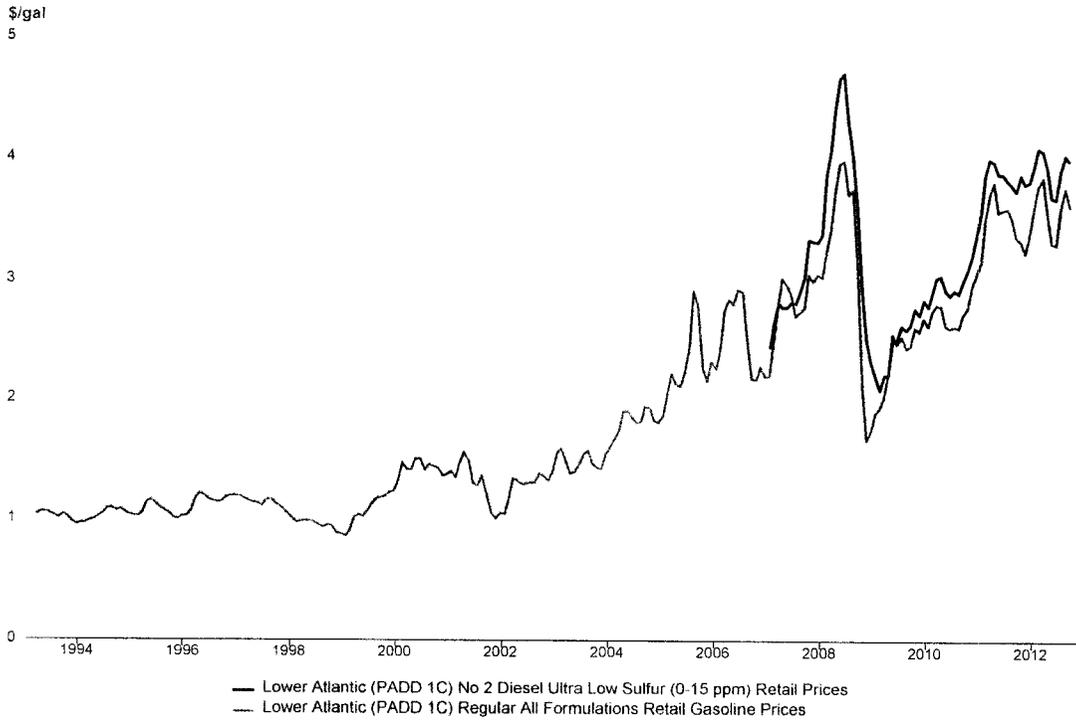
 Administrative



 Budget



Weekly Retail Gasoline and Diesel Prices



Source: U.S. Energy Information Administration

2012-559

A RESOLUTION APPROVING THE FOURTH AND FINAL ONE-YEAR RENEWAL OF AGREEMENTS (BLANKET AGREEMENTS) WITH J.H. WILLIAMS OIL COMPANY, INC. FOR THE PURCHASE OF GASOLINE AND DIESEL FUEL AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$6,946,215 AND PORT CONSOLIDATED, INC. FOR THE PURCHASE OF BIO-DIESEL FUEL AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$189,000 FOR A TOTAL ESTIMATED ANNUAL COST NOT TO EXCEED \$7,135,215 UTILIZING PINELLAS COUNTY BID NO. 078-0533-B; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on December 4, 2008 City Council approved a one-year Agreement (Blanket Agreement) with four one-year renewal options to J.H. Williams Oil Company, Inc. for the purchase of gasoline and diesel fuel utilizing Pinellas County Bid No. 078-0533-B dated September 12, 2008; and

WHEREAS, on June 4, 2009 City Council approved a one-year Agreement (Blanket Agreement) with four one-year renewal options to Port Consolidated, Inc. for the purchase of bio-diesel fuel utilizing Pinellas County Bid No. 078-0533-B dated September 12, 2008; and

WHEREAS, on November 5, 2009 City Council approval the first renewal options of the Agreements; and

WHEREAS, on November 4, 2010 City Council approved the second renewal options of the Agreements; and

WHEREAS, on December 1, 2011 City Council approved the third renewal options of the Agreements; and

WHEREAS, the City desires to exercise the fourth and final renewal options of the Agreements; and

WHEREAS, J.H. Williams Oil Company, Inc. and Port Consolidated, Inc. have agreed to uphold the terms and conditions of Pinellas County Bid No. 078-0533-B; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Fleet Management Department, recommends approval of the renewal of the Agreements.

CA-5

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the renewal of an agreement (Blanket Agreement) with J.H. Williams Oil Company, Inc. for the purchase of gasoline and diesel fuel at an estimated annual cost not to exceed \$6,946,215 and Port Consolidated, Inc. for the purchase of bio-diesel fuel at an estimated annual cost not to exceed \$189,000 for a total estimated annual cost not to exceed \$7,135,215 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate these transactions; and

BE IT FURTHER RESOLVED that these renewals will be effective through December 16, 2013.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

Attached documents for item Approving the vacation of the 20-foot wide east-west alley in the block bound by Central Avenue and 1st Avenue North and 1st Street North and 2nd Street North. (City File 12-33000003)



SAINT PETERSBURG CITY COUNCIL

Meeting of December 6, 2012

TO: The Honorable Leslie Curran, Chair, and Members of City Council

SUBJECT: Ordinance _____ approving the vacation of the 20 foot wide east-west alley in the block bound by Central Avenue and 1st Avenue North and 1st Street North and 2nd Street North (City File No.: 12-33000003).

RECOMMENDATION: The Administration and the Development Review Commission recommend **APPROVAL**.

RECOMMENDED CITY COUNCIL ACTION:

- 1) Conduct the first reading of the attached proposed ordinance; and
- 2) Set the second reading and public hearing for December 20, 2012.

The Request: The request is to vacate the 20 foot wide east-west alley in the block bound by Central Avenue and 1st Avenue North and 1st Street North and 2nd Street North. The alley proposed for vacation is depicted on the attached maps and sketch.

Background: The applicant's goal is to facilitate land assembly for redevelopment of an entire City block, which is one of the largest redevelopment sites within the Downtown Center Core. This alley has been approved for vacation in the past. The most recent approval expired and must be reapproved. Staff finds that vacating the subject alley would be consistent with the applicable criteria and past decisions of City Council. Staff is recommending approval of the proposed alley vacation.

Agency Review & Public Notice: The application was routed to other departments and utilities for comments. The proposed ordinance contains conditions to address the issues noted. The applicant also provided the prescribed public notices prior to the DRC hearing and the City Council hearing. No public opposition has been expressed as of the date of this report.

DRC Action/Public Comments: The Development Review Commission (DRC) held a public hearing on the subject application and voted 7-0 to recommend approval of the proposed vacation.

RECOMMENDATION:

The Administration recommends **APPROVAL** of the alley right-of-way vacation, subject to the following conditions:

1. Prior to recording the vacation ordinance, the applicant shall:
 - a. Replat the vacated alley, together with the abutting private property;
and
 - b. Dedicate a utility easement over the vacated alley with a width of twenty (20) feet. The POD shall have the authority to waive this requirement if the applicant assumes all responsibilities and costs associated with relocating the existing utilities.

ORDINANCE NO. _____

AN ORDINANCE APPROVING VACATION OF A 20 FOOT WIDE EAST-WEST ALLEY IN THE BLOCK BOUND BY CENTRAL AVENUE AND 1ST AVENUE NORTH AND 1ST STREET NORTH AND 2ND STREET NORTH; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The following right-of-way is hereby vacated as recommended by the Administration and the Development Review Commission:

That certain east-west running alley between Lots 1 through 10 and Lots 11 through 20, Block 24, Revised Map of St. Petersburg, as recorded in Plat Book 1, Page 49 of the Public Records of Hillsborough County of which Pinellas County was formerly a part.

SECTION 2. The above-mentioned right-of-way is not needed for public use or travel.

SECTION 3. The vacation is subject to and conditional upon the following:

1. Prior to recording the vacation ordinance, the applicant shall:
 - a. Replat the vacated alley together with the abutting private property; and
 - b. Dedicate a utility easement over the vacated alley with a width of twenty (20) feet. The POD shall have the authority to waive this requirement if the applicant assumes all responsibilities and costs associated with relocating the existing utilities.

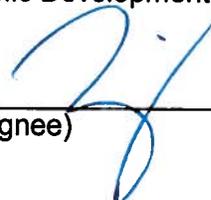
SECTION 4. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall become effective immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

APPROVED AS TO FORM AND SUBSTANCE:



Planning & Economic Development 11-6-12

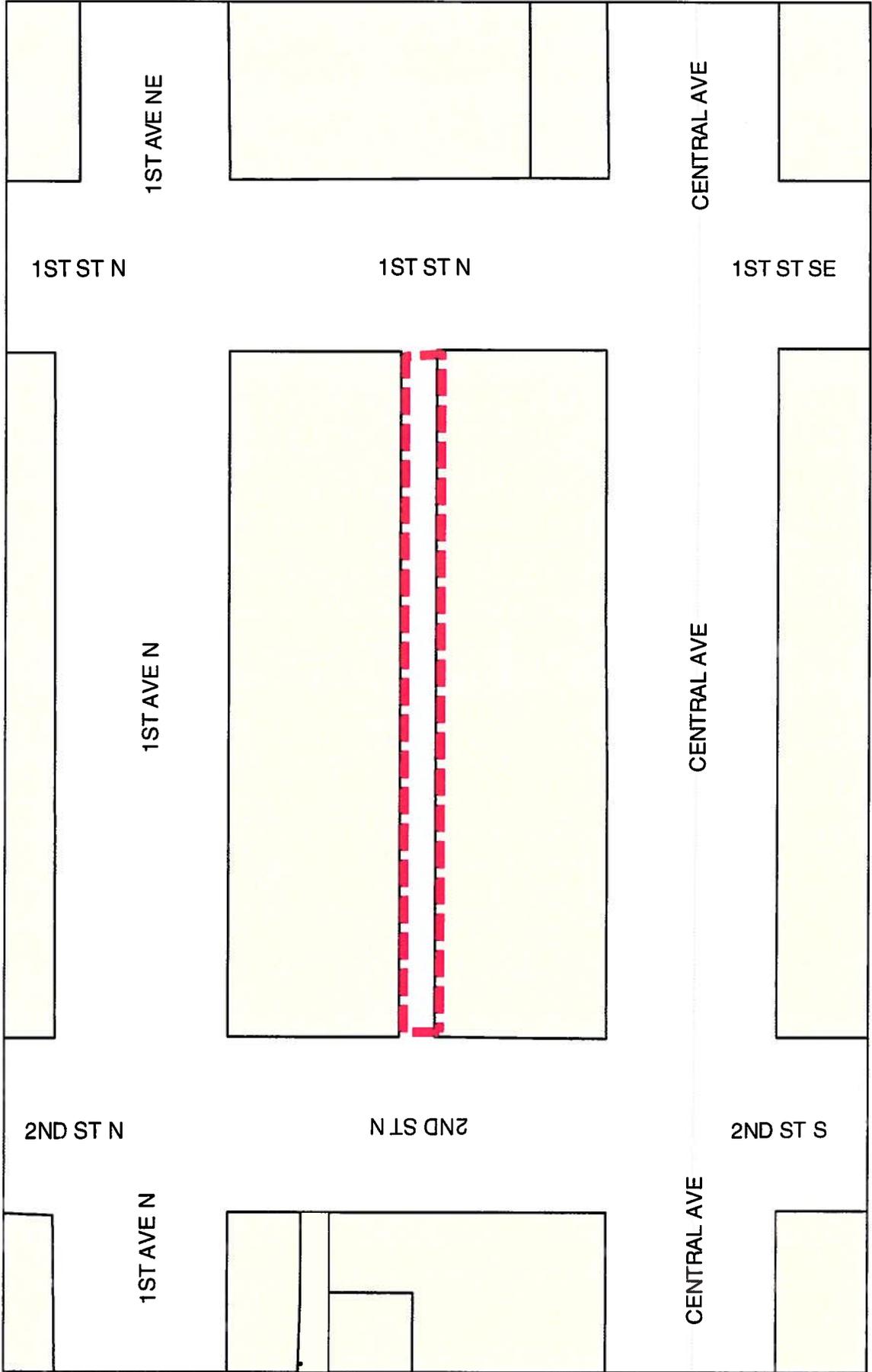
Date



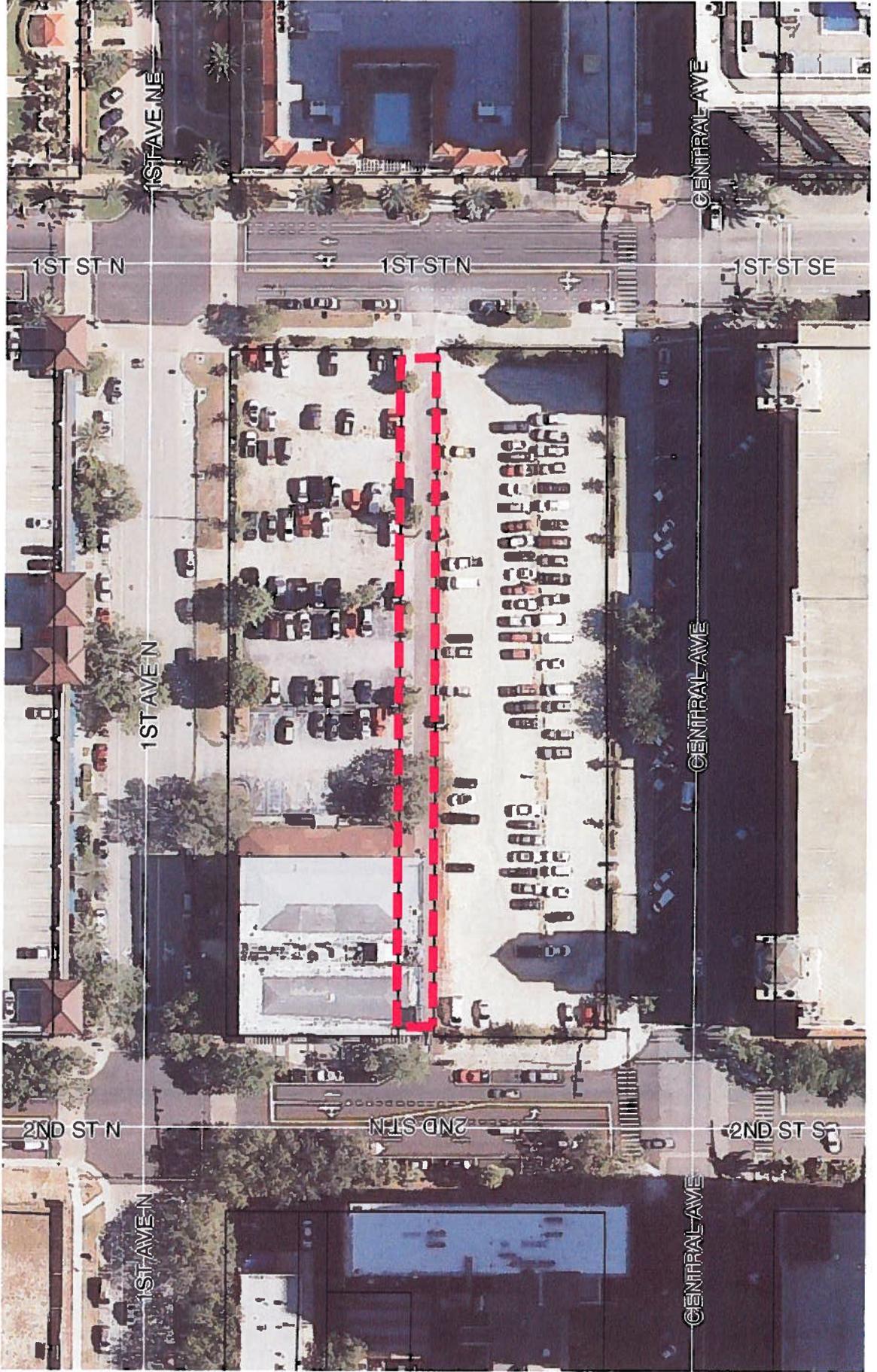
City Attorney (Designee) _____
Date

DRC Case 12-33000003

25 2nd Street North –Alley Vacation



DRC Case 12-33000003
25 2nd Street North –Alley Vacation



April 13, 2012

Philip Lazzara, Zoning Official
City of St. Petersburg
Development Review Services
P.O. Box 2842
St. Petersburg, FL 33731

RE: **VACATION OF ALLEY IN THE TROPICANA BLOCK**
Our File No. 07-1822

Dear Mr. Lazzara:

This firm represents Tropicana Redevelopment, LLC ("Tropicana"), owner of the block bound by Central Avenue and 1st Avenue North and 1st and 2nd Streets North (the "Property").

As you know, Tropicana has an approved site plan for redevelopment of the Property that is valid until September 9, 2014. The approved site plan requires the vacation of the 20 foot wide east-west alley within the block so that the entire city block can be consolidated as set forth in the Intown Redevelopment Plan. The ordinance vacating the alley was originally approved by the St. Petersburg City Council on September 20, 2007 and the ordinance approval expires on September 20, 2012.

Since the City has previously granted approval of the site plan, and Tropicana provided its justification for vacation of the alley at that time, it follows that no further narrative is necessary. The site plan approval would be defective and cannot be maintained without the alley vacation. However, if you require a new narrative, please let me know. I believe that the same reasons set forth in the original staff report to support the vacation ordinance are relevant today.

Please let me know when this item will be scheduled for consideration before the Development Review Commission. If you have any questions or require further information, please feel free to contact me.

Sincerely,



Robert S. Schumaker

Attached documents for item Approving the vacation of a cul-de-sac at the terminus of Hartford Street North in the block bound by 34th Street North, 36th Avenue North, 35th Street North and 38th Avenue North. (City File 12-33000012)



SAINT PETERSBURG CITY COUNCIL

Meeting of December 6, 2012

TO: The Honorable Leslie Curran, Chair, and Members of City Council

SUBJECT: approving the vacation of a cul-de-sac at the terminus of Hartford Street North in the block bound by 34th Street North, 36th Avenue North, 35th Street North and 38th Avenue North (City File No.: 12-33000012).

RECOMMENDATION: The Administration and the Development Review Commission recommend **APPROVAL**.

RECOMMENDED CITY COUNCIL ACTION:

- 1) Conduct the first reading of the attached proposed ordinance; and
- 2) Set the second reading and public hearing for December 20, 2012.

The Request: The request is to vacate the existing cul-de-sac right-of-way at the northern end of Hartford Street North, which is located within the block bound by 38th Avenue North, 36th Avenue North, 34th Street North and 35th Street North. The area proposed for vacation is depicted on the attached maps.

Background: The applicant's goal is to eliminate the larger cul-de-sac feature and replace it with a T-shaped turnaround. The turnaround will consume less of the total land area and can better accommodate redevelopment of the land to the north, which is planned for a new fuel station and convenience store. Given the findings set forth in the staff report to the DRC, Staff recommends approval.

Agency Review & Comments: The application was routed to other departments and utilities for comments. Comments were provided by the City's Engineering Department and outside utility providers regarding necessary utility easements and/or relocation, which would be done at the applicant's expense. Copies of the comments were provided to the applicant. Staff has suggested special conditions which address the issues. The proposed ordinance contains conditions to address the issues noted.

Public Notice & Public Comments: The applicant provided the prescribed public notices prior to the DRC hearing. The owner of the duplex located to the southwest side of the existing cul-de-sac attended the DRC hearing to express concern regarding the proposed site plan, which would allow vehicular traffic to enter and exit the commercial site from Hartford Street, which is a residential street. Currently, there is a raised curb along the northern side of the existing cul-de-sac which prevents vehicular through traffic.

DRC Action: During the public hearing on November 7, 2012, the Development Review Commission (DRC) voted to add a condition of approval precluding vehicular access between the commercial site to the north and Hartford Street North. The DRC then voted to recommend approval of the proposed vacation, subject to the amended list of conditions. The list of suggested special conditions for Council's consideration includes the additional condition adopted by the DRC.

RECOMMENDATION:

The Administration recommends **APPROVAL** of the partial street vacation, subject to the following conditions:

1. Prior to recording the vacation ordinance, the applicant shall replat the vacated right-of-way, together with the abutting private land proposed for redevelopment. The replat shall comply with the requirements of all affected City departments and outside utility agencies.
2. The applicant shall be responsible for all plans, applications, permits, work, inspections and costs associated with satisfying the conditions of this vacation.
3. The platting process shall include review and approval of the design for the proposed T-shaped turnaround. The turnaround shall be designed with raised curbing along the northern side to prevent vehicular access between the northern end of Hartford Street North and the land to the north. The final design of the turnaround shall be subject to review and approval by the City.
4. All required improvements associated with the vacation and replat shall be completed prior to the City Clerk recording the vacation ordinance or the applicant recording the final plat.

ORDINANCE NO. _____

AN ORDINANCE APPROVING VACATION OF THE CUL-DE-SAC AT THE TERMINUS OF HARTFORD STREET NORTH IN THE BLOCK BOUND BY 34TH STREET NORTH, 36TH AVENUE NORTH, 35TH STREET NORTH AND 38TH AVENUE NORTH; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The following right-of-way is hereby vacated as recommended by the Administration and the Development Review Commission:

SEE EXHIBIT "A"

SECTION 2. The above-mentioned right-of-way is not needed for public use or travel.

SECTION 3. The vacation is subject to and conditional upon the following:

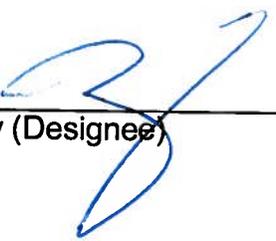
1. Prior to recording the vacation ordinance, the applicant shall replat the vacated right-of-way, together with the abutting private land proposed for redevelopment. The replat shall comply with the requirements of all affected City departments and outside utility agencies.
2. The applicant shall be responsible for all plans, applications, permits, work, inspections and costs associated with satisfying the conditions of this vacation.
3. The platting process shall include review and approval of the design for the proposed T-shaped turnaround. The turnaround shall be designed with raised curbing along the northern side to prevent vehicular access between the northern end of Hartford Street North and the land to the north. The final design of the turnaround shall be subject to review and approval by the City.
4. All required improvements associated with the vacation and replat shall be completed prior to the City Clerk recording the vacation ordinance or the applicant recording the final plat.

SECTION 4. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall become effective immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

APPROVED AS TO FORM AND SUBSTANCE:



Planning & Economic Development 11-9-12
Date



City Attorney (Designee) Date

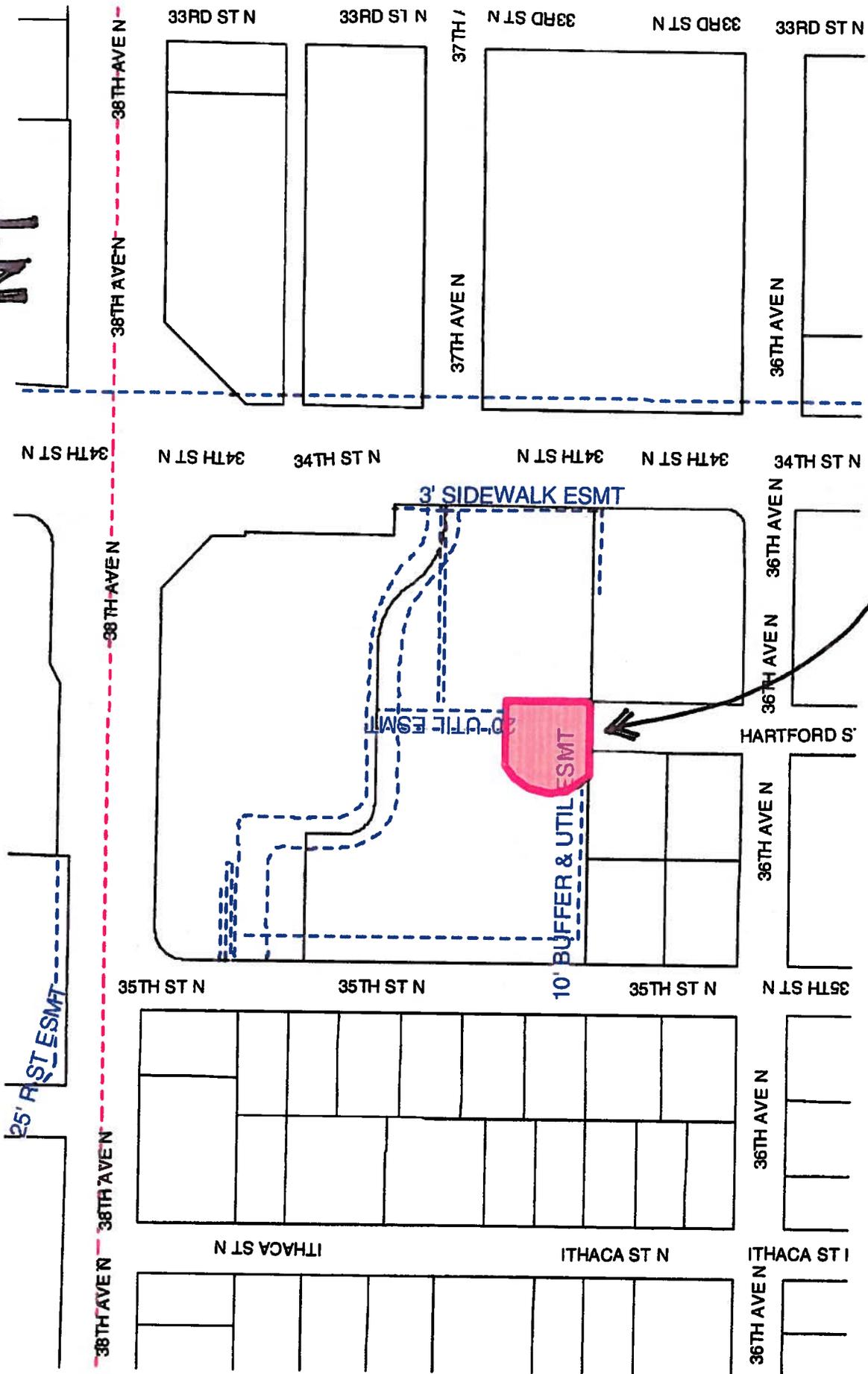
EXHIBIT "A"

LEGAL DESCRIPTION- VACATION OF HARFORD STREET NORTH

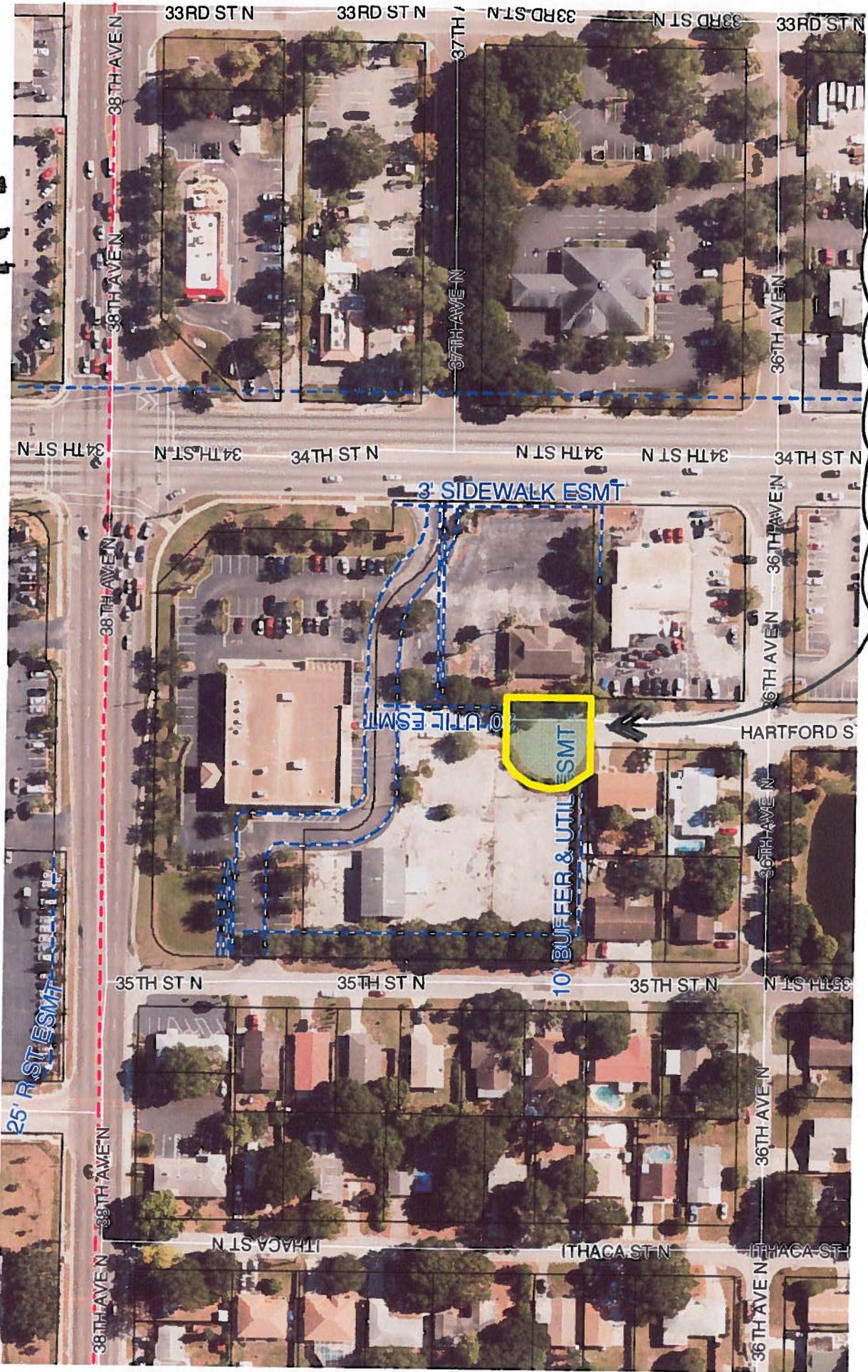
BEING ALL OF THE RIGHT OF WAY OF HARFORD STREET NORTH AS SHOWN ON THE PLAT ENTITLED "REPLAT OF LINDY'S CORNER" RECORDED IN PLAT BOOK 112 PAGE 74 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, ALSO BEING IN A PORTION OF SECTION 10, TOWNSHIP 31 SOUTH, RANGE 16 EAST, CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTH EAST CORNER OF LOT 2, BLOCK 2 OF THE PLAT ENTITLED "REPLAT OF LINDY'S CORNER" RECORDED IN PLAT BOOK 112 PAGE 74 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, THENCE SOUTH $89^{\circ}41'30''$ WEST ALONG THE SOUTH LINE OF SAID LOT 2 193.78 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH $89^{\circ}41'30''$ WEST 77.09 FEET TO A NON TANGENT CURVE TO THE RIGHT BEING THE WESTERLY RIGHT OF WAY OF HARFORD STREET NORTH; THENCE NORTHEASTERLY ALONG THE SAID WESTERLY RIGHT OF WAY AND THE ARC OF SAID CURVE HAVE FOR ITS ELEMENTS A RADIUS OF 50.00 FEET, AN ARC LENGTH OF 119.93 FEET , A DELTA OF $137^{\circ}25'51''$ AND A CHORD BEARING AND DISTANCE OF NORTH $21^{\circ}00'01''$ EAST 93.18 FEET, THENCE NORTH $89^{\circ}42'56''$ EAST ALONG THE NORTH RIGHT OF WAY OF SAID HARFORD STREET 43.34 FEET TO THE NORTHEAST CORNER OF SAID RIGHT OF WAY; THENCE SOUTH $00^{\circ}14'14''$ EAST ALONG SAID EASTERN RIGHT OF WAY 86.79 FEET TO THE POINT OF BEGINNING.

CONTAINING 7,379 SQUARE FEET OR 0.1694 ACRES MORE OR LESS.



N ↑



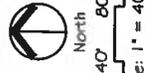
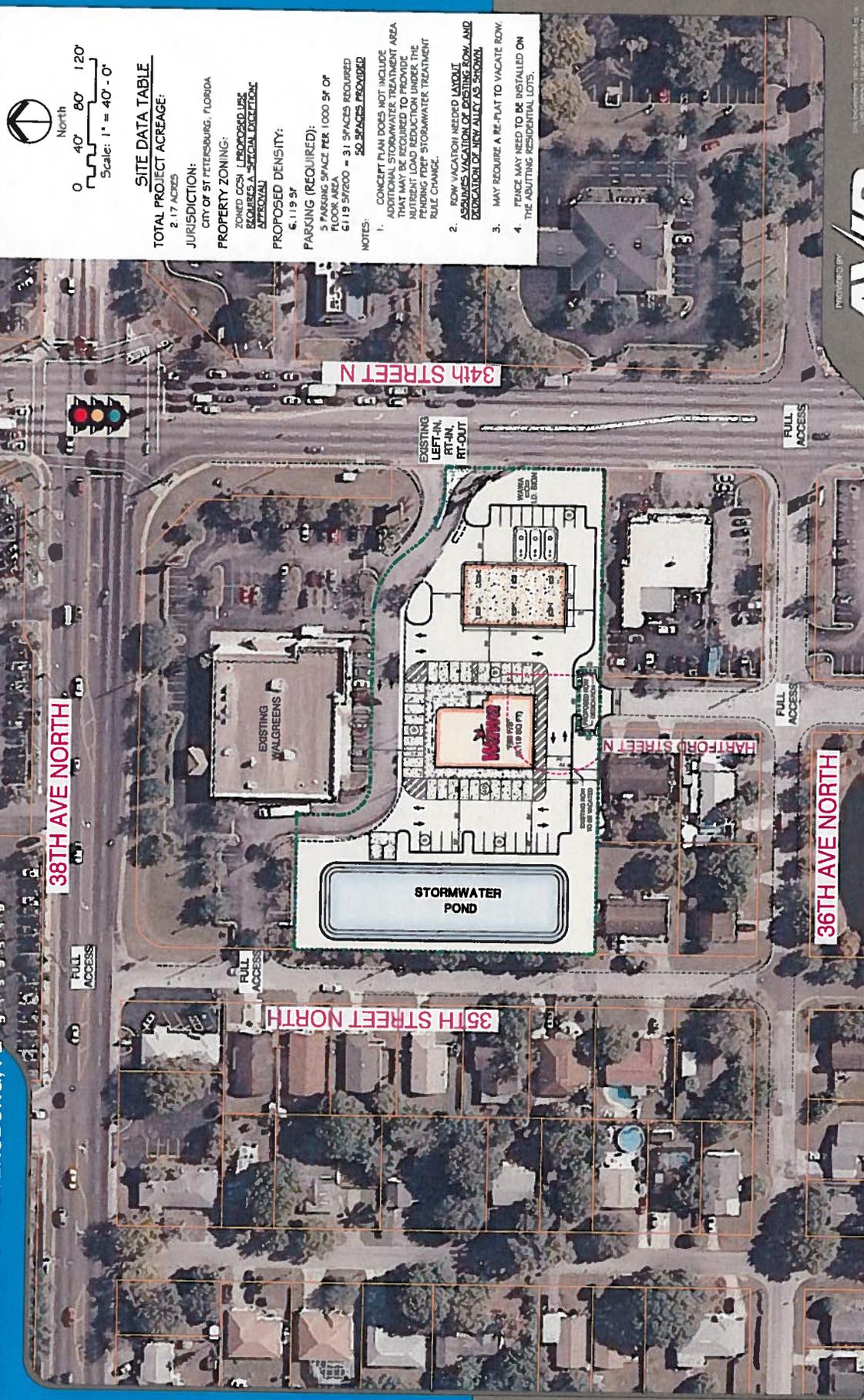
AREA TO BE VACATED



38th AVE N

ST. PETERSBURG, FL

CONCEPT PLAN A2



SITE DATA TABLE

TOTAL PROJECT ACREAGE:
2.17 ACRES

JURISDICTION:
CITY OF ST. PETERSBURG, FLORIDA

PROPERTY ZONING:
ZONED CCS, PROPOSED USE
REQUIRES A SPECIAL OCCUPATION
APPROVAL

PROPOSED DENSITY:
6.119 SF

PARKING (REQUIRED):
5 PARKING SPACE PER 1000 SF OF
FLOOR AREA
619 SF/2000 = 31 SPACES REQUIRED
50 SPACES PROVIDED

- NOTES:
1. CONCEPT PLAN DOES NOT INCLUDE ADDITIONAL STORMWATER TREATMENT AREA THAT MAY BE REQUIRED TO PROVIDE ADEQUATE FLOOD STORAGE CAPACITY. PENDING FOR STORMWATER TREATMENT RULE CHANGE.
 2. ROW VACATION NEEDED LAYOUT ASSUMES VACATION OF EXISTING ROW, AND RECONSTRUCTION OF NEW ADJACENT SCHOOL.
 3. MAY REQUIRE A RE-PLAT TO VACATE ROW.
 4. FENCE MAY NEED TO BE INSTALLED ON THE ADJUTING RESIDENTIAL LOTS.



AGREE REALTY CORPORATION

PREPARED FOR: PROJECT NUMBER: (S)000001 DATE: 12.18.2011

PREPARED BY: PROJECT NUMBER: (S)000001 DATE: 12.18.2011

THIS IS NOT A SURVEY

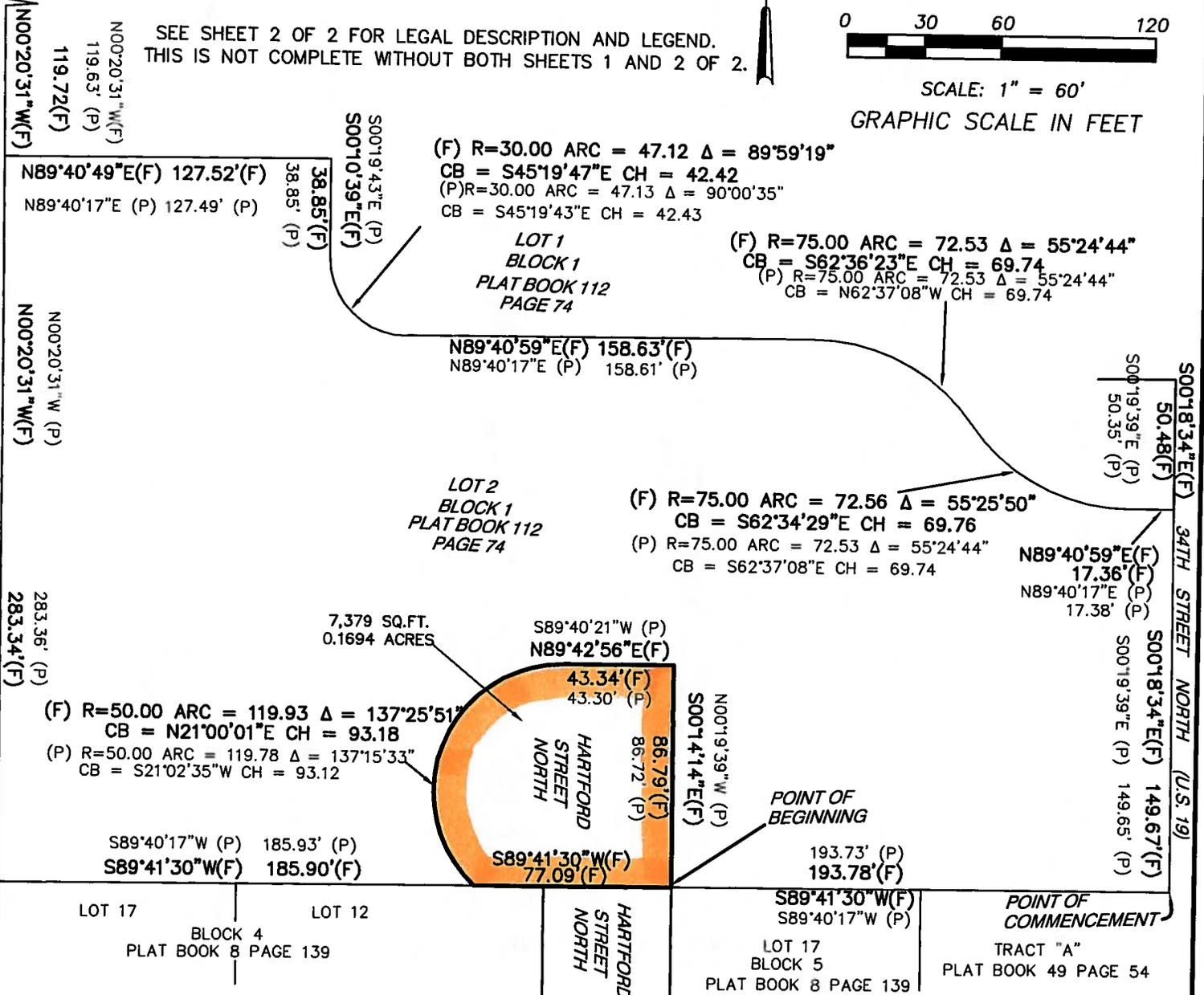
NOTES: THIS LEGAL DESCRIPTION AND SKETCH WAS PREPARED WITHOUT THE BENEFIT OF A TITLE POLICY. THERE MAY BE ADDITIONAL RESTRICTIONS AFFECTING THIS PROPERTY THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY. BASIS OF BEARINGS: THE EAST RIGHT OF WAY OF 35 STREET BEING NORTH 00°20'31" WEST



SCALE: 1" = 60'

GRAPHIC SCALE IN FEET

SEE SHEET 2 OF 2 FOR LEGAL DESCRIPTION AND LEGEND. THIS IS NOT COMPLETE WITHOUT BOTH SHEETS 1 AND 2 OF 2.



NOTE: THE GEOMETRY PERTAINING TO THE PARCEL OF LAND BEING DESCRIBED HEREIN (THE DESCRIPTION) IS BASED UPON A FIELD BOUNDARY SURVEY OF LOT 2 BY AVID GROUP.

PREPARED FOR: **PREPARED FOR AGREE**

SHEET DESCRIPTION: **LEGAL DESCRIPTION AND SKETCH FOR VACATED PORTION OF HARTFORD STREET NORTH**

| | | | |
|-----------------|----------------|--------------|--------------------------|
| SCALE: 1"=60' | DRAWN: JLW | CHECKED: JLW | COUNTY: PINELLAS |
| JOB NO. 3066003 | DATE: 07/16/12 | SECTION: 10 | TOWNSHIP: 31S RANGE: 16E |

CERTIFIED AS TO SKETCH AND LEGAL DESCRIPTION SKETCH AND LEGAL DESCRIPTION OR THE COPIES THEREOF ARE NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER FLORIDA CERTIFICATE OF AUTHORIZATION No. 7345



CIVIL ENGINEERING 2300 CURLEW ROAD STE 201
 LAND PLANNING PALM HARBOR, FLORIDA 34683
 TRAFFIC/TRANSPORTATION 34683
 ENVIRONMENTAL SCIENCES PHONE (727) 789-9500
 SURVEYING FAX (727) 784-6662
 GIS AVIDGROUP.COM

JOHN L. WABY
 PROFESSIONAL LAND SURVEYOR
 LICENSE NUMBER #4270
 STATE OF FLORIDA

THIS IS NOT A SURVEY

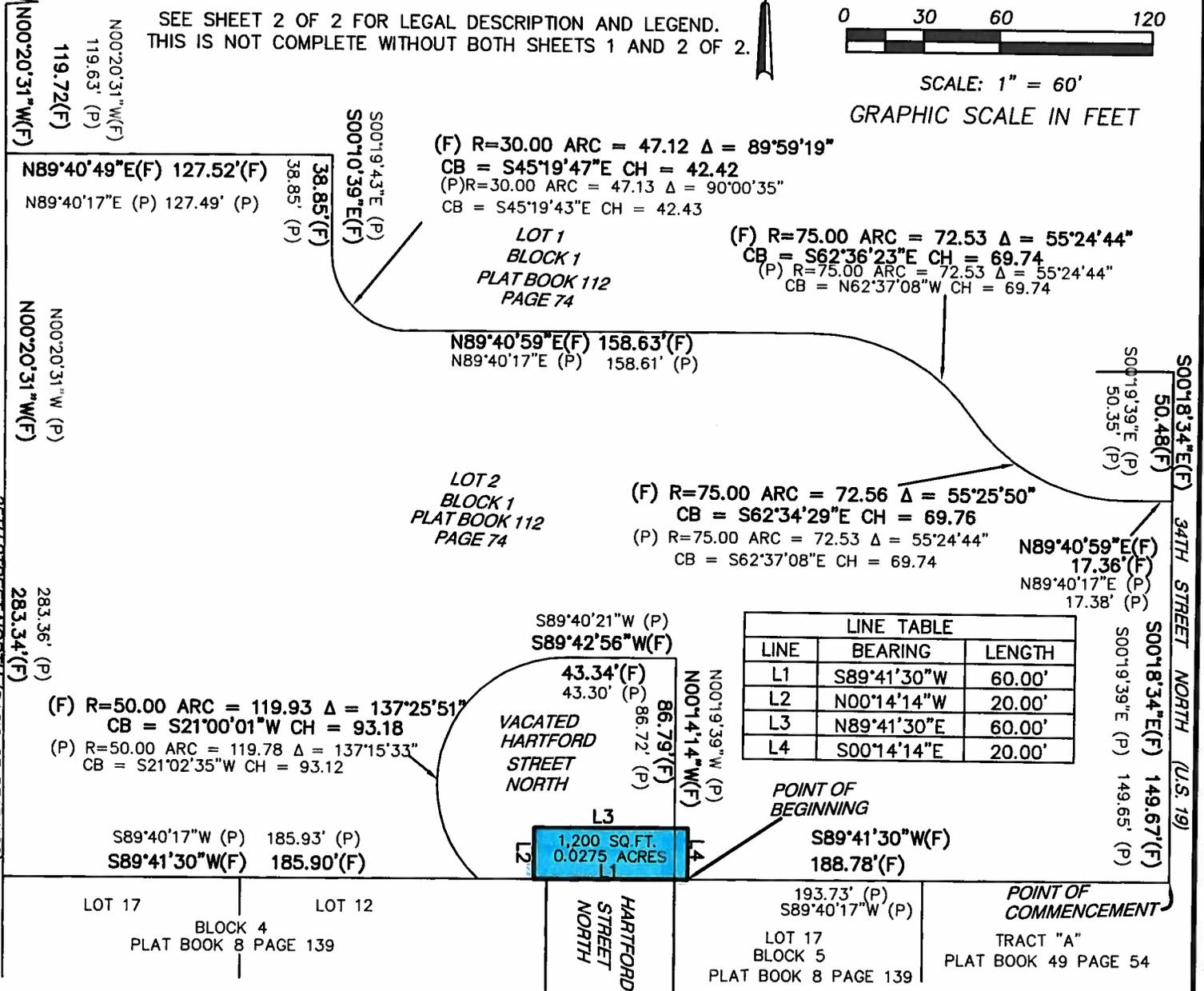
NOTES: THIS LEGAL DESCRIPTION AND SKETCH WAS PREPARED WITHOUT THE BENEFIT OF A TITLE POLICY. THERE MAY BE ADDITIONAL RESTRICTIONS AFFECTING THIS PROPERTY THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY. BASIS OF BEARINGS: THE EAST RIGHT OF WAY OF 35 STREET BEING NORTH 00°20'31" WEST



SCALE: 1" = 60'

GRAPHIC SCALE IN FEET

SEE SHEET 2 OF 2 FOR LEGAL DESCRIPTION AND LEGEND. THIS IS NOT COMPLETE WITHOUT BOTH SHEETS 1 AND 2 OF 2.



35TH STREET NORTH (BASIS OF BEARINGS)

34TH STREET NORTH (U.S. 19)

NOTE: THE GEOMETRY PERTAINING TO THE PARCEL OF LAND BEING DESCRIBED HEREIN (THE DESCRIPTION) IS BASED UPON A FIELD BOUNDARY SURVEY OF LOT 2 BY AVID GROUP.

PREPARED FOR: PREPARED FOR AGREE

SHEET DESCRIPTION: LEGAL DESCRIPTION AND SKETCH FOR DEDICATED PORTION OF HARFORD STREET NORTH

| | | | |
|-----------------|----------------|--------------|--------------------------|
| SCALE: 1"=60' | DRAWN: JLW | CHECKED: JLW | COUNTY: PINELLAS |
| JOB NO. 3066003 | DATE: 07/16/12 | SECTION: 10 | TOWNSHIP: 31S RANGE: 16E |

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 STATE OF FLORIDA



**CITY OF ST. PETERSBURG
PLANNING & ECONOMIC DEVELOPMENT DEPT.
DEVELOPMENT REVIEW SERVICES DIVISION**

**st.petersburg
www.stpete.org** **DEVELOPMENT REVIEW COMMISSION
STAFF REPORT**

**VACATION OF RIGHT-OF-WAY
PUBLIC HEARING**

According to Planning & Economic Development Department records, **no Commission member** resides or has a place of business within 2,000 feet of the subject property. All other possible conflicts should be declared upon the announcement of the item.

REPORT TO THE DEVELOPMENT REVIEW COMMISSION FROM DEVELOPMENT REVIEW SERVICES DIVISION, PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT, for Public Hearing and Executive Action on **November 7, 2012 at 2:00 P.M.** in Council Chambers, City Hall, 175 Fifth Street North, St. Petersburg, Florida.

CASE NO.: 12-33000012 **PLAT SHEET:** K-20

REQUEST: Approval of a vacation of a cul-de-sac at the terminus of Hartford Street North in the block bound by 34th Street North, 36th Avenue North, 35th Street North and 38th Avenue North.

APPLICANT: Agree St. Petersburg, LLC
Kurt Beleck
31850 Northwestern Highway
Farmington Hills, Michigan 48334

AGENT: AVID Group
Peter Pensa, AICP
2300 Curlew Road, Suite 201
Palm Harbor, Florida 34683

ADDRESS: 3650 34th Street North
PARCEL ID NO.: 10/31/16/52011/001/0020

LEGAL DESCRIPTION: On File
ZONING: CCS-1

DISCUSSION AND RECOMMENDATION:

Request

The request is to vacate the cul-de-sac right-of-way at the northern end of Hartford Street North, which is located within the block bound by 38th Avenue North, 36th Avenue North, 34th Street North and 35th Street North. The area proposed for vacation is depicted on the attached maps

and plat. The applicant's goal is to eliminate the larger cul-de-sac feature in favor of a T-shaped turnaround in order to accommodate redevelopment of the land to the north, which is proposed for a new fuel station and convenience store. Given the findings set forth below, Staff finds that vacating the subject easement would be consistent with the applicable criteria.

Analysis

Section 16.40.140.2.1E of the LDR's contains the criteria for reviewing proposed vacations. The criteria are provided below in italics, followed by itemized findings by Staff.

1. Easements for public utilities including stormwater drainage and pedestrian easements may be retained or required to be dedicated as requested by the various departments or utility companies.

The application was routed to all affected City departments and outside utilities for review and comment. The Engineering Department and two outside utility providers submitted comments regarding the need for additional easements and/or relocation of existing infrastructure, which would be done at the applicant's expense. Staff has included the appropriate special conditions in this report to address these issues.

2. The vacation shall not cause a substantial detrimental effect upon or substantially impair or deny access to any lot of record as shown from the testimony and evidence at the public hearing.

If this application is approved, no substantial detrimental effect upon access to another lot of record is anticipated. The applicant is proposing to replace the cul-de-sac with a T-shaped turnaround which will meet City standards.

3. The vacation shall not adversely impact the existing roadway network, such as to create dead-end rights-of-way, substantially alter utilized travel patterns, or undermine the integrity of historic plats of designated historic landmarks or neighborhoods.

The vacation, if approved, will not result in adverse impacts to the existing network. Allowing the easement to be vacated will facilitate redevelopment with a new project that is consistent with the overall goals of the zoning district.

4. The easement is not needed for the purpose for which the City has a legal interest and, for rights-of-way, there is no present or future need for the right-of-way for public vehicular or pedestrian access, or for public utility corridors.

The existing cul-de-sac was dedicated to ensure that northbound vehicles have adequate space to turnaround and proceed back south. There is no compelling public interest or benefit associated with requiring the cul-de-sac to remain instead of allowing the proposed T-shaped turnaround. The turnaround will provide the same benefit as the existing cul-de-sac without consuming as much of the project site to the north.

5. The POD, Development Review Commission, and City Council shall also consider any other factors affecting the public health, safety, or welfare.

No other factors have been raised for consideration.

Comments from Agencies and the Public

Comments were provided by the City's Engineering Department and outside utility providers regarding necessary utility easements and/or relocation, which would be done at the applicant's expense. Copies of the comments are being provided to the applicant. Staff has suggested special conditions which address the issues. No comments from the public have been received as of the date of this report.

RECOMMENDATION:

Staff recommends **APPROVAL** of the proposed right-of-way vacation. If the DRC is inclined to support the vacation, Staff recommends the following special conditions of approval:

1. Prior to recording the vacation ordinance, the applicant shall replat the vacated right-of-way, together with the abutting private land proposed for redevelopment.
2. The applicant shall be responsible for all plans, applications, permits, work, inspections and costs associated with satisfying the conditions of this vacation.
3. The replat shall address the issues set forth in the comments provided by:
 - a. City Engineering Department (dated October 4, 2012);
 - b. Verizon Florida (dated October 22, 2012); and
 - c. Progress Energy Florida, Inc. (October 2, 2012).

REPORT PREPARED BY:

PHILIP T. LAZZARA, AICP, Zoning Official (POD)
Development Review Services Division
Planning & Economic Development Department

10.31.2012

DATE



If you wish to speak on a PUBLIC HEARING item or an APPEAL HEARING item listed on your agenda, please fill out this card and place in the box on the center table.

F2
①

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: PETER PENSA, AICP DEC 06 2012

ADDRESS: 2300 CURLEW RD, STE 201, PALM HARBOR, FL 34683

REPRESENTING: ~~AGREE~~ AVID GROUP FOR AGREE ST. PETERSBURG LLC

AGENDA ITEM NO.: F2 - HARTFORD ST. ROW VACATION

FOR: APPLICANT AGAINST: DEC 06 2012

3 MINUTE TIME LIMIT

Attached documents for item Approving the vacation of :1) a portion of 7th Avenue South between 25th and 26th Streets South; and 2) Yale Street South between 7th Avenue South and the north boundary of 8th Avenue South. (City File 12-33000014)



SAINT PETERSBURG CITY COUNCIL

Meeting of December 6, 2012

TO: The Honorable Leslie Curran, Chair, and Members of City Council

SUBJECT: Ordinance _____ approving the vacation of: 1) a portion of 7th Avenue South between 25th and 26th Streets South; and 2) Yale Street South between 7th Avenue South and the north boundary of 8th Avenue South (City File No.: 12-33000014).

RECOMMENDATION: The Administration and the Development Review Commission recommend **APPROVAL**.

RECOMMENDED CITY COUNCIL ACTION:

- 1) Conduct the first reading of the attached proposed ordinance; and
- 2) Set the second reading and public hearing for December 20, 2012.

The Request: The request is to vacate the portions of 7th Avenue South and Yale Street South as depicted on Attachments "C" and "D". The goal is to eliminate these rights-of-way to accommodate a redevelopment project within the Dome Industrial Park (DIP) Community Redevelopment Area (CRA).

Background: Approval of the requested vacation will facilitate implementation of the Plan for the Dome Industrial Park Community Redevelopment Area (DIP CRA), which is consistent with the City's Comprehensive Plan. The subject right-of-way is within the boundaries of the DIP CRA. The Plan for this area was adopted in 2007 by the City Council. The Plan recognizes the existence of inadequate lot sizes throughout the CRA. The Plan identifies vacations of streets, alleys, and utility easements, where appropriate, to assemble parcels of adequate size to accomplish the established redevelopment goals. The Plan identifies these street segments as deficient (Map 4-1). Objective 1.5 of the Plan directs promotion of block consolidation through vacation of deficient streets and alleys, provided such vacation does not negatively impact the level of service or street network within the CRA (Objective 3.3).

Agency Review & Comments: The application was routed to other departments and utilities for comments. The proposed ordinance contains conditions to address the issues noted.

Public Notice & Public Comments: The applicant also provided the prescribed public notices prior to the DRC hearing and the City Council hearing. Prior to the DRC hearing, Staff received one phone inquiry from Margaret McCoy requesting information and expressing no objection. Two other nearby property owners attended the DRC hearing and expressed different concerns.

Mr. Raymond Howard, owner of 2586 7th Avenue South, as well as the vacant lot to the east, stated his desire to sell his property to the City and relocate to another area, as has been done by other previous owners in the area. While this issue is not directly related to the review criteria which apply to this specific case, Staff has notified the Real Estate and Property Management Department of Mr. Howard's desire.

Mr. Bruce Messagno, owner of the vacant lot at the SE corner of 8th Ave S & Yale, also attended the DRC hearing. Several years ago, the City approved Mr. Messagno's application to vacate the portion of Yale St that abutting his property, which allowed him to expand the size of his industrial outdoor storage yard. With regard to this current application, Mr. Messagno stated concerns regarding diminished access to his with large trucks, which he apparently uses to bring his equipment to and from the site.

DRC Action: During the public hearing on November 7, 2012, the DRC approved the application, with an additional suggested condition for Council's consideration. The intent of the additional condition was to memorialize their desire for the City to conduct further review of the potential impact upon access to other sites. Between the time of this report and the City Council public hearing to be scheduled for December 20, 2012, City Staff will continue to review the issue of site accessibility. If any modifications appear to be necessary, Staff will suggest specific language for Council's consideration in the report produced for the final hearing. Staff has eliminated the originally suggested condition requiring an immediate replat because the specific dimensions of the actual redevelopment parcel(s) are not finalized at this time. Requiring a replat of this area now may result in unnecessary additional expense to the City if the anticipated site boundaries change.

RECOMMENDATION:

The Administration recommends **APPROVAL** of the alley right-of-way vacation, subject to the following conditions:

1. The applicant shall be responsible for all plans, permits, work, inspections and costs associated with the vacation.

ORDINANCE NO. _____

AN ORDINANCE APPROVING VACATION OF A PORTION OF 7TH AVENUE SOUTH BETWEEN 25TH AND 26TH STREETS SOUTH AND YALE STREET SOUTH BETWEEN 7TH AVENUE SOUTH AND THE NORTH BOUNDARY OF 8TH AVENUE SOUTH; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The following right-of-way is hereby vacated as recommended by the Administration and the Development Review Commission:

That portion of the 20-foot wide right-of-way known as 7th Avenue South lying north of Lots 2 through 11, together with that portion of Yale Street South lying between Lots 7 and 8, George C. Prather's Third Royal Subdivision, as recorded in Plat Book 5, Page 46 of the Public Records of Pinellas County, Florida.

SECTION 2. The above-mentioned right-of-way is not needed for public use or travel.

SECTION 3. The vacation is subject to and conditional upon the following:

1. The applicant shall be responsible for all plans, permits, work, inspections and costs associated with the vacation.

SECTION 4. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall become effective immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

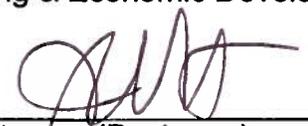
APPROVED AS TO FORM AND SUBSTANCE:



Planning & Economic Development

11-9-12

Date

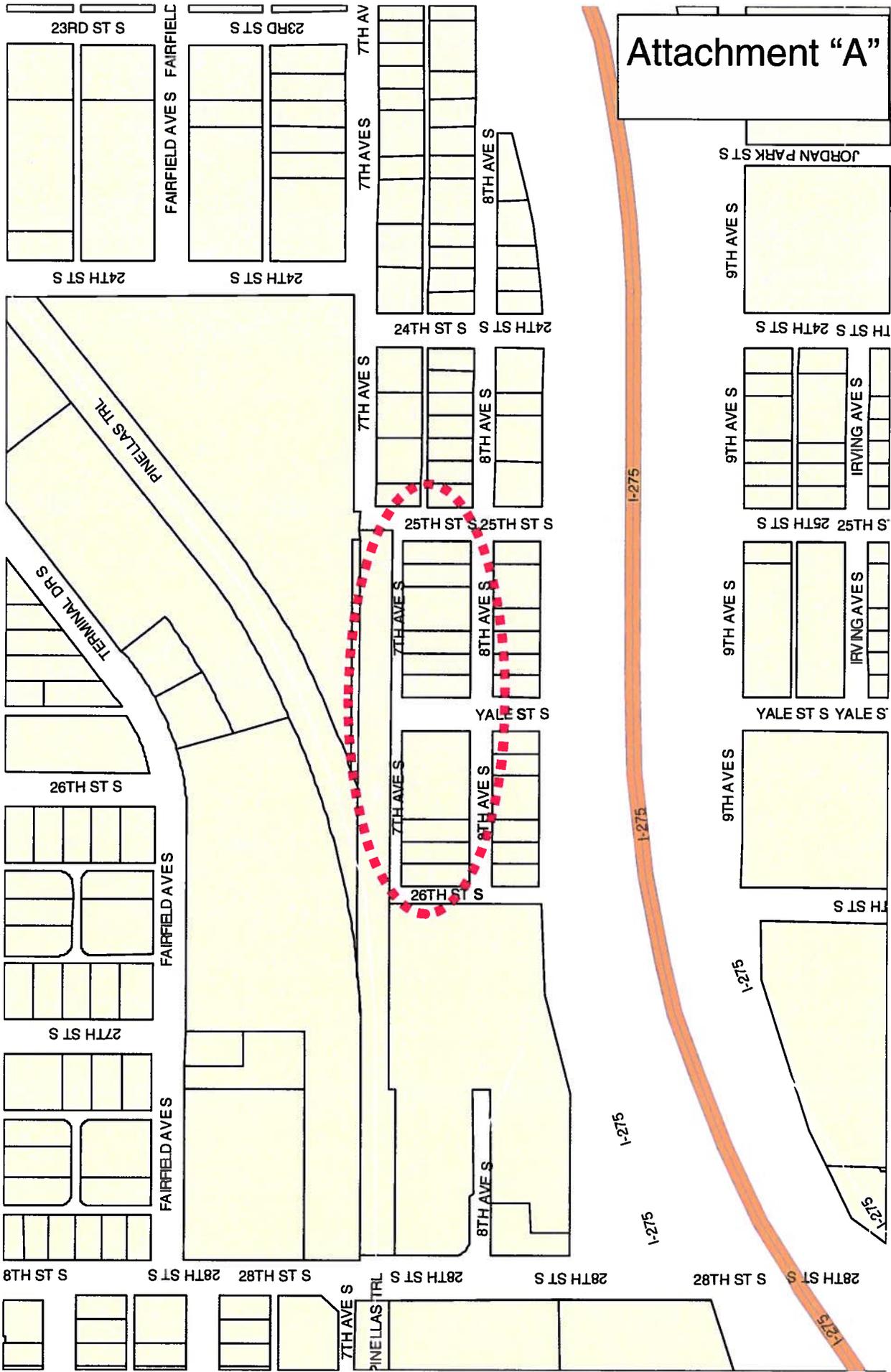


City Attorney (Designee)

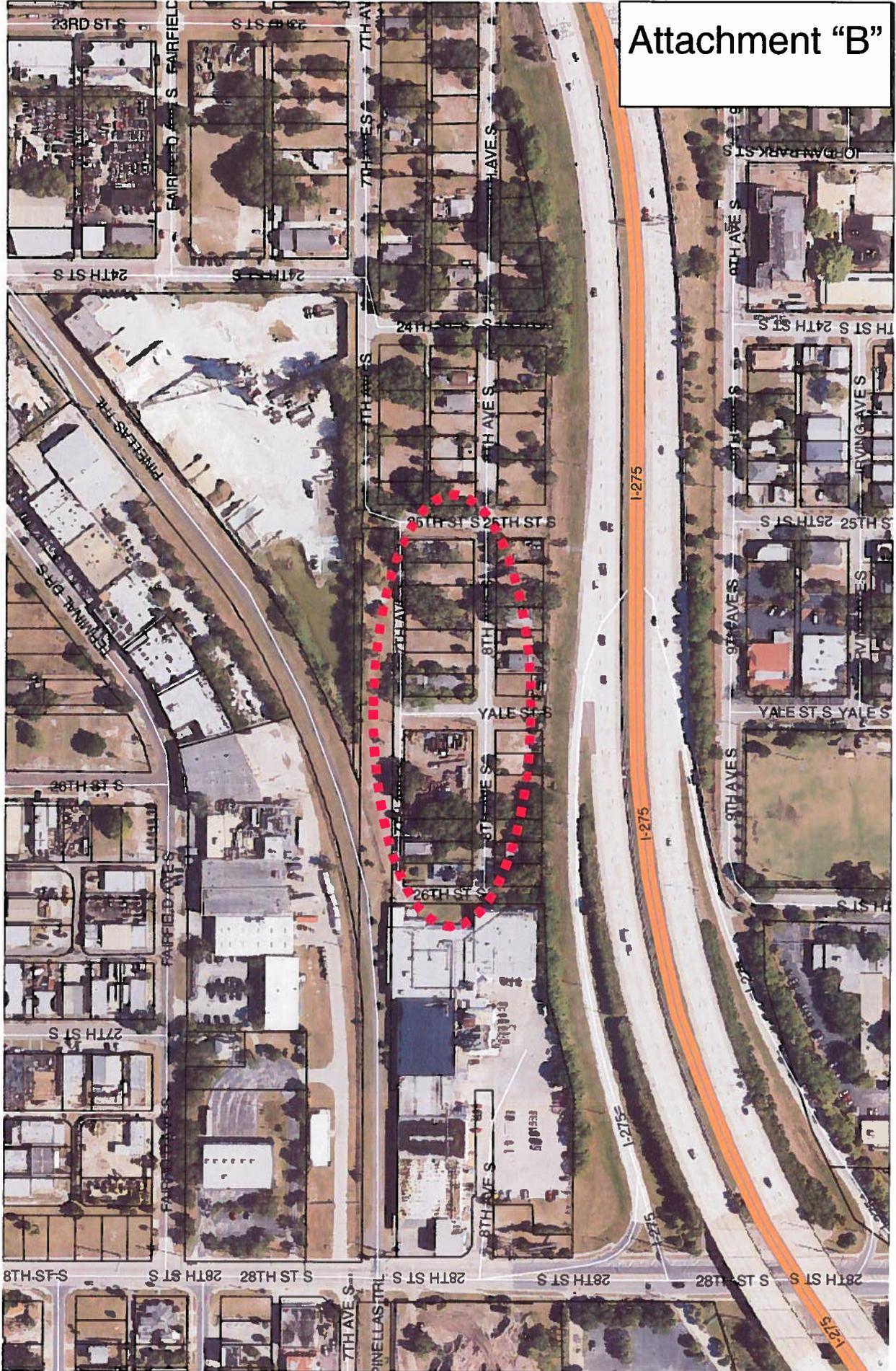
11/13/12

Date

Attachment "A"



Attachment "B"



City-owned Properties

Proposed Street Vacations



43/011

PINELLAS TRL

607.9

205(S)

406(S)

435(S)

13.5

10

12

11

7TH AVE S

30

40

60

25TH ST-S

303

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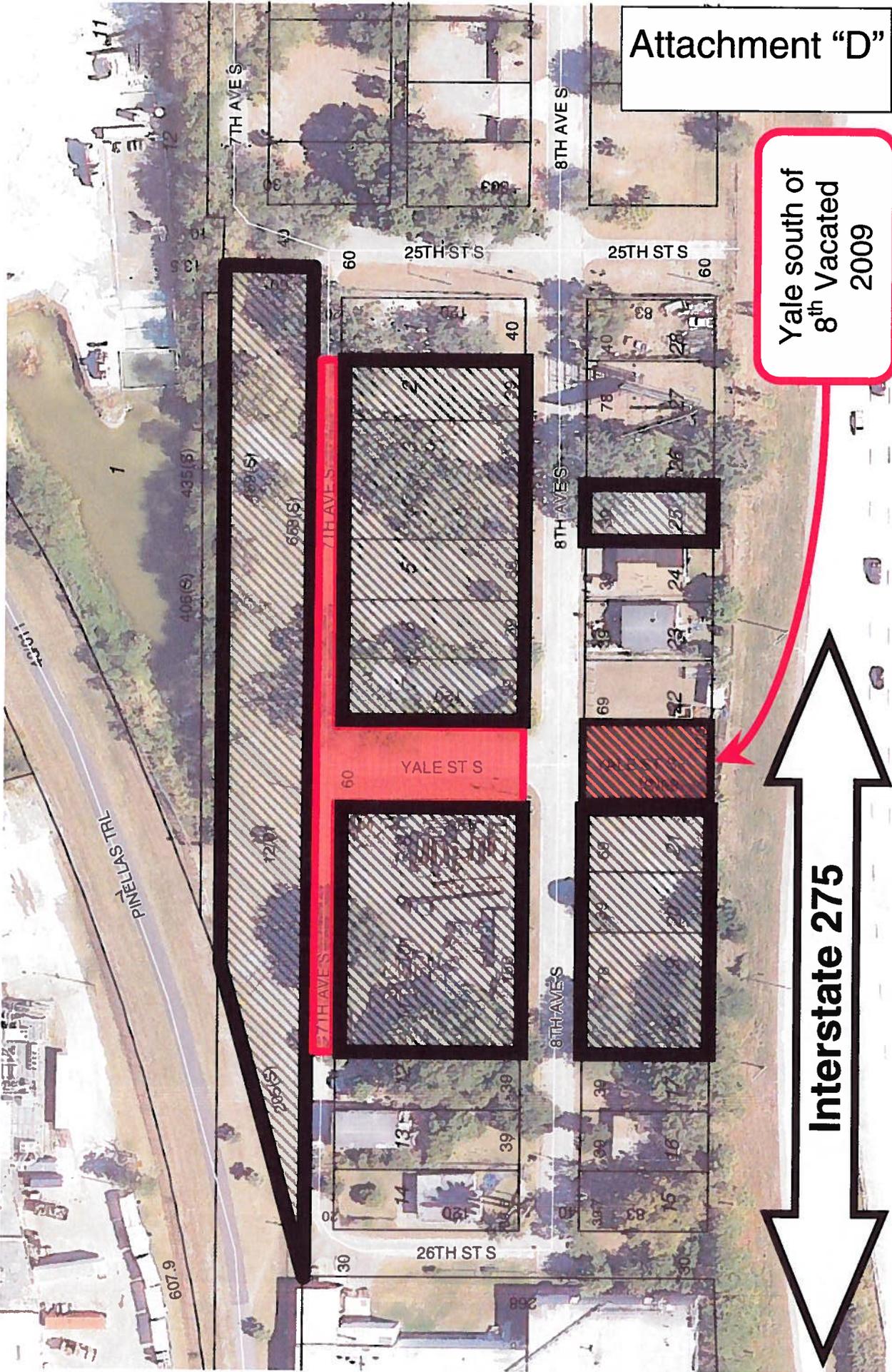
322

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324

Attachment "D"

Yale south of
8th Vacated
2009



Interstate 275



st.petersburg
www.stpete.org

**CITY OF ST. PETERSBURG
PLANNING & ECONOMIC DEVELOPMENT DEPT.
DEVELOPMENT REVIEW SERVICES DIVISION**

**DEVELOPMENT REVIEW COMMISSION
STAFF REPORT**

**VACATION OF RIGHT-OF-WAY
PUBLIC HEARING**

According to Planning & Economic Development Department records, no Commissioner resides or has a place of business within 2,000 feet of the subject property. All other possible conflicts should be declared upon the announcement of the item.

REPORT TO THE DEVELOPMENT REVIEW COMMISSION FROM DEVELOPMENT REVIEW SERVICES DIVISION, PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT, for Public Hearing and Executive Action on November 7, 2012 at 2:00 P.M. in Council Chambers, City Hall, 175 Fifth Street North, St. Petersburg, Florida.

CASE NO.: 12-33000014 **PLAT SHEET:** I-5

REQUEST: Vacation of: 1) A portion of 7th Avenue South between 25th and 26th Streets South; and 2) Yale Street South between 7th Avenue South and the north boundary of 8th Avenue South.

APPLICANT: City of St. Petersburg
P.O. Box 2842
Saint Petersburg, Florida 33731-2842

PARCEL ID NO.: 26/31/16/72900/000/0020; 26/31/16/72900/000/0030;
26/31/16/72900/000/0050; 26/31/16/72900/000/0060;
26/31/16/72900/000/0070; 26/31/16/72900/000/0080;
26/31/16/72900/000/0180; 26/31/16/72900/000/0200;
26/31/16/72900/000/0210; 26/31/16/72900/000/0250;
26/31/16/00000/120/0100

LEGAL DESCRIPTION: On File

ZONING: IT (DIP CRA)

DISCUSSION:

Request

The request is to vacate the portions of 7th Avenue South and Yale Street South as depicted on Attachments "C" and "D". The goal is to eliminate these rights-of-way to accommodate a

redevelopment project within the Dome Industrial Park (DIP) Community Redevelopment Area (CRA). Staff finds that the proposed vacations would be consistent with the applicable criteria.

Analysis

Section 16.40.140.2.1E of the LDR's contains the criteria for reviewing proposed vacations. The criteria are provided below in italics, followed by itemized findings by Staff.

1. Easements for public utilities including stormwater drainage and pedestrian easements may be retained or required to be dedicated as requested by the various departments or utility companies.

The application was routed to all affected City departments and outside utilities for review and comment. Comments were provided by the City's Engineering Department and Progress Energy regarding the need for certain easements and possible modifications to remaining infrastructure. Staff has included a special condition in this report to address the issues.

2. The vacation shall not cause a substantial detrimental effect upon or substantially impair or deny access to any lot of record as shown from the testimony and evidence at the public hearing.

If this application is approved, no substantial detrimental effect upon access to another lot of record is anticipated.

3. The vacation shall not adversely impact the existing roadway network, such as to create dead-end rights-of-way, substantially alter utilized travel patterns, or undermine the integrity of historic plats of designated historic landmarks or neighborhoods.

The vacation, if approved, will not result in adverse impacts to the existing network. A significant amount of the original network established in the 1920's has already been eliminated with the construction of the Interstate, as well as more recent land assembly projects in the immediate area. While dead-ends will be created on the eastern and western sides of 7th Avenue South, the depths of the dead-end segments are relatively negligible and do not substantially impact access to the adjacent lots to the south. In fact, this portion of 7th Avenue South, while technically a named street, is actually only as wide as an alley. Each of the properties abutting the resulting dead-ends also has access from the 8th Avenue South frontages, which is significantly wider and more appropriate as a point of primary access.

4. The easement is not needed for the purpose for which the City has a legal interest and, for rights-of-way, there is no present or future need for the right-of-way for public vehicular or pedestrian access, or for public utility corridors.

The subject rights-of-way were originally dedicated as part of the overall street and alley grid designed to serve the individual lots within the various blocks of the subdivision. However, as the zoning for the area has changed over time and the City's planning efforts for this area have prescribed land assembly for industrial redevelopment, the subject rights-of-way are no longer necessary in the context of the City's legal interest.

5. The POD, Development Review Commission, and City Council shall also consider any other factors affecting the public health, safety, or welfare.

Approval of the requested vacation will facilitate implementation of the Plan for the Dome Industrial Park Community Redevelopment Area, which is consistent with the City's Comprehensive Plan. The subject right-of-way is within the boundaries of the Dome Industrial Park Community Redevelopment Area (DIP CRA). The Plan for this area was adopted in 2007 by the City Council. The Plan recognizes the existence of inadequate lot sizes throughout the CRA. The Plan identifies vacations of streets, alleys, and utility easements, where appropriate, to assemble parcels of adequate size to accomplish the established redevelopment goals. The Plan identifies these street segments as deficient (Map 4-1). Objective 1.5 of the Plan directs promotion of block consolidation through vacation of deficient streets and alleys, provided such vacation does not negatively impact the level of service or street network within the CRA (Objective 3.3). As noted under the response to criterion #3, this vacation, if approved, will not result in adverse impacts to the existing network.

Comments from Agencies and the Public

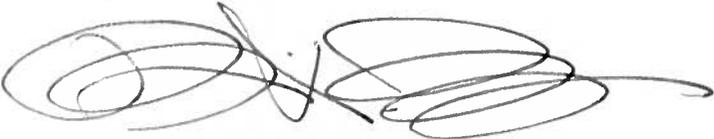
Copies of the comments from the City's Engineering Department and Progress Energy described under criterion #1 are being provided to the applicant. Staff has suggested a special condition which addresses the issues. As of the date of this report, Staff received one phone inquiry from Margaret McCoy requesting information and expressing no objection.

RECOMMENDATION:

Staff recommends **APPROVAL** of the proposed right-of-way vacations. If the DRC is inclined to support the vacation, Staff recommends the following special conditions of approval:

- 1. Prior to recording the vacation ordinance, the vacated rights-of-way shall be replatted, together with the abutting private property.
- 2. The applicant shall be responsible for all plans, permits, work, inspections and costs associated with the vacation and the required replat.

REPORT PREPARED BY:



10.31.2012

PHILIP T. LAZZARA, AICP, Zoning Official (POD)
Development Review Services Division
Planning & Economic Development Department

DATE

Attached documents for item Approving the vacation of the 20-foot wide alley within the block bound by 1st Avenue South, 2nd Avenue South, 7th Street South and 8th Street South. (City File 12-33000015)



SAINT PETERSBURG CITY COUNCIL

Meeting of December 6, 2012

TO: The Honorable Leslie Curran, Chair, and Members of City Council

SUBJECT: Ordinance _____ approving the vacation of the 20-foot wide alley within the block bound by 1st Avenue South, 2nd Avenue South, 7th Street South and 8th Street South (City File No.: 12-33000015).

RECOMMENDATION: The Administration and the Development Review Commission recommend **APPROVAL**.

RECOMMENDED CITY COUNCIL ACTION:

- 1) Conduct the first reading of the attached proposed ordinance; and
- 2) Set the second reading and public hearing for December 20, 2012.

The Request: The request is to vacate the alley within the block bound by 1st and 2nd Avenues South and 7th and 8th Streets South. The applicant proposes to consolidate the block for development. The goal is to eliminate the right-of-way to accommodate redevelopment.

Background: The same request was previously approved by the DRC and the City Council in 2005 (City File 04-33000035). However, the previous approval expired after the applicant was not able to complete the required conditions within the allotted amount of time. At this time, the applicant is ready to proceed with development of the site and is requesting renewed approval of the previously granted alley vacation. This application will be considered by the DRC on December 5, 2012.

Approval of the requested vacation will facilitate redevelopment of the entire City block in a manner that is consistent with the Intown Redevelopment Plan. The Plan identifies this alley as appropriate for vacation to accommodate lot consolidation. Similar vacations have been approved in the nearby area. Given the Staff's findings set forth in the attached report to the DRC, which indicate that the requested vacation would be consistent with the applicable criteria in the Code, the Administration is recommending approval of this application.

Agency Review & Comments: The application was routed to other departments and utilities for comments. The proposed ordinance contains conditions to address the issues noted.

Public Notice & Public Comments: Public notices were sent out in advance of the hearings in 2005. City records indicate no objections were expressed in 2005. The applicant will provide the required mailed and posted public notices again in advance of the DRC public hearing on December 5, 2012 and the City Council public hearing on December 20, 2012. Any concerns or objections received from the public will be relayed to the City Council in the final staff report and presentation.

DRC Action: As of the date of this report, the application has not yet been considered by the Development Review Commission (DRC). The staff report to the DRC is attached. Staff anticipates the DRC will once again recommend approval to City Council. Any necessary modifications or considerations will be expressed to the City Council in the report produced for the final public hearing to be scheduled for December 20, 2012.

RECOMMENDATION:

The Administration recommends **APPROVAL** of the alley right-of-way vacation, subject to the following conditions:

1. The subject alley, together with the abutting properties, shall be replatted prior to recording of the vacation ordinance.
2. The applicant shall remove all brick and granite curb within the alley and return the materials to the City prior to recording of the vacation ordinance.
3. The applicant shall be responsible for any costs associated with the relocation or abandonment of any utility infrastructure affected by the vacation of the alley.
4. Any easements required by affected utility providers shall be shown on the required replat.

ORDINANCE NO. _____

AN ORDINANCE APPROVING VACATION OF THE ALLEY WITHIN THE BLOCK BOUND BY 1ST AVENUE SOUTH, 2ND AVENUE SOUTH, 7TH STREET SOUTH AND 8TH STREET SOUTH; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The following right-of-way is hereby vacated as recommended by the Administration and the Development Review Commission:

The 20-foot wide platted alley within Block 41, REVISED MAP OF THE CITY OF ST. PETERSBURG, according to the map or plat thereof recorded in Plat Book 1, Page 49, of the Public Records of Hillsborough County, Florida, of which Pinellas County was formerly a part.

SECTION 2. The above-mentioned right-of-way is not needed for public use or travel.

SECTION 3. The vacation is subject to and conditional upon the following:

1. The subject alley, together with the abutting properties, shall be replatted prior to recording of the vacation ordinance.
2. The applicant shall remove all brick and granite curb within the alley and return the materials to the City prior to recording of the vacation ordinance.
3. The applicant shall be responsible for any costs associated with the relocation or abandonment of any utility infrastructure affected by the vacation of the alley.
4. Any easements required by affected utility providers shall be shown on the required replat.

SECTION 4. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall become effective immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City

Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

APPROVED AS TO FORM AND SUBSTANCE:

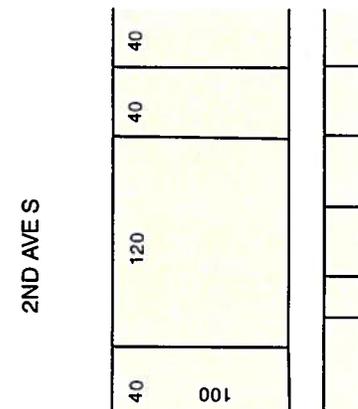
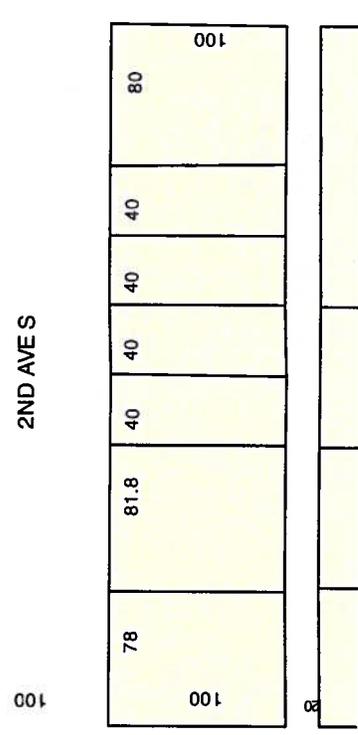
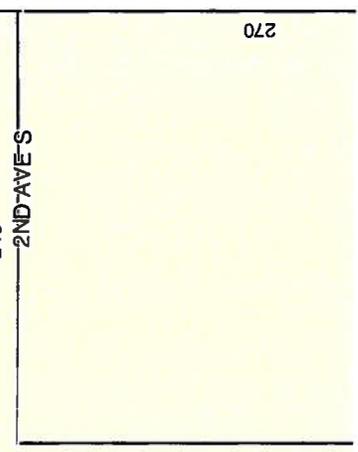
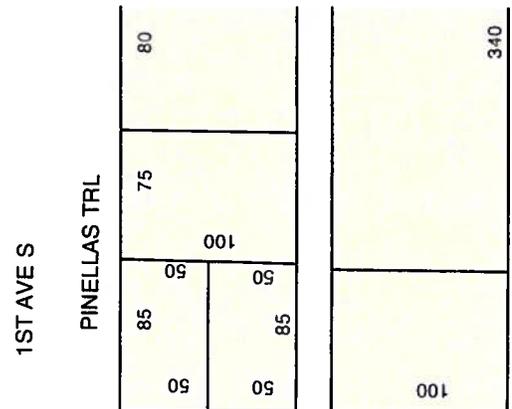
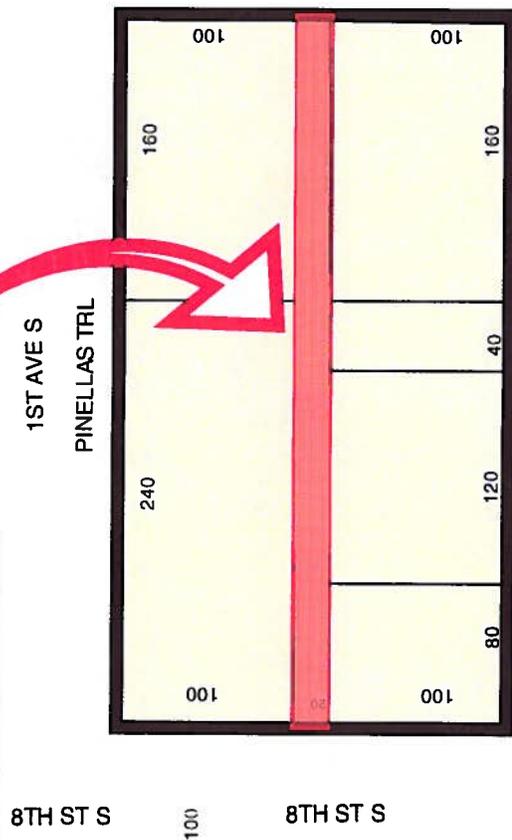
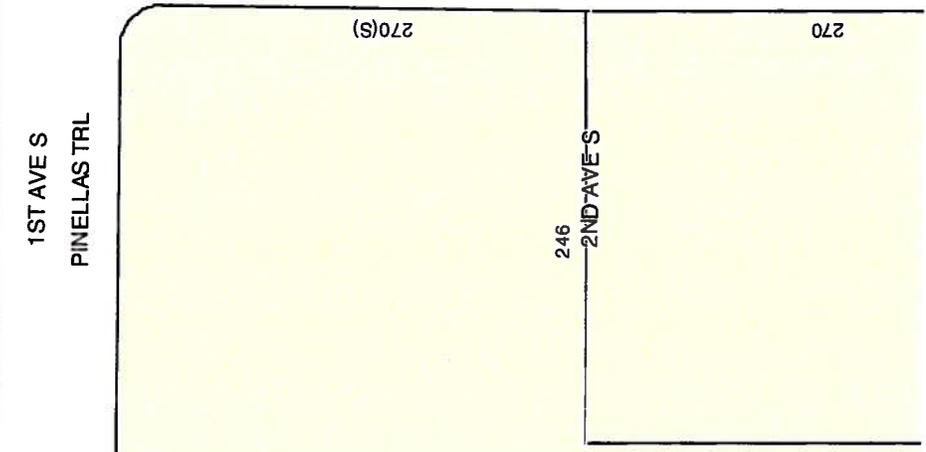
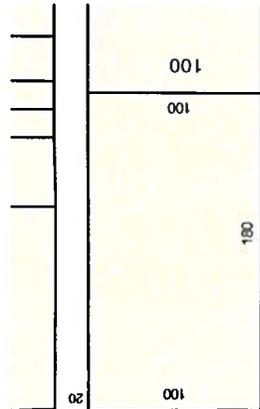


Planning & Economic Development 11-9-12
Date

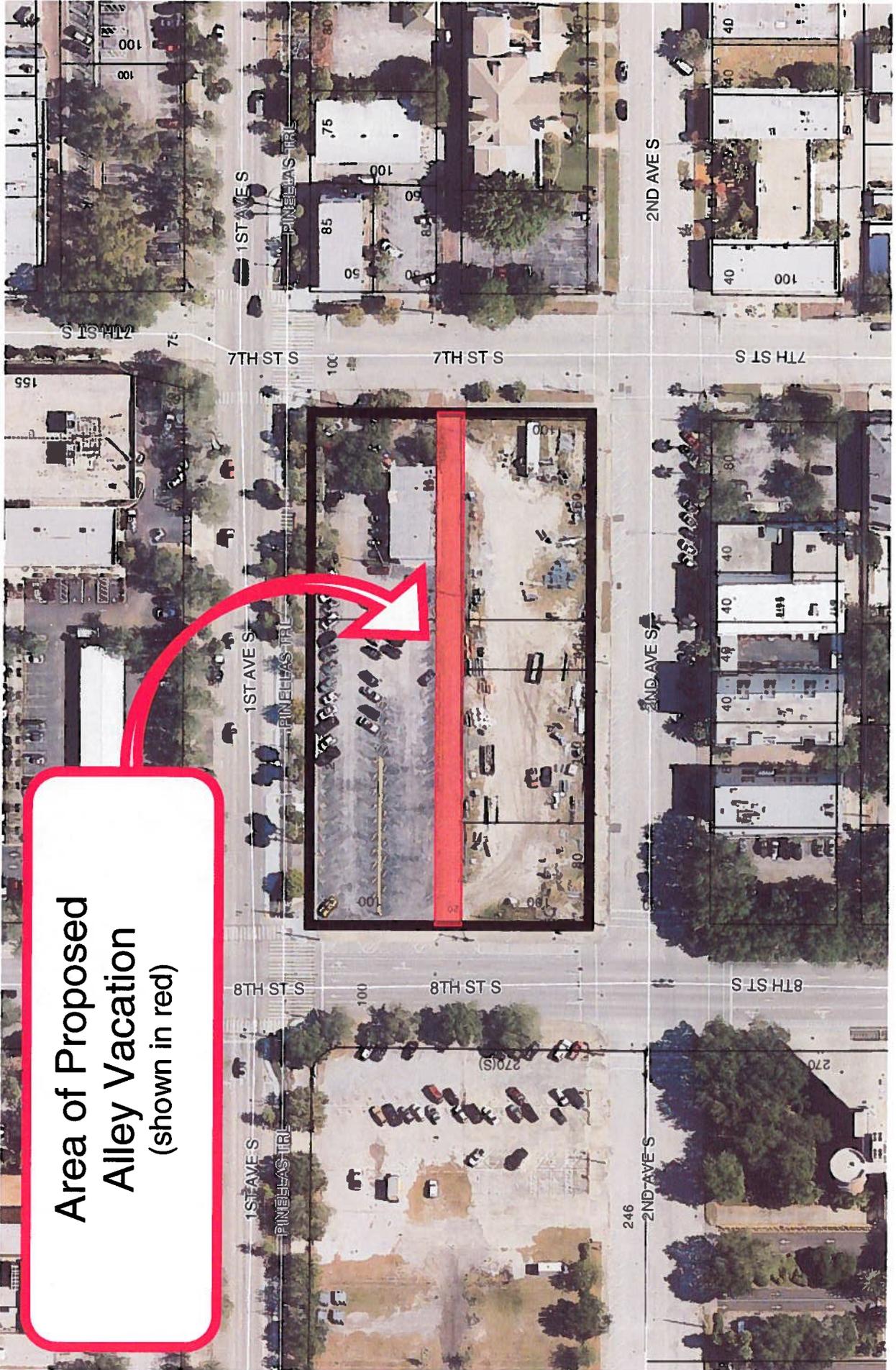


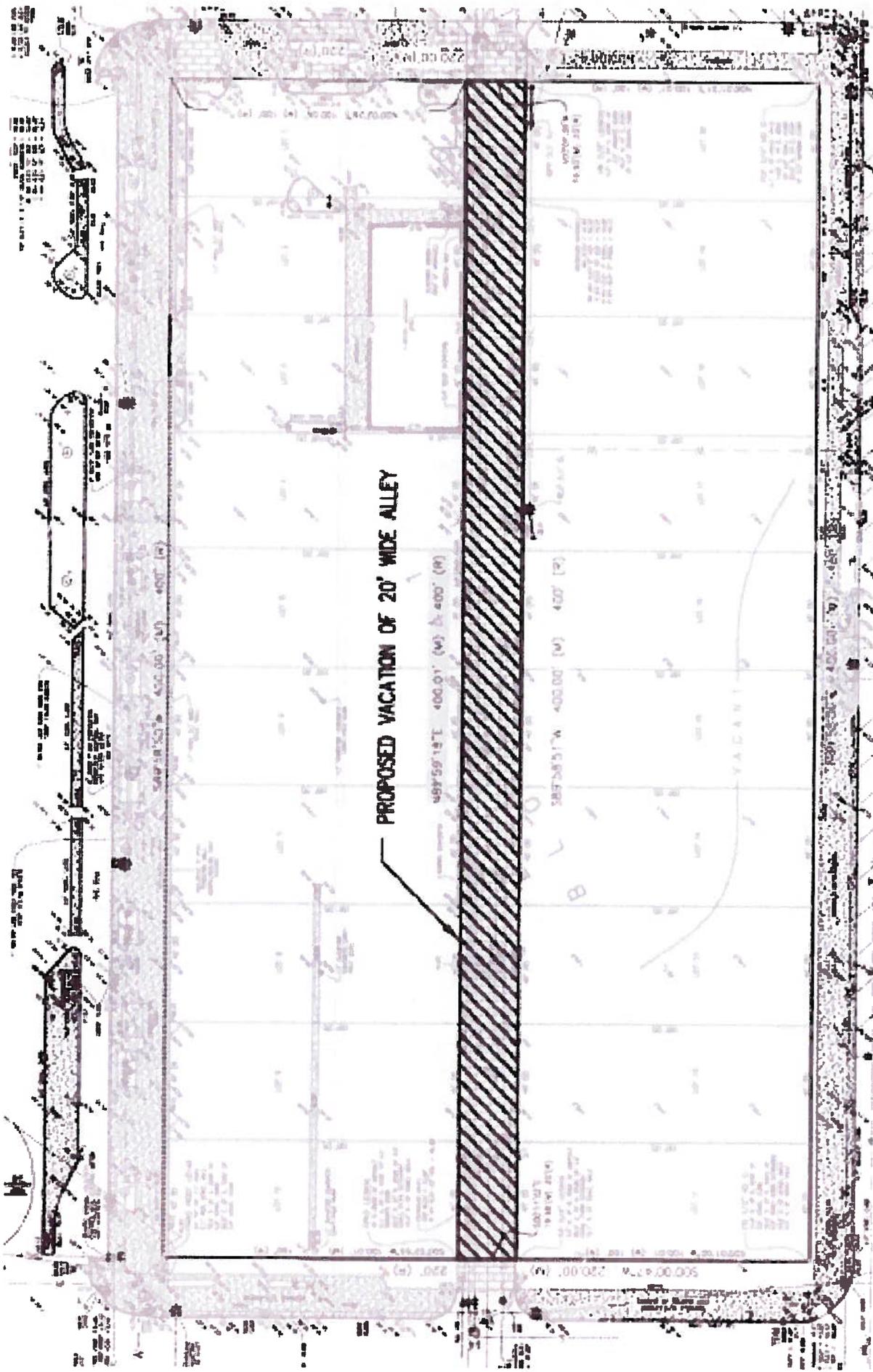
City Attorney (Designee) 11/13/12
Date

**Area of Proposed
Alley Vacation
(shown in red)**



**Area of Proposed
Alley Vacation
(shown in red)**





PROPOSED VACATION OF 20' WIDE ALLEY

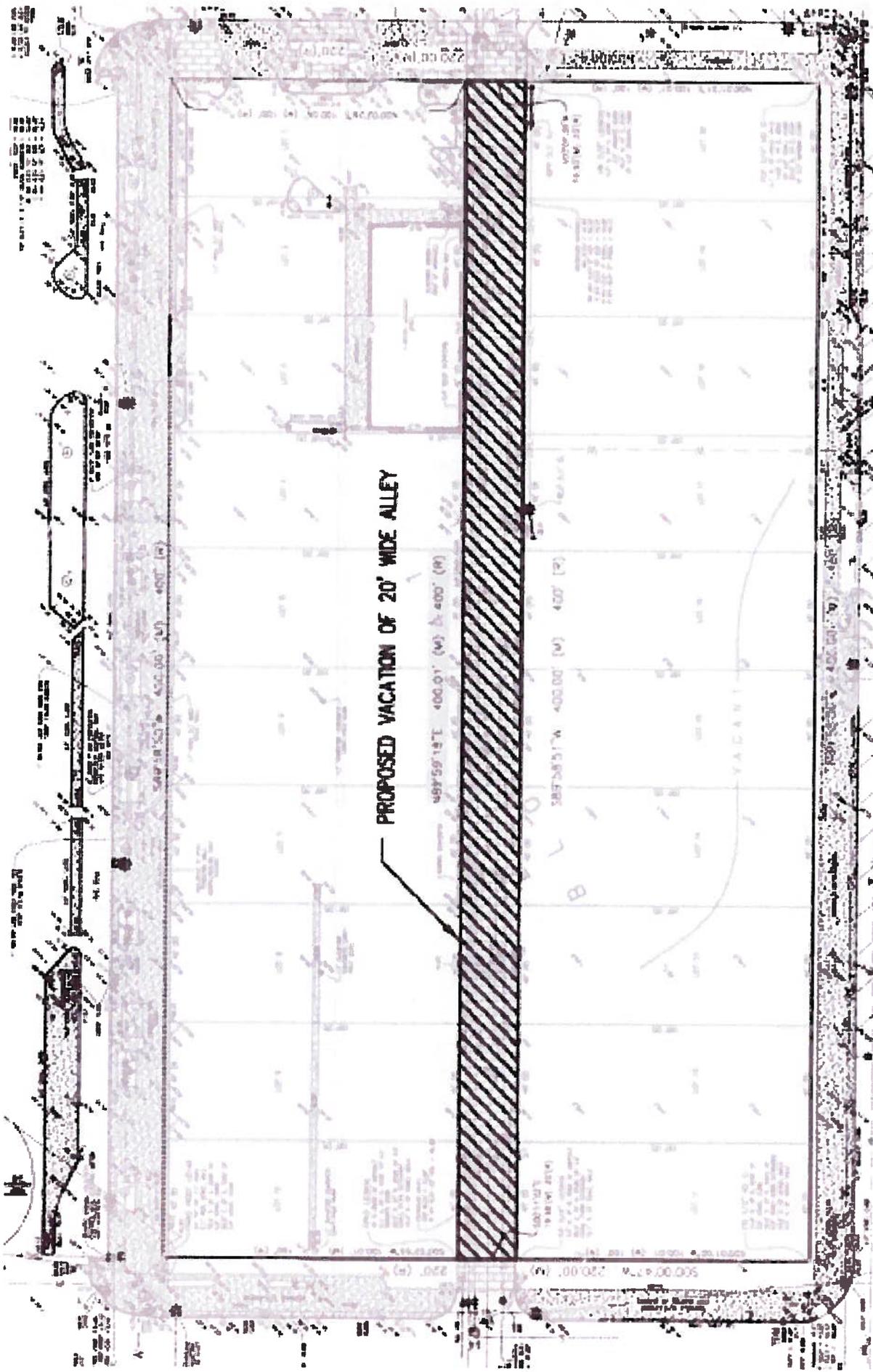
487.59' ± T, 400.01' (W) ± 400' (R)

387.58' ± 1' ± 400.00' (M) ± 400' (R)

VACANT

500.00' ± 7.7' ± 20.00' (W)

500.00' ± 7.7' ± 20.00' (W)



applicant proposes to consolidate the block for development. The area of the right-of-way proposed for vacation is depicted on the attached maps.

Background

This block was originally platted in 1888. Since both 1st and 2nd Avenues South originally included the railroad tracks of the Atlantic Coastline Railroad leading into the downtown, the buildings within this block were historically industrial in nature, and included a gas station, auto repair, auto upholstery, paint sales, and laundry/dry cleaning services. All of these uses have ceased to operate and the buildings have been demolished. The entire block remains vacant except for a small convenience store that was constructed in 1975. The building has been unoccupied since the 1990's.

Analysis

Staff's review finds that the applicant's request is consistent with the criteria in the Land Development Regulations (LDR's), the direction provided in the City's Comprehensive Plan and the goals of the Intown Redevelopment Plan. As such, the Administration is recommending **approval** of this application.

Section 16.40.140.2.1E of the LDR's contains the criteria for reviewing proposed vacations. The criteria are provided below in italics, followed by itemized findings by Staff.

1. Easements for public utilities including stormwater drainage and pedestrian easements may be retained or required to be dedicated as requested by the various departments or utility companies.

Several utility companies have identified utility infrastructure located within the alley. Accordingly, the applicant should be responsible for the costs associated with the relocation or abandonment of infrastructure located within the alley. Staff has suggested a special condition of approval in this report to address this issue.

2. The vacation shall not cause a substantial detrimental effect upon or substantially impair or deny access to any lot of record as shown from the testimony and evidence at the public hearing.

Since the entire block has been assembled for unified redevelopment, the requested vacation will not have a detrimental impact upon any other lot of record within this block.

3. The vacation shall not adversely impact the existing roadway network, such as to create dead-end rights-of-way, substantially alter utilized travel patterns, or undermine the integrity of historic plats of designated historic landmarks or neighborhoods.

Vacation of this alley, if approved, is not anticipated to adversely impact the existing roadway network or substantially alter utilized travel patterns. Other similar request have been approved throughout the downtown area to facilitate land assembly and redevelopment with larger projects.

4. The easement is not needed for the purpose for which the City has a legal interest and, for rights-of-way, there is no present or future need for the right-of-way for public vehicular or pedestrian access, or for public utility corridors.

The alley was originally dedicated to provide a secondary means of access to the rear yards of the individual lots within the block. Consolidation of the entire block for unified redevelopment eliminates the need for this alley.

5. The POD, Development Review Commission, and City Council shall also consider any other factors affecting the public health, safety, or welfare.

The consolidation of the lot and vacation of the alley is supported by the Intown Redevelopment Plan, which identifies this lot for block consolidation.

The alley is improved with brick and granite curb. The brick and curb must be removed and returned to the City within the next year for this vacation application to become effective if approved by the City Council. Staff has suggested a special condition of approval in this report to address this issue.

Comments from Agencies and the Public

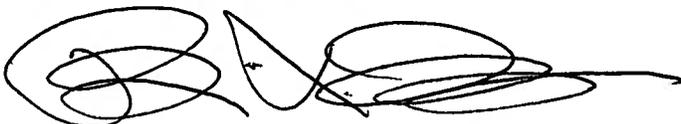
The request has been reviewed by the appropriate City departments and public utility agencies. No objections were noted, provided that the suggested special conditions in this report are made part of the final approval. As of the date of this report, the public notices have not been sent. The applicant will provide the required mailed and posted public notices in advance of the DRC hearing. No concerns or objections were expressed by the public during the process of reviewing and approving the original application in 2005.

RECOMMENDATION:

Staff recommends **APPROVAL** of the alley vacation, subject to the following conditions:

1. The alley along with the abutting properties shall be replatted prior to recording of the vacation ordinance.
2. The applicant shall remove all brick and granite curb within the alley and return such materials to the City prior to recording of the vacation ordinance.
3. The applicant shall be responsible for any costs associated with the relocation or abandonment of any utility infrastructure affected by the vacation of the alley.
4. Any easements required by affected utility providers shall be shown on the required replat.

REPORT PREPARED BY:



PHILIP T. LAZZARA, AICP, Zoning Official (POD)
Development Review Services Division
Planning & Economic Development Department



DATE

Attached documents for item Amending the Comprehensive Plan to implement legislative requirements of Chapter 163, Part II, Florida Statutes, related to the annual update of the Capital Improvements Element. (City File LGCP-CIE-2012)

ST. PETERSBURG CITY COUNCIL

Meeting of December 6, 2012

- TO:** The Honorable Leslie Curran, Chair, and Members of City Council
- SUBJECT:** ORDINANCE _____-H amending the Comprehensive Plan to implement legislative requirements of Chapter 163, Part II, Florida Statutes, related to the annual update of the Capital Improvements Element.
- REQUEST:** It is requested that a proposed amendment to the Local Government Comprehensive Plan related to the annual update of the Capital Improvements Element be approved.

Detailed analysis of the proposed amendment is provided in the attached Staff Report to the Planning & Visioning Commission (City File LGCP-CIE-2012).

RECOMMENDATION:

Administration: The Administration recommends APPROVAL of the proposed ordinance.

Planning & Visioning Commission: On November 13, 2012 the Planning & Visioning Commission (PVC) conducted a public hearing on this matter. Staff will provide the City Council members with a verbal summary of the PVC's action, including the final vote.

Public Input: The Planning & Economic Development Department did not receive any phone calls, visitors or correspondence regarding these amendments.

Recommended City Council Action: 1) CONDUCT the first reading of the proposed ordinance; AND 2) SET the second reading and public hearing for December 20, 2012.

Attachments: Proposed Ordinance including CIP schedules, Staff Report and Roadway Data and Analysis.

ORDINANCE NO. ____-H

AN ORDINANCE MODIFYING THE CAPITAL IMPROVEMENTS ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF ST. PETERSBURG, FLORIDA BY UPDATING THE FIVE-YEAR CAPITAL IMPROVEMENT SCHEDULE AND REPLACING ALL PREVIOUSLY ADOPTED CAPITAL IMPROVEMENT SCHEDULES; ADOPTING FUND SUMMARIES FOR THE GENERAL CAPITAL IMPROVEMENT FUND (3001), BICYCLE/PEDESTRIAN SAFETY GRANTS CAPITAL PROJECTS FUND (3004), NEIGHBORHOOD AND CITYWIDE INFRASTRUCTURE CAPITAL IMPROVEMENTS FUND (3027), TRANSPORTATION IMPACT FEES CAPITAL PROJECTS FUND (3071), WATER RESOURCES CAPITAL PROJECTS FUND (4003), STORMWATER DRAINAGE CAPITAL PROJECTS FUND (4013), AIRPORT CAPITAL PROJECTS FUND (4033), MARINA CAPITAL PROJECTS FUND (4043), AND PORT CAPITAL PROJECTS FUND (4093) FOR THE FISCAL YEARS 2013 THROUGH 2017; ADOPTING THE FDOT DISTRICT 7 AND THE PINELLAS COUNTY MPO ROAD CAPACITY PROJECTS REPORT FOR THE FISCAL YEARS 2013 THROUGH 2017; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of St. Petersburg has adopted a Comprehensive Plan to establish goals, policies and objectives to guide the development and redevelopment of the City; and

WHEREAS, the City has adopted level of service (LOS) standards for potable water, sanitary sewer, drainage, solid waste, recreation and open space, transportation, mass transit, and schools; and

WHEREAS, the Comprehensive Plan includes a Capital Improvements Element containing five-year capital improvement schedules of costs and revenue sources for capital improvements necessary to achieve and/or maintain the City's adopted LOS standards; and

WHEREAS, the Capital Improvements Element of the City's Comprehensive Plan, including the five-year capital improvement schedules of costs and revenue sources, must be reviewed by the City on an annual basis pursuant to F.S. § 163.3177(3)(b); and

WHEREAS, the City has reviewed the Capital Improvements Element for Fiscal Year 2011-2012 and has substantially revised the five-year capital improvement schedules of costs and revenue sources for Fiscal Years 2013 through 2017, as set forth in Exhibits A through I attached to this ordinance; and

WHEREAS, the five-year capital improvement schedules of costs and revenue sources for the Florida Department of Transportation (FDOT) District 7 and the Pinellas County Metropolitan Planning Organization (MPO) Road Capacity Projects have been reviewed and revised for Fiscal Years 2013 through 2017, as set forth in Exhibit J attached to this ordinance; and

WHEREAS, the City desires to modify its Capital Improvements Element to update the five-year capital improvement schedules of costs and revenue sources for Fiscal Years 2013 through 2017; and

WHEREAS, modifications of the Capital Improvements Element to update the five-year capital improvements schedules may be accomplished by ordinance pursuant to F.S. § 163.3177(3)(b); and

WHEREAS, under F.S. § 163.3177(3)(b), such modifications of the Capital Improvements Element to update the five-year capital improvements schedules may not be deemed to be amendments to the City's Comprehensive Plan; and

WHEREAS, the Planning and Visioning Commission has reviewed the proposed updated five-year capital improvements schedules of costs and revenue sources at a public hearing on November 13, 2012, and has recommended approval; and

WHEREAS, the City Council, after taking into consideration the recommendations of the City Administration and the Planning and Visioning Commission, and the comments received during the public hearing conducted by the City Council on this matter, finds that the proposed modifications of the Capital Improvements Element to update the five-year capital improvements schedules are in the best interests of the City; now, therefore,

THE CITY OF ST. PETERSBURG, FLORIDA, DOES ORDAIN:

Section 1. Chapter 10, the Capital Improvements Element of the Comprehensive Plan, is hereby modified and updated by deleting the page entitled "Exhibit F: FDOT District Seven's Adopted Five-Year Work Program," the page entitled "Exhibit F: Pinellas County's Draft Six-Year Work Program," and pages CI16-CI23 containing the existing fund summaries for Fiscal Years 2012 through 2016, and by replacing such deleted pages with the attached Exhibits A through J containing the fund summaries for Fiscal Years 2013 through 2017:

| <u>Exhibit</u> | <u>Fund Summary</u> |
|----------------|---|
| A | General Capital Improvement Fund (3001) |
| B | Bicycle/Pedestrian Safety Grants Capital Projects Fund (3004) |

- C Neighborhood & Citywide Infrastructure Capital Improvement Fund (3027)
- D Transportation Impact Fees Capital Projects Fund (3071)
- E Water Resources Capital Projects Fund (4003)
- F Stormwater Drainage Capital Projects Fund (4013)
- G Airport Capital Projects Fund (4033)
- H Marina Capital Projects Fund (4043)
- I Port Capital Projects Fund (4093)
- J FDOT District 7 and Pinellas County MPO Road Capacity Projects (Exhibit J lists projects for which the City has no funding responsibility)

Section 2. Words in struck-through type shall be deleted. Underlined words constitute new language that shall be added. Provisions not specifically amended shall continue in full force and effect.

Section 3. Severability. The provisions of this ordinance shall be deemed to be severable. If any provision of this ordinance is deemed unconstitutional or otherwise invalid, such determination shall not affect the validity of any other provision of this ordinance.

Section 4. Effective date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth (5th) business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall become effective immediately upon filing of such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

REVIEWED AND APPROVED AS TO
FORM AND CORRECTNESS:

City File: LGCP-CIE-2012



City Attorney/Designee

11-14-12

Date



Planning & Economic Development Dept.

11-9-12

Date

GENERAL CAPITAL IMPROVEMENT FUND (FUND 3001)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN

| | Prior Year | Budget | Change | BUDGET | | Estimate | | | Total |
|--|--------------|--------|--------|--------|----|----------|----|----|-------|
| | Carryforward | | | 12 | 13 | 14 | 15 | 16 | |
| | Actual | | | | | | | | 11-17 |

(000s omitted)

RESOURCES

| | | | | | | | | | |
|--|---------------|---------------|---------------|--------------|------------|------------|------------|------------|---------------|
| Beginning Balance | 6,220 | | | | | | | | 6,220 |
| Earnings on Investments | 39 | 75 | (40) | 35 | 40 | 40 | 40 | 40 | 269 |
| Transfers From: | | | | | | | | | |
| General Fund | 63 | 0 | 38 | 0 | 0 | 0 | 0 | 0 | 101 |
| General Fund (Energy Conservation Designation) | 750 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 750 |
| General Fund (Land Sales Designation) | 20 | 0 | 34 | 0 | 0 | 0 | 0 | 0 | 54 |
| Community Redevelopment Fund | 0 | 0 | 1,250 | 0 | 0 | 0 | 0 | 0 | 1,250 |
| Municipal Office Buildings Fund | 275 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 275 |
| Downtown Redevelopment District Fund | 4,479 | 0 | 0 | 200 | 0 | 0 | 0 | 0 | 4,679 |
| Technology and Infrastructure Fund | 0 | 0 | 0 | 1,020 | 0 | 0 | 0 | 0 | 1,020 |
| Grants/External Funding: | | | | | | | | | |
| ARRA Energy Efficiency & Conservation Block Grant | 1,012 | 0 | 1,060 | 0 | 0 | 0 | 0 | 0 | 2,072 |
| Central Ave Bus Rapid Transit (BRT) Corridor | 0 | 0 | 975 | 0 | 0 | 0 | 0 | 0 | 975 |
| FBIP - Coffee Pot Park Boat Ramp | 0 | 0 | 17 | 0 | 0 | 0 | 0 | 0 | 17 |
| FBIP - Demens Landing Park Boat Ramp | 0 | 0 | 18 | 0 | 0 | 0 | 0 | 0 | 18 |
| FBIP - Grandview Park Boat Ramp | 0 | 0 | 14 | 0 | 0 | 0 | 0 | 0 | 14 |
| FBIP - Bay Vista Park Boat Ramp | 0 | 0 | 14 | 0 | 0 | 0 | 0 | 0 | 14 |
| FBIP - Lake Maggiore Park Boat Ramp | 0 | 0 | 7 | 0 | 0 | 0 | 0 | 0 | 7 |
| FBIP - Crisp Park Boat Ramp | 0 | 0 | 17 | 0 | 0 | 0 | 0 | 0 | 17 |
| FDEP - Booker Creek | 66 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 66 |
| FDEP/LWCF - Grandview Park | 0 | 0 | 150 | 0 | 0 | 0 | 0 | 0 | 150 |
| FDOT LAP - US92 (4th St N) | (4) | 0 | 90 | 0 | 0 | 0 | 0 | 0 | 86 |
| FDOT LAP - (3rd St N, 4th St N and 4th Ave N) | 0 | 0 | 1,020 | 0 | 0 | 0 | 0 | 0 | 1,020 |
| FDOT LAP - Bike Route Markers ANM38 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 |
| FDOT - Right-of-Way 2008 | 645 | 0 | 87 | 0 | 0 | 0 | 0 | 0 | 731 |
| FDOT - Intermodal Facility Study | 4 | 0 | 246 | 0 | 0 | 0 | 0 | 0 | 250 |
| FDOT - District 7 ROW Landscape Improvements | 271 | 0 | 2,274 | 0 | 0 | 0 | 0 | 0 | 2,545 |
| HUD/EDI Grant(2) - TACRA | 81 | 0 | 287 | 0 | 0 | 0 | 0 | 0 | 368 |
| HUD/EDI Grants(1) - Jordan School | 10 | 0 | 180 | 0 | 0 | 0 | 0 | 0 | 190 |
| HUD/EDI Grant - DIP | 26 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 26 |
| State, Division of Historical Resources (Endicott House) | 50 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 50 |
| SWFWMD Boyd Hill Restoration Grant | 10 | 0 | 10 | 0 | 0 | 0 | 0 | 0 | 20 |
| NOAA (NFWF) Boyd Hill Restoration Grant | 10 | 0 | 10 | 0 | 0 | 0 | 0 | 0 | 20 |
| USDOE Solar Parks Pilot Grant | 189 | 0 | 2,167 | 0 | 0 | 0 | 0 | 0 | 2,356 |
| US Dept of the Interior (Sunken Gardens Master Plan) | 15 | 0 | 10 | 0 | 0 | 0 | 0 | 0 | 25 |
| City of Gulfport Contribution to 49th St Imp | 11 | 0 | 101 | 0 | 0 | 0 | 0 | 0 | 112 |
| City of Gulfport Contribution to 58th St Imp | 18 | 0 | 67 | 0 | 0 | 0 | 0 | 0 | 85 |
| EECBG Non Profit Contracts | 0 | 0 | 136 | 0 | 0 | 0 | 0 | 0 | 136 |
| Bond Proceeds/TIF | 0 | 45,200 | 2,885 | 0 | 200 | 200 | 200 | 200 | 48,885 |
| Pin Co. Head Start Donation (Jordan School) | 0 | 0 | 30 | 0 | 0 | 0 | 0 | 0 | 30 |
| Other | 100 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 100 |
| TOTAL RESOURCES | 14,364 | 45,275 | 13,152 | 1,255 | 240 | 240 | 240 | 240 | 75,006 |

REQUIREMENTS

| | Appropriation as of 9/30/11 | | | | | | | | |
|-------------------------------------|--------------------------------|----------------|--------------|--------------|------------|------------|------------|------------|---------------|
| Transportation System Management: | | | | | | | | | |
| Plaza Parkway | 666 | 200 | 0 | 200 | 200 | 200 | 200 | 200 | 1,866 |
| Projects not in the CIP Element | 18,675 | 45,201 | 6,682 | 1,639 | 200 | 0 | 0 | 0 | 72,397 |
| TOTAL REQUIREMENTS | 19,341 | 45,401 | 6,682 | 1,839 | 400 | 200 | 200 | 200 | 74,263 |
| Assigned for SAD Projects | 0 | 0 | 0 | 418 | 0 | 0 | 0 | 0 | 418 |
| Increase/(Decrease) in Fund Balance | | (126) | 6,470 | (1,002) | (160) | 40 | 40 | 40 | |
| Beginning Balance | | (4,977) | (5,103) | 1,366 | 364 | 204 | 244 | 284 | |
| UNAPPROPRIATED BALANCE 9/30 | (4,977) | (5,103) | 1,366 | 364 | 204 | 244 | 284 | 324 | |

* The Bicycle/Pedestrian Safety Capital Projects Fund 3004 was created during FY06. FY05 Bike and Pedestrian revenues are listed in this fund, but projects are included as a lump sum. A detailed list of the projects is included on the fund summary for Fund 3004.

**BICYCLE/PEDESTRIAN SAFETY GRANTS CAPITAL PROJECTS FUND (Fund 3004)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN**

| | Prior Year | | BUDGET | Estimate | | | Total |
|--|--------------|--------|--------|----------|----|----|-------|
| | Carryforward | Budget | | Change | 15 | 16 | |
| | Actual | 12 | 12 | 13 | 14 | 17 | 11-17 |

(000s omitted)

RESOURCES

| | | | | | | | | | |
|--|--------------|----------|--------------|-----------|------------|--------------|--------------|------------|---------------|
| Beginning Balance | 244 | | | | | | | | 244 |
| Grants: | | | | | | | | | |
| ARRA - North Bay Trail Economic Stimulus | 816 | 0 | 36 | 0 | 0 | 0 | 0 | 0 | 852 |
| Bayway Trail North - Phase II | 0 | 0 | 290 | 0 | 0 | 0 | 1,089 | 0 | 1,379 |
| Bike/Ped Path FY05 Federal | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 |
| Bicycle Facility - 30th Ave N: 34th to 58th St | 0 | 0 | 290 | 0 | 0 | 0 | 1,534 | 0 | 1,824 |
| Bicycle Lanes - Priority Projects Phase II | 0 | 0 | 0 | 40 | 0 | 474 | 0 | 0 | 514 |
| Clam Bayou Phase II | 331 | 0 | 2,411 | 0 | 0 | 0 | 0 | 0 | 2,741 |
| CMAQ-Bike Ped/Path | 463 | 0 | 70 | 0 | 0 | 0 | 0 | 0 | 532 |
| FDOT LAP - 37th Street Shared Use Trail | 0 | 0 | 540 | 0 | 0 | 0 | 0 | 0 | 540 |
| FDOT LAP - 54th Avenue South Side Path | 492 | 0 | 272 | 0 | 0 | 0 | 0 | 0 | 764 |
| FDOT LAP - Booker Creek Bicycle/Ped Trail | 358 | 0 | 158 | 0 | 0 | 0 | 0 | 0 | 517 |
| FDOT LAP - Pedestrian Crosswalk Enhancements | 0 | 0 | 32 | 0 | 828 | 0 | 0 | 0 | 860 |
| FDOT LAP - Pinellas Trail - Traffic Control | 194 | 0 | 57 | 0 | 0 | 0 | 0 | 0 | 251 |
| FDOT LAP - Mid-Town Bicycle Lanes | 12 | 0 | 83 | 0 | 0 | 0 | 0 | 0 | 95 |
| FDOT LAP - North Bay Trail Phase II B | 599 | 0 | 10 | 0 | 0 | 0 | 0 | 0 | 609 |
| FDOT LAP - Sky Way Bike Trail | 77 | 0 | 68 | 0 | 0 | 0 | 0 | 0 | 145 |
| FDOT LAP - Walter Fuller Park Trail | 20 | 0 | 100 | 0 | 0 | 1,086 | 0 | 0 | 1,206 |
| PC - Pinellas Trail - Overpass | 199 | 0 | 1,225 | 0 | 0 | 0 | 0 | 0 | 1,424 |
| Pinellas Trail Extension Landscaping | 0 | 0 | 0 | 0 | 0 | 19 | 0 | 353 | 372 |
| St. Pete Bike Route | 121 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 121 |
| St. Petersburg City Trails | 0 | 0 | 500 | 0 | 0 | 0 | 0 | 0 | 500 |
| TE Bike Lanes - Lake Maggiore Area | 9 | 0 | 29 | 0 | 0 | 0 | 0 | 0 | 38 |
| TE Bike Lanes - Pinellas Point Area | 18 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 18 |
| TOTAL RESOURCES | 3,953 | 0 | 6,169 | 40 | 828 | 1,579 | 2,623 | 353 | 15,545 |

**Appropriation
as of 9/30/11**

REQUIREMENTS

| | | | | | | | | | |
|---|----------------|----------------|------------|------------|------------|--------------|--------------|------------|---------------|
| Bicycle/Pedestrian Improvements: | | | | | | | | | |
| Bayway Trail North - Phase II | 0 | 0 | 290 | 0 | 0 | 0 | 1,089 | 0 | 1,379 |
| Bicycle Facility - 30th Ave N: 34th to 58th St | 0 | 0 | 290 | 0 | 0 | 0 | 1,534 | 0 | 1,824 |
| Bicycle Facilities - Priority Projects Phase II | 0 | 0 | 0 | 40 | 0 | 474 | 0 | 0 | 514 |
| FDOT LAP Pedestrian Crosswalk Enhancements | 0 | 0 | 32 | 0 | 828 | 0 | 0 | 0 | 860 |
| Walter Fuller Park Trail | 120 | 0 | 0 | 0 | 0 | 1,086 | 0 | 0 | 1,206 |
| Projects not in CIP Element | 8,799 | 0 | 368 | 0 | 0 | 19 | 0 | 353 | 9,539 |
| TOTAL REQUIREMENTS | 8,919 | 0 | 980 | 40 | 828 | 1,579 | 2,623 | 353 | 15,322 |
| Increase/(Decrease) in Fund Balance | | 0 | 5,189 | 0 | 0 | 0 | 0 | 0 | |
| Beginning Balance | | (4,966) | (4,966) | 223 | 223 | 223 | 223 | 223 | |
| UNAPPROPRIATED BALANCE 9/30 | (4,966) | (4,966) | 223 | 223 | 223 | 223 | 223 | 223 | |

Note: The projects listed below are bicycle and pedestrian projects that are funded in the General Capital Improvement Fund (3001). These projects were started before the creation of this fund.

| | | | | | | | | | |
|-------------------------------|----|---|---|---|---|---|---|---|----|
| Bike/Ped Enhancements: | | | | | | | | | |
| Bicycle Route Markers | 28 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 28 |

NEIGHBORHOOD AND CITYWIDE INFRASTRUCTURE CAPITAL IMPROVEMENT FUND (FUND 3027)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN

| | Prior Year | | Change | BUDGET | | | Estimate | | Total |
|---|-----------------------------|---------------|----------------|----------------|--------------|---------------|---------------|---------------|---------------|
| | Carryforward | Budget | | 13 | 14 | 15 | 16 | 17 | |
| | Actual | 12 | 12 | (000s omitted) | | | | | 11-17 |
| RESOURCES | | | | | | | | | |
| Beginning Balance | 22,882 | | | | | | | | 22,882 |
| Local Option Sales Surtax | 8,869 | 9,330 | (369) | 9,380 | 8,951 | 9,293 | 9,232 | 9,880 | 64,566 |
| Transfer from Local Option Tax Revenue Fund (100: | 2,107 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2,107 |
| Earnings on Investments | (649) | 760 | (360) | 760 | 760 | 760 | 760 | 760 | 3,551 |
| Grants- Federal | 496 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 497 |
| Other | 10 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 10 |
| TOTAL RESOURCES | 33,715 | 10,090 | (729) | 10,140 | 9,711 | 10,053 | 9,992 | 10,640 | 93,612 |
| REQUIREMENTS | | | | | | | | | |
| | Appropriation as of 9/30/11 | | | | | | | | |
| Street & Road Improvements: | | | | | | | | | |
| Street and Road Improvements | 16,095 | 4,000 | 0 | 4,500 | 4,000 | 4,500 | 4,000 | 4,500 | 41,595 |
| Curb Replacement/Ramps | 1,201 | 500 | 0 | 500 | 500 | 500 | 500 | 500 | 4,201 |
| Sidewalk Reconstruction | 600 | 600 | 0 | 600 | 600 | 600 | 600 | 600 | 4,200 |
| n Alley Reconstruction - Unpaved | 0 | 0 | 0 | 300 | 300 | 300 | 300 | 300 | 1,500 |
| n Alley Reconstruction - Brick | 0 | 0 | 0 | 0 | 200 | 200 | 0 | 0 | 400 |
| Transportation & Parking Management: | | | | | | | | | |
| Intersection Modification | 848 | 100 | 0 | 100 | 50 | 50 | 50 | 50 | 1,248 |
| Neighborhood Trans Mgmt Program | 200 | 100 | 0 | 100 | 75 | 50 | 50 | 50 | 625 |
| Bicycle Pedestrian Facilities | 1,000 | 200 | 0 | 50 | 100 | 50 | 100 | 50 | 1,550 |
| One-way to Two-way Conversions | 0 | 100 | 0 | 100 | 0 | 0 | 0 | 0 | 200 |
| Comp Streetscaping/Greenscaping | 500 | 0 | 0 | 500 | 0 | 500 | 0 | 500 | 2,000 |
| Bridge Reconstruction/Replacement: | | | | | | | | | |
| Bridge Reconstruction/Load Testing | 596 | 250 | 0 | 250 | 250 | 250 | 250 | 250 | 2,096 |
| Central Ave Bridge Across Booker Creek | 0 | 0 | 0 | 410 | 2,000 | 0 | 0 | 0 | 2,410 |
| Overlook Dr. Bridge & Kentucky | 0 | 0 | 1,000 | 1,415 | 0 | 0 | 0 | 0 | 2,415 |
| n 16th Street Cross Over at 77th Ave North | 0 | 0 | 0 | 0 | 0 | 900 | 0 | 0 | 900 |
| n 157117 MLK South over Booker Creek | 0 | 0 | 0 | 0 | 0 | 0 | 500 | 0 | 500 |
| n 2nd S/N over Tinney Creek - 157179 | 0 | 0 | 0 | 0 | 0 | 0 | 150 | 950 | 1,100 |
| Stormwater Management Projects: | | | | | | | | | |
| 8th A/S at 44th S/S | 0 | 0 | 0 | 0 | 0 | 0 | 750 | 440 | 1,190 |
| MLK & Gateway Mall | 0 | 0 | 0 | 650 | 0 | 0 | 0 | 0 | 650 |
| Snell Isle Blvd and Rafael | 0 | 0 | 0 | 650 | 800 | 0 | 0 | 0 | 1,450 |
| Seawall Renovation & Replacement | | | | | | | | | |
| Port Wharf Renovations (also in 4093) | 0 | 0 | 0 | 800 | 400 | 400 | 1,000 | 1,000 | 3,600 |
| | 1,024 | 121 | 0 | 100 | 25 | 25 | 25 | 25 | 1,345 |
| Projects not in the CIP Element | 9,048 | 4,910 | (3,465) | 2,610 | 205 | 1,154 | 1,184 | 500 | 16,146 |
| Inflation Contingency | 0 | 0 | 0 | 0 | 233 | 416 | 621 | 922 | 2,191 |
| TOTAL REQUIREMENTS | 31,112 | 10,881 | (2,465) | 13,635 | 9,738 | 9,895 | 10,080 | 10,637 | 93,512 |
| Increase/(Decrease) in Fund Balance | | (791) | 1,736 | (3,495) | (27) | 158 | (88) | 4 | |
| Beginning Balance | | 2,603 | 1,812 | 3,548 | 53 | 27 | 184 | 97 | |
| UNAPPROPRIATED BALANCE 9/30 | 2,603 | 1,812 | 3,548 | 53 | 27 | 184 | 97 | 100 | |

**NEIGHBORHOOD AND CITYWIDE INFRASTRUCTURE CAPITAL IMPROVEMENT FUND (FUND 3027)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN**

| Prior Year | | Budget | Change | BUDGET | | Estimate | | Total | |
|--------------|--------|--------|--------|----------------|----|----------|----|-------|--|
| Carryforward | Actual | 12 | 12 | 13 | 14 | 15 | 16 | 17 | |
| | | | | (000s omitted) | | | | | |

Notes:

- 1) Projects shown in the plan for years 2013-2017 may be moved on a year to year basis to balance this fund. Decisions to move projects will be based on status of previously scheduled projects and project priorities.
- 2) According to the Penny 3 Interlocal Agreement with the County, there are County funds available for projects within the City in the amount of \$44.5 million. In addition to the City penny funds, the County is funding from their portion of the Penny for Pinellas the following projects which would normally be accounted for in this fund:

| | |
|--|-----------------------|
| Pinellas Trail Extension | \$5.5 million |
| General & School Sidewalk Program | \$1.6 million |
| Intersection Capacity Program | \$2.0 million |
| Countywide Road Improvement Programs | \$5.0 million |
| Stormwater Conveyance System Imprv Program | \$19.4 million |
| Roadway Beautification Program | \$2.0 million |
| Total | \$35.5 million |

TRANSPORTATION IMPACT FEES CAPITAL PROJECTS FUND (FUND 3071)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN

| | Prior Year | | Change | BUDGET | | Estimate | | | Total |
|--------------------------------------|---------------|--------------|--------------|-----------------------------|--------------|--------------|--------------|--------------|---------------|
| | Carryforward | Budget | | 13 | 14 | 15 | 16 | 17 | |
| | Actual | 12 | 12 | (000s omitted) | | | | | 11-17 |
| RESOURCES | | | | | | | | | |
| Beginning Balance | 19,955 | | | | | | | | 19,955 |
| Earnings on Investments | (145) | 300 | 0 | 300 | 300 | 300 | 300 | 300 | 1,655 |
| Transportation Impact Fee: | | | | | | | | | |
| GATISAF | 41 | 100 | 0 | 100 | 100 | 100 | 100 | 100 | 641 |
| Transfer: | | | | | | | | | |
| District 8 (Not within Subdistrict) | 0 | 8 | (8) | 8 | 8 | 8 | 8 | 8 | 40 |
| District 10 (Not within Subdistrict) | 0 | 80 | (80) | 80 | 80 | 80 | 80 | 80 | 400 |
| District 11 (Not within Subdistrict) | 351 | 350 | 0 | 350 | 350 | 350 | 350 | 350 | 2,451 |
| Intown (District 11) | 81 | 60 | 0 | 60 | 60 | 60 | 60 | 60 | 441 |
| Carillon (District 8) | 0 | 0 | 0 | 0 | 0 | 594 | 0 | 0 | 594 |
| USDOT Grant | 2,775 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2,775 |
| TOTAL RESOURCES | 23,058 | 898 | (88) | 898 | 898 | 1,492 | 898 | 898 | 28,952 |
| REQUIREMENTS | | | | | | | | | |
| | | | | Appropriation as of 9/30/11 | | | | | |
| GATISAF Projects: | | | | | | | | | |
| Gateway Areawide DRI Mitigation Pro. | 186 | 100 | 0 | 100 | 100 | 100 | 100 | 100 | 786 |
| City Trails - Bicycle Trails | 1,900 | 950 | 0 | 950 | 950 | 950 | 250 | 250 | 6,200 |
| Dwtwn Inter. & Pedestrian Facilities | 370 | 125 | 0 | 125 | 125 | 125 | 125 | 125 | 1,120 |
| Traffic Signal Mast Arm Program | 1,200 | 1,200 | 0 | 1,200 | 1,200 | 0 | 0 | 0 | 4,800 |
| Sidewalks | 600 | 200 | 0 | 200 | 200 | 200 | 200 | 200 | 1,800 |
| Traffic Safety Program | 1,731 | 250 | (100) | 250 | 250 | 250 | 250 | 250 | 3,131 |
| Projects not in CIP Element | 6,440 | 0 | 0 | 100 | 0 | 0 | 0 | 0 | 6,541 |
| Inflation Contingency | 0 | 0 | 0 | 0 | 71 | 81 | 65 | 93 | 310 |
| TOTAL REQUIREMENTS | 12,427 | 2,825 | (100) | 2,925 | 2,896 | 1,706 | 990 | 1,018 | 24,687 |
| Increase/(Decrease) in Fund Balance | | (1,927) | 12 | (2,027) | (1,998) | (214) | (92) | (120) | |
| Beginning Balance | 10,631 | 8,704 | 8,716 | 8,716 | 6,689 | 4,691 | 4,477 | 4,385 | |
| UNAPPROPRIATED BALANCE 9/30 | 10,631 | 8,704 | 8,716 | 6,689 | 4,691 | 4,477 | 4,385 | 4,265 | |

WATER RESOURCES CAPITAL PROJECTS FUND (FUND 4003)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN

| | Prior Year | Budget | Change | BUDGET | | Estimate | | | Total |
|--|--------------|--------|--------|--------|----|----------|----|----|-------|
| | Carryforward | | | 13 | 14 | 15 | 16 | 17 | |

RESOURCES

| | Actual | 12 | 12 | 13 | 14 | 15 | 16 | 17 | 11-17 |
|--------------------------------------|---------------|--------------|--------------|---------------|--------------|---------------|--------------|---------------|----------------|
| Beginning Balance | 24,941 | | | | | | | | 24,941 |
| Bond Proceeds | 43,932 | 0 | 0 | 84,220 | 0 | 50,829 | 0 | 18,508 | 197,489 |
| Earnings on Investments | (50) | 500 | 0 | 500 | 500 | 500 | 500 | 500 | 2,950 |
| Transfers From: | | | | | | | | | |
| Public Utilities Operating Fund | 3,218 | 3,000 | 0 | 3,000 | 3,000 | 3,000 | 3,000 | 3,000 | 21,218 |
| Connection Fees/Meter Sales: | | | | | | | | | |
| Fire | 0 | 10 | 0 | 10 | 10 | 10 | 10 | 10 | 60 |
| Water | 118 | 227 | 0 | 234 | 241 | 248 | 256 | 263 | 1,587 |
| Sewer | 210 | 431 | 0 | 444 | 457 | 471 | 485 | 499 | 2,996 |
| Reclaimed Water | 21 | 65 | 0 | 65 | 65 | 65 | 65 | 65 | 411 |
| Reclaimed Water Assessments | 29 | 45 | 0 | 45 | 45 | 45 | 45 | 45 | 299 |
| SRF Funding | 118 | 0 | 7,002 | 0 | 0 | 0 | 0 | 0 | 7,120 |
| SWFWMD Grants | 751 | 0 | 255 | 0 | 0 | 0 | 0 | 0 | 1,006 |
| DOE - Biosolids and Yard Waste Grant | 0 | 0 | 0 | 1,220 | 1,000 | 0 | 0 | 0 | 2,220 |
| TOTAL RESOURCES | 73,289 | 4,278 | 7,257 | 89,737 | 5,318 | 55,168 | 4,360 | 22,891 | 262,297 |

REQUIREMENTS

Appropriation as of 9/30/11

WATER TREATMENT/SUPPLY

Cosmo WTP Improvements

| | | | | | | | | | |
|--|---|---|---|---|---|-----|-----|---|-------|
| Filter Media Evaluation | 0 | 0 | 0 | 0 | 0 | 21 | 525 | 0 | 546 |
| Gulf-to-Bay PS Electrical MCC/Switchgear Rehab | 0 | 0 | 0 | 0 | 0 | 63 | 389 | 0 | 452 |
| Roof Evaluation/Rehab | 0 | 0 | 0 | 0 | 0 | 53 | 840 | 0 | 893 |
| Vulnerability Assessments: Basin Security Covers | 0 | 0 | 0 | 0 | 0 | 300 | 770 | 0 | 1,070 |

Washington Terrace PS

| | | | | | | | | | |
|-------------------------------------|---|---|---|---|---|-----|---|-----|-----|
| Header/Discharge Valves Replacement | 0 | 0 | 0 | 0 | 0 | 132 | 0 | 655 | 787 |
|-------------------------------------|---|---|---|---|---|-----|---|-----|-----|

Oberly PS Improvements

| | | | | | | | | | |
|-------------------------------------|---|---|---|---|---|-----|---|-----|-----|
| Header/Discharge Valves Replacement | 0 | 0 | 0 | 0 | 0 | 132 | 0 | 655 | 787 |
|-------------------------------------|---|---|---|---|---|-----|---|-----|-----|

WATER DISTRIBUTION SYSTEM IMP.

| | | | | | | | | | |
|---|-----|-----|-----|-------|-------|-------|-------|-------|--------|
| FDOT Gandy Blvd Overpass 16th St to 4th St | 140 | 0 | 0 | 750 | 0 | 0 | 0 | 0 | 890 |
| FDOT 4th Street Milling & Resurfacing 5th A/N | 0 | 37 | 0 | 400 | 0 | 0 | 0 | 0 | 437 |
| P.C. Haines Rd, Relocation | 82 | 0 | 0 | 0 | 0 | 0 | 800 | 0 | 882 |
| Potable Water Main Relocation | 240 | 150 | (8) | 150 | 150 | 150 | 150 | 150 | 1,132 |
| Potable Main/Valve Replacement/Aqueous Crossings | 0 | 0 | 0 | 2,250 | 3,050 | 3,050 | 3,300 | 3,300 | 14,950 |
| Potable Water Serv. Taps, Meters & Backflows | 347 | 275 | 0 | 325 | 325 | 325 | 325 | 325 | 2,247 |
| Potable Water Backflow Prevention/Meter Replacement | 0 | 0 | 0 | 1,100 | 1,145 | 1,190 | 1,235 | 1,280 | 5,950 |
| 16" Water Main Replacement MLK Jr St | 0 | 0 | 0 | 1,043 | 0 | 0 | 0 | 0 | 1,043 |

WASTEWATER COLLECTION

Sanitary Sewer Collection Sys.

| | | | | | | | | | |
|---|-------|-------|---|--------|-------|-------|-------|-------|--------|
| 34th S/S & Roser Park Pipe Lining | 0 | 0 | 0 | 1,950 | 0 | 0 | 0 | 0 | 1,950 |
| Aqueous Crossings Repair & Replacement | 200 | 200 | 0 | 200 | 200 | 200 | 200 | 200 | 1,400 |
| Annual Manhole Rehabilitation Contract | 500 | 500 | 0 | 500 | 500 | 500 | 500 | 500 | 3,500 |
| Annual Pipe Repair Lining Contract | 1,500 | 1,500 | 0 | 1,500 | 1,500 | 1,500 | 1,500 | 1,500 | 10,500 |
| Annual Pipe Rehab & Replacement Contract | 4,500 | 2,200 | 0 | 2,750 | 2,750 | 2,750 | 2,750 | 2,750 | 20,450 |
| FDOT Gandy Blvd Overpass (16th to 4th St) | 0 | 0 | 0 | 800 | 0 | 0 | 0 | 0 | 800 |
| Force Main Construction (AW Transfer) | 0 | 0 | 0 | 23,604 | 0 | 0 | 0 | 0 | 23,604 |
| Gravity Line Replacements | 0 | 0 | 0 | 500 | 500 | 500 | 500 | 500 | 2,500 |
| Pasadena Forcemain Phase II | 0 | 1,000 | 0 | 1,000 | 0 | 0 | 0 | 0 | 2,000 |

Lift Station Improvements

| | | | | | | | | | |
|------------------------------------|---|---|---|----|-----|-----|-------|-------|-------|
| Lift St. Future Rehabs | 0 | 0 | 0 | 0 | 0 | 0 | 1,000 | 1,000 | 2,000 |
| Lift St. SCADA System Replacement | 0 | 0 | 0 | 0 | 0 | 0 | 150 | 1,200 | 1,350 |
| Lift St. # 11 Snell Isle Rehab. | 0 | 0 | 0 | 0 | 60 | 500 | 0 | 0 | 560 |
| Lift St. # 30 Rehab Pinellas Point | 0 | 0 | 0 | 40 | 400 | 0 | 0 | 0 | 440 |

**WATER RESOURCES CAPITAL PROJECTS FUND (FUND 4003)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN**

| | Prior Year | Budget | Change | BUDGET | | Estimate | | | Total |
|---|---------------|----------------|----------------|----------------|---------------|---------------|---------------|---------------|----------------|
| | Carryforward | | | 13 | 14 | 15 | 16 | 17 | |
| | Actual | 12 | 12 | (000s omitted) | | | | | |
| Lift St. # 42 Improvements - Jim Walters | 0 | 0 | 0 | 0 | 0 | 1,000 | 0 | 0 | 1,000 |
| Lift St. # 63 NE Master Improvements Phase II | 0 | 0 | 0 | 0 | 0 | 1,500 | 0 | 0 | 1,500 |
| Lift St. # 87 New Gulfport Flow Diversion | 0 | 0 | 0 | 0 | 0 | 200 | 2,000 | 0 | 2,200 |
| WASTEWATER TREATMENT | | | | | | | | | |
| Albert Whitted WRF-Improvements | | | | | | | | | |
| Pump Station Construction | 0 | 0 | 0 | 10,058 | 0 | 0 | 0 | 0 | 10,058 |
| Demo Design | 0 | 0 | 0 | 240 | 0 | 3,304 | 0 | 0 | 3,544 |
| Northeast WRF-Improvements | | | | | | | | | |
| Backwash Upgrade | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 500 | 500 |
| Distribution Replacement | 0 | 0 | 0 | 0 | 0 | 150 | 3,000 | 0 | 3,150 |
| Electrical Distribution Improvements | 0 | 0 | 0 | 0 | 4,000 | 0 | 0 | 0 | 4,000 |
| GBT #1 Replacement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 500 | 500 |
| Headworks Rehab | 0 | 0 | 0 | 150 | 850 | 0 | 0 | 0 | 1,000 |
| Influent Pump Replacement | 0 | 0 | 0 | 0 | 200 | 200 | 0 | 0 | 400 |
| Odor Control Phase 1 | 0 | 0 | 0 | 0 | 0 | 0 | 1,200 | 0 | 1,200 |
| Old Plant Rehab | 0 | 0 | 0 | 0 | 0 | 1,500 | 0 | 0 | 1,500 |
| SCADA Phase 2 | 0 | 0 | 0 | 0 | 0 | 0 | 500 | 0 | 500 |
| Northwest WRF-Improvements | | | | | | | | | |
| Aeration Phase 2 (North Tank) | 0 | 0 | 0 | 0 | 0 | 0 | 3,000 | 0 | 3,000 |
| Clarifier #2 Rehab | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2,000 | 2,000 |
| Filter #6 Rehab | 0 | 0 | 0 | 0 | 0 | 0 | 250 | 0 | 250 |
| New Headworks Screening | 0 | 0 | 0 | 2,750 | 0 | 0 | 0 | 0 | 2,750 |
| SCADA Phase 2 | 0 | 0 | 0 | 500 | 0 | 0 | 0 | 0 | 500 |
| Southwest WRF-Improvements | | | | | | | | | |
| 10 MG Reject Water Tank | 0 | 0 | 0 | 0 | 0 | 100 | 2,000 | 0 | 2,100 |
| Backwash Filter Pump Replacement | 0 | 0 | 0 | 0 | 150 | 150 | 150 | 0 | 450 |
| Clarifier Rehabs | 0 | 0 | 0 | 500 | 0 | 500 | 0 | 0 | 1,000 |
| Digesters | 0 | 0 | 0 | 2,600 | 15,160 | 0 | 0 | 0 | 17,760 |
| Effluent Filter Addition (AW) | 0 | 0 | 0 | 0 | 0 | 0 | 1,500 | 0 | 1,500 |
| Electric Improvements | 0 | 0 | 0 | 0 | 0 | 0 | 300 | 3,000 | 3,300 |
| Fine and Course Barscreen Rehabs | 0 | 0 | 0 | 200 | 200 | 200 | 200 | 0 | 800 |
| GBT #1 Replacement | 0 | 0 | 0 | 0 | 0 | 1,500 | 0 | 0 | 1,500 |
| GBT #2 New | 0 | 0 | 0 | 0 | 0 | 1,500 | 0 | 0 | 1,500 |
| Gas Generator | 0 | 0 | 0 | 0 | 1,450 | 0 | 0 | 0 | 1,450 |
| Plant Reclaimed Water Storage | 0 | 0 | 0 | 100 | 2,000 | 0 | 0 | 0 | 2,100 |
| Primary Clarifier | 0 | 0 | 0 | 0 | 1,400 | 0 | 0 | 0 | 1,400 |
| Replace ATS-1, MCC-1, 1A & 1B | 0 | 0 | 0 | 300 | 0 | 0 | 0 | 0 | 300 |
| SCADA Upgrades | 0 | 0 | 0 | 0 | 0 | 500 | 0 | 0 | 500 |
| RECLAIMED SYS. IMPROVEMENTS | | | | | | | | | |
| New Reclaimed Serv. Taps & Backflows | 75 | 75 | 0 | 75 | 75 | 75 | 75 | 75 | 525 |
| Reclaim Extensions | 26 | 250 | 0 | 100 | 150 | 0 | 0 | 0 | 526 |
| Main Valve Replacement/Flushing Appurtances | 0 | 0 | 0 | 100 | 100 | 100 | 100 | 100 | 500 |
| ENVIRONMENTAL COMPLIANCE | | | | | | | | | |
| Laboratory Improvements | 450 | 225 | 0 | 160 | 170 | 100 | 125 | 125 | 1,355 |
| COMPUTERIZED SYSTEMS | | | | | | | | | |
| Computer Hardware/Software Replacement | 0 | 150 | 0 | 125 | 125 | 125 | 125 | 125 | 775 |
| Projects not in the CIP Element | 36,605 | 32,186 | (1,193) | 1,450 | 1,870 | 1,042 | 1,544 | 407 | 73,911 |
| Inflation Contingency | 0 | 0 | 0 | 0 | 915 | 1,204 | 2,209 | 2,044 | 6,372 |
| TOTAL REQUIREMENTS | 44,666 | 38,748 | (1,201) | 58,270 | 39,395 | 26,316 | 33,212 | 22,891 | 262,297 |
| Increase/(Decrease) in Fund Balance | (34,470) | 8,458 | 31,467 | (34,077) | 28,852 | (28,852) | (0) | (0) | |
| Beginning Balance | 28,623 | (5,848) | 2,610 | 34,077 | 0 | 28,852 | 0 | 0 | |
| UNAPPROPRIATED BALANCE | 28,623 | (5,848) | 2,610 | 34,077 | 0 | 28,852 | 0 | 0 | |

**WATER RESOURCES CAPITAL PROJECTS FUND (FUND 4003)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN**

| Prior Year | Budget | Change | BUDGET | | Estimate | | | Total |
|--------------|--------|--------|--------|----|----------|----|----|-------|
| Carryforward | 12 | 12 | 13 | 14 | 15 | 16 | 17 | 11-17 |
| Actual | | | | | | | | |

(000s omitted)

Notes:

- 1) Bond proceeds are required in response to the Sanitary Sewer Evaluation Study (SSES) prepared by Tampa Bay Engineering, Inc. Portions of the projects indicated address issues identified by the SSES. Projected bond proceeds required have been increased based on CIP submittals.
- 2) In FY11, the city entered into an agreement with the Florida Department of Environmental Protection (FDEP) for State Revolving Fund (SRF) funding for projects in the amount of \$7,119,688.
- 3) Florida Department of Transportation (FDOT) projects shown are based on the FDOT project plan. However, FDOT projects schedules are very uncertain. FDOT projects have historically impacted the water transmission mains.

**STORMWATER DRAINAGE CAPITAL PROJECTS FUND (FUND 4013)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN**

| Prior Year | Budget | Change | BUDGET | | Estimate | | | Total |
|------------|--------|--------|--------|----|----------|----|----|-------|
| | | | 13 | 14 | 15 | 16 | 17 | |

(000s omitted)

RESOURCES

| | | | | | | | | | |
|---|---------------|--------------|---------------|--------------|--------------|--------------|------------|--------------|---------------|
| Beginning Balance | 8,204 | | | | | | | | 8,204 |
| Earnings on Investments | (214) | 100 | 0 | 100 | 100 | 100 | 100 | 100 | 386 |
| Transfer from Stormwater Operating Budget | 800 | 800 | 0 | 2,800 | 800 | 800 | 800 | 800 | 7,600 |
| Grants/External Funding: | | | | | | | | | |
| SWFWMD/Booker Lake Regional SW Treatment | 26 | 0 | 109 | 0 | 0 | 0 | 0 | 0 | 135 |
| SWFWMD/Childs Park | 102 | 0 | 894 | 0 | 0 | 0 | 0 | 0 | 995 |
| SWFWMD/Imp.of BMPs in the Jungle Lake watershed | 1,079 | 0 | 2,494 | 0 | 0 | 0 | 0 | 0 | 3,573 |
| SWFWMD/Northeast Basin Jungle Lake (R-1-1) | 3 | 0 | 2,097 | 0 | 0 | 0 | 0 | 0 | 2,100 |
| SWFWMD/Imp.of BMPs in the 30th Av N watershed | 749 | 0 | 1,859 | 0 | 0 | 0 | 0 | 0 | 2,607 |
| SWFWMD/Lake Coronado | 52 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 52 |
| SWFWMD/24th S/S - Emerson SDI | 309 | 0 | 541 | 0 | 0 | 0 | 0 | 0 | 850 |
| SWFWMD/Golf Creek | 50 | 0 | 1,250 | 0 | 0 | 0 | 0 | 0 | 1,300 |
| SWFWMD/MLK & Gateway Mall | 0 | 250 | 100 | 3,100 | 0 | 0 | 0 | 0 | 3,450 |
| SWFWMD/Shore Acres Stormwater Vaults | 587 | 0 | 634 | 0 | 0 | 0 | 0 | 0 | 1,220 |
| SWFWMD/8th A/S at 44th S/S | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1,960 | 1,960 |
| SWFWMD/94th A/N at Tinney Creek | 0 | 0 | 0 | 0 | 0 | 605 | 0 | 0 | 605 |
| SWFWMD/Riviera and Snell Isle Vaults | 0 | 0 | 0 | 500 | 0 | 0 | 0 | 0 | 500 |
| SWFWMD/Snell Isle Blvd and Rafael | 0 | 0 | 0 | 0 | 1,355 | 0 | 0 | 0 | 1,355 |
| FDEP/Shore Acres Stormwater Vaults | 358 | 0 | 132 | 0 | 0 | 0 | 0 | 0 | 490 |
| FDEP/Booker Lake Regional SW Treatment | 0 | 0 | 85 | 0 | 0 | 0 | 0 | 0 | 85 |
| FDEP/Booker Lake Alum Treatment | (0) | 0 | 50 | 0 | 0 | 0 | 0 | 0 | 49 |
| Contributions from Developers | 6 | 50 | 0 | 50 | 50 | 50 | 50 | 50 | 306 |
| TOTAL RESOURCES | 12,110 | 1,200 | 10,242 | 6,550 | 2,305 | 1,555 | 950 | 2,910 | 37,822 |

**Appropriation
as of 9/30/11**

REQUIREMENTS

| | | | | | | | | | |
|--|----------------|-----------------|----------------|--------------|--------------|--------------|--------------|--------------|---------------|
| Master Plan Storm Drainage Improvements | | | | | | | | | |
| 8th A/S at 44th S/S | 0 | 0 | 0 | 0 | 0 | 0 | 1,000 | 2,500 | 3,500 |
| 94th A/N at Tinney Creek | 0 | 0 | 0 | 0 | 665 | 800 | 0 | 0 | 1,465 |
| MLK & Gateway Mall SDI | 400 | 300 | 0 | 6,580 | 0 | 0 | 0 | 0 | 7,280 |
| Riviera and Snell Isle Vaults | 0 | 0 | 0 | 1,300 | 0 | 0 | 0 | 0 | 1,300 |
| Snell Isle Blvd and Rafael | 0 | 0 | 0 | 705 | 1,300 | 0 | 0 | 0 | 2,005 |
| Minor Storm Drainage | | | | | | | | | |
| Minor Storm Drainage | 375 | 125 | 0 | 125 | 125 | 125 | 125 | 125 | 1,125 |
| Drainage Line Rehab | 500 | 250 | 0 | 250 | 250 | 250 | 250 | 250 | 2,000 |
| Projects not in CIP Element | 17,654 | 3,950 | (2,600) | 0 | 0 | 0 | 0 | 0 | 19,004 |
| Inflation Contingency | 0 | 0 | 0 | 0 | 42 | 19 | 28 | 23 | 111 |
| TOTAL REQUIREMENTS | 18,929 | 4,625 | (2,600) | 8,960 | 2,382 | 1,194 | 1,403 | 2,898 | 37,790 |
| Increase/(Decrease) in Fund Balance | | | | | | | | | |
| Beginning Balance | (3,425) | 12,843 | (2,410) | (77) | 361 | (453) | 13 | | |
| | (6,819) | (10,244) | 2,598 | 188 | 112 | 473 | 20 | | |
| UNAPPROPRIATED BALANCE | (6,819) | (10,244) | 2,598 | 188 | 112 | 473 | 20 | 32 | |

* Booker Lake Reg. Alum Treatment Facility was funded through a DEP grant (60%) and a SWFWMD grant (40%).

**AIRPORT CAPITAL PROJECTS FUND (FUND 4033)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN**

| | Prior Year | | Change | BUDGET | | Estimate | | | Total |
|--|--------------|--------------|-------------|-----------------------------|--------------|--------------|--------------|------------|---------------|
| | Carryforward | Budget | | 13 | 14 | 15 | 16 | 17 | |
| | Actual | 12 | 12 | (000s omitted) | | | | | |
| RESOURCES | | | | | | | | | |
| Beginning Balance | 87 | | | | | | | | 87 |
| Earnings on Investments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Transfer from Airport Operating Fund | 48 | 0 | 0 | 55 | 334 | 408 | 308 | 8 | 1,161 |
| Grants: | | | | | | | | | |
| Federal (FAA) Entitlement Funds | 0 | 0 | 0 | 0 | 0 | 150 | 150 | 150 | 450 |
| Federal (FAA) Discretionary Funds | | | | | | | | | |
| FAA/AW Control Tower Design & Construction | 1,027 | 0 | 19 | 0 | 0 | 0 | 0 | 0 | 1,045 |
| FAA/Apron, REILs, Taxiway D, Remark Runway | 837 | 0 | 96 | 0 | 0 | 0 | 0 | 0 | 933 |
| FAA/Construct Apron | 17 | 639 | 10 | 0 | 0 | 0 | 0 | 0 | 666 |
| FAA/Wildlife Assessment/Mgmt Plan | 0 | 0 | 0 | 121 | 0 | 0 | 0 | 0 | 121 |
| FAA/Runway 7/25 Rehab | 0 | 0 | 0 | 0 | 1,530 | 0 | 0 | 0 | 1,530 |
| FDOT/state funds | | | | | | | | | |
| Construct Parallel Taxiway D | 39 | 0 | 9 | 0 | 0 | 0 | 0 | 0 | 48 |
| Airport Hanger #1 FY14 | 0 | 0 | 0 | 0 | 1,200 | 0 | 0 | 0 | 1,200 |
| Airport Hanger #2 FY15 | 0 | 0 | 0 | 0 | 0 | 1,600 | 0 | 0 | 1,600 |
| Airport Hanger #3 FY16 | 0 | 0 | 0 | 0 | 0 | 0 | 1,200 | 0 | 1,200 |
| Airport Infrastructure Improvements | 17 | 0 | 9 | 0 | 0 | 0 | 0 | 0 | 26 |
| Airport Terminal Hanger | 0 | 490 | 0 | 150 | 0 | 0 | 0 | 0 | 640 |
| Airport Security Camera System | 52 | 0 | 22 | 0 | 0 | 0 | 0 | 0 | 74 |
| Airport Runway 7/25 Rehab | 0 | 0 | 0 | 0 | 136 | 0 | 0 | 0 | 136 |
| TOTAL RESOURCES | 2,125 | 1,129 | 164 | 326 | 3,200 | 2,158 | 1,658 | 158 | 10,918 |
| REQUIREMENTS | | | | | | | | | |
| | | | | Appropriation as of 9/30/11 | | | | | |
| Airport Runway 7/25 Rehab | 0 | 0 | 0 | 0 | 1,700 | 0 | 0 | 0 | 1,700 |
| Airport Hanger #1 FY14 | 0 | 0 | 0 | 0 | 1,500 | 0 | 0 | 0 | 1,500 |
| Airport Hanger #2 FY15 | 0 | 0 | 0 | 0 | 0 | 2,000 | 0 | 0 | 2,000 |
| Airport Hanger #3 FY16 | 0 | 0 | 0 | 0 | 0 | 0 | 1,500 | 0 | 1,500 |
| Airport Airfield Improvements | 0 | 0 | 0 | 0 | 0 | 158 | 158 | 158 | 474 |
| Projects not in CIP Element | 2,318 | 1,129 | (25) | 323 | 0 | 0 | 0 | 0 | 3,744 |
| TOTAL REQUIREMENTS | 2,318 | 1,129 | (25) | 323 | 3,200 | 2,158 | 1,658 | 158 | 10,918 |
| Increase/(Decrease) in Fund Balance | | 0 | 190 | 4 | 0 | 0 | 0 | 0 | |
| Beginning Balance | | (193) | (193) | (3) | 0 | 0 | 0 | 0 | |
| UNAPPROPRIATED BALANCE | (193) | (193) | (3) | 0 | 0 | 0 | 0 | 0 | 0 |

Note: \$110,000 was included in the Neighborhood and Citywide Infrastructure CIP Fund (3027) as a loan for the Airport Intermodal General Aviation Center FY05 (10550) Project. This project is now closed and no longer shows on the fund summaries, but the loan has not yet been repaid.

**MARINA CAPITAL PROJECTS FUND (FUND 4043)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN**

| Prior Year | Budget | Change | BUDGET | | Estimate | | | Total |
|--------------|--------|--------|--------|----|----------|----|----|-------|
| Carryforward | 12 | 12 | 13 | 14 | 15 | 16 | 17 | 11-17 |
| Actual | | | | | | | | |

(000s omitted)

RESOURCES

| | | | | | | | | | |
|--------------------------------|--------------|------------|--------------|------------|------------|------------|------------|------------|--------------|
| Beginning Balance | 3,137 | | | | | | | | 3,137 |
| Earnings on Investments | 58 | 30 | 0 | 25 | 25 | 25 | 25 | 25 | 213 |
| Marina Operating Fund Transfer | 105 | 105 | (105) | 105 | 350 | 350 | 350 | 350 | 1,610 |
| TOTAL RESOURCES | 3,300 | 135 | (105) | 130 | 375 | 375 | 375 | 375 | 4,960 |

REQUIREMENTS

Appropriation
as of 9/30/11

| | | | | | | | | | |
|-------------------------------------|--------------|--------------|--------------|--------------|--------------|------------|------------|------------|--------------|
| Marina Piling Replacements | 0 | 165 | 0 | 0 | 165 | 0 | 165 | 0 | 495 |
| * Marina Facility Improvements | 1,720 | 235 | 0 | 500 | 235 | 500 | 235 | 500 | 3,925 |
| Marina Slip Renovations | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 250 | 250 |
| Projects not in CIP Element | (319) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | (319) |
| Inflation Contingency | 0 | 0 | 0 | 0 | 10 | 25 | 30 | 75 | 140 |
| TOTAL REQUIREMENTS | 1,401 | 400 | 0 | 500 | 410 | 525 | 430 | 825 | 4,491 |
| Increase/(Decrease) in Fund Balance | | (265) | (105) | (370) | (35) | (150) | (55) | (450) | |
| Beginning Balance | 1,899 | 1,634 | 1,529 | 1,159 | 1,124 | 974 | 919 | | |
| UNAPPROPRIATED BALANCE | 1,899 | 1,634 | 1,529 | 1,159 | 1,124 | 974 | 919 | 469 | |

* Facility Improvements are generally planned for design and construction cycles every other year.

PORT CAPITAL PROJECTS FUND (FUND 4093)
2013-2017 CAPITAL IMPROVEMENT PROGRAM PLAN

| | Prior Year | Budget | Change | BUDGET | | Estimate | | | Total | |
|--|--------------|--------------|------------|--------------------------------|-----------|-----------|-----------|-----------|--------------|-------|
| | Carryforward | | | 13 | 14 | 15 | 16 | 17 | | 11-17 |
| | Actual | 12 | 12 | 13 | 14 | 15 | 16 | 17 | 11-17 | |
| (000s Omitted) | | | | | | | | | | |
| RESOURCES | | | | | | | | | | |
| Beginning Balance | 89 | | | | | | | | 89 | |
| Earnings on Investments | 19 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 19 | |
| ARRA Security Grant | 25 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 25 | |
| FSTED Grants: | | | | | | | | | | |
| Port Wharf Renovations | 327 | 363 | 710 | 300 | 75 | 75 | 75 | 75 | 1,999 | |
| Other | 22 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 22 | |
| TOTAL RESOURCES | 482 | 363 | 710 | 300 | 75 | 75 | 75 | 75 | 2,155 | |
| REQUIREMENTS | | | | | | | | | | |
| | | | | Appropriation as of 9/30/11 | | | | | | |
| Port Wharf Renovations (also in 3027/3001) | 1,775 | 363 | 0 | 309 | 77 | 77 | 77 | 77 | 2,756 | |
| Projects not in CIP Element | (618) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | (618) | |
| TOTAL REQUIREMENTS | 1,157 | 363 | 0 | 309 | 77 | 77 | 77 | 77 | 2,138 | |
| Increase/(Decrease) in Fund Balance | | 0 | 710 | (9) | (2) | (2) | (2) | (2) | | |
| Beginning Balance | | (675) | (675) | 35 | 26 | 23 | 21 | 19 | | |
| UNAPPROPRIATED BALANCE | (675) | (675) | 35 | 26 | 23 | 21 | 19 | 17 | | |

**FDOT District Seven's Adopted Five-Year Work Program
Road Capacity Projects in the City of St. Petersburg**

| Project No. | Roadway | From | To | Project Description | Project Phase(s) | 2012 LOS |
|-------------|------------------------|-------------------------------|-------------|---------------------------|------------------|----------|
| 1 | SR 688 (Uimerton Road) | W. of 38 th Street | W. of I-275 | Add lanes and reconstruct | See Note 1 | B/C |

| Project No. | 2013 | 2014 | 2015 | 2016 | 2017 | Total 2012-2016 | Revenue Source(s) | Construction Letting Date | 2017 LOS |
|-------------|------------|------|------|------|------|-----------------|-------------------|---------------------------|----------|
| 1 | 23,376,739 | | | | | 23,376,739 | Federal | 9/26/2012 | B/C |

Notes:

1. Project phases include preliminary engineering, right of way acquisition, railroad and utilities, construction and construction support.
1. "LOS" = Level of Service
2. Pinellas County MPO's Draft 2012 LOS Report was the source for 2012 LOS data.
3. City staff calculated 2017 LOS based on FDOT's generalized tables. Because 2017 traffic volumes are unavailable, staff used existing traffic count data.
5. For Project No. 1, which extends beyond the City's western border, staff calculated the LOS only for the portion located within the City of St. Petersburg.



Staff Report to the St. Petersburg Planning & Visioning Commission
Prepared by the Planning & Economic Development Department,
Urban Planning and Historic Preservation Division

For Public Hearing and Executive Action on November 13, 2012
at **3:00 p.m.**, in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File #LGCP-CIE-2012
Agenda Item II.B.

Request

City Administration requests that the Comprehensive Plan be amended to implement legislative requirements of Chapter 163, Part II, Florida Statutes, related to the annual update of the Capital Improvements Element (CIE). Florida law continues to require that the CIE and the schedule of capital improvements, also referred to as the Capital Improvement Program (CIP), be reviewed on an annual basis and modified as necessary.

Changes to the growth management laws in 2011 resulted in the following changes to the CIE amendment process from prior years:

1. The CIP is no longer required to be financially feasible. (Regardless of this change, the City's budget remains in balance and the CIP continues to be financially feasible as explained further in this report and as reflected in the CIP schedules.)
2. While still considered an amendment to the Comprehensive Plan, the annual CIE update can now be adopted by ordinance. (Pursuant to the 2011 Community Planning Act, the City can amend its CIE faster as there is no longer state and regional agency review of the amendment. The ordinance will continue to require public hearings at the Planning & Visioning Commission and City Council adoption stages.)
3. Capital projects must be identified as either funded or unfunded and given a level of priority for funding. (All projects listed in the City's CIP are considered priority and are fully funded. There are no unfunded or partially funded projects in the City's budget.)

The attached proposed ordinance amends the CIE and replaces the existing schedules with new five-year capital improvement schedules (Exhibits A through J) for FY 2013 through FY 2017.

These ten schedules itemize projects over \$250,000 which maintain or improve the City's adopted LOS (level of service) standards for the following public facilities: potable water, sanitary sewer, solid waste, drainage, roadways/mass transit, schools and recreation and open space. It should be noted that several projects which fall below the \$250,000 threshold have also been included because they either support mobility or fund mobility within the City. Additional public facility capital projects related to the City's municipal airport, port and marina have also been included.

Concurrency

Concurrency means that the necessary public facilities and services to maintain the adopted LOS standards are available when the impacts of development occur. The schedules of capital improvements that are part of the CIE contain prioritized projects meant to ensure that adequate levels of service are maintained.

The City has adopted LOS standards for the following public facilities and services: potable water, sanitary sewer, solid waste, drainage, schools, recreation and open space, and roadways/mass transit. The City is in the unique position of having excess public facility capacity, with the exception of portions of the drainage system and approximately two percent of the major street segments. The City's CIP projects generally fall under the category of "replacement" and "maintenance" rather than "new" facilities or even "expansion" of existing facilities, largely due to the built-out nature of St. Petersburg. The adopted LOS standards for all of the City's public facilities and services are being maintained.

Potable Water

Under the existing interlocal agreement with Tampa Bay Water (TBW), the City's 2012 potable water demand is approximately 27.50 million gallons per day. While the City's adopted LOS standard for potable water use is 125 gallons per capita per day, it is estimated that the actual per capita demand is 88 gallons per day. With an overall potable water system capacity of 68.4 million gallons per day, there is more than adequate capacity to meet demand. Due to the excess capacity in the water system, no additional capital expenditures are anticipated beyond those concerning replacement and maintenance (see Exhibit E, Fund 4003).

Sanitary Sewer

The City's aggregated sanitary sewer system capacity for its four wastewater treatment facilities is estimated to be 68.4 mgd. In 2011, the flow rate was estimated to be 32.69 mgd, resulting in an estimated excess capacity of 35.71 mgd. Due to the excess capacity at the four facilities, no additional capital expenditures are anticipated beyond those concerning replacement and maintenance (see Exhibit E, Fund 4003).

Sanitation/Solid Waste

Solid waste *collection* is the responsibility of the City, while all solid waste *disposal* is the responsibility of Pinellas County. The City and the County have the same designated level of service (LOS) of 1.3 tons per year per person, while there is no generation rate for nonresidential uses. The City's actual demand for solid waste service is approximately 0.94 tons per person per

year, less than the adopted LOS standard. For 2011, the overall county demand for solid waste service was approximately 0.88 tons per person per year. The County currently receives and disposes of municipal solid waste, and construction and demolition debris generated throughout Pinellas County. The Pinellas County Waste-to-Energy (WTE) facility and the Bridgeway Acres Sanitary Landfill are the responsibility of Pinellas County Utilities, Department of Solid Waste Operations. While the WTE facility processes about one million tons of garbage every year, it has the capacity to burn 3,150 tons of garbage every day or 1.15 million tons per year. The Bridgeway Acres landfill has approximately 30 years remaining, based on current grading and disposal plans. There are no solid waste related projects listed in the capital improvement schedules.

Drainage/Stormwater

Prior to the development or redevelopment of any property in the City, site plan approval is required. At that time, the stormwater management system for the site will be required to meet all City and SWFWMD (Southwest Florida Water Management District) stormwater management criteria. The City's Stormwater Management Master Plan (SMMP) contains detailed information on the 26 basins that comprise the stormwater management area. The SMMP includes 85 projects. It is estimated that the City will spend an average of \$6 million per year over a 20 year horizon to complete the projects. SWFWMD grants are listed under funding resources in Exhibit F, Fund 4013, with the City match coming from "Penny for Pinellas" funds which are listed in Exhibit C, Fund 3027.

Public Schools

The Pinellas County School Board's Five Year Work Program is updated by reference in the attached proposed ordinance. The required interlocal agreement update was completed in 2006 and a Public School Facilities Element was adopted by the City in February 2008. At that time the supporting documentation reflected sufficient student capacity. On June 1, 2009 a Development Tracking System (DTS) was implemented. The DTS is a web-based application used to maintain real-time data regarding available student capacity in the Pinellas County School District and the number of student stations resulting from residential development. Actual student enrollment figures are updated on a monthly basis. The Annual Level of Service Report prepared by School District staff and approved by the School Board on January 25, 2011 reported available capacity for 19,549 additional students.

The 2011 Community Planning Act (House Bill 7207) rescinded the statutory provisions for school concurrency and at their September 7, 2011 meeting, the Pinellas Schools Collaborative recommended that the County and municipalities work toward this goal. On July 26, 2012 the St. Petersburg City Council approved a new Public Schools Interlocal Agreement which rescinded school concurrency requirements while continuing the City's development reporting and school planning coordination responsibilities.

Recreation & Open Space

While the City has adopted a LOS standard of nine (9) acres of recreation and open space per 1,000 resident population, it enjoys an estimated 26.3 acres per 1,000. There are no Recreation & Open Space or cultural projects listed in the capital improvement schedules to address LOS deficiencies.

Roadways

Data and analysis related to roadway levels of service is attached to this staff report. Since the 2011 update to the CIP schedule in the Capital Improvements Element, the City has not issued a development order or permit for a proposed development deemed to have a de minimis impact. Consequently, a summary of de minimis records is not applicable to this year's annual update of the Capital Improvement Element. A de minimis impact is one which will generate less than 1% of the maximum average daily volume of traffic that a particular roadway can carry without decreasing the level of service below the City's standard of "D." In addition, it should be noted that pursuant to 2009-96 Laws of Florida (Senate Bill 360) the City is a Transportation Concurrency Exception Area (TCEA) in its entirety and thus is exempt from transportation concurrency requirements as well as de minimis recordkeeping requirements.

Financial Feasibility

While 2011 legislative changes no longer require the CIP to be financially feasible, the City continues to demonstrate a balanced program. Financial feasibility means that sufficient funding sources (revenues) are available for financing capital improvement projects (expenses) intended to achieve and maintain the adopted LOS standards. St. Petersburg accomplishes this by following fiscal policies that are codified in the City's Administrative Policies and Procedures:

1. General Fiscal Policy I.A.4. – “The City shall prepare and implement a Capital Improvement Program (CIP) consistent with State requirements, which shall schedule the funding and construction of projects for a five-year period, including a one-year CIP Budget. The CIP shall balance the needs for improved public facilities and infrastructure, consistent with the City's Comprehensive Plan, within the fiscal capabilities and limitations of the City.”
2. General Fiscal Policy I.A.5. – “The City shall maintain its accounting records in accordance with generally accepted accounting principles (GAAP), applied to governmental units as promulgated by the Governmental Accounting Standards Board (GASB) and the Financial Accounting Standards Board (FASB). In addition, Federal and State grant accounting standards will be met.”
3. Fiscal Policy for Capital Expenditures and Debt Financing, policy IV.A.1.a. – “Revenue projections for the one-year Capital Improvement Program Budget and five-year Capital Improvement Program Plan shall be based on conservative assumptions of dedicated fees and taxes, future earnings and bond market conditions.”
4. Fiscal Policy for Capital Expenditures and Debt Financing, policy IV.A.2.a. – “Capital projects shall be justified in relation to the applicable elements of the City's

Comprehensive Plan.”

Capital Improvement Budget

Each year the City Council approves an operating budget and a capital improvement budget. The capital improvement budget is the first year of the five-year Capital Improvement Program (CIP). The Capital Improvements Element of the Comprehensive Plan includes the five-year CIP along with ten exhibits which are fund summaries for various capital improvement funds. The fund summaries provide detailed revenue sources and project expenditure amounts, by fund, for FY13 through FY17. All funds are balanced in all years.

Compliance with the Comprehensive Plan

Early in each calendar year, the Planning & Economic Development Department reviews the proposed capital improvement projects for the next fiscal year’s budget to make sure the projects comply with the requirements of the Comprehensive Plan objective and policies identified below.

The attached proposed ordinance and CIP schedules have been prepared to update the Capital Improvements Element of the Comprehensive Plan. The proposed CIP schedules do not commit the City to any financial expenditure beyond those itemized in the annual Capital Improvement Program (CIP) Budget.

Policy:

CI1.1 Those projects exceeding \$250,000, identified in the other elements of the Comprehensive Plan as necessary to maintain or improve the adopted level of service standards and which are of relatively large scale and high costs, shall be included in the Capital Improvement Element.

Objective CI5:

To demonstrate the City's ability to provide for needed improvements identified in the other elements of the Comprehensive Plan, the City shall develop and adopt the capital improvement schedule, as part of the Comprehensive Plan. The Capital Improvement Schedule shall include: a schedule of projects; funding dates; all costs reasonably associated with the completion of the project; and demonstrate that the City has the necessary funding to provide public facility needs concurrent with or prior to previously issued Development Orders or future development.

Policy:

CI5.1 Proposed capital improvement projects must be reviewed by the Development Services Department based on the following:

- A. General consistency with the Comprehensive Plan - projects found inconsistent with the Comprehensive Plan shall not be approved until appropriate revisions are made to the project and/or the Comprehensive Plan to achieve consistency.
- B. Evaluation of projects regarding the following eight areas of consideration from the State Comprehensive Planning Regulations:
 - 1. Elimination of Public Hazards;
 - 2. Elimination of Existing Capacity Deficits;
 - 3. Local Budget Impact;
 - 4. Locational Needs Based on Projected Growth Patterns (Activity Centers);
 - 5. Accommodation of New Development and Redevelopment Service Demands;
 - 6. Correction or replacement of obsolete or worn-out facilities;
 - 7. Financial Feasibility; and
 - 8. Plans of State Agencies and Water Management Districts that provide public facilities within the Local Government's jurisdiction.

The Development Services Department shall advise the Department of Budget and Management of its findings regarding these eight areas of consideration to assist said Department with the ranking and prioritization of capital improvement projects.

Recommended Action

Staff recommends that the Planning & Visioning Commission recommend **APPROVAL** of the attached ordinance amending the Capital Improvements Element based on consistency with the Comprehensive Plan and compliance with statutory requirements.

Attachments: Roadway Data and Analysis, and Proposed Ordinance [including CIP Schedules (Exhibits A through J)]

Roadway Data & Analysis

The following discussion relates to Fund 3027 (Exhibit C), Fund 3071 (Exhibit D), and the FDOT District 7 Road Capacity Projects spreadsheet (Exhibit J). These exhibits are attached to the proposed ordinance. In previous annual updates to the Capital Improvements Element, City staff listed Pinellas County road capacity projects in St. Petersburg. There are no Pinellas County road capacity projects planned for the next five years in St. Petersburg.

Comprehensive Plan Policy T3.1 states that all major city, county and state roads shall operate at a level of service (LOS) D or better in the peak hour of vehicular traffic. The City's major roadways not on the Interstate system that currently do not meet the City's adopted LOS standard of "D" are listed in Table 1, below. There are a total of four road segments in the City that are deficient (LOS "E" or "F"). The total length of these four segments is 2.46 miles. The total distance of the City's major roadways not including the Interstate system is 207.04 miles, as shown in Table 2. Consequently, only 1.2% of the major roads not on the Interstate system are deficient. The vast majority of the major streets in the City (98.8%) function at the adopted level of service (LOS) standard of "D." This is undoubtedly due to the street network's efficient grid pattern and history of providing extensive road capacity improvements citywide.

Table 1
2012 Deficient Road Segments in St. Petersburg

| Roadway Section | From | To | Juris-diction | LOS | Distance (Miles) |
|-------------------------|----------------------|------------------------|----------------------|------------|-------------------------|
| 94 th Ave. N | Dr. ML King Jr. St. | Gandy Blvd. | City | E | 0.30 |
| 22 nd Ave. N | I-275 | 34 th St. N | City | F | 1.16 |
| 54 th Ave. S | 34 th St. | 31 st St. | City | E | 0.25 |
| Gandy Blvd. | Brighton Bay Blvd. | 4 th St. | State | F | 0.75 |
| Total | | | | | 2.46 |

Sources: Pinellas County MPO's Draft "2012 Level of Service Report," July 2012; St. Petersburg Transportation and Parking Management Department, July 2012

Notes:

1. The Pinellas County MPO completed a corridor study for 22nd Avenue North in November 2003. City staff is now working with the MPO and FDOT staffs to construct an additional eastbound left-turn lane on 22nd Avenue North to northbound I-275. Funding is being sought for this project..
2. The Pinellas County MPO completed a corridor study for 54th Avenue South in 2007. City staff is now working with the MPO and FDOT staffs to construct an eastbound right-turn on 54th Avenue South at 31st Street. Funding is being sought for this project.
3. The FDOT recently advanced approximately \$120 million in funding for the Gandy Boulevard (SR 694) improvement project from west of Dr. ML King Jr. Street to east of 4th Street. Overpasses will be constructed at 16th Street, the frontage road connector, Dr. ML King Jr. Street and Roosevelt Boulevard/4th Street. The proposed roadway will be an elevated, controlled access facility and will be reconstructed to

six lanes from west of Dr. ML King Jr. Street up to the Dr. ML King Jr. Street bridge and four lanes from the Dr. ML King Jr. Street bridge to east of 4th Street. This project will improve traffic flow on Gandy Boulevard between Brighton Bay Boulevard and 4th Street.

Table 2
Miles of Major Roadway in St. Petersburg

| Classification | Distance (Miles) |
|-----------------------|-------------------------|
| Principal Arterial | 18.61 |
| Minor Arterial | 90.82 |
| Collector | 77.55 |
| Neighbor Collector | 20.44 |
| Total | 207.42 |

Source: Development Services Department, August 2009

In 2008, DCA officials asked City staff to project levels of service on major roadways for the current year and five years out. Due to slow growth and the built out nature of St. Petersburg, it is unlikely that traffic conditions will change significantly over the next five years. However, in an effort to anticipate possible deficiencies that may occur in the next five years, City staff has reviewed the MPO's draft 2012 Level of Service Report to determine if there are any major road segments in the MPO's report that are currently operating at LOS "D" or better and have a volume-to-capacity ratio of 0.90 or higher. There are no road segments in St. Petersburg that operate at a LOS "D" or better and have a volume-to-capacity ratio of 0.90 or higher.

Roadway and traffic improvements are primarily located in Funds 3027 (Exhibit C) and 3071 (Exhibit D). Road capacity projects listed in Pinellas County's and FDOT's work programs are shown in Exhibit J.

Attached documents for item Ordinance in accordance with Section 1.02(c)(5)A., St. Petersburg City Charter, authorizing the restrictions contained in the Notice of Limitation of Use/Site Dedication (“Site Dedication”) dedicating the Project Site and all land within the project bound

ST. PETERSBURG CITY COUNCIL

Meeting of December 6, 2012

To: The Honorable Leslie Curran, Chair, and Members of City Council

Subject: An Ordinance in accordance with Section 1.02(c)(5)A., St. Petersburg City Charter, authorizing the restrictions contained in the Notice of Limitation of Use/Site Dedication (“Site Dedication”) dedicating the Project Site and all land within the project boundaries at the Picnic Park at Lake Maggiore Park (“Project Area”) in perpetuity as an outdoor recreation site for the use and benefit of the public as a requirement for receipt of a Land and Water Conservation Fund (“LWCF”) Grant (“Grant”) from the U.S. Department of the Interior, National Parks Service, through the Florida Department of Environmental Protection (“Department”); authorizing the Mayor or his designee to execute a Notice of Limitation of Use/Site Dedication in perpetuity for the Project Area, and all other documents necessary to effectuate this Ordinance; and providing an effective date.

Explanation: The U.S. Department of the Interior, National Parks Service, through the Florida Department of Environmental Protection (“Department”) offered the City of St. Petersburg an Land and Water Conservation Fund (“LWCF”) Grant (“Grant”) for improvements to be made in the Picnic Park at Lake Maggiore Park (“Project Area”). On November 19, 2012, City Council adopted Resolution 2012-536 accepting the Grant for improvements to be made in the Project Area. The Department requires the execution of a Notice of Limitation of Use/Site Dedication for the project site and all land within the project boundaries.

Section 1.02(c)(5)a of the City Charter provides:

(c)

The disposition of park and waterfront property. With respect to the disposition of waterfront or park property the following shall govern:

(5)

Exception for acceptance of grants. Notwithstanding any other provision of this Charter, the following properties may be encumbered with assurances as to future uses in order to receive grants from governmental agencies upon the approval of City Council by an Ordinance receiving a public hearing and receiving an affirmative vote from at least six members of City Council. Each such encumbrance must be approved by a single ordinance dealing with only that encumbrance:

- A. Perpetual encumbrances or restrictions for property or portions of property classified as Park or Waterfront property where such restrictions would restrict the property to recreation uses provided such restrictions could be removed by replacing the grant facility and transferring the encumbrance to a new comparable park purchased at City expense or at the option of the Granting Agency repaying the

Ordinance No. _____

AN ORDINANCE IN ACCORDANCE WITH SECTION 1.02(C)(5)A., ST. PETERSBURG CITY CHARTER, AUTHORIZING THE RESTRICTIONS CONTAINED IN THE NOTICE OF LIMITATION OF USE/SITE DEDICATION ("SITE DEDICATION") DEDICATING THE PROJECT SITE AND ALL LAND WITHIN THE PROJECT BOUNDARIES AT THE PICNIC PARK AT LAKE MAGGIORE PARK ("PROJECT AREA") IN PERPETUITY AS AN OUTDOOR RECREATION SITE FOR THE USE AND BENEFIT OF THE PUBLIC AS A REQUIREMENT FOR RECEIPT OF A LAND AND WATER CONSERVATION FUND ("LWCF") GRANT ("GRANT") FROM THE U.S. DEPARTMENT OF THE INTERIOR, NATIONAL PARKS SERVICE, THROUGH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION ("DEPARTMENT"); AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A NOTICE OF LIMITATION OF USE/SITE DEDICATION IN PERPETUITY FOR THE PROJECT AREA, AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section One. Lake Maggiore Park is a City Waterfront Park located at Dr. Martin Luther King Jr. Street and 38th Avenue South, bounded on the north by private homes, on the south by Country Club Way South, on the east by Dr. Martin Luther King Jr. Street South, and on the west by Lake Maggiore, which is subject to Section 1.02, of the St. Petersburg City Charter governing use and disposition of City park and waterfront property.

Section Two. The U.S. Department of the Interior, National Parks Service, through the Florida Department of Environmental Protection ("Department") has awarded the City of St. Petersburg a Land and Water Conservation Fund Grant for improvements to be made in Picnic Park at Lake Maggiore Park ("Project Area") in the amount of \$200,000. The Grant is to be used for replacement of the south boat ramp, a restroom facility, and swing set with ADA surfacing; construction of a large picnic shelter; and improvement to the access road, parking, and landscaping, or for such other new, modified or substituted project elements in the same or other locations within the Project Area as the City and the Department may agree.

Section Three. The Department requires that the City execute a Notice of Limitation of Use/Site Dedication ("Site Dedication") dedicating the Project Area and all land within the project boundaries in perpetuity as an outdoor recreation site for the use and benefit of the public.

Section Four. Section 1.02(c)(5)A of the St. Petersburg City Charter provides: (c) *The disposition of park and waterfront property.* With respect to the disposition of waterfront or park property the following shall govern:

(5) *Exception for acceptance of grants.* Notwithstanding any other provision of this Charter, the following properties may be encumbered with assurances as to future uses in order to receive grants from governmental agencies upon the approval of City Council by an Ordinance receiving a public hearing and receiving an affirmative vote from at least six members of City Council. Each such encumbrance must be approved by a single ordinance dealing with only that encumbrance:

A.

Perpetual encumbrances or restrictions for property or portions of property classified as Park or Waterfront property where such restrictions would restrict the property to recreation uses provided such restrictions could be removed by replacing the grant facility and transferring the encumbrance to a new comparable park purchased at City expense or at the option of the Granting Agency repaying the grant money. The City could also accept similar grants having restrictions that are less than perpetual using the same ordinance adoption procedure.

The Site Dedication required by the Department qualifies for the exemption set forth in Section 1.02(c)(5)A.

Section Five. The Mayor or his designee is authorized to execute a Site Dedication in perpetuity for the Project Area and all other documents necessary to effectuate this ordinance.

Section Six. The provisions of this ordinance shall be deemed to be severable. If any portion of this ordinance is deemed unconstitutional, it shall not affect the constitutionality of any other portion of this ordinance.

Section Seven. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall become effective immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

Section Eight. In the event the Department fails to award the Grant set forth in Section Two, above, within one year of the effective date of this ordinance, this ordinance shall expire.

Approvals:

Legal: _____

Legal: 00165828.doc V. 2

Administration: _____

Shy K McBel 11/15/12

Attached documents for item Referring to the Public Services & Infrastructure Committee to initiate the street closure process on 28th Street South and 50th Avenue South. (Councilmember Kornell)

**COUNCIL AGENDA
NEW BUSINESS ITEM**

TO: **Members of City Council**

DATE: **November 14, 2012**

COUNCIL DATE: **December 6, 2012**

RE: ***Referral to the Public Services & Infrastructure Committee***

ACTION DESIRED:

Respectfully requesting a referral to the Public Services & Infrastructure Committee to initiate the street closure process on 28th Street South and 50th Avenue South.

Steve Kornell, Council Member
District 5

Attached documents for item Referring to the Public Services and Infrastructure Committee a discussion on practical issues involved in implementing summer jobs for next year's growing season. (Councilmember Nurse)

COUNCIL AGENDA

NEW BUSINESS ITEM

TO: The Mayor and Members of City Council

DATE: November 21, 2012

COUNCIL

DATE: December 6, 2012

RE: New Summer Jobs Opportunity

ACTION DESIRED:

Respectfully request City Council refer to the Public Services and Infrastructure Committee a discussion on practical issues involved in implementing summer jobs for next year's growing season.

RATIONALE:

The City cuts a few hundred lawns each month through our code enforcement process. The workload radically increases during the warmest months, from May through October. Since we primarily use the Sanitation Department to perform this service with full time employees, it would make economic sense to continue to have the Sanitation Department perform this service for the base work load while employing part-time young people during the warmer months. There would still be a need to document the before and after yard conditions and probably limit the work to residential yards.

One of the other advantages is since the neighborhoods where the City performs this function most have the highest unemployment, there would be a greater chance of providing nearby employment for young people in these neighborhoods. We should be able to do this without adding to our

budget.

Karl Nurse
City Council

Attached documents for item Youth Services Committee Follow-up Report. (9/20/12)

MEMORANDUM

TO: The Honorable Leslie Curran, Chair, and Members of City Council
FROM:  Tish Elston, City Administrator
SUBJECT: City Matching Funds for the JWB Pre-School Teaching Lab
DATE: November 28, 2012

At the November 15th City Council meeting, Administration was asked to further investigate capital improvement funds as a source of money to provide \$85,000 in one-time match for the buildout of a pre-school and related teaching facility at the Allstate Center. Because we do not have sufficient uncommitted funds in the General Capital Improvement Program at this time to fund the full \$85,000, and based on discussion with Councilmember Dudley, Chair of the Youth Services Committee, I contacted JWB's Executive Director Gay Lancaster, to determine further details and timing information about the project.

During our conversation on Monday, November 26th, Ms. Lancaster indicated that she is still in negotiations with St. Petersburg College and is meeting with School Superintendent Dr. Michael Grego regarding this project. She emphasized the importance of the City's support, including financial support, in the success of this project and its role in the future of the City's youth.

During our discussion, Ms. Lancaster indicated that JWB's need for the City's funds, while critical to the project, could be deferred for now. She would be happy to update City Council and Administration when her conversations with SPC and the School System have produced a plan and a more detailed cost for moving forward. At this point, even the location of the project is not yet finalized.

I assured Ms. Lancaster that Council was very supportive of the project and that additional details would be useful to Mayor and Administration, as well. I received her assurance that delaying an appropriation of City funds would not in any way harm the project, as long as she was certain of the City's support at the appropriate time.

As a result of the above information, I am respectfully requesting Council delay action on the subject appropriation, pending receipt of a report from the JWB Director detailing the project. I will maintain contact with Ms. Lancaster and schedule her report for either the Youth Services Committee or full Council, as Council determines appropriate.

cc: Mayor Bill Foster
Gay Lancaster

John Wolfe
Lori Matway

Clarence Scott
Sherry McBee

Attached documents for item Approving the issuance of City of St. Petersburg, Florida Public Utility Revenue Bonds, Series 2013A, not to exceed \$44,000,000, and City of St. Petersburg, Florida Public Utility Refunding Revenue Bonds, Series 2013B, not to exceed \$47,000,000, to be ap

ST. PETERSBURG CITY COUNCIL

Meeting of December 6, 2012

TO: The Honorable Leslie Curran, Chair, and Members of City Council

SUBJECT: A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$44,000,000 CITY OF ST. PETERSBURG, FLORIDA PUBLIC UTILITY REVENUE BONDS, SERIES 2013A AND NOT TO EXCEED \$47,000,000 CITY OF ST. PETERSBURG, FLORIDA PUBLIC UTILITY REFUNDING REVENUE BONDS, SERIES 2013B, OF THE CITY TO BE APPLIED TO ACQUIRE, CONSTRUCT AND ERECT ADDITIONS, IMPROVEMENTS AND EXTENSIONS TO ITS PUBLIC UTILITY SYSTEM, AND TO ADVANCE REFUND A PORTION OF THE CITY'S PUBLIC UTILITY REVENUE BONDS; AND APPROVING DOCUMENTS ASSOCIATED THEREWITH

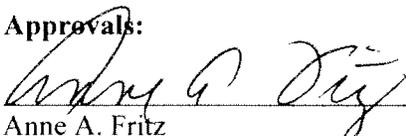
At the Budget, Finance and Taxation (BFT) Committee meeting on October 25, 2012, the City staff and its financial advisor, Public Financial Management, discussed issuing debt of approximately \$44 million to fund the Water Resource's fiscal year 2013 appropriated capital projects. Further, the opportunity to advance refund the 2003 bond issue for approximately \$47 million to allow for a projected \$2.1 million in net present value interest savings to the City was reviewed by Jay Glover from Public Financial Management, and recommended by staff to the BF&T committee. The timing of the two issues allows the City to issue one bond issue, which allows for opportunities for further savings.

Recommendation: The City staff recommends approval of the resolution authorizing the issuance of not to exceed \$44 million for Series 2013A Public Utility Revenue Bonds and \$47 million for Series 2013B Public Utility Refunding Revenue Bonds.

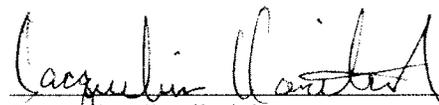
Attachments:

- 1.) Bond Resolution

Approvals:



Anne A. Fritz
Finance Director



Jacqueline Kovilarich
Assistant City Attorney

RESOLUTION NO. 2012-____

A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$44,000,000 CITY OF ST. PETERSBURG, FLORIDA PUBLIC UTILITY REVENUE BONDS, SERIES 2013A AND NOT TO EXCEED \$47,000,000 CITY OF ST. PETERSBURG, FLORIDA PUBLIC UTILITY REFUNDING REVENUE BONDS, SERIES 2013B, OF THE CITY TO BE APPLIED TO ACQUIRE, CONSTRUCT AND ERECT ADDITIONS, IMPROVEMENTS AND EXTENSIONS TO ITS PUBLIC UTILITY SYSTEM, TO ADVANCE REFUND A PORTION OF THE CITY'S PUBLIC UTILITY REVENUE BONDS, SERIES 2003, AND FOR CERTAIN OTHER PURPOSES MORE FULLY DESCRIBED HEREIN; PROVIDING FOR THE PAYMENT OF SUCH PROPOSED BONDS FROM THE NET REVENUES OF ITS PUBLIC UTILITY SYSTEM ON PARITY WITH CERTAIN BONDS HERETOFORE ISSUED BY THE CITY; MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; AUTHORIZING A COMPETITIVE BID AND APPROVING THE FORM OF THE OFFICIAL NOTICES OF SALE AND SUMMARY NOTICE OF SALE PERTAINING TO SUCH BONDS; MAKING CERTAIN PROVISIONS AND DELEGATING CERTAIN RESPONSIBILITIES WITH RESPECT TO THE NOTICE, BIDDING AND SALE OF THE BONDS; APPROVING THE FORM OF THE PRELIMINARY OFFICIAL STATEMENT, CONTINUING DISCLOSURE CERTIFICATE, PAYING AGENT AND BOND REGISTRAR AGREEMENT AND ESCROW DEPOSIT AGREEMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF A FINAL OFFICIAL STATEMENT, CONTINUING DISCLOSURE CERTIFICATE, PAYING AGENT AND BOND REGISTRAR AGREEMENT AND ESCROW DEPOSIT AGREEMENT; APPOINTING A PAYING AGENT, BOND REGISTRAR AND ESCROW AGENT; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ST. PETERSBURG, FLORIDA:

SECTION 1. AUTHORITY FOR THIS RESOLUTION. This Resolution is adopted pursuant to Chapter 166, Part II, Florida Statutes, the municipal charter of the City of St. Petersburg, Florida (the "Issuer") and other applicable provisions of law.

SECTION 2. DEFINITIONS. All capitalized undefined terms shall have the same meaning as set forth in the Bond Resolution, as hereinafter defined. In addition, the following terms, unless the context otherwise requires, shall have the meanings specified in this Section. Words importing the singular number shall include the plural number in each case and vice versa, and words importing persons shall include firms and corporations.

"Bond Registrar" shall mean U.S. Bank National Association in connection with the 2013 Bonds.

"Bond Resolution" shall mean Resolution No. 99-227 adopted by the City Council of the Issuer on April 22, 1999, as amended and supplemented from time to time, as particularly amended by Resolution No. 2005-559 adopted by the City Council of the Issuer on October 20, 2005 and Resolution No. 2008-256 adopted by the City Council of the Issuer on May 15, 2008, and as particularly supplemented hereby.

"2013 Bonds" shall mean, collectively, the 2013A Bonds and the 2013B Bonds.

"2013A Bonds" shall mean the City of St. Petersburg, Florida Public Utility Revenue Bonds, Series 2013A, herein authorized to be issued.

"2013B Bonds" shall mean the City of St. Petersburg, Florida Public Utility Refunding Revenue Bonds, Series 2013B, herein authorized to be issued.

"Certificate of Mayor and Director of Finance" shall mean the certificate, the form of which is attached hereto to Exhibit B.

"City Attorney" shall mean the City Attorney or his designee.

"City Clerk" shall mean the City Clerk or any Deputy City Clerk of the Issuer.

"Director of Finance" shall mean the Director of Finance of the Issuer, or her designee.

"Escrow Agent" shall mean the bank, trust company or financial institution appointed pursuant to Section 25 hereof.

"Escrow Deposit Agreement" shall mean the agreement to be entered into between the Issuer and the Escrow Agent if and when any of the Refunded Bonds are authorized to be refunded by the 2013 Bonds, the form of which is attached hereto as Exhibit F.

"Financial Advisor" shall mean Public Financial Management, Inc., or such other firm appointed by the Issuer.

"Interest Payment Dates" shall mean for the 2013 Bonds, April 1 and October 1 of each year, commencing April 1, 2013 or such other date as determined in the Official Notices of Sale described herein.

"Mayor" shall mean the Mayor of the Issuer, or his designee. The Mayor is authorized, but is not bound, to designate the City Administrator and/or the Director of Finance to execute certificates, agreements and all other documents in connection with the issuance of the 2013 Bonds.

"Original Purchaser" shall be the winning bidder on the sale of the 2013 Bonds pursuant to the conditions set forth in Section 20 hereof. Notwithstanding anything herein to the contrary, the Original Purchaser of the 2013A Bonds can be the same or different than the Original Purchaser of the 2013B Bonds.

"Parity Bonds" shall mean the Issuer's outstanding Public Utility Revenue Bonds, Series 2003 which are not refunded through the issuance of the 2013 Bonds, the Issuer's outstanding Public Utility Revenue Bonds, Series 2005, the Issuer's outstanding Public Utility Refunding Revenue Bonds, Series 2006, the Issuer's outstanding Public Utility Revenue Bonds, Series 2009A, the Issuer's outstanding Public Utility Refunding Revenue Bonds, Series 2009B, the Issuer's outstanding Taxable Public Utility Revenue Bonds, Series 2010A (Federally Taxable-Build America Bonds-Direct Subsidy), the Issuer's outstanding Taxable Public Utility Revenue Bonds, Series 2010B (Federally Taxable-Recovery Zone Economic Development Bonds-Direct Subsidy), and any Additional Parity Obligations hereafter issued under the Bond Resolution.

"Parity System" shall mean the Parity electronic competitive bidding system.

"Paying Agent" shall mean U.S. Bank National Association.

"2013A Project" shall mean the acquisition, construction and erection of improvements to the System to be acquired, constructed and erected in accordance with plans on file at the offices of the Issuer, as such plans may be modified from time to time.

"Record Date" for the 2013 Bonds shall mean the 15th day of the month immediately preceding an Interest Payment Date for the 2013 Bonds.

"Refunded Bonds" shall mean the Issuer's outstanding Public Utility Revenue Bonds, Series 2003 maturing on and after October 1, 2014, authorized to be refunded hereunder.

SECTION 3. FINDINGS. It is hereby ascertained, determined and declared that:

A. The Issuer deems it necessary and in its best interest to acquire, construct and erect the 2013A Project and to advance refund the Refunded Bonds.

B. The principal of and interest on the 2013 Bonds and the Parity Bonds and all required Debt Service Fund and other payments shall be payable solely from the Net Revenues of the System as more particularly described in the Bond Resolution. The Issuer shall never be required to levy ad valorem taxes on any real property therein to pay the principal of and interest on the 2013 Bonds and the Parity Bonds or to make any other payments specified herein. The 2013 Bonds and the Parity Bonds shall not constitute a lien upon any property owned by or located within the boundaries of the Issuer.

C. The estimated Net Revenues of the System will be sufficient to pay all principal of and interest on the 2013 Bonds and the Parity Bonds, as the same become due, and to make all required Debt Service Fund, reserve or other payments required by the Bond Resolution.

D. In an effort to encourage a significant number of bidders for the 2013 Bonds to participate and in order to take advantage of technological developments in the electronic sale of bonds, the competitive sale of the 2013 Bonds shall be conducted via the Parity System or such other system of electronic bid submittal under the direction of the Financial Advisor.

E. Because the Issuer desires to sell the 2013 Bonds at the most advantageous time, the Issuer hereby delegates to the Mayor the authority to award the sale of the 2013 Bonds to the lowest bidders in accordance with the Official Notices of Sale based upon the parameters set forth herein.

F. It is hereby ascertained, determined and declared that it is in the best interest of the Issuer to provide for the sale by competitive bid of the 2013 Bonds, maturing and bearing interest, having such redemption features and such other terms as set forth herein and in the Summary Notice of Sale and Official Notices of Sale attached hereto as Exhibit A, and the bid proposal of the lowest bidder or bidders selected on a subsequent date pursuant to the terms hereof.

SECTION 4. AUTHORIZATION OF ACQUISITION, CONSTRUCTION AND ERECTION OF 2013A PROJECT AND ADVANCE REFUNDING OF THE REFUNDED BONDS. The acquisition, construction and erection of the 2013A Project pursuant to certain plans on file or to be on file at the offices of the Issuer and the advance refunding of the Refunded Bonds is hereby authorized. The cost of such 2013A Project, in addition to the items set forth in such plans and specifications, may include, but need not be limited to, the acquisition of any lands, rights of ways or interest therein or any other properties deemed necessary or convenient therefor; engineering, legal and financing expenses; expenses for estimates of costs; expenses for plans, specifications and surveys; the fees of fiscal agents, financial advisors or consultants; municipal bond insurance, if any; the creation and establishment of reasonable reserves for debt service; the discount on the sale of the 2013 Bonds, if applicable; reimbursement of moneys on the 2013A Project in anticipation of the sale of the 2013 Bonds; and such other costs and expenses as may be necessary or incidental to the

financing herein authorized and the construction, erection and acquisition of the 2013A Project and the placing of same in operation.

Notwithstanding the foregoing, the proceeds of the 2013 Bonds may not be used for the acquisition and construction of capital projects other than those described in the definition of 2013A Project, unless prior thereto the Issuer shall have received an opinion of nationally recognized bond counsel to the effect that such use will not adversely affect the validity of the 2013 Bonds or the exclusion of interest on the 2013 Bonds from the gross income of the holders thereof for purposes of federal income taxation.

SECTION 5. THIS RESOLUTION TO CONSTITUTE CONTRACT. In consideration of the acceptance of the 2013 Bonds authorized to be issued hereunder by those who shall hold the same from time to time, the Bond Resolution, including this Resolution, shall be deemed to be and shall constitute a contract between the Issuer and such holders. The covenants and agreements herein set forth to be performed by the Issuer shall be for the equal benefit, protection and security of the legal holders of any and all of the 2013 Bonds and the Parity Bonds, all of which shall be of equal rank and without preference, priority or distinction of any of the 2013 Bonds or the Parity Bonds over any other thereof, except as expressly provided therein and herein.

SECTION 6. AUTHORIZATION OF 2013 BONDS. Subject and pursuant to the provisions hereof, obligations of the Issuer to be known as "Public Utility Revenue Bonds, Series 2013A," herein defined as the "2013A Bonds," are authorized to be issued in the aggregate amount of not exceeding \$44,000,000, subject and pursuant to the provisions hereof, obligations of the Issuer to be known as "Public Utility Refunding Revenue Bonds, Series 2013B," herein defined as the "2013B Bonds," are authorized to be issued in the aggregate amount of not exceeding \$47,000,000. Notwithstanding anything herein to the contrary, the 2013 Bonds may be issued in one or more series on the same or different dates and in such event shall bear such other designation as may be set forth in the Certificate of Mayor and Director of Finance.

Notwithstanding anything herein to the contrary, the delegation of authority expressed herein expires on the first anniversary of the adoption hereof, and the series designation and account names relating to any of the 2013 Bonds can be changed to reflect the calendar year of issue as evidenced by the Certificate of Mayor and Director of Finance.

SECTION 7. DESCRIPTION OF 2013 BONDS. The 2013 Bonds shall be issued as Current Interest Bonds; shall be numbered from RA-1 and RB-1, as the case may be, upward or in such other manner agreed between the Issuer and the Bond Registrar; shall be in the denomination of \$5,000 each or integral multiples thereof; shall bear interest at a fixed rate of interest not exceeding the maximum rate fixed by applicable law, such interest to be payable on the Interest Payment Dates or any such other date or dates as may be set forth in the Certificate of Mayor and Director of Finance.

The 2013 Bonds shall be dated the date of their delivery or such other date as may be set forth in the Certificate of Mayor and Director of Finance pursuant to the authority delegated pursuant to Section 20 hereof; shall consist of such amounts of Serial Bonds and/or Term Bonds; maturing in such amounts or Amortization Installments and in such years with a final maturity of not later than October 1, 2042, shall be payable at the designated corporate trust office of the Paying Agent; all as shall be provided herein, in the Official Notices of Sale and/or in the Certificate of Mayor and Director of Finance pursuant to the authority delegated pursuant to Section 20 hereof.

The 2013 Bonds shall be issued in fully registered form without coupons; shall be payable in lawful money of the United States of America; and shall bear interest from their date, payable by mail to the Registered Owners at their addresses as they appear on the registration books of the Issuer maintained by the Bond Registrar; provided, however, that in the case of a Registered Owner of \$1,000,000 or more in aggregate principal amount of Bonds, upon written request of such Registered Owner to the Bond Registrar ten (10) days prior to the Record Date for such Interest Payment Date, such interest shall be paid on the Interest Payment Date in immediately available funds by wire transfer, at the expense of such Registered Owner.

SECTION 8. EXECUTION AND AUTHENTICATION OF 2013 BONDS. The 2013 Bonds shall be executed in the name of the Issuer by its Mayor and attested by its City Clerk, and the corporate seal of the Issuer or a facsimile thereof shall be affixed thereto or reproduced thereon. The facsimile signatures of the Mayor and the City Clerk may be imprinted or reproduced on the 2013 Bonds. The City Attorney of the Issuer shall indicate his approval of the form and correctness of the 2013 Bonds by affixing his manual or facsimile signature thereon. The certificate of authentication of the Bond Registrar shall appear on the 2013 Bonds, and no 2013 Bonds shall be valid or obligatory for any purpose or be entitled to any security or benefit under the Bond Resolution unless such certificate shall have been duly executed on such 2013 Bonds. The authorized signature for the Bond Registrar shall be either manual or in facsimile; provided, however, that at least one of the signatures, which can be the authorized signature for the Bond Registrar, appearing on the Bonds, shall at all times be a manual signature. In case any one or more of the officers of the Issuer who shall have signed or sealed any of the 2013 Bonds shall cease to be such officer or officers of the Issuer before the 2013 Bonds so signed and sealed shall have been actually sold and delivered, such 2013 Bonds may nevertheless be sold and delivered as if the persons who signed or sealed such 2013 Bonds had not ceased to hold such offices. Any 2013 Bonds may be signed and sealed on behalf of the Issuer by such person who at the actual time of the execution of such 2013 Bonds shall hold the proper office, although at the date of such execution of the 2013 Bonds such person may not have held such office or may not have been so authorized.

SECTION 9. NEGOTIABILITY. The 2013 Bonds issued hereunder shall be and shall have all of the qualities and incidents of negotiable instruments under the laws of the State of Florida, and each successive holder, in accepting any of the 2013 Bonds, shall be conclusively

deemed to have agreed that such 2013 Bonds shall be and shall have all of the qualities and incidents of negotiable instruments under the laws of the State of Florida.

SECTION 10. REGISTRATION. All 2013 Bonds presented for transfer, exchange, redemption or payment (if so required by the Issuer or the Bond Registrar) shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in form and with guaranty of signature satisfactory to the Issuer or the Bond Registrar, duly executed by the Registered Owner or by his duly authorized attorney.

Upon surrender to the Bond Registrar for transfer or exchange of any 2013 Bond accompanied by an assignment or written authorization for exchange, whichever is applicable, duly executed by the Registered Owner or his attorney duly authorized in writing, the Bond Registrar shall deliver in the name of the Registered Owner or the transferee or transferees, as the case may be, a new fully registered 2013 Bond or Bonds of authorized denominations and of the same maturity and interest rate for the aggregate principal amount which the Registered Owner is entitled to receive.

The Issuer and the Bond Registrar may charge the Registered Owner a sum sufficient to reimburse them for any expenses incurred in making any exchange or transfer after the first such exchange or transfer following the delivery of the 2013 Bonds. The Bond Registrar or the Issuer may also require payment from the Registered Owner or his transferee, as the case may be, of a sum sufficient to cover any tax, fee or other governmental charge that may be imposed in relation thereto. Such charges and expenses shall be paid before any such new 2013 Bond shall be delivered.

Interest on the 2013 Bonds shall be paid to the Registered Owners whose names appear on the books of the Bond Registrar on the Record Date.

New 2013 Bonds delivered upon any transfer or exchange shall be valid obligations of the Issuer, evidencing the same debt as the Bonds surrendered, shall be secured by the Bond Resolution, and shall be entitled to all of the security and benefits hereof to the same extent as the 2013 Bonds surrendered.

The Issuer and the Bond Registrar may treat the Registered Owner of any 2013 Bond as the absolute owner thereof for all purposes, whether or not such 2013 Bond shall be overdue, and shall not be bound by any notice to the contrary. The person in whose name any 2013 Bond is registered may be deemed the Registered Owner thereof by the Issuer and the Bond Registrar, and any notice to the contrary shall not be binding upon the Issuer or the Bond Registrar.

Notwithstanding the foregoing provisions of this Section, the Issuer reserves the right, on or prior to the delivery of the 2013 Bonds, to amend or modify the foregoing provisions

relating to registration of the 2013 Bonds in order to comply with all applicable laws, rules, and regulations of the United States and/or the State of Florida relating thereto.

SECTION 11. DISPOSITION OF 2013 BONDS PAID OR REPLACED. Whenever any 2013 Bond shall be delivered to the Bond Registrar for cancellation, upon payment of the principal amount thereof, or for replacement, transfer or exchange, such 2013 Bond shall be canceled and destroyed by the Bond Registrar, and counterparts of a certificate of destruction evidencing such destruction shall be furnished to the Issuer.

SECTION 12. BONDS MUTILATED, DESTROYED, STOLEN OR LOST. In case any 2013 Bond shall become mutilated or be destroyed, stolen or lost, the Issuer may in its discretion issue and deliver a new 2013 Bond of like tenor as the 2013 Bond so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated 2013 Bond upon surrender and cancellation of such mutilated 2013 Bond, or in lieu of and substitution for the 2013 Bond destroyed, stolen or lost, and upon the Registered Owner furnishing the Issuer proof of his ownership thereof and satisfactory indemnity and complying with such other reasonable regulations and conditions as the Issuer may prescribe and paying such expenses as the Issuer may incur. All 2013 Bonds so surrendered shall be canceled by the Issuer. If any of the 2013 Bonds shall have matured or be about to mature, instead of issuing a substitute 2013 Bond, the Issuer may pay the same, upon being indemnified as aforesaid, and if such 2013 Bond be lost, stolen or destroyed, without surrender thereof.

Any such duplicate 2013 Bonds issued pursuant to this Section shall constitute original, additional contractual obligations on the part of the Issuer whether or not the lost, stolen or destroyed 2013 Bonds be at any time found by anyone, and such duplicate 2013 Bonds shall be entitled to equal and proportionate benefits and rights as to lien on and source and security for payment from the funds, as hereinafter pledged, to the same extent as all other 2013 Bonds issued hereunder.

SECTION 13. BOOK ENTRY SYSTEM. The Issuer has previously executed a blanket letter of representation dated September 18, 1997 (the "Letter of Representation") with The Depository Trust Company ("DTC"). It is intended that the 2013 Bonds be registered so as to participate in a global book-entry system with DTC as set forth herein and in such Letter of Representation. The 2013 Bonds shall be initially issued in the form of a single fully registered 2013 Bond of each maturity for each Series. Upon initial issuance, the ownership of such 2013 Bonds shall be registered by the Bond Registrar and Paying Agent in the name of Cede & Co., as nominee for DTC. With respect to 2013 Bonds registered by the Bond Registrar and Paying Agent in the name of Cede & Co., as nominee of DTC, the Issuer and the Bond Registrar and Paying Agent shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which DTC holds 2013 Bonds from time to time as securities depository (each such broker-dealer, bank or other financial institution being referred to herein as a "Depository Participant") or to any person on behalf of whom such a Depository Participant

holds an interest in the 2013 Bonds (each such person being herein referred to as an "Indirect Participant"). Without limiting the immediately preceding sentence, the Issuer and the Bond Registrar and Paying Agent shall have no responsibility or obligation with respect to (a) the accuracy of the records of DTC, Cede & Co., or any Depository Participant with respect to the ownership interest in the 2013 Bonds, (b) the delivery to any Depository Participant or any Indirect Participant or any other person, other than a registered owner of a 2013 Bond as shown in the Bond register, of any notice with respect to the 2013 Bonds, including any notice of redemption, if applicable, or (c) the payment to any Depository Participant or Indirect Participant or any other person, other than a registered owner of a 2013 Bond as shown in the 2013 Bond register, of any amount with respect to principal of, premium, if any, or interest on, if applicable, the 2013 Bonds. No person other than a registered owner of a 2013 Bond as shown in the 2013 Bond register shall receive a 2013 Bond certificate with respect to any 2013 Bond. Upon delivery by DTC to the Bond Registrar and Paying Agent of written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., and subject to the provisions hereof with respect to the payment of interest by the mailing of checks or drafts to the registered owners of 2013 Bonds appearing as registered owners in the registration books maintained by the Bond Registrar and Paying Agent at the close of business on a regular record date, the name "Cede & Co." in this resolution shall refer to such new nominee of DTC.

In the event that (a) the Issuer determines that DTC is incapable of discharging its responsibilities described herein and in the Letter of Representation, (b) the agreement among the Issuer, the Bond Registrar and Paying Agent and DTC evidenced by the Letter of Representation shall be terminated for any reason or (c) the Issuer determines that it is in the best interests of the beneficial owners of the 2013 Bonds that they be able to obtain certificated 2013 Bonds, the Issuer shall notify DTC of the availability through DTC of 2013 Bond certificates and the 2013 Bonds shall no longer be restricted to being registered in the 2013 Bond register in the name of Cede & Co., as nominee of DTC, but only in accordance with the Letter of Representation. At that time, the Issuer may determine that the 2013 Bonds shall be registered in the name of and deposited with a successor depository operating a universal book-entry system, as may be acceptable to the Issuer, or such depository's agent or designee, and if the Issuer does not select such alternate universal book-entry system, then the 2013 Bonds may be registered in whatever name or names registered owners of 2013 Bonds transferring or changing 2013 Bonds designate, in accordance with the provisions hereof. Notwithstanding any other provision of the Bond Resolution to the contrary, so long as any 2013 Bond is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to principal of, premium, if any, and interest on, if applicable, such 2013 Bond and all notices with respect to such 2013 Bond shall be made and given, respectively, in the manner provided in the Letter of Representation.

As long as any 2013 Bonds are outstanding in book-entry form, the provisions of the Bond Resolution inconsistent with such system of book-entry registration shall not be applicable to such 2013 Bonds, and the Issuer covenants to cause adequate records to be kept

with respect to the ownership of any 2013 Bonds issued in book-entry form or the beneficial ownership of 2013 Bonds issued in the name of a nominee.

SECTION 14. PROVISIONS FOR REDEMPTION. The 2013 Bonds may be subject to redemption as set forth herein, in the Official Notices of Sale and/or in the Certificate of Mayor and Director of Finance.

At least 30 days prior to the expected redemption date, notice of such redemption shall be filed with the Paying Agent and shall be mailed, postage prepaid to all Registered Owners of 2013 Bonds to be redeemed at their addresses as they appear on the registration books. Interest shall cease to accrue on any 2013 Bonds duly called for prior redemption, after the redemption date, if payment thereof has been duly provided. The privilege of transfer or exchange of any of the 2013 Bonds selected for redemption is suspended for a 15 day period preceding the date of selection of the 2013 Bonds to be redeemed. Nothing in the Bond Resolution shall be deemed to require the Issuer to have deposited moneys with the Paying Agent prior to providing such notice of expected redemption.

Any notice of optional redemption given pursuant to this Section 14 may state that is conditional upon receipt by the Paying Agent of moneys sufficient to pay the redemption price, plus interest accrued to the redemption date, or upon the satisfaction of any other condition, and that it may be rescinded upon the occurrence of any such condition, and any conditional notice so given may be rescinded at any time before payment of such redemption price and accrued interest if any such condition so specified is not satisfied. Notice of such rescission shall be given by the Paying Agent to affected Registered Owners of 2013 Bonds as promptly as practicable upon the failure of such condition or the occurrence of such other event.

SECTION 15. FORM OF BONDS. The text of the 2013 Bonds and the certificate of authentication shall be in substantially the following form, with such omissions, insertions and variations as may be necessary and desirable and authorized and permitted by the Bond Resolution, this Resolution or by any subsequent resolution adopted prior to the issuance thereof:

[Remainder of page intentionally left blank]

No. R-_____

\$_____

UNITED STATES OF AMERICA
STATE OF FLORIDA
COUNTY OF PINELLAS
CITY OF ST. PETERSBURG
PUBLIC UTILITY [REFUNDING] REVENUE BOND, SERIES 2013__

MATURITY DATE: INTEREST RATE: DATED DATE: CUSIP:
REGISTERED OWNER: CEDE & CO.
PRINCIPAL AMOUNT: _____ DOLLARS

KNOW ALL MEN BY THESE PRESENTS that the City of St. Petersburg, Florida (hereinafter called "Issuer"), for value received, hereby promises to pay to the order of the Registered Owner identified above, or registered assigns, as herein provided, on the Maturity Date identified above, upon the presentation and surrender hereof at the principal corporate trust office of _____, in the City of _____, _____ (the "Paying Agent"), from the special funds hereinafter mentioned, the Principal Amount identified above in any coin or currency of the United States of America which on the date of payment thereof is legal tender for the payment of public and private debts, and to pay, solely from said sources, to the Registered Owner hereof by check mailed to the Registered Owner at his address as it appears on the Bond registration books of the Issuer, at the Interest Rate per annum identified above, interest on said principal sum on each April 1 and October 1, commencing April 1, 2013, from the interest payment date next preceding the date of registration and authentication of this Bond, unless this Bond is registered and authenticated as of an interest payment date, in which case it shall bear interest from said interest payment date, or unless this Bond is registered and authenticated prior to the first interest payment date, in which event such Bond shall bear interest from the Dated Date; provided, however, that if at the time of authentication interest is in default, this Bond shall bear interest from the date to which interest shall have been paid.

This Bond is one of an authorized issue of bonds issued in an aggregate principal amount of \$_____ (the "Bonds"), issued primarily to [finance a portion of the costs of the acquisition, construction and erection of improvements to the System to be acquired, constructed and erected in accordance with plans on file at the offices of the Issuer, as such plans may be modified from time to time]/[advance refund a portion of the Issuer's outstanding Public Utility Revenue Bonds, Series 2003], under the authority of and in full compliance with the Constitution of the State of Florida, including particularly Chapter 166, Part II, Florida Statutes, the municipal Charter of the Issuer, and other applicable provisions of law, and by Resolution No. 99-237 duly adopted by the City Council of the Issuer on April 22, 1999, as amended and supplemented from time to time, as particularly amended by Resolution No.

2005-559 adopted by the City Council of the Issuer on October 20, 2005 and Resolution No. 2008-256 adopted by the City Council of the Issuer on May 15, 2008, and as particularly supplemented by Resolution No. 2012-____ duly adopted by the City Council of the Issuer on _____, 2012 (hereinafter collectively called "Resolution"), and is subject to all the terms and conditions of such Resolution. All capitalized undefined terms used herein shall have the meaning set forth in the Resolution.

This Bond is payable solely from and secured by a prior lien upon and pledge of the Net Revenues on parity with the Issuer's outstanding Public Utility Revenue Bonds, Series 2003 not refunded with proceeds of the Bonds, the Issuer's outstanding Public Utility Revenue Bonds, Series 2005, the Issuer's outstanding Public Utility Refunding Revenue Bonds, Series 2006, the Issuer's outstanding Public Utility Revenue Bonds, Series 2009A, the Issuer's outstanding Public Utility Refunding Revenue Bonds, Series 2009B, the Issuer's outstanding Taxable Public Utility Revenue Bonds, Series 2010A (Federally Taxable-Build America Bonds-Direct Subsidy) and the Issuer's outstanding Taxable Public Utility Revenue Bonds, Series 2010B (Federally Taxable-Recovery Zone Economic Development Bonds-Direct Subsidy) (collectively, the "Parity Bonds"), all in the manner and to the extent provided in the Resolution.

This Bond does not constitute an indebtedness of the Issuer within the meaning of any constitutional, statutory or charter provision or limitation, and it is expressly agreed by the Registered Owner of this Bond that such Registered Owner shall never have the right to require or compel the exercise of the ad valorem taxing power of the Issuer for the payment of the principal of and interest on this Bond or the making of any sinking fund, reserve or other payments specified in the Resolution.

It is further agreed between the Issuer and the Registered Owner of this Bond that this Bond and the indebtedness evidenced thereby shall not constitute a lien upon the System, or any part thereof, or on any other property of or in the Issuer, but shall constitute a lien only on the Net Revenues derived from the operation of the System, all in the manner provided in the Resolution.

The Issuer in the Resolution has covenanted and agreed with the Registered Owners of the bonds of this issue to fix, establish, revise from time to time whenever necessary, maintain and collect such fees, rates, rentals and other charges for the use of the products, services and facilities of the System which will always provide Adjusted Net Revenues in each year of not less than 115% of all Bond Service Requirements becoming due in such year on the outstanding Parity Bonds; and that such rates, fees, rentals and other charges will not be reduced so as to be insufficient to provide Gross Revenues for such purposes. The Issuer has entered into certain further covenants with the Registered Owners of the Bonds of this issue for the terms of which reference is made to the Resolution.

This Bond may be transferred only upon the registration books kept by the Bond Registrar upon surrender hereof at the principal office of the Bond Registrar with an assignment

duly executed by the registered owner or his duly authorized attorney, but only in the manner, subject to the limitations and upon payment of the charges, if any, provided in the Resolution, and upon surrender and cancellation of this Bond. Upon any such transfer, there shall be executed and the Bond Registrar shall deliver, a new fully registered bond or bonds, payable to the transferee, in authorized denominations and in the same aggregate principal amount, series, maturity and interest rate as this Bond.

In like manner, subject to and upon the payment of such charges, if any, the registered owner of this Bond may surrender the same (together with a written authorization for exchange satisfactory to the Bond Registrar duly executed by the registered owner or his duly authorized attorney) in exchange for an equal aggregate principal amount of fully registered bonds in authorized denominations and of the same series, maturity and interest rate as this Bond.

It is hereby certified and recited that all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of this Bond exist, have happened and have been performed in regular and due form and time as required by the Statutes and Constitution of the State of Florida applicable thereto; and that the issuance of this Bond and of the issue of Bonds of which this Bond is one, does not violate any constitutional or statutory limitation.

This Bond is and has all the qualities and incidents of a negotiable instrument under the laws of the State of Florida.

(Insert redemption provisions)

Notice of such redemption shall be given in the manner provided in the Resolution.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Resolution until the certificate of authentication hereon shall have been duly executed by the Bond Registrar.

[Remainder of page intentionally left blank]

IN WITNESS WHEREOF, the City of St. Petersburg, Florida, has issued this Bond and has caused the same to be executed by its Mayor and attested by its City Clerk, either manually or with their facsimile signatures, and the corporate seal of the Issuer, or a facsimile thereof to be impressed, imprinted or otherwise reproduced hereon, all as of the Dated Date set forth above.

CITY OF ST. PETERSBURG, FLORIDA

(SEAL)

Mayor

ATTESTED:

City Clerk

APPROVED AS TO FORM AND CORRECTNESS

City Attorney [or designee]

CERTIFICATE OF AUTHENTICATION OF BOND REGISTRAR

This Bond is one of the bonds of the issue described in the Resolution.

As Bond Registrar

By: _____
Authorized Signature

Date of Authentication

The following abbreviations, when used in the inscription on the face of the within bond, shall be construed as though they were written out in full according to applicable laws or regulations:

| | | |
|---|--------------------------------------|---------|
| TEN COM - as tenants in common | UNIF GIF MIN ACT - | |
| TEN ENT - as tenants by the entireties | | (Cust.) |
| JT TEN - as joint tenants with right of survivorship and not as tenants in common | Custodian for | (Minor) |
| | under Uniform Gifts to Minors Act of | (State) |

Additional abbreviations may also be used though not in list above.

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers to

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE the within bond and does hereby irrevocably constitute and appoint _____ as his agent to transfer the bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature guaranteed:

(Bank, Trust company or Firm)

(Authorized Officer)

NOTICE: The signature to this assignment must correspond with the name of the registered owner as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever.

SECTION 16. APPLICATION OF 2013 BOND PROCEEDS.

A. The proceeds, including any accrued interest received from the sale of any or all of the 2013A Bonds, shall be applied by the Issuer as follows:

1. Accrued interest, if any, shall be deposited in the Interest Account in the Debt Service Fund, herein created, and shall be used only for the purpose of paying interest becoming due on the 2013A Bonds.

2. To the extent not reimbursed therefor by the Original Purchaser of the 2013A Bonds, the Issuer shall pay all costs and expenses in connection with the preparation, issuance and sale of the 2013A Bonds.

3. To the extent not provided by other funds of the Issuer deposited into, or a surety bond or bonds credited to, the Reserve Account, the Issuer shall deposit to the Reserve Account a sum which, together with any proceeds contributed from the 2013B Bonds, is equal to the Reserve Account Requirement upon issuance of the 2013A Bonds.

4. The remaining proceeds of the 2013A Bonds shall be deposited into the "City of St. Petersburg, Florida Public Utility Revenue Bonds, Series 2013A, Construction and Acquisition Fund," which is hereby created and established (the "2013A Construction and Acquisition Fund"), and which may be used for the purposes set forth in the Bond Resolution, including the cost of any capitalized interest on the Series 2013A Bonds. Such 2013A Construction and Acquisition Fund shall constitute a trust fund for the holders of Bonds and shall be used together with certain other legally available moneys by the Issuer solely to acquire, construct and erect the 2013A Project, including any allowable reimbursement to the Issuer of moneys spent on the 2013A Project in anticipation of the sale of the 2013A Bonds. The Issuer agrees and covenants to commence and proceed with due diligence to complete the construction, erection and acquisition of the 2013A Project. Money on deposit in the 2013A Construction and Acquisition Fund may be invested and reinvested in Investment Securities which mature not later than the date on which the money on deposit therein will be needed for purposes of such funds. All income on such investments shall remain in such Fund. Upon completion of the 2013A Project, remaining amounts on deposit in such Fund may be transferred into the Operating Fund.

B. The proceeds, including any accrued interest received from the sale of any or all of the 2013B Bonds, shall be applied by the Issuer as follows:

1. Accrued interest, if any, shall be deposited in the Interest Account in the Debt Service Fund, herein created, and shall be used only for the purpose of paying interest becoming due on the 2013B Bonds.

2. To the extent not reimbursed therefor by the Original Purchaser of the 2013B Bonds, the Issuer shall pay all costs and expenses in connection with the preparation, issuance and sale of the 2013B Bonds.

3. To the extent not provided by other funds of the Issuer deposited into, or a surety bond or bonds credited to, the Reserve Account, the Issuer shall deposit to the Reserve Account a sum which, together with any proceeds contributed from the 2013A Bonds, is equal to the Reserve Account Requirement upon issuance of the 2013B Bonds.

4. Subject to the execution and delivery of the 2013B Bonds to advance refund the Refunded Bonds, a sum which, together with other legally available funds of the Issuer and investment earnings thereon, is equal to the principal of and interest and redemption premiums, if any, on the Refunded Bonds when due in accordance with the schedules to be attached to the Escrow Deposit Agreement to pay principal and interest on the Refunded Bonds and to pay applicable call premiums and any costs with respect thereto.

SECTION 17. EXECUTION OF ESCROW DEPOSIT AGREEMENT; REDEMPTION OF REFUNDED BONDS. The Issuer hereby approves the Escrow Deposit Agreement as set forth in the form attached hereto as Exhibit F. The Escrow Deposit Agreement shall be executed in the name of the Issuer by the Mayor and attested by the City Clerk, the official seal of the Issuer to be imprinted thereon, and shall be approved as to form and correctness by the City Attorney, with such additional changes and insertions therein as are subsequently approved, and such execution and delivery shall be conclusive evidence of the approval thereof by such officers. The Issuer hereby also authorizes the Director of Finance to engage such professionals as in his discretion are competent to provide a verification report with respect to the Refunded Bonds.

Subject to the execution and delivery of the 2013B Bonds for the purpose of refunding the Refunded Bonds, the Issuer hereby irrevocably calls the callable Refunded Bonds for early redemption on October 1, 2013, or such other date as determined by the Mayor in the Escrow Deposit Agreement. Not less than thirty (30) days prior to such redemption date, the Issuer hereby directs U.S. Bank National Association, in its capacity as Paying Agent for the Refunded Bonds, as successor to SunTrust Bank (the "2003 Paying Agent"), to mail a notice of the redemption of the Refunded Bonds to each holder thereof in accordance with the requirements of Section 14 of the Bond Resolution in the form to be prepared by Bond Counsel. Furthermore, upon issuance of the 2013B Bonds for the purposes of refunding the Refunded Bonds, the Issuer hereby directs the 2003 Paying Agent to mail a notice of defeasance to each holder of the Refunded Bonds in the form to be prepared by Bond Counsel.

SECTION 18. SPECIAL OBLIGATIONS OF ISSUER. The 2013 Bonds shall not be or constitute general obligations or indebtedness of the Issuer as "bonds" within the meaning of the Constitution of Florida, but shall be payable solely from and secured by a lien upon and a pledge of the Net Revenues on parity with the Parity Bonds in the manner and to the extent

provided in the Bond Resolution. No Registered Owners shall ever have the right to compel the exercise of the ad valorem taxing power of the Issuer or taxation in any form of any real property therein to pay such principal and interest from any other funds of the Issuer, except in the manner provided in the Bond Resolution.

Pursuant to the Bond Resolution, the payment of the principal of and interest on the 2013 Bonds and the Parity Bonds is secured, equally and ratably, by an irrevocable lien on the Net Revenues, prior and superior to all other liens or encumbrances on such Net Revenues, and the Issuer has irrevocably pledged such Net Revenues to the payment of the principal of and interest on the 2013 Bonds and the Parity Bonds and for all other required payments.

The Issuer covenants and agrees that all funds and accounts created and maintained pursuant to the Bond Resolution and all moneys on deposit therein shall be trust funds in the hands of the Issuer and shall be used and applied only in the manner and for the purposes expressly provided for in the Bond Resolution. Furthermore, the Issuer may, at its option, establish separate accounts or subaccounts in the various funds and accounts created hereunder in order to keep a separate accounting of moneys related to various components of the System.

The Net Revenues are subject to the lien of this pledge without any physical delivery thereof or further act, and the lien of this pledge shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the Issuer.

SECTION 19. COVENANTS OF THE ISSUER. All covenants of the Issuer set forth in Section 18 of the Bond Resolution are reaffirmed and apply equally to the holders of the 2013 Bonds and the Parity Bonds.

SECTION 20. SUMMARY NOTICE OF SALE AND OFFICIAL NOTICES OF SALE; DELEGATED AWARD.

(1) The Issuer hereby approves the forms of each of the Summary Notice of Sale and the Official Notices of Sale attached hereto as Exhibit A, each made a part hereof as if set forth herein in their entirety, subject to such modifications, amendments, changes and filling of blanks therein as shall be approved by the Mayor. The Issuer hereby authorizes the newspaper publication of the Summary Notice of Sale pursuant to the requirements of law, and the distribution of the Official Notices of Sale based on the advice of the Financial Advisor.

(2) In addition to other items described herein, the Issuer hereby delegates to the Mayor and the Director of Finance of the Issuer the authority to determine the interest rates, the prices and yields and the delivery date for the 2013 Bonds, and all other details of the 2013 Bonds, and to take such further action as shall be required for carrying out the purposes of the Bond Resolution all with respect to the 2013 Bonds.

(3) Subject to full satisfaction of the conditions set forth in Section 6 and in this subparagraph (3) of this Section 20, the Issuer hereby authorizes a delegated award of the 2013 Bonds to the successful bidders in accordance with the terms of the Official Notices of Sale and the bid of the successful bidders, with such changes, amendments, modifications, omissions and additions thereto as shall be approved by the Mayor in accordance with the provisions of the Official Notices of Sale. The bid of the successful bidder to purchase the 2013A Bonds shall not be accepted by the Issuer until such time as the Issuer is in receipt of a properly delivered bid to purchase such 2013A Bonds by the successful bidder, as adjusted as permitted in the applicable Official Notice of Sale, said offer to provide for, among other things, (i) the issuance of not exceeding \$44,000,000 aggregate principal amount of 2013A Bonds, (ii) a true interest cost rate of not more than 5.25% calculated based on the 2013A Bonds only, (iii) a final maturity of the 2013A Bonds not being later than October 1, 2042, (iv) a purchase price (defined to mean original principal amount of the 2013A Bonds plus any related original issue premium less any related original issue discount less related underwriting discount) in excess of 98% of the aggregate principal amount of the 2013A Bonds plus accrued interest, if any, and (v) a completed truth-in-bonding statement in compliance with Section 218.385, Florida Statutes relating to the 2013A Bonds. The award of the 2013A Bonds to the lowest bidder and establishment of the final pricing terms and conditions shall be evidenced by the delivery of a Certificate of Mayor and Director of Finance to the City Clerk, the form of which is attached hereto as Exhibit B. The bid of the successful bidder to purchase the 2013B Bonds shall not be accepted by the Issuer until such time as the Issuer is in receipt of a properly delivered bid to purchase such 2013B Bonds by the successful bidder, as adjusted as permitted in the applicable Official Notice of Sale, said offer to provide for, among other things, (i) the issuance of not exceeding \$47,000,000 aggregate principal amount of 2013B Bonds, (ii) a true interest cost rate of not more than 5.00% calculated based on the 2013B Bonds only, (iii) a final maturity of the 2013B Bonds not being later than October 1, 2033, (iv) a purchase price (defined to mean original principal amount of the 2013B Bonds plus any related original issue premium less any related original issue discount less related underwriting discount) in excess of 98% of the aggregate principal amount of the 2013B Bonds plus accrued interest, if any, (v) net present value debt service savings equal to at least 3% of the principal amount of the Refunded Bonds being refunded with 2013B Bond proceeds, and (vi) a completed truth-in-bonding statement in compliance with Section 218.385, Florida Statutes relating to the 2013B Bonds. The award of the 2013B Bonds to the lowest bidder and establishment of the final pricing terms and conditions shall be evidenced by the delivery of a Certificate of Mayor and Director of Finance to the City Clerk, the form of which is attached hereto as Exhibit B.

SECTION 21. APPROVAL OF PRELIMINARY OFFICIAL STATEMENT AND OFFICIAL STATEMENT. The Issuer hereby approves the form and content of the Preliminary Official Statement for the 2013 Bonds which is attached hereto as Exhibit C. The Director of Finance of the Issuer is hereby authorized to execute on behalf of the Issuer, the final Official Statement relating to the 2013 Bonds with such changes, insertions, omissions and filling of blanks in the Preliminary Official Statement as may be approved by the Director of Finance,

execution thereof to be conclusive evidence of such approval. Such Preliminary Official Statement and final Official Statement are hereby authorized to be used and distributed in connection with the marketing and sale of the 2013 Bonds. The Director of Finance is authorized to deem final the Preliminary Official Statement for purposes of Rule 15c2-12 (the "Rule") of the Securities and Exchange Commission. The Director of Finance is authorized to deliver a certificate to the Original Purchaser of the 2013A Bonds and/or the Original Purchaser of the 2013B Bonds indicating compliance with such Rule.

SECTION 22. CONTINUING DISCLOSURE. The Issuer hereby covenants and agrees that, in order to assist the Original Purchaser in complying with the continuing disclosure requirements of the Rule with respect to the 2013 Bonds, it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate to be executed by the Issuer prior to the time the Issuer delivers the 2013 Bonds to the Original Purchaser, as may be amended from time to time in accordance with the terms thereof. The form of the Continuing Disclosure Certificate, attached hereto as Exhibit D is hereby approved and ratified, all of the provisions of which, when executed and delivered by the Issuer as authorized herein shall be deemed to be a part of this instrument as fully and to the same extent as if incorporated verbatim herein. Notwithstanding any other provision of the Bond Resolution, failure of the Issuer to comply with such Continuing Disclosure Certificate shall not be considered an event of default under the Bond Resolution. However, the Continuing Disclosure Certificate shall be enforceable by the 2013 Bondholders in the event that the Issuer fails to cure a breach thereunder within a reasonable time after written notice from a 2013 Bondholder to the Issuer that a breach exists. Any rights of the 2013 Bondholders to enforce the provisions of this covenant shall be on behalf of all 2013 Bondholders and shall be limited to a right to obtain specific performance of the Issuer's obligations thereunder.

The Continuing Disclosure Certificate shall be executed in the name of the Issuer by the Mayor and attested by the City Clerk, the official seal of the Issuer to be imprinted thereon, and shall be approved as to form and correctness by the City Attorney, with such additional changes and insertions therein as are subsequently approved, and such execution and delivery shall be conclusive evidence of the approval thereof by such officers.

SECTION 23. MEMBERS OF THE CITY COUNCIL NOT LIABLE. No covenant, stipulation, obligation or agreement contained in this Resolution shall be deemed to be a covenant, stipulation, obligation or agreement of any present or future member, agent or employee of the Issuer in his or her individual capacity, and neither the members of the City Council nor any person executing the 2013 Bonds shall be liable personally on the 2013 Bonds or this Resolution or shall be subject to any personal liability or accountability by reason of the issuance or the execution of the 2013 Bonds or this Resolution.

SECTION 24. NO THIRD-PARTY BENEFICIARIES. Except as otherwise expressly provided in this Resolution, nothing herein expressed or implied is intended or shall be

construed to confer upon any person, firm or corporation other than the parties hereto and the 2013 Bondholders issued under and secured by the Bond Resolution, any right, remedy or claim, legal or equitable, under and by reason of this Resolution, or any provisions thereof, all provisions thereof being intended to be and being for the sole and exclusive benefit of the parties thereto and the 2013 Bondholders from time to time of the 2013 Bonds issued under the Bond Resolution.

SECTION 25. APPOINTMENT OF PAYING AGENT, BOND REGISTRAR AND ESCROW AGENT. U.S. Bank National Association is hereby appointed Paying Agent and Bond Registrar with respect to the 2013 Bonds. U.S. Bank National Association is hereby appointed Escrow Agent with respect to the Refunded Bonds. The Paying Agent and Bond Registrar Agreement shall be executed in the name of the Issuer by the Mayor and attested by the City Clerk, the official seal of the Issuer to be imprinted thereon, and shall be approved as to form and correctness by the City Attorney, with such additional changes and insertions therein as are subsequently approved, and such execution and delivery shall be conclusive evidence of the approval thereof by such officers in substantially the form attached hereto as Exhibit E.

SECTION 26. GENERAL AUTHORITY. The members of the City Council of the Issuer, the Mayor, the Director of Finance and the Issuer's officers, attorneys and other agents and employees are hereby authorized to perform all acts and things required of them by this Resolution or desirable or consistent with the requirements hereof for the full, punctual and complete performance of all of the terms, covenants and agreements contained in the 2013 Bonds, and the Bond Resolution including this Resolution, and they are hereby authorized to execute and deliver all documents which shall be required by Bond Counsel or the Original Purchasers to effectuate the sale of the 2013 Bonds. All action taken to date by the officers, attorneys and other agents and employees of the Issuer in furtherance of the issuance of the 2013 Bonds is hereby approved, confirmed and ratified.

SECTION 27. TRANSFER OF FUNDS. On the date of issuance of the 2013B Bonds, the Issuer may transfer moneys on deposit in the funds and accounts created for the benefit of the Refunded Bonds to the Escrow Agent to be held on behalf of the Issuer and to be used pursuant to the terms of the Escrow Deposit Agreement.

SECTION 28. SEVERABILITY. If any one or more of the covenants, agreements or provisions of the Bond Resolution including this Resolution should be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited or against public policy, or shall for any reason whatsoever be held invalid, then such covenants, agreements or provisions shall be null and void and shall be deemed separate from the remaining covenants, agreements or provisions of the Bond Resolution including this Resolution or of the 2013 Bonds issued thereunder.

SECTION 29. REPEALER. This Resolution supersedes all prior actions of City Council inconsistent herewith. All resolutions or portions thereof in conflict with the provisions of this Resolution are hereby repealed to the extent of any such conflict.

SECTION 30. EFFECTIVE DATE. This Resolution shall become effective immediately upon its adoption.

Adopted at a regular session of the City Council held on the 6th day of December, 2012.

Chair-Councilmember
Presiding Officer of the City Council

ATTEST:

City Clerk

EXHIBIT A

**FORM OF OFFICIAL NOTICES OF SALE
AND SUMMARY NOTICE OF SALE**

CITY OF ST. PETERSBURG, FLORIDA

\$ _____ *

PUBLIC UTILITY REVENUE BONDS, SERIES 2013A

\$ _____ *

PUBLIC UTILITY REFUNDING REVENUE BONDS, SERIES 2013B

OFFICIAL NOTICE OF SALE

The Public Utility Revenue Bonds, Series 2013A (the “2013A Bonds”) and Public Utility Refunding Revenue Bonds, Series 2013B (the “2013B Bonds”) and together with the 2013A Bonds, the “2013 Bonds”) are being offered for sale in accordance with this Official Notice of Sale. Notice is hereby given that bids will be received by the City of St. Petersburg, Florida (the “City” or the “Issuer”) for the purchase of the 2013 Bonds via the Parity Electronic Bid Submission System (“Parity”) in the manner described below. Bids for the 2013A Bonds will be received until _____ a.m. eastern time, on _____, _____, 2012 and bids for the 2013B Bonds will be received until _____ a.m. eastern time, on _____, _____, 2012 or on such other dates and/or times as may be established by the Director of Finance of the City or her designee, no less than ten (10) days after the date of publication of the summary notice of sale and communicated by Thomson Municipal Market Monitor not less than twenty (20) hours prior to the time bids are to be received. To the extent any instructions or directions set forth on Parity conflict with this Official Notice of Sale, the terms of this Official Notice of Sale shall control. For further information about Parity, and to subscribe in advance of the bid, potential bidders may contact Parity at (212) 849-5021. The use of Parity shall be at the bidder’s risk and expense, and the City shall have no liability with respect thereto.

_____, 2012

* Preliminary, subject to adjustment as provided herein

OFFICIAL NOTICE OF SALE

CITY OF ST. PETERSBURG, FLORIDA

\$ _____*

PUBLIC UTILITY REVENUE BONDS, SERIES 2013A

\$ _____*

PUBLIC UTILITY REFUNDING REVENUE BONDS, SERIES 2013B

The Public Utility Revenue Bonds, Series 2013A (the "2013A Bonds") and Public Utility Refunding Revenue Bonds, Series 2013B (the "2013B Bonds" and together with the 2013A Bonds, the "2013 Bonds") are being offered for sale in accordance with this Official Notice of Sale. Notice is hereby given that bids will be received by the City of St. Petersburg, Florida (the "City" or the "Issuer") for the purchase of the 2013 Bonds via the Parity Electronic Bid Submission System ("Parity") in the manner described below. Bids for the 2013A Bonds will be received until _____ a.m. eastern time, on _____, _____, 2012 and bids for the 2013B Bonds will be received until _____ a.m. eastern time, on _____, _____, 2012 or on such other dates and/or times as may be established by the Director of Finance of the City or her designee, no less than ten (10) days after the date of publication of the summary notice of sale and communicated by Thomson Municipal Market Monitor not less than twenty (20) hours prior to the time bids are to be received. To the extent any instructions or directions set forth on Parity conflict with this Official Notice of Sale, the terms of this Official Notice of Sale shall control. For further information about Parity, and to subscribe in advance of the bid, potential bidders may contact Parity at (212) 849-5021. The use of Parity shall be at the bidder's risk and expense, and the City shall have no liability with respect thereto. Only bids submitted through Parity will be considered. No telephone, telefax, telegraph, mail, courier delivery or personal delivery bids will be accepted.

BOND DETAILS

The description of the 2013 Bonds, the purpose thereof and the security therefore, as set forth in this Official Notice of Sale, is subject in its entirety to the disclosure made in the Preliminary Official Statement. See "Disclosure Information" herein.

The 2013 Bonds will be issued initially as single fully registered bonds, and when executed and delivered, will be registered in the name of Cede & Co., as registered owner and nominee for The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository for the 2013 Bonds. Individual purchases of the 2013 Bonds may be made only in book-entry form only through Direct Participants (defined herein) in denominations of \$5,000 or integral multiples thereof. Purchasers of 2013 Bonds (the "Beneficial Owners") will not receive physical delivery of bond certificates. As long as Cede & Co. is the registered owner of the 2013 Bonds, as nominee for DTC, payments of principal and interest with respect to the 2013 Bonds will be made directly to such registered owner who will in turn remit such principal and interest payments to DTC participants for subsequent disbursement to the Beneficial Owners.

* Preliminary, subject to adjustment as provided herein

The 2013 Bonds will be dated their date of delivery (expected to be _____, 2013) or such other date as may be communicated by Thomson Municipal Market Monitor not less than 20 hours prior to the time bids are to be received, and shall bear interest from such date and shall be payable semiannually commencing on April 1, 2013, and on each October 1 and April 1 thereafter until maturity at the rate or rates specified in such proposals as may be accepted. The proposed schedule of maturities and amounts are as follows:

**MATURITY SCHEDULE
FOR
THE 2013A BONDS**

| <u>Maturity (Oct 1)</u> | <u>Principal Amount*</u> | <u>Maturity (Oct 1)</u> | <u>Principal Amount*</u> |
|-----------------------------|------------------------------|-----------------------------|------------------------------|
|-----------------------------|------------------------------|-----------------------------|------------------------------|

* Preliminary; subject to adjustment as provided herein
 ** Subject to Term Bond Option as described herein

**MATURITY SCHEDULE
FOR
THE 2013B BONDS**

| <u>Maturity (Oct 1)</u> | <u>Principal Amount*</u> | <u>Maturity (Oct 1)</u> | <u>Principal Amount*</u> |
|-----------------------------|------------------------------|-----------------------------|------------------------------|
|-----------------------------|------------------------------|-----------------------------|------------------------------|

* Preliminary; subject to adjustment as provided herein
 ** Subject to Term Bond Option as described herein

(NOTE: The City reserves the right to modify the maturity schedule shown above prior to the time bids are received. Any such modification will be communicated through the Thomson Municipal Market Monitor (See, "Adjustment of Principal Amounts" below.))

PAYING AGENT AND REGISTRAR

The Paying Agent and Registrar for the 2013 Bonds will be U.S. Bank, National Association.

ADJUSTMENT OF PRINCIPAL AMOUNTS

The schedule of maturities set forth above (the "Initial Maturity Schedules") represents an estimate of the principal amount and maturities of the 2013 Bonds that will be sold. The City reserves the right to change the Initial Maturity Schedules by announcing any such change not later than 3:00 p.m., Eastern Time, on the date immediately preceding the date set for receipt of bids, through Thomson Municipal Market Monitor. If no such change is announced, the Initial Maturity Schedule will be

deemed the schedule of maturities for the Official Bid Form.

Furthermore, if after final computation of the bids, the City determines in its sole discretion that the funds necessary to accomplish the purpose of the 2013 Bonds is more or less than the proceeds of the sale of all of the 2013 Bonds, the City reserves the right to increase or decrease the aggregate principal amount, by no more than 15% of the principal amount stated on the cover of the 2013 Bonds Preliminary Official Statement and reserves the right to increase or decrease the principal amount by no more than 15% within a given maturity of the 2013 Bonds (to be rounded to the nearest \$5,000), or by such other amount as approved by the winning bidder(s).

In the event of any such adjustment, no rebidding or recalculation of the bids submitted will be required or permitted; and the 2013 Bonds of each maturity, as adjusted, will bear interest at the same rate and must have the same initial reoffering yield as specified immediately after award of the 2013 Bonds of that maturity. However, the award will be made to the bidder whose bid produces the lowest true interest cost rate, calculated as specified herein, solely on the basis of the 2013 Bonds offered, without taking into account any adjustment in the amount of 2013 Bonds pursuant to this paragraph.

REDEMPTION PROVISIONS

The 2013 Bonds that mature on or before October 1, 20__ are not subject to redemption prior to their maturities.

The 2013 Bonds that mature on or after October 1, 20__, are subject to redemption beginning October 1, 20__ in whole or in part at any time, in any order of maturities at the option of the City, at a redemption price equal to the par amount of the principal amount thereof plus accrued interest to the redemption date.

TERM BOND OPTION

Any bidder may, at its option, specify that the maturities of the 2013 Bonds maturing after October 1, 20__ will consist of term bonds which are subject to mandatory sinking fund redemption in consecutive years immediately preceding the maturity thereof (each a "Term Bond") as designated in the bid of such bidder. In the event that the bid of the successful bidder specifies that any maturity of the 2013 Bonds will be a Term Bond, such Term Bond will be subject to mandatory sinking fund redemption on October 1, in each applicable year, in the principal amount for such year as set forth hereinbefore under the heading "BOND DETAILS," at a redemption price equal to the principal amount thereof to be redeemed together with accrued interest thereon to the redemption date, without premium.

AUTHORITY AND PURPOSE

The 2013 Bonds are being issued pursuant to Resolution No. 99-227 duly adopted by the City Council of the City on April 22, 1999, as amended and

supplemented, and as particularly amended by Resolution No. 2005-559 duly adopted by the City Council of the City on October 20, 2005 and Resolution No. 2008-256 duly adopted by the City Council of the City on May 15, 2008 (the "Master Resolution") and as particularly supplemented by Resolution No. 2012-_____ duly adopted by the City Council of the City on _____, 2012 (the "2012 Resolution" and collectively with the Master Resolution, the "Bond Resolution") and the Constitution and laws of the State of Florida, Chapter 166, Part II, Florida Statutes, the municipal Charter of the City, and other applicable provisions of law (collectively, the "Act").

The proceeds of the 2013A Bonds are being used to acquire, construct and erect the 2013A Project. Additional proceeds from the 2013A Bonds are being used (i) to make a deposit into the Reserve Account in such amount that at least takes into account the difference between the amounts on deposit in the Reserve Account and the Reserve Account Requirement for the Bonds and (ii) to pay certain costs of issuance of the 2013A Bonds.

The proceeds of the 2013B Bonds are being used to advance refund all or a portion of \$42,700,000 in principal amount of the City's currently outstanding Public Utility Refunding Revenue Bonds, Series 2003 and pay certain costs of issuance of the 2013B Bonds.

SECURITY

The 2013 Bonds and the interest thereon are payable from an irrevocable first lien on the Net Revenues of the City's Public Utility System on a parity with the City's Public Utility Revenue Bonds, Series 2003 to be outstanding after the refunding of the Refunded 2003 Bonds in the aggregate principal amount of \$320,000, the City's Public Utility Revenue Bonds, Series 2005 currently outstanding in the aggregate principal amount of \$46,385,000, the City's Public Utility Refunding Revenue Bonds, Series 2006 currently outstanding in the aggregate principal amount of \$51,140,000, the City's Public Utility Revenue Bonds, Series 2009A currently outstanding in the aggregate principal amount of \$51,420,000, the City's Public Utility Refunding Revenue Bonds, Series 2009B currently outstanding in the aggregate principal amount of \$16,555,000, the City's Taxable Public Utility Revenue Bonds, Series 2010A (Federally Taxable – Build America Bonds – Direct Subsidy) currently outstanding in the aggregate principal amount of \$29,315,000 and the City's Taxable Public Utility Revenue Bonds, Series 2010B (Federally Taxable – Recovery Zone in the aggregate principal amount of \$19,695,000.

The 2013 Bonds shall not be or constitute general obligations or indebtedness of the City as "bonds" within the meaning of the constitution of Florida, but shall be payable solely from and secured by a lien upon and pledge of the Net Revenues as provided in the Resolution. No registered owners shall ever have the right to compel the exercise of the ad valorem taxing power of the City or taxation in any form of any real property therein to pay such principal and interest from any other funds of the City except from the Net Revenues of the System.

RESERVE ACCOUNT AND RATINGS

Upon issuance of the 2013 Bonds, the City will deposit into the Reserve Account for the 2013 Bonds and amount that at least takes into account the difference between the amounts currently on deposit in the Reserve Account and the Reserve Account Requirement for the Bonds. (Further information about the Reserve Account is set forth in the Preliminary Official Statement under the section titled "SECURITY FOR THE 2013 BONDS").

Moody's Investor Services and Fitch Rating have assigned underlying ratings of "___" and "___" to the 2013 Bonds.

TERMS OF BID AND BASIS OF AWARD

Proposals must be unconditional and for the purchase of all of the 2013A Bonds. The reoffering price for the 2013A Bonds may not be less than 98% of the principal amount of the 2013A Bonds for any single maturity thereof. The aggregate purchase price, inclusive of original issue discount ("OID"), original issue premium ("OIP") and underwriter's discount, may not be equal to or less than 98% of the principal amount of the 2013A Bonds. The true interest cost for the 2013A Bonds may not exceed 5.25%.

Proposals must be unconditional and for the purchase of all of the 2013B Bonds. The reoffering price for the 2013B Bonds may not be less than 98% of the principal amount of the 2013B Bonds for any single maturity thereof. The aggregate purchase price, inclusive of original issue discount ("OID"), original issue premium ("OIP") and underwriter's discount, may not be equal to or less than 98% of the principal amount of the 2013B Bonds. The true interest cost for the 2013B Bonds may not exceed 5.00%.

The 2013 Bonds shall bear interest expressed in multiples of one-eighth (1/8) or one-twentieth (1/20) of one (1) per centum. The use of split or supplemental interest coupons will not be considered and a zero rate or blank rate will not be permitted. All 2013A Bonds maturing on the same date shall bear the same rate of interest. All 2013B Bonds maturing on the same date shall bear the same rate of interest.

The 2013A Bonds will be awarded to the bidder offering to purchase the 2013A Bonds at the lowest annual interest cost computed on a True Interest Cost basis (the "TIC"). The annual TIC will be determined by doubling the semi-annual interest rate necessary to discount the semi-annual debt service payments on the 2013A Bonds back to the Net Bond Proceeds (defined as the par amount of the 2013A Bonds, plus any OIP, less any OID and underwriter's discount on the 2013A Bonds calculated on a 30/360 day count basis to the Closing Date, as defined below). The TIC must be calculated to four (4) decimal places.

The 2013B Bonds will be awarded to the bidder offering to purchase the 2013B Bonds at the lowest annual interest cost computed on a True Interest Cost basis (the "TIC"). The annual TIC will be determined by doubling the semi-annual interest rate

necessary to discount the semi-annual debt service payments on the 2013B Bonds back to the Net Bond Proceeds (defined as the par amount of the 2013B Bonds, plus any OIP, less any OID and underwriter's discount on the 2013B Bonds calculated on a 30/360 day count basis to the Closing Date, as defined below). The TIC must be calculated to four (4) decimal places.

THE CITY RESERVES THE RIGHT TO REJECT ALL BIDS OR ANY BID NOT CONFORMING TO THIS OFFICIAL NOTICE OF SALE. THE CITY ALSO RESERVES THE RIGHT TO WAIVE, IF PERMITTED BY LAW, ANY IRREGULARITY OR INFORMALITY IN ANY PROPOSAL. THE CITY SHALL NOT REJECT ANY CONFORMING BID, UNLESS ALL CONFORMING BIDS ARE REJECTED. IN ADDITION, THE CITY RESERVES THE RIGHT TO AWARD ONE, BOTH OR NEITHER SERIES OF BONDS AT ITS SOLE DISCRETION.

GOOD FAITH DEPOSIT

If the Issuer selects winning bids, then the successful bidder(s) must submit a "Good Faith Deposit" (the "Deposit") to the Issuer in the form of a wire transfer in the amount of \$_____ for 2013A Bonds and \$_____ for the 2013B Bonds not later than 2:00 p.m., Eastern Time on the business day following the award. The Deposit of the successful bidder will be collected and the proceeds thereof retained by the Issuer to be applied as partial payment for the 2013A Bonds and 2013B Bonds and no interest will be allowed or paid upon the amount thereof, but in the event the successful bidder shall fail to comply with the terms of the bid, the proceeds thereof will be retained as and for full liquidated damages.

STANDARD FILINGS, CHARGES AND CLOSING DOCUMENTS

The winning bidder(s) will be required to make the standard filings and maintain the appropriate records routinely required pursuant to MSRB Rules G-8, G-11 and G-36. The winning bidder(s) will be required to pay the standard MSRB charge for the 2013 Bonds purchased. The winning bidder(s) will also be required to execute certain closing documents required by Florida law or required by bond counsel in connection with the delivery of its tax opinion. See "Disclosure; Amendments to Notice of Sale; Notification Obligations of Purchaser" herein.

CUSIP NUMBERS

It is anticipated that CUSIP identification numbers will be printed on the 2013 Bonds, but neither the failure to print such number on any 2013 Bonds nor any error with respect thereto shall constitute cause for failure or refusal by the successful bidder to accept delivery of and pay for the 2013 Bonds in accordance with their agreement to purchase the 2013 Bonds. All expenses in relation to the printing of CUSIP numbers on the 2013 Bonds shall be paid for by the Issuer; provided, however, that it shall be the responsibility of the successful bidder(s) to timely obtain and pay for the assignment of such CUSIP numbers.

DELIVERY OF THE 2013 BONDS

The Issuer will pay the cost of preparing the 2013 Bonds. The successful bidder(s) is responsible for DTC eligibility and related DTC costs. Delivery of and payment for the 2013 Bonds will be made on a date specified by the Issuer via DTC Fast. Delivery of and payment for the 2013 Bonds will be made on or about _____, 2013 through the facilities of DTC in New York, New York, or such other time and place mutually acceptable to the successful bidder and the Issuer. Payment of the full purchase price, less the Deposit, shall be made to the Issuer at the closing, in Federal Reserve Funds of the United States of America, without cost to the Issuer.

The legal opinion of Bryant Miller Olive P.A. ("Bond Counsel") will be furnished without charge to the successful bidder(s) at the time of delivery of the 2013 Bonds. For a further discussion of the content of that opinion and the proposed form of the approving opinion, see the Preliminary Official Statement for the 2013 Bonds.

There will also be furnished at the time of delivery of the 2013 Bonds, a certificate or certificates of the City (which may be included in a consolidated closing certificate) relating to the accuracy and completeness of the Official Statement; and stating, among other things, that there is no litigation of any nature pending or, to the knowledge of the City, threatened, at the time of delivery of the 2013 Bonds, (a) to restrain or enjoin the issuance of the 2013 Bonds or (b) affecting or contesting the validity of the 2013 Bonds, and (c) that the Preliminary Official Statement has been deemed by the City to be a "final official statement" for purposes of SEC Rule 15c2-12(b)(3) and (4).

The successful bidder(s) will be responsible for the clearance or exemption with respect to the status of the 2013 Bonds for sale under the securities or "Blue Sky" laws of the several states and the preparation of any surveys or memoranda in connection with such sale.

DISCLOSURE; AMENDMENTS TO NOTICE OF SALE; NOTIFICATION OBLIGATIONS OF PURCHASER

This Official Notice of Sale is not intended as a disclosure document and bidders are required to obtain and carefully review the entire Preliminary Official Statement (including all appendices thereto) before submitting a bid.

This Official Notice of Sale may be amended from time to time after its initial publication by publication of amendments thereto not less than 20 hours prior to the bid date and time via Thomson Municipal Market Monitor. Each bidder will be charged with the responsibility of obtaining any such amendments and complying with the terms thereof.

Prior to delivery of the 2013 Bonds to the successful bidder, the successful bidder shall file with the City a statement as described in Section 218.38(1)(c)2, Florida Statutes, containing the underwriting spread, and the amount of any fee,

bonus or gratuity paid in connection with the 2013 Bonds to any person not regularly employed by the successful bidder. This statement shall be filed with the City even if no such management fee or underwriting spread has been charged by the successful bidder or no such fee, bonus or gratuity has been paid by the successful bidder, and such filing shall be a condition precedent to the delivery of the 2013 Bonds by the City to the successful bidder.

The successful bidder, by submitting its bid, agrees to furnish to the City and Bond Counsel, a certificate verifying information as to the bona fide initial offering prices of the 2013 Bonds to the public and sales of the 2013 Bonds appropriate for determination of the issue price of, and the yield on, the 2013 Bonds under the Internal Revenue Code of 1986, as amended, and such other documentation as and at the time requested by Bond Counsel.

The successful bidder shall also verify its winning bid in writing to the City by executing a printed copy of its winning bid as reported on Parity.

Each bidder is required to provide a Truth in Bonding Statement pursuant to Section 218.385, Florida Statutes, and to disclose the payment of any "finder's fee" pursuant to Section 218.386, Florida Statutes, prior to the award of the 2013 Bonds, as set forth in Exhibit A.

OFFICIAL STATEMENT

The Issuer shall furnish at its expense within seven (7) business days after the 2013 Bonds have been awarded to the successful bidder(s), or at least three (3) business days before closing, whichever is earlier, up to 150 copies of the final Official Statement, which, in the judgment of the financial advisor to the City will permit the successful bidder to comply with applicable SEC and MSRB rules. The successful bidder(s) may arrange for additional copies of the final Official Statement at its expense.

CONTINUING DISCLOSURE

The City has covenanted for the benefit of bondholders to provide certain financial information and operating data relating to the System and the 2013 Bonds in each year (the "Annual Report"), and to provide notices of the occurrence of certain enumerated material events. Such covenant shall only apply so long as the 2013 Bonds remain outstanding under the Bond Resolution. The covenant shall also cease upon the termination of the continuing disclosure requirements of Securities and Exchange Commission Rule 15c2-12(b)(5) (the "Rule") by legislative, judicial or administrative action. The Annual Report will be filed by the City as required with the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System ("EMMA").

DISCLOSURE INFORMATION

Copies of the Preliminary Official Statement, as supplemented and amended by this Official Notice of Sale, "deemed final" (except for permitted omissions) by the Issuer in accordance with SEC Rule 15c2-12 can be obtained from the financial advisor to the City, Public Financial Management Inc., 300 South Orange Avenue, Suite 1170, Orlando, Florida 32801 (407) 648-2208 before a bid is submitted. The City's Preliminary Official Statement ("POS") and Official Notice of Sale are also available for viewing in electronic format at <http://www.idealprospectus.com>.

CITY OF ST. PETERSBURG, FLORIDA

By: /s/Anne Fritz
Director of Finance

EXHIBIT A

**2013A BONDS
TRUTH-IN-BONDING STATEMENT
AND DISCLOSURE**

In compliance with Section 218.385, Florida Statutes, as amended, the undersigned bidder submits the following Truth-In-Bonding Statement with respect to the 2013A Bonds (NOTE: For information purposes only and not a part of the bid):

The City is proposing to issue \$_____ of debt or obligation for the purpose of financing the costs of the acquisition, construction and erection of the 2013 Project. This debt or obligation is expected to be repaid over a period of approximately __ years. At a true interest cost of _____%, total interest paid over the life of the debt or obligation will be \$_____.

The source of repayment or security for this proposal is Net Revenues of the City's Public Utility System in the manner and to the extent described in the Preliminary Official Statement and Official Notice of Sale. Authorizing this debt or obligation will result in _____ of such Net Revenues not being available for other services or purposes of the City each year for __ years.

In compliance with Section 218.386, Florida Statutes, the undersigned, on behalf of itself and all other members of the underwriting group, if any, hereby certifies that neither it nor any member of the underwriting group have paid any "finder's fees" as defined in Section 218.386, Florida Statutes, any bonus, fee or gratuity in connection with the sale of the 2013A Bonds, except as provided below:

Bidder's Name: _____

By: _____

Title: _____

Date: _____

**2013B BONDS
TRUTH-IN-BONDING STATEMENT
AND DISCLOSURE**

In compliance with Section 218.385, Florida Statutes, as amended, the undersigned bidder submits the following Truth-In-Bonding Statement with respect to the 2013B Bonds (NOTE: For information purposes only and not a part of the bid):

The City is proposing to issue \$_____ of debt or obligation for the purpose of refunding certain outstanding indebtedness. This debt or obligation is expected to be repaid over a period of approximately __ years. At a true interest cost of _____%, total interest paid over the life of the debt or obligation will be \$_____.

The source of repayment or security for this proposal is Net Revenues of the City's Public Utility System in the manner and to the extent described in the Preliminary Official Statement and Official Notice of Sale. Authorizing this debt or obligation will result in _____ of such Net Revenues not being available for other services or purposes of the City each year for __ years.

In compliance with Section 218.386, Florida Statutes, the undersigned, on behalf of itself and all other members of the underwriting group, if any, hereby certifies that neither it nor any member of the underwriting group have paid any "finder's fees" as defined in Section 218.386, Florida Statutes, any bonus, fee or gratuity in connection with the sale of the 2013B Bonds, except as provided below:

Bidder's Name: _____

By: _____

Title: _____

Date: _____

SUMMARY NOTICE OF SALE

City of St. Petersburg, Florida

\$ _____ *

Public Utility Revenue Bonds, Series 2013A

\$ _____ *

Public Utility Refunding Revenue Bonds, Series 2013B

Bids for the above captioned bonds (the “2013A Bonds” and “2013B Bonds” and collectively, the “2013 Bonds”) will be received by the City of St. Petersburg, Florida (the “City” or “Issuer”), via the Parity Electronic Bid Submission System (“Parity”). Bids for the 2013A Bonds will be received until _____ a.m. eastern time, on _____, _____, 2012 and bids for the 2013B Bonds will be received until _____ a.m. eastern time, on _____, _____, 2012 or on such other dates and/or times as may be established by the Director of Finance of the City or her designee no less than ten (10) days after the date of publication of this notice and communicated by Thomson Municipal Market Monitor not less than twenty (20) hours prior to the time bids are to be received (the “Bid Dates”).

Such bids are to be opened in public at said times and place on said day(s) for the purchase of the 2013 Bonds. The 2013 Bonds are being issued to (i) acquire, construct, and erect the 2013 Project, (ii) refund outstanding indebtedness, (iii) make a deposit into the Reserve Account and (iv) pay certain costs and expenses incurred in connection with the issuance of the 2013 Bonds.

The approving opinion of Bryant Miller Olive P.A., Tampa, Florida, Bond Counsel, will be furnished to the successful bidder at the expense of the City.

Electronic copies of the Preliminary Official Statement and the Official Notice of Sale relating to the 2013 Bonds will be available at the website address <http://www.idealprospectus.com>. All of such documents should be read in their entirety by prospective purchasers of the 2013 Bonds. Printed, bound copies of the Preliminary Official Statement will be available through the sale date from the City’s financial advisor, Public Financial Management, 300 South Orange Avenue, Suite 1170, Orlando, Florida 32801, telephone 407-648-2208.

City of St. Petersburg, Florida

Anne Fritz

Director of Finance

Dated: _____, 2012

*Preliminary, subject to change.

EXHIBIT B

FORM OF CERTIFICATE OF MAYOR AND DIRECTOR OF FINANCE

CERTIFICATE OF MAYOR AND DIRECTOR OF FINANCE

In reference to the City of St. Petersburg, Florida Public Utility Revenue Bonds, Series 2013A (the "Series 2013A Bonds") and the City of St. Petersburg, Florida Public Utility Refunding Revenue Bonds, Series 2013B (the "Series 2013B Bonds," and together with the Series 2013A Bonds, the "Series 2013 Bonds") the undersigned hereby finds, determines and declares:

1. The City Council (the "Council") of the City of St. Petersburg, Florida (the "City") adopted Resolution No. 99-227 on April 22, 1999 (as amended and supplemented from time to time, and as particularly amended by Resolution No. 2005-559 adopted by the City Council of the Issuer on October 20, 2005 and Resolution No. 2008-256 adopted by the City Council of the Issuer on May 15, 2008, the "Bond Resolution"), as particularly supplemented by Resolution No. 2012-___ adopted on December 6, 2012 (the "Authorizing Resolution") which authorized the issuance of the Series 2013A Bonds for the primary purpose of financing the acquisition, construction and erection of additions, improvements and extensions to the public utility system of the City, and the Series 2013B Bonds for the primary purpose of currently refunding the Refunded Bonds. All capitalized undefined terms used herein shall have the meanings ascribed thereto in the Authorizing Resolution.

2. Pursuant to the Authorizing Resolution, the undersigned Mayor is authorized by the Council to take the actions required for the award and delivery of the Series 2013 Bonds as set forth in Section 20(3) of the Authorizing Resolution only in the event that they are in receipt of one or more properly delivered bids to purchase the Series 2013 Bonds, said offer to provide for, among other things, (i) the issuance of not exceeding \$44,000,000 aggregate principal amount of Series 2013A Bonds, (ii) a true interest cost rate of not more than 5.25% calculated based on the Series 2013A Bonds only, (iii) a final maturity of the Series 2013A Bonds not being later than October 1, 2042, (iv) a purchase price (defined to mean original principal amount of the Series 2013A Bonds plus any related original issue premium less any related original issue discount less related underwriting discount) in excess of 98% of the aggregate principal amount of the Series 2013A Bonds plus accrued interest, if any, (v) a completed truth-in-bonding statement in compliance with Section 218.385, Florida Statutes relating to the Series 2013A Bonds, (vi) the issuance of not exceeding \$47,000,000 aggregate principal amount of Series 2013B Bonds, (vii) a true interest cost rate of not more than 5.00% calculated based on the Series 2013B Bonds only, (viii) a final maturity of the Series 2013B Bonds not being later than October 1, 2033, (ix) a purchase price (defined to mean original principal amount of the Series 2013B Bonds plus any related original issue premium less any related original issue discount less related underwriting discount) in excess of 98% of the aggregate principal amount of the Series 2013B Bonds plus accrued interest, if any, (x) net present value debt service savings equal to at least 3% of the principal amount of the Refunded Bonds being refunded with Series 2013B Bond proceeds, and (xi) a completed truth-in-bonding statement in compliance with Section 218.385, Florida Statutes relating to the Series 2013B Bonds, which findings satisfy the requirements of the Authorizing Resolution.

3. The Series 2013 Bonds have been subjected to competitive bids based on lowest true interest cost in accordance the Authorizing Resolution and applicable law. Bids were solicited pursuant to the Official Notices of Sale. Qualifying bids for the Series 2013A Bonds, attached hereto as Composite Exhibit A-1, were received and were publicly opened. On the basis of the lowest true interest cost to the City, subject to receipt of the good faith deposit in accordance with the terms in the respective Official Notice of Sale, the Series 2013A Bonds are hereby awarded on an all-or-none basis to _____ (the "2013A Original Purchaser") based on their proposed true interest cost of ____% as set forth on their bid and as verified by the City's Financial Advisor. Qualifying bids for the Series 2013B Bonds, attached hereto as Composite Exhibit A-2, were received and were publicly opened. On the basis of the lowest true interest cost to the City, subject to receipt of the good faith deposit in accordance with the terms in the respective Official Notice of Sale, the Series 2013B Bonds are hereby awarded on an all-or-none basis to _____ (the "2013B Original Purchaser," and together with the 2013A Original Purchaser the "Original Purchasers") based on their proposed true interest cost of ____% as set forth on their bid and as verified by the City's Financial Advisor.

4. The Series 2013 Bonds are scheduled to be delivered to the 2013A Original Purchaser and the 2013B Original Purchaser on _____, 2013.

5. Pursuant to the authority contained in the Authorizing Resolution the City has heretofore adjusted the final principal amounts and/or Amortization Installments from that which was set forth in the Official Notices of Sale. After making such permitted adjustments:

(a) The aggregate principal amount of the Series 2013A Bonds is \$_____.

(b) The aggregate principal amount of the Series 2013B Bonds is \$_____.

(c) The purchase price of the Series 2013A Bonds is \$_____ (which equals the par amount of the Series 2013A Bonds of \$_____ less a related underwriting discount of \$_____ less/plus a related net original issue discount/premium of \$_____), bearing interest at the rates hereinafter set forth.

(d) The purchase price of the Series 2013B Bonds is \$_____ (which equals the par amount of the Series 2013B Bonds of \$_____ less a related underwriting discount of \$_____ less/plus a related net original issue discount/premium of \$_____), bearing interest at the rates hereinafter set forth.

(e) The Series 2013 Bonds shall be dated as of the date of their delivery and shall mature on October 1 of the following years, shall bear interest payable on April 1 and October 1, commencing April 1, 2013, with such principal amounts and interest rates as follows:

\$ _____ City of St. Petersburg, Florida
Public Utility Revenue Bonds, Series 2013A

| Maturity <u>(October 1)*</u> | Principal <u>Amount</u> | Interest <u>Rate</u> |
|---------------------------------|----------------------------|-------------------------|
|---------------------------------|----------------------------|-------------------------|

\$ _____ City of St. Petersburg, Florida
Public Utility Refunding Revenue Bonds, Series 2013B

| Maturity <u>(October 1)*</u> | Principal <u>Amount</u> | Interest <u>Rate</u> |
|---------------------------------|----------------------------|-------------------------|
|---------------------------------|----------------------------|-------------------------|

*Serial Bonds unless otherwise noted.

**Denotes a Term Bond.

6. The Series 2013 Bonds that mature on or before October 1, _____ are not subject to redemption prior to their maturities. The Series 2013 Bonds that mature on or after October 1, _____, are subject to redemption beginning October 1, _____ in whole or in part at any time, in any order of maturities at the option of the City, at a redemption price equal to the principal amount thereof plus accrued interest to the redemption date.

7. The Series 2013A Bonds maturing on October 1, _____ and October 1, _____ are subject to mandatory redemption or purchase prior to their stated dates of maturity, in part by lot, in such manner as the City may deem appropriate, from Amortization Installments deposited by the City in the Bond Amortization Account, at the principal amount thereof, unless purchased pursuant to the operation of such Account, plus accrued interest to the redemption date, on October 1 of the years and in the principal amounts, both set forth below:

\$_____ Series 2013A Term Bonds Due October 1, _____*
Amortization Installments

| Mandatory Redemption Date (<u>October 1</u>) | <u>Amount</u> |
|--|---------------|
|--|---------------|

\$

*

*Final maturity.

EXECUTED this _____ day of _____, 2012.

CITY OF ST. PETERSBURG, FLORIDA

By: _____

Name: David W. (Bill) Foster

Title: Mayor

By: _____

Name: Anne A. Fritz

Title: Director of Finance

COMPOSITE EXHIBIT A-1

QUALIFYING BIDS

COMPOSITE EXHIBIT A-2

QUALIFYING BIDS

EXHIBIT C

FORM OF PRELIMINARY OFFICIAL STATEMENT

PRELIMINARY OFFICIAL STATEMENT DATED _____, 2012

NEW ISSUE - FULL-BOOK ENTRY

Moody's: "___"
Fitch: "___"
(See "Ratings" herein)

In the opinion of Bond Counsel, assuming compliance by the City with certain covenants, under existing statutes, regulations, and judicial decisions, the interest on the 2013 Bonds will be excluded from gross income for federal income tax purposes of the holders thereof and will not be an item of tax preference for purposes of the federal alternative minimum tax imposed on individuals and corporations. However, interest on the 2013 Bonds is not taken into account in determining adjusted current earnings for purposes of computing the alternative minimum tax on corporations. See "TAX EXEMPTION" herein for a description of other tax consequences to holders of the 2013 Bonds.

CITY OF ST. PETERSBURG, FLORIDA

\$37,295,000*
PUBLIC UTILITY REVENUE BONDS,
SERIES 2013A

\$38,505,000*
PUBLIC UTILITY REFUNDING REVENUE BONDS,
SERIES 2013B

Dated: Date of Delivery

Due: As Shown on Next Page

The City of St. Petersburg, Florida (the "City") is issuing \$37,295,000* of its Public Utility Revenue Bonds, Series 2013A (the "2013A Bonds") and \$38,505,000* of its Public Utility Refunding Revenue Bonds, Series 2013B (the "2013B Bonds" and collectively with the 2013A Bonds, the "2013 Bonds"). The 2013 Bonds are being issued in fully registered form and, when initially issued, will be registered to Cede & Co. as nominee of The Depository Trust Company, New York, New York. Individual purchases will be made in book-entry form only, in the principal amount of \$5,000 or any integral multiple thereof. Purchasers will not receive physical delivery of bond certificates. Interest on the 2013 Bonds will be payable semi-annually beginning on April 1, 2013 and on each October 1 and April 1 thereafter.

The 2013 Bonds are subject to optional redemption and may be subject to mandatory redemption as described herein.

The proceeds of the 2013A Bonds are being used to (i) acquire, construct and erect the 2013A Project (as described herein – see "PURPOSE OF THE 2013 BONDS – The 2013A Project"), (ii) to make a deposit into the Reserve Account in such amount that at least takes into account the difference between the amounts on deposit in the Reserve Account and the Reserve Account Requirement for the Bonds (see "SECURITY FOR THE BONDS – Reserve Account") and (iii) to pay certain costs of issuance of the 2013A Bonds. The proceeds of the 2013B Bonds are being used to (i) advance refund all or a portion of the \$42,700,000 in principal amount of the City's currently outstanding Public Utility Refunding Revenue Bonds, Series 2003 (the "Refunded 2003 Bonds"), (see "PURPOSE OF THE 2013 BONDS – The Refunding Plan") and (ii) pay certain costs of issuance of the 2013B Bonds.

The 2013 Bonds and the interest thereon are payable from an irrevocable first lien on the Net Revenues of the City's Public Utility System on a parity with the City's Public Utility Revenue Bonds, Series 2003 to be outstanding after the refunding of the Refunded 2003 Bonds in the aggregate principal amount of \$320,000, the City's Public Utility Revenue Bonds, Series 2005 currently outstanding in the aggregate principal amount of \$46,385,000, the City's Public Utility Refunding Revenue Bonds, Series 2006 currently outstanding in the aggregate principal amount of \$51,140,000, the City's Public Utility Revenue Bonds, Series 2009A currently outstanding in the aggregate principal amount of \$51,420,000, the City's Public Utility Refunding Revenue Bonds, Series 2009B currently outstanding in the aggregate principal amount of \$16,555,000; the City's Taxable Public Utility Revenue Bonds, Series 2010A (Federally Taxable – Build America Bonds – Direct Subsidy) currently outstanding in the aggregate principal amount of \$29,315,000 and the City's Taxable Public Utility Revenue Bonds, Series 2010B (Federally Taxable – Recovery Zone Economic Development Bonds – Direct Subsidy) currently outstanding in the aggregate principal amount of \$19,695,000.

Neither the 2013 Bonds nor the interest thereon constitute a general indebtedness of the City within the meaning of any constitutional, statutory or charter provision or limitation. No owner or owners of any 2013 Bonds shall ever have the right to compel the exercise of the ad valorem taxing power of the City, or taxation in any form on any real property therein, to pay the 2013 Bonds or the interest thereon.

Bids for the purchase of the 2013 Bonds will be received on behalf of the City on the *PARITY* website on or about _____, 2012 as provided in the Official Notice of Sale related to the 2013 Bonds.

This cover page contains certain information for quick reference only. It is not a summary of this issue. Investors must read the entire Official Statement to obtain information essential to the making of an informed investment decision.

This Preliminary Official Statement and any information contained herein are subject to completion and amendment. Under no circumstances may this Preliminary Official Statement constitute an offer to sell or the solicitation of an offer to buy, nor shall there be any sale of the 2013 Bonds in any jurisdiction in which such offer, solicitation or sale would be unlawful prior to registration or qualification under the securities laws of such jurisdiction.

The 2013 Bonds are offered for delivery when, as and if issued by the City and received by the Original Purchaser [or Original Purchasers], subject to the approval of legality by Bryant Miller Olive P.A., Tampa, Florida, Bond Counsel. Certain legal matters will be passed upon for the City by John C. Wolfe, Esq., City Attorney, or other designated City Attorney, and GrayRobinson, P.A., Tampa, Florida, Special Disclosure Counsel to the City. Public Financial Management, Inc., Orlando, Florida, is serving as Financial Advisor to the City. It is expected that the 2013 Bonds in definitive form will be available for delivery in New York, New York on or about _____, 2013, or such other date as determined by the City prior to receipt of bids.

ELECTRONIC BIDS FOR THE 2013A BONDS PURSUANT TO THE PROVISIONS OF THE OFFICIAL NOTICE OF SALE WILL BE RECEIVED BY THE CITY UNTIL 10:45 A.M., EASTERN TIME ON _____, _____, 2012, OR SUCH OTHER DATE AS DESCRIBED IN THE OFFICIAL NOTICE OF SALE THROUGH THE PARITY COMPETITIVE BIDDING SYSTEM.

ELECTRONIC BIDS FOR THE 2013B BONDS PURSUANT TO THE PROVISIONS OF THE OFFICIAL NOTICE OF SALE WILL BE RECEIVED BY THE CITY UNTIL 11:00 A.M., EASTERN TIME ON _____, _____, 2012, OR SUCH OTHER DATE AS DESCRIBED IN THE OFFICIAL NOTICE OF SALE THROUGH THE PARITY COMPETITIVE BIDDING SYSTEM.

Dated: _____, 2012. _____

*Preliminary, subject to change.

CITY OF ST. PETERSBURG, FLORIDA

\$37,295,000*

**PUBLIC UTILITY REVENUE BONDS,
SERIES 2013A**

\$38,505,000*

**PUBLIC UTILITY REFUNDING REVENUE BONDS,
SERIES 2013B**

AMOUNTS, MATURITIES, INTEREST RATES, YIELDS OR PRICES AND INITIAL CUSIP NUMBERS

Series 2013A Bonds

| <u>Amounts*</u> | <u>Maturity** (October 1)</u> | <u>Interest Rate</u> | <u>Yield or Price</u> | <u>Initial CUSIP Number***</u> |
|-----------------|-----------------------------------|--------------------------|---------------------------|------------------------------------|
|-----------------|-----------------------------------|--------------------------|---------------------------|------------------------------------|

Series 2013B Bonds

| <u>Amounts*</u> | <u>Maturity** (October 1)</u> | <u>Interest Rate</u> | <u>Yield or Price</u> | <u>Initial CUSIP Number***</u> |
|-----------------|-----------------------------------|--------------------------|---------------------------|------------------------------------|
|-----------------|-----------------------------------|--------------------------|---------------------------|------------------------------------|

* Preliminary, subject change.

** Subject to term bond option as described in the "DESIGNATION OF TERM BONDS" in the respective Official Notice of Sale.

*** CUSIP is a registered trademark of the American Bankers Association. CUSIP data herein is provided by CUSIP Global Services, managed by Standards & Poor's Financial Services LLC on behalf of The American Bankers Association. This data is not intended to create a database and does not serve in any way as a substitute for the CUSIP Services. CUSIP numbers are included herein solely for the convenience of the purchasers of the Series 2013 Bonds. Neither the City nor the Underwriter shall be responsible for the selection or correctness of the CUSIP numbers set forth herein.

CITY OF ST. PETERSBURG, FLORIDA

ELECTED OFFICIALS

MAYOR

Bill Foster

CITY COUNCIL

District 1 – Charles Gerdes

District 2 – James R. Kennedy, Jr.

District 3 – William H. Dudley

District 4 – Leslie Curran, Chair

District 5 – Steve Kornell

District 6 – Karl Nurse

District 7 – Wengay "Newt" Newton, Vice Chair

District 8 – Jeff Danner

APPOINTED OFFICIALS

Patricia A. Elston, City Administrator

John C. Wolfe, Esq., City Attorney

Mark A. Winn, Chief Assistant City Attorney

Dave Metz, Administrator, Internal Services

Anne A. Fritz, Director of Finance

Eva A. Andujar, City Clerk

Steve Leavitt, Director of Water Resources

Michael Connors, Administrator, Public Works

BOND COUNSEL

Bryant Miller Olive P.A.

Tampa, Florida

SPECIAL DISCLOSURE COUNSEL

GrayRobinson, P.A.

Tampa, Florida

FINANCIAL ADVISOR

Public Financial Management, Inc.

Orlando, Florida

No dealer, broker, salesman or other person has been authorized to make any representation, other than as contained in this Official Statement, and if given or made, such other information or representations must not be relied upon. This Official Statement does not constitute an offer to sell or the solicitation of an offer to buy nor shall there be any sale of the 2013 Bonds by any person in any jurisdiction in which it is unlawful for such person to make such offer, solicitation or sale. The information contained in this Official Statement has been obtained from public documents, records and other sources considered to be reliable and, while not guaranteed as to completeness or accuracy, is believed to be correct. Any statements in this Official Statement involving estimates, assumptions and matters of opinion, whether or not so expressly stated, are intended as such and not as representations of fact, and the City expressly makes no representation that such estimates, assumptions and opinions will be realized or fulfilled. Any information, estimates, assumptions and matters of opinion contained in this Official Statement are subject to change without notice, and neither the delivery of this Official Statement nor any sale made hereunder, shall under any circumstances, create any implication that there has been no change in the affairs of the City since the date hereof.

IN CONNECTION WITH THE OFFERING OF THE 2013 BONDS, THE ORIGINAL PURCHASER MAY OVER ALLOT OR EFFECT TRANSACTIONS THAT STABILIZE OR MAINTAIN THE MARKET PRICE OF SUCH 2013 BONDS AT THE LEVEL ABOVE THAT WHICH MIGHT OTHERWISE PREVAIL IN THE OPEN MARKET. SUCH STABILIZING, IF COMMENCED, MAY BE DISCONTINUED AT ANY TIME.

THE 2013 BONDS HAVE NOT BEEN REGISTERED WITH THE SECURITIES AND EXCHANGE COMMISSION UNDER THE SECURITIES ACT OF 1933, AS AMENDED, NOR HAS THE BOND RESOLUTION BEEN QUALIFIED UNDER THE TRUST INDENTURE ACT OF 1939, AS AMENDED, IN RELIANCE UPON EXEMPTIONS CONTAINED IN SUCH ACTS. THE REGISTRATION OR QUALIFICATION OF THE 2013 BONDS IN ACCORDANCE WITH APPLICABLE PROVISIONS OF THE SECURITIES LAWS OF THE STATES, IF ANY, IN WHICH THE 2013 BONDS HAVE BEEN REGISTERED OR QUALIFIED AND THE EXEMPTION FROM REGISTRATION OR QUALIFICATION IN CERTAIN OTHER STATES CANNOT BE REGARDED AS A RECOMMENDATION THEREOF. NEITHER THESE STATES NOR ANY OF THEIR AGENCIES HAVE PASSED UPON THE MERITS OF THE 2013 BONDS OR THE ACCURACY OR COMPLETENESS OF THIS OFFICIAL STATEMENT. ANY REPRESENTATION TO THE CONTRARY MAY BE A CRIMINAL OFFENSE.

This Preliminary Official Statement is in a form deemed final by the City for the purpose of Rule 15c2-12 under the Securities Exchange Act of 1934, as amended, except for certain information permitted to be omitted under Rule 15c2-12(b)(1).

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OFFICIAL STATEMENT

CITY OF ST. PETERSBURG, FLORIDA

\$37,295,000*
PUBLIC UTILITY REVENUE BONDS,
SERIES 2013A

\$38,505,000*
PUBLIC UTILITY REFUNDING REVENUE BONDS,
SERIES 2013B

INTRODUCTORY STATEMENT

The purpose of this Official Statement, which includes the cover page and the Appendices, is to provide information concerning the City of St. Petersburg, Florida (the "City") and the City's \$37,295,000* Public Utility Revenue Bonds, Series 2013A (the "2013A Bonds") and \$38,505,000* of its Public Utility Refunding Revenue Bonds, Series 2013B (the "2013B Bonds" and collectively with the 2013A Bonds, the "2013 Bonds"). Further information about the City is set forth in APPENDIX A – "General Description of the City and Selected Statistics" and about the City's Public Utility System in APPENDIX C – "Public Utilities System."

The 2013 Bonds are being issued pursuant to Resolution No. 99-227 duly adopted by the City Council of the City on April 22, 1999, as amended and supplemented, and as particularly amended by Resolution No. 2005-559 duly adopted by the City Council of the City on October 20, 2005 and Resolution No. 2008-256 duly adopted by the City Council of the City on May 15, 2008 (the "Master Resolution") and as particularly supplemented by Resolution No. 2012-_____ duly adopted by the City Council of the City on _____, 2012 (the "2012 Resolution" and collectively with the Master Resolution, the "Bond Resolution") and the Constitution and laws of the State of Florida, Chapter 166, Part II, Florida Statutes, the municipal Charter of the City, and other applicable provisions of law (collectively, the "Act").

The Bonds are being issued on a parity with the City's Public Utility Revenue Bonds, Series 2003 to be outstanding after the refunding of the Refunded 2003 Bonds in the aggregate principal amount of \$320,000 (the "Unrefunded 2003 Bonds"), the City's Public Utility Revenue Bonds, Series 2005 currently outstanding in the aggregate principal amount of \$46,385,000, the City's Public Utility Refunding Revenue Bonds, Series 2006 currently outstanding in the aggregate principal amount of \$51,140,000, the City's Public Utility Revenue Bonds, Series 2009A currently outstanding in the aggregate principal amount of \$51,420,000, the City's Public Utility Refunding Revenue Bonds, Series 2009B currently outstanding in the aggregate principal amount of \$16,555,000; the City's Taxable Public Utility Revenue Bonds, Series 2010A (Federally Taxable – Build America Bonds – Direct Subsidy) currently outstanding in the aggregate principal amount of \$29,315,000 and the City's Taxable Public Utility Revenue Bonds, Series 2010B (Federally Taxable – Recovery Zone Economic Development Bonds – Direct Subsidy) currently outstanding in the aggregate principal amount of \$19,695,000.

Definitions of certain capitalized words and terms used herein are contained in the "Composite of the Bond Resolution" in APPENDIX D hereto.

The references, excerpts and summaries of all documents referred to herein do not purport to be complete statements of the provisions of such documents, and reference is directed to all such documents for full and complete statements of all matters of fact relating to the 2013 Bonds, the security for the payment of the 2013 Bonds, and the rights and obligations of holders thereof.

* Preliminary, subject to change.

The information contained in this Official Statement involving matters of opinion or of estimates, whether or not so expressly stated, are set forth as such and not as representations of fact, and no representation is made that any of the estimates will be realized. Neither this Official Statement nor any statement which may have been made verbally or in writing is to be construed as a contract with the holders of the 2013 Bonds.

PURPOSE OF THE 2013 BONDS

The proceeds of the 2013A Bonds are being used to (i) acquire, construct and erect the 2013A Project (as described below), (ii) to make a deposit into the Reserve Account in such amount that at least takes into account the difference between the amounts on deposit in the Reserve Account and the Reserve Account Requirement for the Bonds (see "SECURITY FOR THE BONDS – Reserve Account"), and (iii) to pay certain costs of issuance of the 2013A Bonds. The proceeds of the 2013B Bonds are being used to (i) advance refund the City's Public Utility Refunding Revenue Bonds, Series 2003 that mature on or after October 1, 2014 (the "Refunded 2003 Bonds"), and (ii) pay certain costs of issuance of the 2013B Bonds.

The 2013A Project

The 2013A Project includes the following projects to the System (as defined herein and as described in APPENDIX C – "Public Utilities System"):

[TO COME]

The Refunding Plan

Upon delivery of the 2013B Bonds, _____, _____, _____ (the "Escrow Agent"), will enter into an Escrow Deposit Agreement (the "Escrow Agreement") with the City to provide for the advance refunding of the Refunded 2003 Bonds. The Escrow Agreement creates an irrevocable escrow deposit trust fund (the "Escrow Fund") which is held by the Escrow Agent, and the money and securities held therein are to be applied to the payment of principal of, interest and applicable redemption premium on the Refunded 2003 Bonds, as the same become due and payable, whether at maturity or redemption prior to maturity. Immediately upon the issuance and delivery of the 2013B Bonds, the City will deposit certain of the proceeds from the sale of the 2013B Bonds into the Escrow Fund, together with other legally available moneys of the City. Money deposited in the Escrow Fund will be invested in direct United States Treasury obligations (the "Refunding Securities") maturing in amounts and bearing interest at rates sufficient, together with any cash held uninvested in the Escrow Fund, to legally defease the Refunded 2003 Bonds in accordance with the Bond Resolution. The Refunded 2003 Bonds will be redeemed on October 1, 2013. The maturing principal amount of and interest on the Refunding Securities and any cash held in the Escrow Fund, in the amounts needed to pay the principal of, interest on and redemption premium with respect to the Refunded 2003 Bonds, are pledged solely for the benefit of the holders of the Refunded 2003 Bonds, and will not be available for payment of debt service on the 2013B Bonds.

Upon delivery of the 2013B Bonds, _____ will verify the accuracy of the arithmetical computations of the adequacy of the Refunding Securities to be held in the Escrow Fund to pay, when due, the principal of, interest and premium on the Refunded 2003 Bonds. Such verification will be based upon schedules provided by Public Financial Management, Inc., the City's Financial Advisor. See "VERIFICATION OF ARITHMETICAL COMPUTATIONS" herein.

Upon delivery of the 2013B Bonds and the deposit of the Refunding Securities into the Escrow Fund, in the opinion of Bryant Miller Olive P.A., Bond Counsel (rendered in reliance upon schedules

provided by Public Financial Management, Inc., Financial Advisor to the City and the verification report of _____ described under "VERIFICATION OF ARITHMETICAL COMPUTATIONS" herein), the pledge of and lien on the Net Revenues in favor of holders of the Refunded 2003 Bonds shall no longer be in effect.

DESCRIPTION OF THE 2013 BONDS

General

Principal of, and premium, if any, on the 2013 Bonds are payable at the designated corporate office of the Paying Agent, U.S. Bank National Association, Orlando, Florida, which is also acting as Bond Registrar. The 2013 Bonds will be initially issued in the form of a single fully registered 2013 Bond for each maturity of each series. Upon initial issuance, the ownership of each such 2013 Bond will be registered in the registration books kept by the Bond Registrar, in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"). See "DESCRIPTION OF THE 2013 BONDS – Book-Entry Only System." The 2013 Bonds will be dated the date of delivery, and will bear interest at the rates and mature in the amounts and at the times set forth on the inside cover page of this Official Statement. The 2013 Bonds are to be issued as fully registered bonds in denominations of \$5,000 or integral multiples thereof. Interest will be payable on April 1, 2013, and semiannually thereafter on October 1 and April 1 of each year. Interest on the 2013 Bonds shall be payable by check or draft mailed to the Registered Owners at their addresses as they appear on the registration books of the City maintained by the Bond Registrar; however, in the case of a Registered Owner of \$1,000,000 or more in aggregate principal amount of 2013 Bonds, upon written request of such Registered Owner to the Bond Registrar ten (10) days prior to the Record Date relating to such Interest Payment Date, such interest shall be paid on the Interest Payment Date in immediately available funds by wire transfer, at the expense of the Registered Owner.

With respect to 2013 Bonds registered in the name of Cede & Co., as nominee of DTC, neither the City nor the Paying Agent will have any responsibility or obligation to any DTC Participant or to any indirect DTC Participant. See "DESCRIPTION OF THE 2013 BONDS – Book-Entry Only System" for the definition of "DTC Participant." Without limiting the immediately preceding sentence, neither the City, the Bond Registrar nor the Paying Agent will have any responsibility or obligation with respect to: (i) the accuracy of the records of DTC or any DTC Participant with respect to any ownership interest in the 2013 Bonds; (ii) the delivery to any DTC Participant or any other person other than a Registered Owner, as shown in the registration books kept by the Bond Registrar, of any notice with respect to the 2013 Bonds, including any notice of redemption; or (iii) the payment to any DTC Participant or any other person, other than a Registered Owner, as shown in the registration books kept by the Bond Registrar, of any amount with respect to principal of, premium, if any, or interest on the 2013 Bonds. The City, the Bond Registrar and the Paying Agent may treat and consider the person in whose name each 2013 Bond is registered in the registration books kept by the Bond Registrar as the holder and absolute owner of such Bond for the purpose of payment of principal of, premium, if any, and interest with respect to such Bond, for the purpose of giving notices of redemption and other matters with respect to such Bond, for the purpose of registering transfers with respect to such Bond, and for all other purposes whatsoever. The Paying Agent will pay all principal of, premium, if any, and interest on the 2013 Bonds only to or upon the order of the respective Registered Owners, as shown in the registration books kept by the Bond Registrar, or their respective attorneys duly authorized in writing, as provided in the Bond Resolution, and all such payments will be valid and effectual to satisfy and discharge the City's obligations with respect to payment of principal of, premium, if any, and interest on the 2013 Bonds to the extent of the sums so paid. No person other than a Registered Owner, as shown in the registration books kept by the Bond Registrar, will receive a certificated Bond evidencing the obligation of the City to make payments

of principal of, premium, if any, and interest on the 2013 Bonds pursuant to the provisions of the Bond Resolution.

Optional Redemption

The 2013A Bonds maturing on and after October 1, 20__ shall be subject to redemption prior to their stated dates of maturity, at the option of the City, in whole or in part, on any date on or after October 1, 20__, in such maturities as the City shall in its discretion select or on a pro rata basis within a maturity if less than a full maturity, at a redemption price equal to 100% of the principal amount of the 2013A Bonds to be redeemed plus accrued interest to the redemption date, but without premium.

The 2013B Bonds maturing on and after October 1, 20__ shall be subject to redemption prior to their stated dates of maturity, at the option of the City, in whole or in part, on any date on or after October 1, 20__, in such maturities as the City shall in its discretion select or on a pro rata basis within a maturity if less than a full maturity, at a redemption price equal to 100% of the principal amount of the 2013B Bonds to be redeemed plus accrued interest to the redemption date, but without premium.

Mandatory Redemption

The 2013A Bonds maturing on October 1, 20__ and October 1, 20__ are subject to mandatory redemption or purchase prior to their stated dates of maturity, on a pro rata basis, from Amortization Installments deposited by the City in the Bond Amortization Account, at the principal amount thereof, unless purchased pursuant to the operation of such Account, plus accrued interest to the redemption date, on October 1 of the years and in the principal amounts, both set forth below:

\$ _____ 2013A Term Bonds Due October 1, 20__*
Amortization Installments

| Mandatory Redemption Date (October 1) | Amount |
|---|--------|
|---|--------|

*Final Maturity.

\$ _____ 2013A Term Bonds Due October 1, 20__*
Amortization Installments

| Mandatory Redemption Date (October 1) | Amount |
|---|--------|
|---|--------|

*Final Maturity.

The 2013B Bonds maturing on October 1, 20__ and October 1, 20__ are subject to mandatory redemption or purchase prior to their stated dates of maturity, on a pro rata basis, from Amortization Installments deposited by the City in the Bond Amortization Account, at the principal amount thereof, unless purchased pursuant to the operation of such Account, plus accrued interest to the redemption date, on October 1 of the years and in the principal amounts, both set forth below:

\$_____ 2013B Term Bonds Due October 1, 20__*
Amortization Installments

| Mandatory Redemption Date (October 1) | Amount |
|---|--------|
|---|--------|

*Final Maturity.

\$_____ 2013B Term Bonds Due October 1, 20__*
Amortization Installments

| Mandatory Redemption Date (October 1) | Amount |
|---|--------|
|---|--------|

*Final Maturity.

Notice of Redemption

At least thirty (30) days prior to the expected redemption date, notice of such redemption shall be filed with the Paying Agent and shall be mailed, postage prepaid to all Registered Owners of the 2013 Bonds to be redeemed at their addresses as they appear on the registration books. Interest shall cease to accrue on any 2013 Bonds duly called for prior redemption, after the redemption date, if payment thereof has been duly provided. The privilege of transfer or exchange of any of the 2013 Bonds selected for redemption is suspended for a fifteen (15) day period preceding the date of selection of the 2013 Bonds to be redeemed. Nothing in the Bond Resolution shall be deemed to require the City to have deposited monies with the Paying Agent or any escrow holder prior to providing such notice of expected redemption.

Any notice of optional redemption given pursuant to the Bond Resolution may state that it is conditional upon receipt by the Paying Agent of moneys sufficient to pay the redemption price, plus interest accrued to the redemption date, or upon the satisfaction of any other condition, or that it may be rescinded upon the occurrence of any other event, and any conditional notice so given may be rescinded at any time before payment of such redemption price and accrued interest if any such condition so specified is not satisfied or if any such other event occurs. Notice of such rescission shall be given by the

Paying Agent to affected Registered Owners of 2013 Bonds as promptly as practicable upon the failure of such condition or the occurrence of such other event.

Book-Entry Only System

The information under this caption concerning The Depository Trust Company, New York, New York ("DTC") and DTC's book entry system has been obtained from DTC and the City makes no representation or warranty or takes any responsibility for the accuracy or completeness of such information.

DTC will act as securities depository for the 2013 Bonds. The 2013 Bonds will be issued as fully-registered securities registered in the name of Cede & Co. (DTC's partnership nominee) or such other name as may be requested by an authorized representative of DTC. One fully-registered certificate will be issued for each maturity of each series of the 2013 Bonds and deposited with DTC.

DTC, the world's largest securities depository, is a limited-purpose trust company organized under the New York Banking Law, a "banking organization" within the meaning of the New York Banking Law, a member of the Federal Reserve System, a "clearing corporation" within the meaning of the New York Uniform Commercial Code, and a "clearing agency" registered pursuant to the provisions of Section 17A of the Securities Exchange Act of 1934. DTC holds and provides asset servicing for over 3.5 million issues of U.S. and non-U.S. equity issues, corporate and municipal debt issues, and money market instruments (from over 100 countries) that DTC's participants (the "Direct Participants") deposit with DTC. DTC also facilitates the post-trade settlement among Direct Participants of sales and other securities transactions, in deposited securities, through electronic computerized book entry transfers and pledges between Direct Participants' accounts. This eliminates the need for physical movement of securities certificates. Direct Participants include both U.S. and non-U.S. securities brokers and dealers, banks, trust companies, clearing corporations, and certain other organizations. DTC is a wholly owned subsidiary of The Depository Trust & Clearing Corporation ("DTCC"). DTCC is the holding company for DTC National Securities Clearing Corporation and Fixed Income Clearing Corporation, all of which are registered clearing agencies. DTCC is owned by the users of its regulated subsidiaries. Access to the DTC system is also available to others such as both U.S. and non-U.S. securities brokers and dealers, banks, trust companies and clearing corporations that clear through or maintain a custodial relationship with a Direct Participant, either directly or indirectly ("Indirect Participants"). DTC has a Standard & Poor's of rating AA+. The DTC Rules applicable to its Participants are on file with the Securities and Exchange Commission. More information about DTC can be found at www.dtcc.com.

Purchases of the 2013 Bonds under the DTC system must be made by or through Direct Participants, which will receive a credit for such 2013 Bonds on DTC's records. The ownership interest of each actual purchaser of each 2013 Bond (the "Beneficial Owner") is in turn to be recorded on the Direct and Indirect Participants' records. Beneficial Owners will not receive written confirmation from DTC of their purchase. Beneficial Owners are, however, expected to receive written confirmations providing details of the transaction, as well as periodic statements of their holdings, from the Direct or Indirect Participant through which the Beneficial Owner entered into the transaction. Transfers of ownership interests in the 2013 Bonds are to be accomplished by entries made on the books of Direct and Indirect Participants acting on behalf of the Beneficial Owners. Beneficial Owners will not receive certificates representing their ownership interests in the 2013 Bonds, except in the event that use of the book entry system for the 2013 Bonds is discontinued.

To facilitate subsequent transfers, all 2013 Bonds deposited by Direct Participants with DTC are registered in the name of DTC's partnership nominee, Cede & Co. or such other name as may be requested by an authorized representative of DTC. The deposit of 2013 Bonds with DTC and their

registration in the name of Cede & Co. or such other DTC nominee do not effect any change in beneficial ownership. DTC has no knowledge of the actual Beneficial Owners of the 2013 Bonds; DTC's records reflect only the identity of the Direct Participants to whose accounts such 2013 Bonds are credited, which may or may not be the Beneficial Owners. The Direct and Indirect Participants will remain responsible for keeping account of their holdings on behalf of their customers.

Conveyance of notices and other communications by DTC to Direct Participants, by Direct Participants to Indirect Participants, and by Direct Participants and Indirect Participants to Beneficial Owners will be governed by arrangements among them, subject to any statutory or regulatory requirements as may be in effect from time to time. Beneficial Owners of the 2013 Bonds may wish to take certain steps to augment the transmission to them of notices of significant events with respect to the 2013 Bonds, such as redemptions, tenders, defaults, and proposed amendments to the Bond Resolution. For example, Beneficial Owners of the 2013 Bonds may wish to ascertain that the nominee holding the 2013 Bonds for their benefit has agreed to obtain and transmit notices to Beneficial Owners. In the alternative, Beneficial Owners may wish to provide their names and addresses to the Bond Registrar and request that copies of the notices be provided directly to them.

Redemption notices shall be sent to DTC. If less than all of a maturity of the 2013 Bonds are being redeemed, DTC's practice is to determine by lot the amount of the interest of each Direct Participant in such 2013 Bonds to be redeemed.

Neither DTC nor Cede & Co. (nor any other DTC nominee) will consent or vote with respect to the 2013 Bonds unless authorized by a Direct Participant in accordance with DTC's MMI Procedures. Under its usual procedures, DTC mails an Omnibus Proxy to the City as soon as possible after the record date. The Omnibus Proxy assigns Cede & Co.'s consenting or voting rights to those Direct Participants to whose accounts 2013 Bonds are credited on the record date (identified in a listing attached to the Omnibus Proxy).

Redemption proceeds, distributions, and interest payments on the 2013 Bonds will be made to Cede & Co., or such other nominee as may be requested by an authorized representative of DTC. DTC's practice is to credit Direct Participants' accounts, upon DTC's receipt of funds and corresponding detail information from the City or the Paying Agent, on the payable date in accordance with their respective holdings shown on DTC's records. Payments by Participants to Beneficial Owners will be governed by standing instructions and customary practices, as is the case with securities held for the accounts of customers in bearer form or registered in "street name," and will be the responsibility of such Participant and not of DTC, the Paying Agent, or the City, subject to any statutory or regulatory requirements as may be in effect from time to time. Payment of redemption proceeds, distributions and interest payments to Cede & Co. (or such other nominee as may be requested by an authorized representative of DTC) is the responsibility of the City or the Paying Agent, disbursement of such payments to Direct Participants will be the responsibility of DTC, and disbursement of such payments to the Beneficial Owners will be the responsibility of Direct and Indirect Participants.

DTC may discontinue providing its services as depository with respect to the 2013 Bonds at any time by giving reasonable notice to the City or the Paying Agent. Under such circumstances, in the event that a successor depository is not obtained, 2013 Bonds are required to be printed and delivered.

The City may, pursuant to the procedures of DTC, decide to discontinue use of the system of book entry-only transfers through DTC (or a successor securities depository). In that event, the 2013 Bonds will be printed and delivered to DTC.

SO LONG AS CEDE & CO. IS THE REGISTERED OWNER OF THE 2013 BONDS, AS NOMINEE OF DTC, REFERENCES HEREIN TO THE HOLDER OF THE 2013 BONDS OR REGISTERED OWNERS OF THE 2013 BONDS SHALL MEAN CEDE & CO. AND SHALL NOT MEAN THE BENEFICIAL OWNERS OF THE 2013 BONDS.

The City can make no assurances that DTC will distribute payments of principal of, redemption premium, if any, or interest on the 2013 Bonds to the Direct Participants, or that Direct and Indirect Participants will distribute payments of principal of, redemption price, if any, or interest on the 2013 Bonds or redemption notices to the Beneficial Owners of such 2013 Bonds or that they will do so on a timely basis, or that DTC or any of its Participants will act in a manner described in this Official Statement. The City is not responsible or liable for the failure of DTC to make any payment to any Direct Participant or failure of any Direct or Indirect Participant to give any notice or make any payment to a Beneficial Owner in respect to the 2013 Bonds or any error or delay relating thereto.

The rights of holders of beneficial interests in the 2013 Bonds and the manner of transferring or pledging those interests is subject to applicable state law. Holders of beneficial interests in the 2013 Bonds may want to discuss the manner of transferring or pledging their interest in the 2013 Bonds with their legal advisors.

For every transfer of ownership interests in the 2013 Bonds, the Beneficial Owner may be charged a sum sufficient to cover any tax, fee or other governmental charge that may be imposed in relation thereto.

PUBLIC UTILITIES SYSTEM

The Public Utilities System (the "System") includes the treatment, transmission and distribution of potable water; collection, transmission, treatment and effluent disposal of wastewater; storage, pumping, transmission and distribution of reclaimed water; and the collection, transmission and treatment of stormwater to customers within the City and adjacent areas. Also included in the System are the existing properties and assets, real and personal, tangible and intangible, owned or operated by the City that are used or useful for the aforementioned purposes and all properties and assets constructed or acquired as additions, improvements and betterments to the System and extensions thereof. The System is further described in APPENDIX C hereto.

SECURITY FOR THE BONDS

Net Revenues of the System

The principal, interest, and other payments required for the Unrefunded 2003 Bonds, the 2005 Bonds, the 2006 Bonds, the 2009A Bonds, the 2009B Bonds, the 2010A Bonds, the 2010B Bonds, the 2013 Bonds and any Additional Parity Obligations hereafter issued (collectively the "Bonds") are secured by and payable solely from an irrevocable first lien upon and pledge of the Net Revenues of the System. Net Revenues of the System are the Gross Revenues of the System after deduction of the Cost of Operation and Maintenance. Gross Revenues include all income or earnings derived by the City from the operation of the System, including connection charges, cost recovery for shared treatment facilities, proceeds of the sale, condemnation and/or insurance on the System, and any income from the investment of moneys in the Operating Fund, the Debt Service Fund and the Improvement Fund. Gross Revenues shall also include any special assessments lawfully levied by the City upon users of the System, but shall not include any Impact Fees, federal or state grants, Contributions in Aid of Construction, or the proceeds, if any, from wellfields or property related thereto or property available for use as wellfields and in either case currently owned by the City and located in Pasco or Hillsborough County. In addition, Gross

Revenues shall not include any income from the investment of the Operating Reserve Funds. "Cost of Operation and Maintenance" of the System means the current expenses, paid or accrued, of operation, maintenance and repair of the System, as calculated in accordance with sound accounting practice, but shall not include "non-direct" administrative expenses allocated from non-utility system departments (but shall include the cost of billings and collections), payments in lieu of taxes, any reserve for renewals and replacements, extraordinary repairs or any allowance for depreciation. "Cost of Operation and Maintenance" shall also include amounts payable by the City to Tampa Bay Water, a Regional Water Supply Authority ("Tampa Bay Water") or any other supplier of water for the cost of purchased water or the right to receive water. See "Composite of the Bond Resolution" included as APPENDIX D hereto.

The City received a lump sum partial payment of \$93,400,000 pursuant to the sale of the City's water supply facilities to Tampa Bay Water on September 29, 1998. The \$93,400,000 proceeds from the sale of the water supply facilities were transferred to the Operating Reserve Fund pursuant to the Master Resolution. All investment earnings thereon, except as set forth in the next sentence, shall only be used for the purpose of purchasing water for use by the System. The City is restricted by provisions of the Master Resolution as to the use of amounts on deposit in the Operating Reserve Fund to acquire, construct and erect additional facilities for the production of water and the transmission thereof to the System. Amounts on deposit in the Operating Reserve Fund may not be used to pay the principal or interest on the Bonds.

By Resolution No. 2008-256 adopted by the City Council on May 15, 2008, the Master Resolution was amended to provide that in addition to providing that moneys in the Operating Reserve Fund, including investment earnings thereon, may be used for the purpose of acquiring, constructing and erecting additional facilities for the production of water and the transmission thereof to the System, such moneys may also be used for making interfund loans for a public purpose, subject to approval by the City Council and the written consent of the Credit Facility Issuers. See "Composite of the Bond Resolution" included as APPENDIX D hereto.

The City Council adopted Resolution No. 2008-257 on May 15, 2008 approving an interfund loan of \$8,995,565 from the Operating Reserve Fund. The Credit Facility Issuers both provided their written consents. In connection with the City's issuance of its Excise Tax Refunding Revenue Bonds, Series 1993 (the "Excise Tax Bonds"), the City funded the "1993 Reserve Subaccount" therefore in an amount equal to \$8,995,565 through the purchase of a surety bond from Financial Guaranty Insurance Company ("FGIC"). FGIC has since been downgraded by the rating agencies. Accordingly, the City was required to replace such FGIC surety bond with cash or permitted investments or another surety bond, insurance policy or letter of credit. Based upon the advice of the City's Financial Advisor, the City determined that the most cost effective manner to satisfy such requirement was to replace the surety bond with sufficient cash to meet the "Reserve Requirement" for the Excise Tax Bonds. Accordingly, an interfund loan was made to the 1993 Reserve Account for the Excise Tax Bonds. The proceeds of such interfund loan (\$8,995,565) have been invested in Investment Obligations (as such term is defined in the Resolution for the Excise Tax Bonds). Accordingly, the interest rate on the interfund loan payable to the Operating Reserve Fund is equal to the investment return from the Investment Obligations. The maturity date of such interfund loan is October 1, 2015.

Subordinate Lien State Loans

In 1998, the Florida Department of Environmental Protection (the "DEP") developed a Drinking Water State Revolving Loan Program. The City has entered into State Revolving Loan Agreements for wastewater facilities (the "State Loan Agreements") with the DEP for six separate loans (each a "Water Loan" and collectively, the "Water Loans"). The State Loan Agreements constitute Subordinate Debt for purposes of the Bond Resolution. The City is required to make semi-annual principal and interest

payments on the Water Loans. There can be no assurance of further federal or state funding for this program.

Set forth below are the currently outstanding Water Loans.

| <u>Loan Approval Date</u> | <u>Issue Date</u> | <u>Loan Number</u> | <u>Original Loan Amount</u> | <u>Remaining Loan Amount⁽¹⁾</u> | <u>Interest Rate</u> | <u>Maturity</u> |
|---------------------------|-------------------|--------------------|-----------------------------|--|----------------------|-----------------|
| Apr. 15, 1998 | 03/15/01 | CS120521010 | \$13,227,511 | \$6,509,689 | 3.11-3.18% | 09/15/20 |
| May 4, 2000 | 09/15/03 | CS120521020 | 3,587,494 | 2,169,026 | 3.33% | 11/15/22 |
| Nov. 27, 2001 | 09/15/03 | CS12052104P | 445,776 | 277,934 | 3.05% | 09/15/23 |
| Nov. 8, 2001 | 09/05/04 | CS120521030 | 5,851,730 | 3,665,871 | 2.93-3.05% | 09/15/23 |
| Dec. 5, 2001 | 01/15/04 | CS12052105A | 392,384 | 66,309 | 2.96% | 01/15/24 |
| Dec. 5, 2003 | 01/15/04 | CS12052105L | 4,519,117 | 2,897,237 | 2.96% | 01/15/24 |
| | | | <u>\$28,024,012</u> | <u>\$15,586,066</u> | | |

(1) As of September 30, 2012.

The City Council approved an Agreement with the Florida Water Pollution Central Financing Corporation which Agreement was executed on May 18, 2011, as amended on December 9, 2011. The loan amount is \$7,119,668, capitalized interest of \$147,900, totaling \$7,267,588. The interest rate on this loan is 2.67%. Total request to the DEP to date is \$4,812,422; received to date \$4,092,053.

Under the State Loan Agreements, the DEP has a lien on what is referred to in the State Loan Agreements as the "pledged revenues" (the "State Loan Pledged Revenues"), such lien being prior and superior to any other lien, pledge or assignment of the State Loan Pledged Revenues but is inferior to the lien on the Bonds. For purposes of the Water Loans, "Pledged Revenues" means the Gross Revenues from the operation of the System after the payment of the Cost of Operation and Maintenance and all annual payments in connection with the Bonds issued under the Bond Resolution.

Bonds Not a Debt of the City

The Bonds shall not be or constitute general obligations or indebtedness of the City as "bonds" within the meaning of the constitution of Florida, but shall be payable solely from and secured by a lien upon and pledge of the Net Revenues as provided in the Bond Resolution. No registered owners shall ever have the right to compel the exercise of the ad valorem taxing power of the City or taxation in any form of any real property therein to pay such principal and interest from any other funds of the City except from the Net Revenues of the System.

Reserve Account

A Reserve Account within the Debt Service Fund has been established by the Bond Resolution to secure the Bonds. Any withdrawals from the Reserve Account or any deficiencies in the Reserve Account shall be subsequently restored from the first moneys available in the Operating Fund, on a pro rata basis after all required current payments for Cost of Operation and Maintenance and all current applications and allocations to the other accounts in the Debt Service Fund, including all deficiencies for prior payments having been made in full. The City may deposit into the Reserve Account an amount such that not less than the Reserve Account Requirement (as defined in the "Composite of the Bond Resolution" in APPENDIX D) shall be on deposit not later than sixty months after the date of issuance of a series of the Bonds or the date of any such withdrawal from the Reserve Account (assuming equal

monthly payments for such sixty month period) or not later than such earlier date as shall be determined by the resolution authorizing such series of Bonds. For any series of Bonds, the City may provide that the difference between the amounts on deposit in the Reserve Account and the Reserve Account Requirement shall be an amount covered by obtaining bond insurance issued by a reputable and recognized municipal bond insurer, by a surety bond, by a letter of credit or any combination thereof or by such other form of credit enhancement as shall be approved by subsequent resolution of the City. Such resolution may also provide for the substitution of such credit enhancement. Moneys in the Reserve Account shall be used only for the purpose of the payment of Amortization Installments, principal of, or interest on the Bonds when the other moneys allocated to the other accounts in the Debt Service Fund are insufficient therefore, and for no other purpose. Investments in the Reserve Account shall be valued on September 30 of each year at their market value. See "Composite of the Bond Resolution – Disposition of Gross Revenues" included as APPENDIX D hereto.

From proceeds of the 2013A Bonds, the City will deposit into the Reserve Account an amount equal to \$_____.

The City purchased a surety bond from Financial Security Assurance Inc. ("FSA") in 2003 (the "2003 Reserve Policy"). The principal amount of the 2003 Reserve Policy on deposit in the Reserve Account is currently \$4,820,268.98. The 2003 Reserve Policy will terminate on October 1, 2033. The insurer financial strength rating of Assured Guaranty Corp. ("Assured") is "Aa3" (on review for a possible downgrade) by Moody's Investors Services ("Moody's") and "AA+" (with a negative outlook) by Standard & Poor's ("S&P").

In lieu of a cash deposit into the Reserve Account, the City purchased a surety bond from MBIA Insurance Corporation ("MBIA") in the amount of \$2,915,963.74 in connection with the issuance of the 2005 Bonds (the "2005 Reserve Policy") and deposited it into the Reserve Account. The 2005 Reserve Policy has a termination date of October 1, 2035 and, along with the 2003 Reserve Policy (which terminates on October 1, 2013), will secure the holders of the unrefunded 2003 Bonds, the 2005 Bonds, the 2006 Bonds, the 2009A Bonds, the 2009B Bonds, the 2010A Bonds, the 2010B Bonds and the 2013 Bonds. The 2005 Reserve Policy is payable to the Paying Agent on any Interest Payment Date on which a deficiency exists which cannot be cured by funds available in the Debt Service Fund. Upon termination of the 2003 Reserve Policy, the 2005 Reserve Policy together with cash on deposit in the Reserve Account will not meet the Reserve Account Requirement for the Bonds. Accordingly, the City will be required to provide the difference between the amounts on deposit in the Reserve Account and the then Reserve Account Requirement (deficiency estimated to equal \$_____ on October 1, 2033) by depositing sufficient money or a surety bond, a letter of credit or any combination thereof, or by such other form of credit enhancement as shall be approved by subsequent resolution of the City. Upon termination of the 2005 Reserve Policy and assuming the above deposit on October 1, 2033, the City will be required to provide the difference between the amounts on deposit in the Reserve Account and the Reserve Account Requirement (deficiency estimated to equal \$_____) by depositing sufficient money or a surety bond, a letter of credit or any combination thereof, or by such other form of credit enhancement as shall be approved by subsequent resolution of the City.

MBIA, Inc., of which MBIA is a bond insurance subsidiary, has restructured its insurance subsidiaries to form a new U.S. public finance-only insurer, MBIA Insurance Corp. of Illinois, renamed National Public Finance Guarantee Corporation ("National"). The insurer financial strength of National is rated "Baa2" by Moody's and "BBB" (developing) by S&P. The City is not required to replace the MBIA surety bond with cash or permitted investments or another surety bond as a result of any further downgrades of National.

As of the issuance of the 2013 Bonds, the Reserve Account Requirement Account Requirement shall equal \$_____ and shall be fully funded.

HISTORICAL SYSTEM REVENUES, EXPENSES AND BOND SERVICE COVERAGE

| | Fiscal Years Ended September 30 (000's omitted) | | | | | Unaudited 2012 |
|---|--|---------------------------|---------------------------|---------------------------|---------------------------|-----------------------|
| | <u>2007⁽¹⁾</u> | <u>2008⁽¹⁾</u> | <u>2009⁽¹⁾</u> | <u>2010⁽¹⁾</u> | <u>2011⁽¹⁾</u> | |
| Gross Revenues | \$107,821 | \$103,688 | \$103,497 | \$104,214 ⁽⁵⁾ | \$109,310 | \$114,966 |
| <u>Less:</u> | | | | | | |
| Cost of Operation & Maintenance ⁽²⁾ | (72,113) | (77,394) ⁽⁴⁾ | (75,951) | (77,151) | (79,934) | (85,272) |
| Net Revenue Available for Bond Service Requirement | \$35,708 | \$26,294 | 27,545 | 20,064 | 29,376 | 29,694 |
| Annual Bond Service Requirement on the Bonds ⁽³⁾ | 12,450 | 12,928 | 13,634 | 14,504 | 15,993 ⁽⁶⁾ | 17,912 ⁽⁶⁾ |
| Maximum Bond Service Requirement on the Bonds | 13,058 | 13,058 | 16,076 | 16,076 | 18,246 | 18,246 |
| Bond Service Coverage | | | | | | |
| Annual Basis | 2.87x | 2.03x | 2.02x | 1.87x | 1.84x | 1.66x ⁽⁷⁾ |
| Maximum Basis | 2.73x | 2.01x | 1.71x | 1.68x | 1.61x | 1.63x ⁽⁷⁾ |

(1) Derived from audited financial statements included in the City's Annual Comprehensive Financial Reports for the Fiscal Years ended September 30, 2007 through 2011.

(2) Gross expenses less depreciation and interest.

(3) Includes State Revolving Loan Debt Service Requirements.

(4) Includes security leading unrealized loss of \$6.8 million.

(5) Excludes loss on disposal of capital assets related to prior period adjustments.

(6) Reduced by Anticipated Direct Interest Payments for the 2010A and 2010B Bonds.

(7) There was a 2.75% rate increase effective in October 2012.

Source: Department of Finance, City of St. Petersburg, Florida.

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BOND SERVICE REQUIREMENTS

| Date (Oct. 1) | 2013A Bonds | | | 2013B Bonds | | | 2013A Bonds and 2013B Bonds Aggregate Debt Service |
|----------------------------|--------------------|-----------------|-------------------------|--------------------|-----------------|-------------------------|---|
| | Principal | Interest | Debt Service | Principal | Interest | Debt Service | |
| 2012 | | | | | | | |
| 2013 | | | | | | | |
| 2014 | | | | | | | |
| 2015 | | | | | | | |
| 2016 | | | | | | | |
| 2017 | | | | | | | |
| 2018 | | | | | | | |
| 2019 | | | | | | | |
| 2020 | | | | | | | |
| 2021 | | | | | | | |
| 2022 | | | | | | | |
| 2023 | | | | | | | |
| 2024 | | | | | | | |
| 2025 | | | | | | | |
| 2026 | | | | | | | |
| 2027 | | | | | | | |
| 2028 | | | | | | | |
| 2029 | | | | | | | |
| 2030 | | | | | | | |
| 2031 | | | | | | | |
| 2032 | | | | | | | |
| 2033 | | | | | | | |
| 2034 | | | | | | | |
| 2035 | | | | | | | |
| 2036 | | | | | | | |
| 2037 | | | | | | | |
| 2038 | | | | | | | |
| 2039 | | | | | | | |
| 2040 | | | | | | | |
| Total⁽¹⁾ | | | | | | | |

(1) Totals may not foot due to rounding.

DEBT SERVICE REQUIREMENTS

| Date (Oct. 1) | 2013A Bonds Debt Service | 2013B Bonds Debt Service | Unrefunded 2003 Bonds Debt Service | 2005 Bonds Debt Service | 2006 Bonds Debt Service | 2009A Bonds Debt Service | 2009B Bonds Debt Service | 2010A Bonds Debt Service⁽¹⁾ | 2010B Bonds Debt Service⁽¹⁾ | Aggregate Debt Service⁽¹⁾ |
|----------------------------|-------------------------------------|-------------------------------------|---|------------------------------------|------------------------------------|-------------------------------------|-------------------------------------|---|---|---|
| 2013 | | | \$330,400 | \$2,917,606.26 | \$2,635,031.26 | \$3,146,481.26 | \$3,262,750 | \$2,099,622.50 | \$1,299,870 | |
| 2014 | | | | 2,917,006.26 | 2,639,031.26 | 3,144,531.26 | 3,261,000 | 2,097,022.50 | 1,299,870 | |
| 2015 | | | | 2,915,206.26 | 2,642,231.26 | 3,149,231.26 | 3,263,250 | 2,092,397.50 | 1,299,870 | |
| 2016 | | | | 2,917,206.26 | 2,639,631.26 | 3,145,031.26 | 3,259,000 | 2,091,185.00 | 1,299,870 | |
| 2017 | | | | 2,917,806.26 | 2,641,431.26 | 3,145,031.26 | 3,263,250 | 2,078,185.00 | 1,299,870 | |
| 2018 | | | | 2,917,006.26 | 2,642,431.26 | 3,144,031.26 | 3,260,250 | 2,078,185.00 | 1,299,870 | |
| 2019 | | | | 2,919,806.26 | 6,107,631.26 | 2,987,031.26 | | 2,086,170.00 | 1,299,870 | |
| 2020 | | | | 2,914,793.76 | 6,108,431.26 | 2,990,231.26 | | 2,078,130.00 | 1,299,870 | |
| 2021 | | | | 2,917,081.26 | 6,107,831.26 | 2,992,431.26 | | 2,072,430.00 | 1,299,870 | |
| 2022 | | | | 2,912,206.26 | 6,110,631.26 | 2,997,143.76 | | 2,061,040.00 | 1,299,870 | |
| 2023 | | | | 2,915,193.76 | 6,106,631.26 | 2,999,800.00 | | 2,054,190.00 | 1,299,870 | |
| 2024 | | | | 2,915,568.76 | 6,110,131.26 | 3,005,325.00 | | 2,031,650.00 | 1,299,870 | |
| 2025 | | | | 2,918,331.26 | 6,108,956.26 | 3,004,275.00 | | 2,024,110.00 | 1,299,870 | |
| 2026 | | | | 2,913,243.76 | 6,109,300.00 | 3,010,975.00 | | 2,015,880.00 | 1,299,870 | |
| 2027 | | | | 2,915,543.76 | 6,109,800.00 | 3,014,875.00 | | 1,994,680.00 | 1,299,870 | |
| 2028 | | | | 2,918,218.76 | 6,108,025.00 | 3,016,875.00 | | 1,982,880.00 | 1,299,870 | |
| 2029 | | | | 2,916,156.26 | | 2,834,875.00 | | 1,999,880.00 | 1,299,870 | |
| 2030 | | | | 2,916,087.50 | | 2,839,875.00 | | 1,983,880.00 | 1,299,870 | |
| 2031 | | | | 2,912,781.26 | | 2,847,875.00 | | 1,966,680.00 | 1,299,870 | |
| 2032 | | | | 2,916,237.50 | | 2,858,625.00 | | 1,941,680.00 | 1,299,870 | |
| 2033 | | | | 2,915,993.76 | | 2,831,875.00 | | 1,945,742.50 | 1,299,870 | |
| 2034 | | | | 11,337,050.00 | | 2,849,375.00 | | 1,916,992.50 | 1,299,870 | |
| 2035 | | | | 11,334,750.00 | | 2,863,875.00 | | 1,887,305.00 | 1,299,870 | |
| 2036 | | | | | | 9,960,375.00 | | 6,111,680.00 | 1,299,870 | |
| 2037 | | | | | | 9,974,625.00 | | 5,986,680.00 | 1,299,870 | |
| 2038 | | | | | | 9,970,200.00 | | 5,874,200.00 | 1,299,870 | |
| 2039 | | | | | | 9,977,700.00 | | 1,872,640.00 | 5,169,870 | |
| 2040 | | | | | | | | | 16,869,450 | |
| Total⁽²⁾ | | | \$330,400 | \$83,910,881.44 | \$76,927,156.38 | \$108,702,575.10 | \$19,569,500 | \$66,425,117.50 | \$55,835,940 | |

(1) Not net of anticipated Direct Subsidy Payments.

(2) Totals may not foot due to rounding.

ESTIMATED SOURCES AND USES OF FUNDS

The proceeds to be received from the sale of the 2013 Bonds are expected to be applied substantially as follows:

SOURCES

| | <u>2013A Bonds</u> | <u>2013B Bonds</u> | <u>Total</u> |
|-----------------------------------|--------------------|--------------------|--------------|
| Principal Amount of 2013 Bonds | | | |
| Original Issue Premium (Discount) | | | |
| Other Legally Available Funds | | | |
| Total Sources | | | |

USES

| |
|---|
| Deposit to the Series 2013A Construction and Acquisition Fund |
| Deposit to Escrow Fund |
| Deposit to Reserve Account |
| Cost of Issuance ⁽¹⁾ |
| Total Uses |

(1) Includes the fees and expenses of Bond Counsel, Special Disclosure Counsel, Financial Advisor, Original Purchaser(s)' Discount, printing, ratings, and other associated costs of issuance.

FLOW OF FUNDS

Operating Fund

The Bond Resolution requires that the entire Gross Revenues derived from the operation of the System shall upon receipt thereof be deposited in the Operating Fund. All Gross Revenues at any time remaining on deposit in the Operating Fund shall be disposed of on or before the 25th day of each month, only in the following manner and in the following order of priority:

1. Cost of Operation and Maintenance. Gross Revenues shall first be used to pay the Cost of Operation and Maintenance.
2. Debt Service Fund. Money remaining in the Operating Fund shall next be deposited into the Debt Service Fund, which fund and which accounts were created and established in the Bond Resolution on a parity with each other:
 - (a) Interest Account. Such sum as will be sufficient to pay one-sixth (1/6) of all interest becoming due on the Bonds on the next semiannual Interest Payment Date, together with any payments required to be made under Qualified Agreements (except as provided in the Bond Resolution); provided, however, if the period to elapse between Interest Payment Dates will be other than six months, the monthly deposits to the Interest Account will be adjusted as appropriate.
 - (b) Principal Account. Such sum as will be sufficient to pay one-sixth (1/6) of all principal maturing semiannually on the Serial

Bonds on the next maturity date and one-twelfth (1/12) of all principal maturing annually on the Serial Bonds on the next maturity date; provided, however, that if the period between delivery of any Bonds and the first principal maturity date or the period between the principal maturity dates will be other than 6 or 12 months the monthly deposits to pay principal shall be adjusted appropriately.

(c) Bond Amortization Account. If and to the extent required, a sum equal to one-twelfth (1/12) of the amount of any annual Amortization Installment for Term Bonds which shall become due and payable during the next succeeding Bond Year; provided, however, that such deposits shall be subject to adjustment, as appropriate, if the period between Amortization Installments is less than 12 months.

(d) Reserve Account. Money remaining in the Operating Fund shall next be applied to maintain in the Reserve Account in the Debt Service Fund a sum equal to the Reserve Account Requirement for the Bonds. See "SECURITY FOR THE BONDS – Reserve Account."

3. Operating Reserve Fund. The City shall next deposit into the Operating Reserve Fund such amount as shall be determined by annual budget of the City or as otherwise determined by the City. At any time and from time to time, the City may transfer for deposit into the Operating Reserve Fund to be applied solely for the payment of Cost of Operation and Maintenance. All investment earnings thereon, except as set forth below, shall only be used for the purpose of purchasing water for use by the System. Except as provided in the Bond Resolution, moneys in the Operating Reserve Fund, including investment earnings thereon, may only be used for the purpose of acquiring, constructing and erecting additional facilities for the production of water and the transmission thereof to the water distribution system of the City. In no event shall moneys in the Operating Reserve Fund be used for the payment of principal of and interest on the Bonds.

4. Subordinated Debt Service Fund. The City shall next deposit such amount as is required to be paid as provided in the resolution or ordinance authorizing Subordinated Debt for principal, interest, mandatory redemption payments, if any, and debt service reserve payments, if any, on Subordinated Debt, but for no other purposes. Payments by the City under Qualified Agreements which represent termination payments thereunder shall constitute Subordinated Debt.

5. Improvement Fund. Monthly, the City shall next deposit into the Improvement Fund an amount equal to one-twelfth (1/12) of ten percent (10%) of the average of the Adjusted Net Revenues during the three immediately preceding Fiscal Years. Notwithstanding the foregoing, whenever the unappropriated balance in the Improvement Fund is equal to or greater than five percent (5%) of the average of the Adjusted Net Revenues during the three immediately preceding Fiscal Years, no further deposits shall be required to be made to such Improvement Fund. For purposes of this determination, investments in the Improvement Fund shall be valued at fair value. Money on deposit in the Improvement Fund shall be used to supplement the Debt Service Fund, if necessary, in order to prevent a default in the payment of the principal of and interest on the Bonds. If not used or needed for such purpose, the money in the Improvement Fund shall next be used only for the purpose of paying the cost of extensions, enlargements or additions to, or the replacement of capital assets of, the System, and repairs thereto, or for the purchase or redemption of Bonds. The money on deposit in the Improvement Fund shall be

withdrawn only upon the authorization of the Mayor or his designee. Notwithstanding the foregoing, any excess money in the Improvement Fund shall be deposited in the Operating Fund.

Any money remaining in the Operating Fund, after the above required payments have been made, may be transferred to the City as payments in lieu of taxes. Such transfers in any Fiscal Year shall not exceed fifteen percent (15%) of Gross Revenues of the System received by the City in such Fiscal Year.

The balance of any money remaining in the Operating Fund, after the above required payments have been made, may be used for any lawful purpose relating to the System (including payment of non-direct administrative expenses of the System).

The Operating Fund, the Debt Service Fund (including the Reserve Account and the Bond Amortization Account therein), the Improvement Fund, the Operating Reserve Fund and any other special funds established and created by the Bond Resolution shall constitute trust funds for the purpose provided therein for such funds. Notwithstanding the foregoing or any provision of the Bond Resolution to the contrary, moneys in the Operating Reserve Fund may not be used for the payment of the debt service on the Bonds. The moneys in all such funds shall be continuously secured in the same manner as municipal deposits are authorized to be secured by the laws of the State of Florida and the Code of Ordinances of the City.

Investment of Moneys

Money on deposit in the Operating Fund, the Debt Service Fund (including the Reserve Account and the Bond Amortization Account therein), and the Improvement Fund may be invested and reinvested in Investment Securities which mature not later than the dates on which the money on deposit therein will be needed for the purpose of such funds. All income on such investments shall remain in the respective fund or account, except to the extent the Reserve Account Requirement shall be on deposit in the Reserve Account, investment earnings thereon shall be transferred to the Interest Account in the Debt Service Fund.

COVENANTS

Operation and Maintenance

The City will maintain the System and all parts thereof in good condition and will operate the same in an efficient and economical manner, making such expenditures for equipment and for renewals, repairs and replacements as may be proper for the economical operation and maintenance thereof.

Rate Covenant

The City has enacted a rate ordinance, and the City covenants to fix, establish, revise from time to time whenever necessary, maintain and collect always such fees, rates, rentals and other charges for the use of the products, services and facilities of the System which will always provide Adjusted Net Revenues in each year of not less than one hundred fifteen percent (115%) of all Bond Service Requirements becoming due in such year on the outstanding Bonds and on all outstanding Additional Parity Obligations. Such rates, fees, rentals or other charges shall not be reduced so as to be insufficient to provide Revenues for such purposes.

Books and Accounts; Audits

The City shall keep proper books, records and accounts separate and apart from all other records and accounts, showing correct and complete entries of all transactions of the System. The Registered Owners of any of the Bonds or any duly authorized agent or agents of such Registered Owners shall have the right at any and all reasonable times to inspect such books, records and accounts. The City shall, in compliance with the provisions of the laws of the State but not less than once a year, cause the books, records and accounts relating to the collection of the Gross Revenues to be properly audited by a firm of independent certified public accountants licensed in the State of Florida, in accordance with generally accepted accounting principles. Such audit report may be a part of the City's Comprehensive Annual Financial Report.

No Mortgage or Sale of System

The City shall not sell, mortgage, lease or otherwise dispose of or encumber the properties of the System; provided, however, that the City from time to time (i) may sell, lease or otherwise dispose of all the properties comprising the System if simultaneously with such sale or other disposition thereof, provision is made for the payment of cash and/or Federal Securities into the Debt Service Fund, the principal of and interest on which is sufficient to pay the principal of, applicable redemption premium and interest on all Bonds then outstanding in full in accordance with the requirements of the Bond Resolution and any supplemental resolution; (ii) may sell, lease or otherwise dispose of any portion of the properties of the System which shall have become unserviceable, inadequate, obsolete, worn-out, or unfit to be used in the operation of the System or no longer necessary, material to, useful or profitable in such operation; and (iii) may sell, lease or otherwise dispose of any part of the System provided that prior to such sale, lease or disposition: (a) a Qualified Independent Consultant shall make a finding in writing, adopted and confirmed by resolution of the City, determining that such sale, lease, exchange or other disposition will not materially restrict the City's ability to realize Adjusted Net Revenues in compliance with the requirements therefore as set forth in the Bond Resolution, and (b) the City shall declare by resolution that such sale, lease, exchange or other disposition will not materially restrict the City's ability to realize Adjusted Net Revenues in compliance with the requirements therefore as set forth in the Bond Resolution. Each right reserved to the City by the exceptions contained in clauses (i), (ii) and (iii) of the preceding sentence shall not be exclusive of each other right so reserved, but shall be cumulative and shall be in addition to each other right so reserved, and each such right may be exercised without exhausting and without regard to each other right so reserved.

Insurance

The City shall carry insurance on the properties comprising the System of the kinds, against such risks, accidents or casualties, and in at least the amounts which are usually and customarily carried upon similar properties, including, without limiting the generality of the foregoing, fire, extended coverage and general liability, and also all additional insurance covering such risks as shall be deemed necessary or desirable by the City; provided, however, that in lieu of carrying such insurance, the City may self-insure to the extent customary with utilities operating like properties or to the extent that the City determines by resolution based upon a recommendation of the Insurance Consultant that it is in the best economic interest of the System for the City to self insure. In the event of any loss or damage to the properties of the System covered by insurance, the City shall with respect to such loss, promptly repair and reconstruct to the extent necessary for the proper conduct of the operations of the System, the lost or damaged portion thereof, and shall apply the proceeds of any insurance policy or policies covering such loss or damage for that purpose to the extent required therefor, unless such repair and reconstruction is not necessary for the efficient operation of the System.

No Free Service

So long as any Bonds are outstanding, the City shall not furnish or supply the facilities, services and commodities of the System free of charge to any person, firm or corporation, public or private. To the full extent permitted or authorized by law, the City shall promptly enforce the payment of any and all accounts owing to the City and delinquent, by discontinuing service or by filing suits, actions or proceedings, or by both discontinuance of service and filing suit. Notwithstanding the foregoing, the City shall not be required to impose any fees or charges for the use of water for fire control.

Enforcement of Collections

The City will diligently enforce and collect the rates, fees and other charges for the services and facilities of the System pledged in the Bond Resolution; will take all steps, actions and proceedings for the enforcement and collection of such rates, charges and fees as shall become delinquent to the full extent permitted or authorized by law; and will maintain accurate records with respect thereof. All such fees, rates, charges and revenues pledged by the Bond Resolution shall, as collected, be held in trust to be applied as provided therein.

ADDITIONAL PARITY OBLIGATIONS

The 2013 Bonds are "Additional Parity Obligations" under the Bond Resolution. The Bond Resolution states that no Additional Parity Obligations, payable on a parity from the Net Revenues with the 2013 Bonds, the 2010A Bonds, the 2010B Bonds, the 2009A Bonds, the 2009B Bonds, the 2006 Bonds, the 2005 Bonds and the 2003 Bonds shall be issued except upon the conditions and in the manner specified in the Bond Resolution. The Finance Director shall certify that at the time of the issuance of the Additional Parity Obligations: (i) the City is not in default of any of the provisions, covenants and agreements of the Bond Resolution and (ii) the Adjusted Net Revenues during any twelve of the past twenty-four months preceding the date on which the Additional Parity Obligations are to be issued shall have been equal to not less than 1.15 times the Maximum Bond Service Requirement on all outstanding Bonds plus the Additional Parity Obligations proposed to be issued, during any Fiscal Year in which Additional Parity Obligations proposed to be issued will be outstanding. If any changes have been made and are in effect at the time of the issuance of the Additional Parity Obligations in the rates and charges for the services, facilities and commodities of the System which were not in effect during all or any part of the twenty-four months next preceding the Fiscal Year in which the Additional Parity Obligations are to be issued, the Adjusted Net Revenues for such period shall be further adjusted by the Finance Director to reflect any changes which would have occurred in the Adjusted Net Revenues if the changes in the rates and charges had been in effect during all of the period. If any improvements have been made to the System which were not in service during all or any part of the twenty-four months next preceding the Fiscal Year in which the Additional Parity Obligations are to be issued, the Adjusted Net Revenues shall be further adjusted by the Finance Director to reflect any changes in the Adjusted Net Revenues as if such improvements had been in service during all of such period. If the City has acquired by purchase, annexation, condemnation or otherwise facilities which have become a part of the System during all or any part of the twenty-four months next preceding the Fiscal year in which the Additional Parity Obligations are to be issued, the Adjusted Net Revenues shall be further adjusted by the Finance Director to reflect any changes in the Adjusted Net Revenues as if such facilities had been a part of the System during all of such period. If the purpose for which the Additional Parity Obligations are to be issued is to acquire by purchase, annexation, condemnation or otherwise facilities which will become a part of the System and/or to expand service to such facilities and customers, the Adjusted Net Revenues shall be further adjusted by the Finance Director to reflect any changes in the Adjusted Net Revenues as if such facilities had been a part of the System during all of the twenty-four months next preceding the Fiscal Year in which the Additional Parity Obligations are to be issued. If the purpose for which the Additional

Parity Obligations are to be issued is to acquire or construct additions, extensions or improvements to the System for the provision of the services, facilities and commodities thereof to a person for the furnishing by such person of such services, facilities and commodities to its inhabitants, pursuant to an agreement between the City and such person, the Adjusted Net Revenues for the twenty-four months next preceding the Fiscal Year in which the Additional Parity Obligations are to be issued shall be further adjusted by the Finance Director by adding the average of the amount of the increase in the Adjusted Net Revenues estimated to be derived pursuant to such agreement during each of the three Fiscal Years next succeeding the date upon which the additions, improvements and extensions are anticipated to be ready for use.

The City need not comply with the provisions set forth above if and to the extent the Bonds to be issued are refunding bonds, that is, delivered in lieu of or in substitution for, or to provide for the payment of one or more Series of Bonds or portions thereof, provided that the Maximum Bond Service Requirement on the refunding bonds shall not exceed the Maximum Bond Service Requirement on the Bonds being refunded.

AMENDMENT OF BOND RESOLUTION

The City, from time to time and at any time without the consent or concurrence of any Registered Owner of any Bond, may adopt a resolution amendatory to the Bond Resolution or supplemental thereto, if the provisions of such supplemental resolution shall not adversely affect the rights of the Registered Owners of the Bonds then outstanding, for among other purposes, to provide such changes which, in the opinion of the City, based upon such certificates and opinions of the independent certified public accountants, Bond Counsel, financial advisors or other appropriate advisors as the City may deem necessary or appropriate, if the provisions of such supplemental resolution shall not adversely affect the rights of the Registered Owners. For the specific purposes for an amended or supplemental resolution, see "Composite of the Bond Resolution – Amending and Supplementing of Bond Resolution Without Consent of Registered Owners" in APPENDIX D hereto.

Except as set forth in the preceding paragraph, no material modification or amendment of the Bond Resolution may be made without the consent in writing of the Registered Owners of fifty-one percent or more in principal of Bonds of each series so affected and then outstanding. For the specifics for such modification or amendment, see "Composite of the Bond Resolution – Amendment of Bond Resolution With Consent of Registered Owners" in APPENDIX D hereto. For purposes of amendment of the Bond Resolution with the consent of any Registered Owner of any Bond, to the extent any Bonds are secured by a Credit Facility and such Bonds are then rated in one of the two highest Rating Categories (without regard to gradation) by any Rating Agency, then the consent of the Credit Facility Issuer shall be deemed to constitute the consent of the Registered Owner of such Bonds and in such case no consent of the Registered Owners of such Bonds shall be required; provided, however, a copy of such amendments shall be provided to such rating agencies not less than thirty (30) days prior to the effective date thereof.

FUTURE FINANCINGS

The City currently anticipates issuing Additional Parity Obligations in one or more series prior to September 30, 20__ in the approximate principal amount of \$_____. At this time, the City has no other planned borrowings or financings for the System.

INVESTMENT POLICY

General

The City's investments are presently under the day to day control of the City's Director of Finance. The City Council has established a formal investment policy governing the investment activity of the City and including all available funds in excess of the amounts needed to meet short-term expenses. The investment policy does not apply to pension funds, trust funds or funds related to the issuance of debt where there are other existing policies, bond resolutions or indentures in effect. The investment policy does not permit leveraging of investments.

Securities Lending

The City entered into a securities lending agency agreement with First Union National Bank on November 1, 2001, which agreement was subsequently assumed by Wachovia Bank, National Association ("Wachovia") in connection with a bank merger.

Generally, in a securities lending program, an institutional investor like the City (called the "lender") engages an investment professional such as Wachovia to act as its agent in lending out the institutional investor's long-term securities to a series of brokers (called "borrowers") to facilitate the borrowers' securities-trading activities. In exchange for the loans of securities to the borrowers, the lender receives collateral, usually in the form of cash. The lender's agent then re-invests the collateral in so-called "collateral investments" chosen in the agent's discretion within guidelines developed by the agent and agreed to by the lender.

Securities that were available for loan pursuant to the City's securities lending agency agreement with Wachovia included securities held in the City's Water Cost Stabilization Portfolio and Core Portfolio.

Wachovia selected and purchased \$15 million in Lehman Brothers bonds as a collateral investment on the City's behalf in 2007. When Lehman filed for bankruptcy in September 2008, the Lehman Brothers bonds became illiquid and lost substantial value. In order to unwind its securities lending program with Wachovia and terminate the securities lending agency agreement, the City was required to spend \$15 million to retrieve its loaned securities corresponding to the Lehman Brothers bonds. In Fiscal Year 2008, the City recorded a loss of \$13.5 million related to the decrease in market value of the Lehman Brothers bonds. The share of the loss incurred by the City's Water Cost Stabilization Portfolio was \$6.7 million.

[The City is currently in litigation with Wachovia to attempt to recover damages sustained in connection with the Lehman Brothers bonds.]

For more information regarding see Note 4 of the Notes to the Financial Statements to the City's general purpose financial statements for the Fiscal Year ended September 30, 2011 included in APPENDIX B to this Official Statement.

SWAP MANAGEMENT POLICY

The City has not entered into any interest rate swaps or other derivative transactions. The City does not plan to utilize interest rate swaps or enter into derivative transactions.

FINANCIAL STATEMENTS

The general purpose financial statements of the City for the Fiscal Year ended September 30, 2011, included in APPENDIX B to this Official Statement, have been audited by Mayer Hoffman McCann P.C., Clearwater, Florida, Independent Certified Public Accountants, whose report thereon also appears in APPENDIX B. Such financial statements, including the auditor's report, have been included in this Official Statement as public documents and Mayer Hoffman McCann P.C. has not performed any procedures subsequent to the date of its report. The auditors have not performed any services related to, and therefore are not associated with, the preparation of this Official Statement.

PENSION PLANS AND OTHER POST EMPLOYMENT BENEFITS

The City maintains three separate single employer defined benefit retirement systems (General Employees, Police and Fire) covering full-time City employees. For the fiscal year ended September 30, 2011, the City contributed \$12,302,502, \$11,475,740 and \$10,660,878 to the General Employees, Police and Fire retirement systems, respectively.

See Note 18 to the City's General Purpose Financial Statements set forth in Appendix B hereto for more information on the City's pension plans and how to obtain additional information on the City's plans.

Further, the City provides a medical benefits plan that it makes available to its retirees. See Note 19 to the City's General Purpose Financial Statements set forth in Appendix B hereto for more information regarding this "post retirement health benefits" plan and the City's actuarial accrued liability thereunder.

TAX EXEMPTION

General

The Internal Revenue Code of 1986, as amended (the "Code") establishes certain requirements which must be met subsequent to the issuance of the 2013 Bonds in order that interest on the 2013 Bonds be and remain excluded from gross income for purposes of federal income taxation. Non-compliance may cause interest on the 2013 Bonds to be included in federal gross income retroactive to the date of issuance of the 2013 Bonds, regardless of the date on which such non-compliance occurs or is ascertained. These requirements include, but are not limited to, provisions which prescribe yield and other limits within which the proceeds of the 2013 Bonds and the other amounts are to be invested and require that certain investment earnings on the foregoing must be rebated on a periodic basis to the Treasury Department of the United States. The City has covenanted in the Covenant Ordinance with respect to the 2013 Bonds to comply with such requirements in order to maintain the exclusion from federal gross income of the interest on the 2013 Bonds.

In the opinion of Bond Counsel, assuming compliance with certain covenants, under existing laws, regulations, judicial decisions and rulings, interest on the 2013 Bonds is excluded from gross income for purposes of federal income taxation. Interest on the 2013 Bonds is not an item of tax preference for purposes of the federal alternative minimum tax imposed on individuals or corporations; however, interest on the 2013 Bonds may be subject to the federal alternative minimum tax when any 2013 Bond is held by a corporation. The federal alternative minimum taxable income of a corporation must be increased by seventy-five percent (75%) of the excess of such corporation's adjusted current earnings over its alternative minimum taxable income (before this adjustment and the alternative tax net operating loss deduction). "Adjusted Current Earnings" will include interest on the 2013 Bonds.

Except as described above, Bond Counsel will express no opinion regarding other federal income tax consequences resulting from the ownership of, receipt or accrual of interest on, or disposition of 2013 Bonds. Prospective purchasers of 2013 Bonds should be aware that the ownership of 2013 Bonds may result in collateral federal income tax consequences, including (i) the denial of a deduction for interest on indebtedness incurred or continued to purchase or carry 2013 Bonds; (ii) the reduction of the loss reserve deduction for property and casualty insurance companies by fifteen percent (15%) of certain items, including interest on 2013 Bonds; (iii) the inclusion of interest on 2013 Bonds in earnings of certain foreign corporations doing business in the United States for purposes of the branch profits tax; (iv) the inclusion of interest on 2013 Bonds in passive income subject to federal income taxation of certain Subchapter S corporations with Subchapter C earnings and profits at the close of the taxable year; and (v) the inclusion of interest on 2013 Bonds in "modified adjusted gross income" by recipients of certain Social Security and Railroad Retirement benefits for the purposes of determining whether such benefits are included in gross income for federal income tax purposes.

As to questions of fact material to the opinion of Bond Counsel, Bond Counsel will rely upon representations and covenants made on behalf of the City, certificates of appropriate officers and certificates of public officials (including certifications as to the use of proceeds of the 2013 Bonds and of the property financed or refinanced thereby), without undertaking to verify the same by independent investigation.

PURCHASE, OWNERSHIP, SALE OR DISPOSITION OF THE 2013 BONDS AND THE RECEIPT OR ACCRUAL OF THE INTEREST THEREON MAY HAVE ADVERSE FEDERAL TAX CONSEQUENCES FOR CERTAIN INDIVIDUAL AND CORPORATE BONDHOLDERS, INCLUDING, BUT NOT LIMITED TO, THE CONSEQUENCES DESCRIBED ABOVE. PROSPECTIVE BONDHOLDERS SHOULD CONSULT WITH THEIR TAX SPECIALISTS FOR INFORMATION IN THAT REGARD.

Information Reporting and Backup Withholding

Interest paid on tax-exempt bonds such as the 2013 Bonds is subject to information reporting to the Internal Revenue Service in a manner similar to interest paid on taxable obligations. This reporting requirement does not affect the excludability of interest on the 2013 Bonds from gross income for federal income tax purposes. However, in conjunction with that information reporting requirement, the Code subjects certain non-corporate owners of 2013 Bonds, under certain circumstances, to "backup withholding" at (i) the fourth lowest rate of tax applicable under Section 1(c) of the Code (i.e., a rate applicable to unmarried individuals) for taxable years beginning on or before December 31, 2012; and (ii) the rate of 31% for taxable years beginning after December 31, 2012, with respect to payments on the 2013 Bonds and proceeds from the sale of 2013 Bonds. Any amount so withheld would be refunded or allowed as a credit against the federal income tax of such owner of 2013 Bonds. This withholding generally applies if the owner of 2013 Bonds (i) fails to furnish the payor such owner's social security number or other taxpayer identification number ("TIN"), (ii) furnished the payor an incorrect TIN, (iii) fails to properly report interest, dividends, or other "reportable payments" as defined in the Code, or (iv) under certain circumstances, fails to provide the payor or such owner's securities broker with a certified statement, signed under penalty of perjury, that the TIN provided is correct and that such owner is not subject to backup withholding. Prospective purchasers of the 2013 Bonds may also wish to consult with their tax advisors with respect to the need to furnish certain taxpayer information in order to avoid backup withholding.

Other Tax Matters

During recent years, legislative proposals have been introduced in Congress, and in some cases enacted, that altered certain federal tax consequences resulting from the ownership of obligations that are similar to the 2013 Bonds. In some cases, these proposals have contained provisions that altered these consequences on a retroactive basis. Such alteration of federal tax consequences may have affected the market value of obligations similar to the 2013 Bonds. From time to time, legislative proposals are pending which could have an effect on both the federal tax consequences resulting from ownership of the 2013 Bonds and their market value. No assurance can be given that legislative proposals will not be enacted that would apply to, or have an adverse effect upon, the 2013 Bonds. For example, in connection with federal deficit reduction, job creation and tax law reform efforts, proposals have been and others are likely to be made that could significantly reduce the benefit of, or otherwise affect, the exclusion from gross income of interest on obligations like the 2013 Bonds. There can be no assurance that any such legislation or proposal will be enacted, and if enacted, what form it may take. The introduction or enactment of any such legislative proposals may affect, perhaps significantly, the market price for, or marketability of, the 2013 Bonds.

Prospective purchasers of the 2013 Bonds should consult their own tax advisors as to the tax consequences of owning the 2013 Bonds in their particular state or local jurisdiction and regarding any pending or proposed federal or state tax legislation, regulations or litigation, as to which Bond Counsel expresses no opinion.

Tax Treatment of Original Issue Discount

Under the Code, the difference between the maturity amount of the 2013 Bonds maturing on _____ (collectively, the “Discount Bonds”), and the initial offering price to the public, excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers, at which price a substantial amount of the Discount Bonds of the same maturity and, if applicable, interest rate, was sold is “original issue discount.” Original issue discount will accrue over the term of the Discount Bonds at a constant interest rate compounded periodically. A purchaser who acquires the Discount Bonds in the initial offering at a price equal to the initial offering price thereof to the public will be treated as receiving an amount of interest excludable from gross income for federal income tax purposes equal to the original issue discount accruing during the period he or she holds the Discount Bonds, and will increase his or her adjusted basis in the Discount Bonds by the amount of such accruing discount for purposes of determining taxable gain or loss on the sale or disposition of the Discount Bonds. The federal income tax consequences of the purchase, ownership and redemption, sale or other disposition of the Discount Bonds which are not purchased in the initial offering at the initial offering price may be determined according to rules which differ from those above. Bondholders of the Discount Bonds should consult their own tax advisors with respect to the precise determination for federal income tax purposes of interest accrued upon sale, redemption or other disposition of the Discount Bonds and with respect to the state and local tax consequences of owning and disposing of the Discount Bonds.

Tax Treatment of Bond Premium

The difference between the principal amount of the 2013 Bonds maturing on _____ (collectively, the “Premium Bonds”), and the initial offering price to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at which price a substantial amount of such Premium Bonds of the same maturity and, if applicable, interest rate, was sold constitutes to an initial purchaser amortizable bond premium which is not deductible from gross income for federal income tax purposes. The amount of amortizable bond premium for a taxable year is determined actuarially on a constant interest rate basis over the term of each

of the Premium Bonds, which ends on the earlier of the maturity or call date for each of the Premium Bonds which minimizes the yield on such Premium Bonds to the purchaser. For purposes of determining gain or loss on the sale or other disposition of a Premium Bond, an initial purchaser who acquires such obligation in the initial offering is required to decrease such purchaser's adjusted basis in such Premium Bond annually by the amount of amortizable bond premium for the taxable year. The amortization of bond premium may be taken into account as a reduction in the amount of tax-exempt income for purposes of determining various other tax consequences of owning such Premium Bonds. Bondholders of the Premium Bonds are advised that they should consult with their own tax advisors with respect to the state and local tax consequences of owning such Premium Bonds.

RATINGS

Moody's Investors Service, Inc. ("Moody's") and Fitch Ratings ("Fitch") have assigned their municipal bond ratings of "___" and "___," respectively, to the 2013 Bonds. An explanation of the significance of the ratings may be obtained only from Moody's and Fitch. There is no assurance that the ratings will be in effect for any given period of time or that they will not be revised downward, suspended or withdrawn entirely by either Moody's and/or Fitch, if in their, or its judgment, circumstances so warrant. Any such downward revision, suspension or withdrawal of the ratings given the 2013 Bonds may have an adverse effect on the liquidity or market price of the 2013 Bonds.

LITIGATION

In the opinion of the City Attorney or his designee, there is no litigation now pending or threatened (i) to restrain or enjoin the issuance or sale of the 2013 Bonds or (ii) questioning or affecting the validity of the 2013 Bonds, the Bond Resolution or the pledge of the Net Revenues of the System by the City or the proceedings for the authorization, sale, execution or delivery of the 2013 Bonds.

The City is involved in certain litigation and disputes incidental to its operations. Upon the basis of information presently available, the City Attorney or his designee believes that there are substantial defenses to such litigation and disputes and that, in any event, any ultimate liability, in excess of available self insurance revenues, resulting therefrom will not materially adversely affect the financial position or results of operations of the City.

ENFORCEABILITY OF REMEDIES

The remedies available to the Registered Owners of the 2013 Bonds upon an event of default under the Bond Resolution are in many respects dependent upon judicial actions which are often subject to discretion and delay. Under existing constitutional and statutory law and judicial decisions, including specifically Title II of the United States Code, the remedies specified by the federal bankruptcy code, the Bond Resolution, and the 2013 Bonds may not be readily available or may be limited. The various legal opinions to be delivered concurrently with the delivery of the 2013 Bonds (including Bond Counsel's approving opinion) will be qualified, as to the enforceability of the various legal instruments, by limitations imposed by bankruptcy, reorganization, insolvency or other similar laws affecting the rights of creditors enacted before or after such delivery.

CERTAIN LEGAL MATTERS

Certain legal matters in connection with the issuance of the 2013 Bonds are subject to the approval of Bryant Miller Olive P.A., Tampa, Florida, Bond Counsel, whose approving opinion will be available at the time of delivery of the 2013 Bonds and will be printed on such Bonds. The proposed form of Bond Counsel opinion is attached hereto as APPENDIX E and reference is made to such form of

opinion for the complete text thereof. Certain legal matters will be passed upon for the City by John C. Wolfe, Esq., City Attorney, or his designee, and GrayRobinson, P.A., Tampa, Florida, Special Disclosure Counsel.

Bond Counsel has not been engaged to, nor has it undertaken to, review (1) the accuracy, completeness or sufficiency of this Official Statement or any other offering material relating to the 2013 Bonds; provided, however, that Bond Counsel will render an opinion to the Original Purchasers of the 2013 Bonds relating to the accuracy of certain statements contained herein and under the heading "TAX EXEMPTION" and certain statements which summarize provisions of the Bond Resolution and the 2013 Bonds, or (2) the compliance with any federal or state securities law with regard to the sale or distribution of the 2013 Bonds.

VERIFICATION OF ARITHMETICAL COMPUTATIONS

The accuracy of the arithmetical computations of (a) the adequacy of the maturing principal amounts and interest earnings thereon of the Refunding Securities deposited under the Escrow Agreement to pay when due all principal of an interest on the Refunded 2003 Bonds and (b) the "yield" on the Series 2013 Bonds and on the Refunding Securities considered by Bond Counsel in connection with their opinion that the Series 2013 Bonds are not "arbitrage" bonds within the meaning of Section 148 of the Code, as amended will be verified for the City by _____. Such verification will be based on certain information supplied to _____ by the City's Financial Advisor, Public Financial Management, Inc.

DISCLOSURE REQUIRED BY FLORIDA BLUE SKY REGULATIONS

Rule 3E-400.003, rules of Government Securities, promulgated by the Florida Department of Banking and Finance, division of Securities, under Section 517.051, Florida Statutes ("Rule 3E-400.003") requires that the City make a full and fair disclosure of any bonds or other debt obligations that it has issued or guaranteed and that are or have been in default as to principal or interest at any time after December 31, 1975 (including bonds or other debt obligations for which it has served only as a conduit issuer such as industrial development or private activity bonds issued on behalf of private businesses). Rule 3E-400.003 further provides that if the City in good faith believes that such disclosures would not be considered material by a reasonable investor, such disclosures may be omitted. The City is not, and has not since December 31, 1975, been in default as to principal and interest on bonds or other debt obligations for which ad valorem or non-ad valorem revenues of the City are pledged. Pursuant to Rule 3E-400.003, no investigation of possible defaults by conduit issuers of bonds was made by the City because such information is not considered to be material to a reasonable investor of 2013 Bonds as the City is not obligated to pay principal and/or interest on such bonds.

ORIGINAL PURCHASER(S)

The 2013A Bonds are being purchased by _____ (the "2013A Bonds Original Purchaser") and the 2013B Bonds are being purchased by _____ (the "2013B Bonds Original Purchaser"). The 2013A Bonds Original Purchaser has agreed to purchase the 2013A Bonds at an aggregate purchase price of \$_____ (which includes 2013A Bonds Original Purchaser's underwriting discount of \$_____ and net original issue premium [discount] of \$_____). The 2013B Bonds Original Purchaser has agreed to purchase the 2013B Bonds at an aggregate purchase price of \$_____ (which includes 2013B Bonds Original Purchaser's underwriting discount of \$_____ and net original issue premium [discount] of \$_____).

ADVISORS AND CONSULTANTS

The City has retained certain advisors and consultants in connection with the issuance of the 2013 Bonds. These advisors and consultants may be compensated from a portion of the proceeds of the 2013 Bonds, identified as "Costs of Issuance" under the heading "ESTIMATED SOURCES AND USES OF FUNDS" herein; and their compensation is, in some instances, contingent upon the issuance of the 2013 Bonds and the receipt of the proceeds thereof.

Financial Advisor. The City has retained Public Financial Management, Inc., Orlando, Florida, as Financial Advisor in connection with the authorization and issuance of the 2013 Bonds. While the Financial Advisor has participated in the preparation of portions of this Official Statement, it has not been engaged and is not obligated to undertake, and has not undertaken to make, an independent verification of the accuracy, completeness, or fairness of the information contained in this Official Statement.

Bond Counsel. Bryant Miller Olive P.A., Tampa, Florida, represents the City as Bond Counsel with respect to the issuance of the 2013 Bonds. As Bond Counsel, Bryant Miller Olive P.A. has participated in the preparation of portions of this Official Statement, however, Bond Counsel had not been engaged to, nor has it undertaken to, review (1) the accuracy, completeness or sufficiency of this Official Statement or any other offering material relating to the 2013 Bonds, provided, however, that Bond Counsel will render an opinion to the City relating to the accuracy of certain statements contained herein under the heading "TAX EXEMPTION" and certain statements which summarize provisions of the Bond Resolution and the 2013 Bonds and (2) compliance with any federal or state law with regard to the sale or distribution of the 2013 Bonds.

Special Disclosure Counsel. GrayRobinson, P.A., Tampa, Florida, represents the City as Special Disclosure Counsel with respect to the issuance of the 2013 Bonds. As Special Disclosure Counsel, GrayRobinson, P.A. is not obligated to undertake, and has not undertaken to make, an independent verification of the accuracy, completeness, or fairness of the information contained in the Official Statement.

CONTINUING DISCLOSURE

The City has covenanted for the benefit of bondholders to provide certain financial information and operating data relating to the System and the 2013 Bonds in each year (the "Annual Report"), and to provide notices of the occurrence of certain enumerated material events. Such covenant shall only apply so long as the 2013 Bonds remain outstanding under the Bond Resolution. The covenant shall also cease upon the termination of the continuing disclosure requirements of Securities and Exchange Commission Rule 15c2-12(b)(5) (the "Rule") by legislative, judicial or administrative action. The Annual Report will be filed by the City as required with the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System ("EMMA").

The specific nature of the information to be contained in the Annual Report and the notices of material events are described in APPENDIX F – "Form of Continuing Disclosure Agreement," which shall be executed by the City at the time of issuance of the 2013 Bonds. These covenants have been made in order to assist the Original Purchaser(s) in complying with the Rule.

With respect to the 2013 Bonds, no party other than the City is obligated to provide, nor is expected to provide, any continuing disclosure information with respect to the Rule. The City has generally provided continuing disclosure information pursuant to the Rule during the last five (5) years. However, a review of filings made pursuant to prior agreements indicated that certain filings did not include all the disclosure information specifically required. Upon realizing the failure to comply, the City

reported such circumstances in accordance with the requirements of the Rule, and as of the date hereof, has cured such failures as of _____, 2012. The City fully anticipates satisfying all future disclosure obligations required pursuant to the Rule.

MISCELLANEOUS

The references, excerpts and summaries of all documents referred to herein do not purport to be complete statements of the provisions of such documents, and reference is directed to all such documents for full and complete statements of all matters of fact relating to the 2013 Bonds, the security for the payment of the 2013 Bonds, and the rights and obligations of holders thereof.

The information contained in this Official Statement involving matters of opinion or of estimates, whether or not so expressly stated, are set forth as such and not as representations of fact, and no representation is made that any of the estimates will be realized. Neither this Official Statement nor any statement which may have been made verbally or in writing is to be construed as a contract with the holders of the 2013 Bonds.

The execution and delivery of this Official Statement by its City Administrator and its Director of Finance have been duly authorized by the City Council.

CITY OF ST. PETERSBURG, FLORIDA

Bill Foster
Mayor

Anne A. Fritz
Director of Finance

APPENDIX A

General Description of the City and Selected Statistics

APPENDIX A

GENERAL DESCRIPTION OF THE CITY AND SELECTED STATISTICS

Location

The City of St. Petersburg, Florida (the "City") is the southernmost and largest of the 24 municipalities in Pinellas County and is located at the approximate mid-point on the west coast of Florida. The area of the City is approximately 62 square miles, contains approximately 39,700 acres of land, with 6.5 persons per acre. Tampa Bay forms the eastern and southern boundaries, and Boca Ciega Bay, which is part of the Intercoastal Waterway, forms the western boundary of the City. The County seat of Pinellas County is Clearwater, 20 miles to the north. The City of Tampa is 12 miles to the east across Tampa Bay.

Pinellas County is a peninsula bounded on the east by Tampa Bay and on the west by the Gulf of Mexico. It is the second smallest county in terms of land area (approximately 179,200 acres, approximately 280 square miles), but the most densely populated (approximately 4.6 persons per acre) of all Florida counties.

Government

City

The City was initially incorporated as a town in 1893 with a second incorporation as a city in 1903. The City operated under the Council/Manager form of government from 1931 to 1993. Effective April 1, 1993, the City Charter was amended to provide for an elected Mayor who shall be the chief administrative official of the City, with no vote on Council. Effective April 1, 1999, the Charter was amended to give the Mayor veto power over City ordinances and line item veto power over budget and appropriation ordinances, subject to the ability of the Council to override the veto. Prior thereto, the Mayor served as a Councilman-at-large. St. Petersburg is divided into eight council districts. Councilmembers and the Mayor serve terms of four years, subject to term limits.

The City provides a range of services to its citizens, including police and fire protection, refuse collection-disposal, water distribution, sewage treatment, parkland development, neighborhood redevelopment, and structural inspection.

County

Pinellas County is governed by a seven-member Board of Commissioners. A professional County Administrator is responsible for administering programs in accordance with the policies established by the Board of Commissioners. The County provides service in the areas of elections, tax collection, property appraisal, offender detention, and parkland development. State statutes require that the County provide operational support (i.e., facilities, clerical staffing, etc.) for the Circuit Court judicial system, the State Attorney's Office, and the Public Defender's Office. In addition, the County provides welfare and social service assistance in the form of clinics, counseling, and referrals.

The Pinellas County School System is a separate political entity, complete with taxing authority. The Pinellas County School Board, a seven-member elected body, establishes educational policy, while the administrative responsibilities are delegated to an appointed superintendent.

Economy

The City of St. Petersburg's business composition is incredibly diverse, providing for economic resiliency, with six major business clusters - Medical Technology and Services, Information Technology, Marine Science, Financial Services, Manufacturing, and Arts, Culture, Events and Tourism. The City has benefited from continue commercial growth in a difficult economic environment as seen by the continual increase in commercial taxable values. Since 2001, the City's downtown has experienced perhaps its greatest renaissance, with the addition of new corporate headquarters, hotels and downtown residential development. However, since the national economic recession that began in late 2007, the economy has worsened, resulting in a decline in real estate values in the City. Along with a record number of foreclosures and vacant properties, the end result has been taxable property values decreasing by 13.2% during 2010. The impact of the property tax declines over the past four years has been mitigated by the City with downsizing strategies that included departmental consolidation and streamlining. As the result of the City's conservative approach, extremely limited layoffs were necessary for the current year and the public will experience minimal disruption in services.

The growth of the City's downtown redevelopment area has been noteworthy with the value of property in the City's Intown redevelopment area increasing from \$108 million to \$910 million between 1981 and 2010, experiencing continual annual growth until the most recent year which reported a 10% decrease from the prior year. Nearly \$2 billion in new downtown public and private construction have been completed or initiated since the City approved a redevelopment plan for the area in March 1982. The investment has produced an array of high-rise office towers, condominiums, townhomes, retail shops, restaurants, and entertainment venues. Major office building development occurred from the mid 1980's to 1992, with over 1.3 million square feet of office space built, including the City Center, Wachovia Building, Bank of America Tower, and the First Central Tower. The reopening of the Vinoy Park Hotel in 1992, renovated for \$133 million (real dollars), re-energized the downtown waterfront. Since 1998, when Major League Baseball came to Tropicana Field, mixed-use residential projects have been the development leader, providing over 2,000 dwelling units, 450,000-SF of retail and more than 230,000-SF of performing arts and museum space that have created one of the most livable downtowns in the southeastern United States. Noteworthy projects built during the period include the Florencia, the Cloisters, Parkshore Plaza, 400 Beach on Beach Drive, Signature Place and Ovation; and hundreds of residential townhomes and small condominium projects in the University Park district.

The City has made an unprecedented public commitment of more than \$370 million to downtown projects. The 45,000-seat Tropicana Field is one of the largest cable-supported domes in the world. In the mid 1990's, the City completed a \$62 million renovation to Tropicana Field to accommodate the City's Major League Baseball expansion franchise, the Tampa Bay Rays that began play in 1998 as the Devil Rays. The Tampa Bay Rays were the 2008 American League Champions and the 2010 American League East Champions. A new \$40 million urban entertainment and retail complex, BayWalk, opened in November 2000. In addition, the City and the private sector have developed a downtown streetscape enhancement project, Plaza Parkway, which links the downtown waterfront with Tropicana Field and other downtown facilities. In 2005, the City and Pinellas County agreed to extend the downtown redevelopment area for another 30 years beginning in 2012 in order to support an additional \$97.5 million of downtown public improvements, including the Mahaffey Theater, Progress Energy Center for the Arts, Municipal Pier, park land, street scape and transportation projects.

Other areas of the City are growing as well. Since 1995, Bayboro Harbor District and the adjacent medical district has seen substantial investment by the University of South Florida, nearby hospitals, and institutions. The all-new \$400 million All Children's Hospital opened in 2010 and the new \$35 million Salvador Dali Museum is scheduled to open on January 11, 2011. Other expansion projects include the University of South Florida-St. Petersburg's parking garage, Residence Hall One, and Science

and Technology Building and the Poynter Institute for Media Studies. Over \$420 million has been invested in development in the CRA, including the new home of SRI-St. Petersburg, renovation of Bayboro Station, the City's ca. 1910 power station, into 80,000-SF of office space for academic and non-profit institutions; renovation and expansion of the Studebaker Building (600 4th Street South) by the United States Geological Survey, and construction of the Children's Research Institute on Fourth Street South in 2000.

On many main corridors, such as 4th Street, Central Avenue and Tyrone Blvd., developers are renewing commercial property through restoration, renovation and new construction.

In the Gateway area of mid-Pinellas, which includes both incorporated and unincorporated sites, more than 30 major developments valued at more than \$1 billion are completed, under construction or proposed. Gateway developments will create 45,000 jobs in an area that has one of the highest concentrations of high-technology industries in Florida. Firms that have located in the St. Petersburg's Gateway areas in the past several years include New Advantage, Halkey-Roberts, Val-Pak, Bright House Networks and First Advantage. Other notable companies in the area include Avaya, Fidelity National, Tampa Bay Research Institute, Home Shopping Network, America II, Plasma-Therm, Jabil Circuit, Konika Minolta and Catalina Marketing.

In Carillon, a Gateway business park, Raymond James Financial, Inc. has completed the third phase of their national headquarters; Aegon Equity Group and Franklin/Templeton Funds have moved into new facilities and Payment Systems for Credit Unions has a regional operations center and Humana Cares is on its way to reaching 700 employees for its care management unit. This growing employment and corporate base has led to growth in services for the area including a new full service Hilton Hotel along with restaurants and retailers. Carillon will accommodate a planned total of six million square feet with offices, hotel rooms, restaurants and retail businesses. All of these firms enjoy superb access to the entire Tampa Bay area, as the Gateway includes St. Petersburg-Clearwater International Airport and is bordered by Interstate 275 and Gandy Boulevard, the two thoroughfares that connect St. Petersburg and Tampa.

The City's owned and operated Albert Whitted Municipal Airport is a full-service, general aviation airport, located on the waterfront, 1/4 mile from the center of downtown. The airport hosts over 250 permanently based aircraft and provides air cargo, charter service, air taxi, maintenance, and flight instruction for both fixed wing aircraft and helicopter operations. The new \$4.4 million, general aviation terminal opened in 2008 and includes a public viewing pavilion, and retail space. A new control terminal is under construction and scheduled for completion in early 2011. Additional airports serving the City are the St. Petersburg/Clearwater International Airport, thirteen miles from downtown, and the acclaimed Tampa International Airport, just 25 minutes from downtown.

Utilities and Communications

The City's three municipal enterprise operations, Public Utilities, Stormwater and Sanitation, provide potable water, wastewater treatment, reclaimed water irrigation, stormwater improvements and solid waste collection and disposal services to its citizens. Stormwater maintenance is provided by the Engineering/Storm Water Department. Water quality and supply remain high for the City and wastewater facilities and treatment continue to be among the best in Florida. The City is continuing the expansion of a reclaimed water irrigation system which reduces the demands on potable water resources. The City's residents are served twice weekly by an automated sanitation collection service. Solid waste is disposed of in a Resource Recovery Plant which is under the administrative control of Pinellas County. This disposal method replaced landfill operations in 1983 and is the required method for all waste disposal in Pinellas County.

Other utilities in the City are provided by Progress Energy, Inc. for electric service, Verizon and Bright House Networks for telephone service and TECO for metered natural gas.

The St. Petersburg Times, an award-winning daily newspaper, is published in the City along with a number of smaller weekly publications and has its main office in downtown. The Tampa Tribune has opened an office in the City to better serve the readers and advertisers in Pinellas County. Seven television stations and three cable franchises serve the greater St. Petersburg area. The City also operates its own low power broadcast government access channel.

Education

The City is also home to some of the finest educational and research institutes found anywhere. The University of South Florida- St. Petersburg Bayboro Campus, a modern complex along the downtown waterfront, offers undergraduate and graduate degree programs. The Bayboro Campus has grown to approximately 46 acres and has a student population of 4,700. St. Petersburg College, the oldest and fourth largest community college in Florida, serves over 67,000 credit and non-credit seeking students and offers complete academic programs for undergraduate degrees. Eckerd College, the only private national liberal arts college in Florida and one that has a reputation for developing innovative programs that have been adopted nationwide, serves nearly 1,700 students. Housed in the historic Rolyat Hotel, Stetson College of Law in Gulfport, adjacent to the City, is the oldest law school in the State and enrolls 1,000 students. The Poynter Media Institute is one of the nation's leading training facilities for working print and broadcast journalists, offering seminars in writing, media management and ethics. The United States Geological Survey has offices located at Bayboro Harbor, adjacent to the University of South Florida's Bayboro Campus, where scientists can work closely with that university's award-winning marine science program. The City's elementary and secondary schools are in the Pinellas County School System which offers innovative academic programs, including the Center for Advance Learning and the International Baccalaureate Program.

Cultural and Recreational Facilities

A variety of cultural facilities are available in the City, ranging from theater and symphony performances to museum displays. The Mahaffey Theater is a City owned and operated theater, which provide events throughout the year, including symphony and top-name entertainers.

Several fine museums adorn the downtown waterfront. The Museum of Fine Arts, in Straub Park, features ten exhibition galleries, including three authentic period rooms, an outdoor ornamental garden and an auditorium for community events. The Salvador Dali Museum houses the largest collection of Dali works in the world. The collection--valued at \$75 million--has 93 oil paintings, 100 watercolors and drawings, and 1,300 graphics, sculptures and objects of fine art. The Museum is on Bayboro Harbor and its impressive collection was made possible by a donation to the State of Florida from Mr. and Mrs. A. Reynolds Morse of Cleveland. In January 2011, the Dali museum will move to a 74,000 sf building on the City's downtown waterfront that will no doubt be an architectural icon for arts patrons worldwide. The Morean Arts Center, a 30 year old non-profit art gallery and educational center devoted to the visual arts, has completed a multi-million dollar expansion of its facility in downtown and opened the Chihuly Collection with great fanfare. The St. Petersburg Museum of History and Flight, along The Pier approach, offers visitors a glance at the City's unique past and includes a pavilion for a display of the Benoist airplane which inaugurated commercial airline service in 1914. The Great Explorations Hands on Museum offers children and adults interactive exhibits in the arts, science and health fields and moved into its new facility in the recently renovated Sunken Gardens. In 1998, the Tampa Bay Holocaust Museum joined the collection of world class downtown museums.

The City's municipal library system consists of a Main Library and five branches. The system is fully automated, providing easy access to materials at all sites. With collections of over 418,000 items, both print and non-print, the City's libraries offer a wide variety of services that enhance the quality of life of the City's residents and visitors. In keeping with the library's mission to provide materials, information and services to meet educational, recreational, cultural and social needs of our diverse community, also offered is access to ideas, information and commentary from around the world via the Internet.

The City has one of the most extensive recreational programs in the Country. The City's Parks & Recreation Departments supervise more than 2,700 acres of parkland containing recreational parks, scenic parks, 15 adult and community centers, and 9 swimming pools. The City also maintains 66 lighted tennis courts and baseball and softball fields. Boyd Hill Nature Park features bicycle paths, a boardwalk for strolling through natural Florida vegetation, and an interesting nature center adjacent to the South Branch Library. The Office on Aging oversees the operations of the Sunshine Center, a multi-service center for all ages. It also promotes intergenerational involvement through activities and programs, advocates to improve the quality of life for seniors in our community and offers information and referral services. Therapeutic Recreation Programs, teen programs and City-wide special events are offered for the special interests of the community. The City also has a play "n" close to house playground & programs (72 units), which are located within a 1/2 mile of every child.

The City features numerous golf courses including three award winning municipally owned courses. Mangrove Bay Golf Course has been rated as one of the top 50 public golf courses and has recently undergone complete course renovation. The area also has fishing, boating, waterskiing and some of America's finest beaches. The Pier, a municipally-owned facility has over 1 million visitors each year. Residents and visitors enjoy The Pier's fine eateries, unique shops, a marine aquarium and panoramic vistas at this downtown waterfront landmark. Nearby Demens Landing is an 8.5 acre waterfront park that includes the Municipal Marina support facilities, a sailing center, playground equipment, fishing piers and other facilities for the general public.

Florida's largest publicly operated marina facility, the St. Petersburg Municipal Marina, is located in downtown, and serves as the hub for local boating activities. Facilities include 650 permanent slips and 500 feet of transient dock space for visiting boaters. The Municipal Marina maintains a 91% occupancy rate for permanent slips and docks 400 transient vessels each year. The Port of St. Petersburg is one of Florida's fourteen officially designated deep water ports and is an integral part of the City's waterfront development.

As a major sports hub of the Southeast, the City is host to a variety of on-going and special sporting events throughout the year. Other annual sports events in the City include the St. Anthony's Triathlon, called one of the best urban races in the United States, the Annual Suncoast Tarpon Roundup (fishing contest), Sail Expo St. Petersburg, and the Grand Prix of St. Petersburg (motorsports).

The City and Takamatsu, Japan, became sister cities in 1961. Takamatsu's Mayor recently visited the City to commemorate this sister cityhood. Student exchanges are a major part of this relationship and for two years a Takamatsu City worker has interned in the City. This year the City is in the process of developing a "Twin City" relationship with St. Petersburg, Russia, for which it is named.

CITY OF ST. PETERSBURG, FLORIDA
TAXABLE ASSESSED VALUE AND ESTIMATED ACTUAL VALUE OF PROPERTY⁽¹⁾
LAST TEN FISCAL YEARS
(In Thousands)

| <u>Fiscal Year</u> | <u>Tax Year</u> | <u>Residential Property</u> | <u>Commercial Property</u> | <u>Industrial Property</u> | <u>Non Agricultural Property</u> | <u>Institutional Property</u> | <u>Government Property</u> | <u>Mobil Home Property</u> | <u>Other Property⁽²⁾</u> | <u>Less: Tax Exempt Property</u> | <u>Total Taxable Assessed Value</u> | <u>Total Direct Tax Rate</u> | <u>Estimated Actual Value⁽³⁾</u> |
|--------------------|-----------------|-----------------------------|----------------------------|----------------------------|----------------------------------|-------------------------------|----------------------------|----------------------------|-------------------------------------|----------------------------------|-------------------------------------|------------------------------|---|
| 2001-02 | 2001 | 8,322,755 | 1,781,494 | 295,028 | 1,219 | 634,607 | 770,520 | 392 | 231,372 | 3,982,339 | 8,055,048 | 7.14 | 9,476,527 |
| 2002-03 | 2002 | 9,780,456 | 1,855,587 | 293,855 | 1,219 | 672,672 | 800,840 | 604 | 233,912 | 4,833,294 | 8,805,851 | 7.14 | 10,359,825 |
| 2003-04 | 2003 | 11,285,005 | 1,967,940 | 318,532 | 5,620 | 711,733 | 1,007,943 | 5 | 144,388 | 5,750,497 | 9,660,669 | 7.09 | 11,365,493 |
| 2004-05 | 2004 | 12,816,625 | 2,179,517 | 357,154 | 6,805 | 783,710 | 1,112,104 | 402 | 133,717 | 6,586,958 | 10,803,076 | 7.09 | 12,709,501 |
| 2005-06 | 2005 | 15,230,443 | 2,532,931 | 398,332 | 6,265 | 782,167 | 1,293,602 | 50,024 | 170,462 | 7,877,510 | 12,586,716 | 6.95 | 14,807,901 |
| 2006-07 | 2006 | 19,314,388 | 2,910,620 | 475,306 | 9,753 | 923,930 | 1,535,914 | 58,824 | 215,642 | 10,288,303 | 15,156,074 | 6.60 | 17,830,675 |
| 2007-08 | 2007 | 20,393,461 | 3,059,415 | 525,455 | 1,859 | 973,415 | 1,632,279 | 69,259 | 220,502 | 10,331,656 | 16,543,988 | 5.91 | 19,463,515 |
| 2008-09 | 2008 | 18,782,403 | 3,133,542 | 574,514 | 1,791 | 993,442 | 1,702,431 | 60,612 | 218,278 | 10,009,077 | 15,457,936 | 5.91 | 18,185,807 |
| 2009-10 | 2009 | 15,156,061 | 3,163,397 | 535,144 | 6,257 | 1,082,935 | 1,120,945 | 50,388 | 195,115 | 7,898,324 | 13,411,918 | 5.91 | 15,778,727 |
| 2010-11 | 2010 | 12,917,788 | 2,754,488 | 472,884 | 5,837 | 1,134,502 | 1,013,896 | 50,474 | 185,215 | 6,589,005 | 11,946,078 | 5.91 | 14,054,209 |

(1) Pinellas County Property Appraiser.

(2) Includes leasehold interest, miscellaneous and centrally assessed.

(3) Estimated actual value is calculated by dividing the total taxable assessed value by .85 (this value is net of exemptions).

**CITY OF ST. PETERSBURG, FLORIDA
RATIO OF OUTSTANDING DEBT BY TYPE
LAST TEN FISCAL YEARS**

GOVERNMENTAL ACTIVITIES⁽¹⁾

| Fiscal Year | General Non-ad Valorem Notes & Bonds | Public Improvement Revenue Bonds | Utility Tax Revenue Bonds | Pro Sports Facility Revenue Bonds | Excise Tax Revenue Bonds | Capital Improvement Revenue Bonds |
|-------------|--------------------------------------|----------------------------------|---------------------------|-----------------------------------|--------------------------|-----------------------------------|
| 2002 | \$48,000,000 | \$50,242,176 | \$19,221,754 | \$25,850,000 | \$84,615,000 | \$5,280,000 |
| 2003 | 44,445,000 | 46,534,162 | 17,480,653 | 25,285,000 | 80,160,000 | 5,075,000 |
| 2004 | 37,768,000 | 42,664,107 | 15,558,898 | 27,185,000 | 75,520,000 | 4,855,000 |
| 2005 | 50,075,000 | 38,389,293 | 11,596,971 | 26,210,000 | 70,680,000 | 4,625,000 |
| 2006 | 50,380,000 | 33,916,388 | 11,458,248 | 25,295,000 | 65,630,000 | 4,380,000 |
| 2007 | 44,395,000 | 29,159,779 | 9,271,756 | 24,360,000 | 60,350,000 | 4,120,000 |
| 2008 | 39,946,000 | 24,077,211 | 5,250,000 | 23,410,000 | 54,825,000 | 2,455,000 |
| 2009 | 38,855,000 | 18,665,000 | 2,690,000 | 22,435,000 | 49,040,000 | - |
| 2010 | 36,729,000 | 12,770,000 | - | 21,445,000 | 42,975,000 | - |
| 2011 | 39,033,000 | 6,540,000 | - | 20,425,000 | 36,610,000 | - |

BUSINESS-TYPE ACTIVITIES⁽¹⁾

| Fiscal Year | Water Resources Revenue Bonds and Notes | Stormwater Revenue Bonds | Airport Revenue Bonds | Golf Course Revenue Bonds | Marina Revenue Bonds | Total Primary Government |
|-------------|---|--------------------------|-----------------------|---------------------------|----------------------|--------------------------|
| 2002 | \$87,549,444 | \$20,478,000 | \$4,120,000 | \$1,255,000 | \$ - | \$346,611,374 |
| 2003 | 132,740,052 | 20,478,000 | 2,930,000 | 970,000 | - | 376,097,867 |
| 2004 | 129,169,223 | 20,478,000 | 2,730,000 | 670,000 | - | 356,598,228 |
| 2005 | 135,892,068 | 20,478,000 | 2,520,000 | 345,000 | - | 360,811,332 |
| 2006 | 185,909,783 | 20,478,000 | 2,300,000 | - | - | 399,747,419 |
| 2007 | 179,802,376 | 21,256,000 | 1,950,000 | - | 7,430,000 | 382,094,911 |
| 2008 | 175,585,602 | 21,180,000 | 1,580,000 | - | 7,055,000 | 355,363,813 |
| 2009 | 223,205,250 | 21,048,000 | - | - | 6,665,000 | 382,603,250 |
| 2010 | 218,575,075 | 20,910,000 | - | - | 6,260,000 | 359,664,075 |
| 2011 | 262,640,789 | 20,764,000 | - | - | 5,840,000 | 391,852,789 |

| Fiscal Year | Percentage of Total Taxable Assessed Value ⁽²⁾ | Per Capita | Property Tax Value ⁽³⁾ | Permanent Population ⁽⁴⁾ |
|-------------|---|------------|-----------------------------------|-------------------------------------|
| 2002 | 0.0369 | 1,391.63 | \$9,387,272,000 | 249,068 |
| 2003 | 0.0378 | 1,493.57 | 9,960,105,303 | 251,812 |
| 2004 | 0.0331 | 1,409.42 | 10,782,054,510 | 253,010 |
| 2005 | 0.0303 | 1,421.07 | 11,899,634,887 | 253,902 |
| 2006 | 0.0292 | 1,572.42 | 13,690,063,184 | 254,225 |
| 2007 | 0.0234 | 1,508.06 | 16,302,500,912 | 253,369 |
| 2008 | 0.0201 | 1,413.21 | 17,718,466,042 | 251,459 |
| 2009 | 0.0230 | 1,538.23 | 16,623,629,970 | 248,729 |
| 2010 | 0.0247 | 1,459.81 | 14,560,445,457 | 246,378 |
| 2011 | 0.0300 | 1,600.91 | 13,067,079,244 | 244,769 |

- (1) City of St. Petersburg 2011 Debt Supplement.
(2) Total primary government outstanding debt divided by Property tax value.
(3) Pinellas County Property Appraiser.
(4) City of St. Petersburg Economic Development Department.

**TEN MAJOR PRINCIPAL PROPERTY TAX PAYERS
FISCAL YEAR ENDED SEPTEMBER 30, 2011⁽¹⁾**

| <u>Taxpayer</u> | <u>Type of Business</u> | <u>Taxable Assessed Valuation</u> | <u>Percent of Total Taxable Assessed Valuation</u> |
|----------------------------|-------------------------|---|--|
| Florida Power Corporation | Utility – Power | \$190,118,740 | 1.45% |
| De Bartolo Capital | Retail Mall | 115,800,000 | 0.89 |
| Raymond James & Associates | Investments | 107,950,743 | 0.83 |
| Val – Pak | Advertising | 65,364,739 | 0.50 |
| Verizon Florida | Utility – Telephone | 63,032,600 | 0.48 |
| Franklin Templeton | Investments | 51,005,301 | 0.39 |
| Bright House Networks | Utility – Cable | 43,023,826 | 0.33 |
| K P Holdings Florida | Real Estate | 38,270,280 | 0.29 |
| Vinoy Park Hotel Co. | Hotel | 32,750,000 | 0.25 |
| Times Publishing | News Media | 31,920,851 | 0.24 |
| | TOTAL | <u>\$739,237,080</u> | <u>5.65%</u> |

(1) Pinellas County Property Appraiser.

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**CITY'S PROPERTY TAX LEVIES AND COLLECTIONS⁽¹⁾
LAST TEN FISCAL YEARS**

| Tax Levy | | Collections to Date | |
|-------------|--------------|---------------------|--------------------------------|
| Fiscal Year | Amount | Amount | Percent of Levy ⁽²⁾ |
| 2001-02 | \$67,100,491 | \$67,410,784 | 100.46% |
| 2002-03 | 70,935,636 | 70,946,035 | 100.01 |
| 2003-04 | 76,471,927 | 76,647,521 | 100.23 |
| 2004-05 | 84,336,077 | 84,538,961 | 100.24 |
| 2005-06 | 95,171,019 | 95,292,665 | 100.13 |
| 2006-07 | 107,596,506 | 104,184,511 | 96.83 |
| 2007-08 | 104,760,430 | 101,436,249 | 96.83 |
| 2008-09 | 98,287,212 | 95,111,128 | 96.77 |
| 2009-10 | 86,088,634 | 83,476,320 | 96.97 |
| 2010-11 | 77,259,092 | 75,033,218 | 97.12 |

(1) Pinellas County Property Appraiser.

(2) All delinquent tax collections received during the year are applied to the year prior to collection, regardless of the year in which the taxes were originally levied. Therefore, this may result in the Percentage of Levy in Total Collections to Date to be greater than 100%.

**DIRECT AND OVERLAPPING PROPERTY TAX RATES⁽¹⁾
LAST TEN FISCAL YEARS
(In Mills, Per \$1,000 of Assessed Value)**

| Fiscal Year | City of St. Petersburg Direct Rates | | Overlapping Rates ⁽²⁾ | | | | |
|-------------|-------------------------------------|-------------------|----------------------------------|-------------------|----------|--------------------------------------|---------------------------------|
| | Basic Rate | Total Direct Rate | Pinellas County | | | | |
| | | | County Board Rate | School Board Rate | EMS Rate | Others Districts Rate ⁽³⁾ | Suncoast Transit Authority Rate |
| 2001-02 | 7.1400 | 7.1400 | 6.0040 | 8.4870 | 0.6600 | 1.6562 | 0.6501 |
| 2002-03 | 7.1400 | 7.1400 | 6.1410 | 8.4490 | 0.6600 | 1.6562 | 0.6319 |
| 2003-04 | 7.0900 | 7.0900 | 6.1410 | 8.2430 | 0.6600 | 1.6562 | 0.6319 |
| 2004-05 | 7.0900 | 7.0900 | 6.1410 | 8.1220 | 0.6600 | 1.6557 | 0.6377 |
| 2005-06 | 6.9500 | 6.9500 | 6.1410 | 8.3900 | 0.6600 | 1.6555 | 0.6377 |
| 2006-07 | 6.6000 | 6.6000 | 5.4700 | 8.2100 | 0.6300 | 1.6378 | 0.6074 |
| 2007-08 | 5.9125 | 5.9125 | 4.8730 | 7.7310 | 0.5832 | 1.5121 | 0.5601 |
| 2008-09 | 5.9125 | 5.9125 | 4.8730 | 8.0610 | 0.5832 | 1.5551 | 0.5601 |
| 2009-10 | 5.9125 | 5.9125 | 4.8730 | 8.3460 | 0.5832 | 1.5106 | 0.5601 |
| 2010-11 | 5.9125 | 5.9125 | 4.8730 | 8.3400 | 0.5832 | 1.4410 | 0.5601 |

(1) Pinellas County Tax Collector.

(2) Overlapping rates are those of local and county governments that apply to property owners within the City of St. Petersburg.

(3) Other districts include Pinellas County Planning Council, Juvenile Welfare Board, Southwest Florida Water Management District, and Pinellas Anclote River Basin.

In 2008, Florida voters and the legislature approved various changes in the manner in which property taxes are assessed. Such changes include (1) an exemption of an additional \$25,000 of the assessed value of homestead property (to be applied on the assessed value between \$50,000 and \$75,000); provided however, this reform does not apply to tax levies by school boards; (2) a cap of 10 percent on yearly assessment increases on certain non-homestead residential and commercial property; provided however, this reform does not apply to tax levies by school boards; (3) portability of the three percent cap on homestead residential property, up to \$500,000, when relocating to a new home within Florida; and (4) a \$25,000 exemption from the tangible personal property tax. The 10 percent cap affected assessments beginning on January 1, 2009. All other reforms took effect retroactive to January 1, 2008.

**COMPUTATION OF DIRECT AND OVERLAPPING DEBT
SEPTEMBER 30, 2011**

| <u>Type of Debt</u> | <u>Debt Outstanding⁽¹⁾</u> | <u>Estimated</u> | |
|--|---------------------------------------|--|----------------------------------|
| | | <u>Percentage Applicable⁽²⁾</u> | <u>Share of Overlapping Debt</u> |
| Debt repaid with property taxes | | | |
| Pinellas County School Board | \$27,400,000 | 26.71% | \$ 7,318,540 |
| Subtotal, Overlapping Debt | | | 7,318,540 |
| City Direct Debt ⁽³⁾ | | | <u>102,608,000</u> |
| Total Direct and Overlapping Debt | | | <u><u>\$109,926,540</u></u> |

(1) Pinellas County School Board.

(2) City of St. Petersburg Economic Development Department. Total population for the City of St. Petersburg (244,769) divided by total population for Pinellas County (916,542).

(3) City of St. Petersburg 2011 Debt Supplement Page B-1, Gross Debt.

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**NET BONDED DEBT PER CAPITA AND RATIO OF NET
GENERAL BONDED DEBT TO TAXABLE ASSESSED VALUE FOR
THE LAST TEN YEARS**

| Year | Permanent Population ⁽¹⁾ | Property Tax Value ⁽²⁾ | General Obligation Bonds | Net General Obligation Bonds | Net Bonded Debt Per Capita | Percentage of Total Taxable Property Value |
|------|--|---|--------------------------------|---------------------------------------|-------------------------------------|--|
| 2002 | 249,068 | \$9,387,272,000 | \$ 0 | \$ 0 | \$0.00 | 0.0000% |
| 2003 | 251,812 | 9,960,105,303 | 0 | 0 | 0.00 | 0.0000 |
| 2004 | 253,010 | 10,782,054,510 | 0 | 0 | 0.00 | 0.0000 |
| 2005 | 253,902 | 11,899,634,887 | 0 | 0 | 0.00 | 0.0000 |
| 2006 | 254,225 | 13,690,063,184 | 0 | 0 | 0.00 | 0.0000 |
| 2007 | 253,369 | 16,302,500,912 | 0 | 0 | 0.00 | 0.0000 |
| 2008 | 251,459 | 17,718,466,042 | 0 | 0 | 0.00 | 0.0000 |
| 2009 | 248,729 | 16,623,629,970 | 0 | 0 | 0.00 | 0.0000 |
| 2010 | 246,378 | 14,560,445,457 | 0 | 0 | 0.00 | 0.0000 |
| 2011 | 244,769 | 13,067,079,244 | 0 | 0 | 0.00 | 0.0000 |

(1) City of St. Petersburg Economic Development Department.

(2) Pinellas County Property Appraiser.

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COMPUTATION OF LEGAL DEBT MARGIN
FISCAL YEAR 2011
(In Thousands)

| | |
|---|------------------|
| Taxable Assessed Value - January 1, 2011 ⁽¹⁾ | \$13,067,079,244 |
| Debt Limit - Percent of Taxable Assessed Value ⁽²⁾ | 0.125 |
| Legal Limitation for the Issuance of General Obligation Bonds | 1,633,384,906 |
| Amount of Debt Applicable to Debt Limit | -- |
| Legal Debt Margin | \$1,633,384,906 |

- (1) Pinellas County Property Appraiser.
(2) Florida Statutes.

REVENUE BOND COVERAGE
LAST TEN FISCAL YEARS

| Fiscal Year | Public Improvement Revenue Bonds | Utility Tax Revenue Bonds | Excise Tax Revenue Bonds | Professional Sports Facility Sales Tax Revenue Bonds | Water Resources & Stormwater Revenue Bonds |
|-------------------------|---|------------------------------------|-----------------------------------|---|---|
| <u>Annual Coverage</u> | | | | | |
| 2001-02 | 1.08 | 25.43 | 2.39 | 1.02 | 2.30 |
| 2002-03 | 0.81 | 12.45 | 2.41 | 1.01 | 2.49 |
| 2003-04 | 0.84 | 12.10 | 2.55 | 1.11 | 2.70 |
| 2004-05 | 1.04 | 12.36 | 2.61 | 1.01 | 2.83 |
| 2005-06 | 1.18 | 13.06 | 2.70 | 1.06 | 2.66 |
| 2006-07 | 1.23 | 13.03 | 2.66 | 1.06 | 2.87 |
| 2007-08 | 1.31 | 8.45 | 2.58 | 1.06 | 2.03 |
| 2008-09 | 1.50 | 13.69 | 2.36 | 1.04 | 2.02 |
| 2009-10 | 1.28 | 11.43 | 2.32 | 1.05 | 1.87 |
| 2010-11 | 1.15 | - | 2.44 | 1.04 | 1.84 |
| <u>Maximum Coverage</u> | | | | | |
| 2001-02 | 2.68 | 7.60 | 2.39 | 1.02 | 2.34 |
| 2002-03 | 2.79 | 8.08 | 2.43 | 1.01 | 1.98 |
| 2003-04 | 2.92 | 7.85 | 2.57 | 1.03 | 2.74 |
| 2004-05 | 3.36 | 8.02 | 2.65 | 1.05 | 2.42 |
| 2005-06 | 3.89 | 8.48 | 2.70 | 1.06 | 2.40 |
| 2006-07 | 3.95 | 8.45 | 2.66 | 1.06 | 2.73 |
| 2007-08 | 3.98 | 13.01 | 2.57 | 1.05 | 2.01 |
| 2008-09 | 4.45 | 13.68 | 2.37 | 1.05 | 1.71 |
| 2009-10 | 4.44 | - | 2.33 | 1.05 | 1.68 |
| 2010-11 | 4.09 | - | 2.44 | 1.05 | 1.61 |

DEMOGRAPHIC INFORMATION⁽¹⁾
LAST TEN YEARS

| <u>Year</u> | <u>Permanent Population</u> | <u>Personal Income (thousands of dollars)</u> | <u>Per Capita Income</u> | <u>Median Age</u> | ⁽²⁾ <u>Public and Private School Enrollment</u> | <u>Unemployment Rate (%)</u> |
|-------------|-----------------------------|---|------------------------------|-----------------------|---|----------------------------------|
| 2002 | 249,068 | 5,632,692 | 22,606 | 39.0 | 126,794 | 5.1 |
| 2003 | 251,812 | 7,887,004 | 31,321 | 39.0 | 128,000 | 4.4 |
| 2004 | 253,010 | 5,938,651 | 23,472 | 40.3 | 127,974 | 3.9 |
| 2005 | 253,902 | 6,082,984 | 23,958 | 39.7 | 126,948 | 3.7 |
| 2006 | 254,225 | 6,723,234 | 26,446 | 41.4 | 124,172 | 3.2 |
| 2007 | 253,369 | 6,277,977 | 24,778 | 41.4 | 122,496 | 3.4 |
| 2008 | 251,459 | 6,047,640 | 24,860 | 41.3 | 121,819 | 5.7 |
| 2009 | 248,729 | 6,816,447 | 26,947 | 42.4 | 119,189 | 9.6 |
| 2010 | 246,378 | 6,218,154 | 25,238 | 42.8 | 117,653 | 11.9 |
| 2011 | 244,769 | 6,341,838 | 25,909 | 41.6 | 102,131 ⁽³⁾ | 10.7 |

⁽¹⁾ City of St. Petersburg Economic Development Department.

⁽²⁾ JWB Children's Services Council of Pinellas County.

⁽³⁾ Public Schools Only.

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TEN MAJOR PRINCIPAL EMPLOYERS⁽¹⁾
FISCAL YEAR ENDED SEPTEMBER 30, 2011

| <u>Employer</u> | <u>Employees</u> | <u>Percent of Total City Employment</u> |
|-------------------------------|------------------|---|
| All Children's Health System | 3,000 | 2.43% |
| Raymond James & Associates | 2,900 | 2.35 |
| Bayfront Medical Center, Inc. | 2,000 | 1.62 |
| Home Shopping Network | 2,000 | 1.62 |
| FIS Management Services | 1,800 | 1.46 |
| Jabil Circuit | 1,600 | 1.30 |
| Brighthouse Networks | 1,600 | 1.30 |
| St. Anthony's Hospital, Inc. | 1,400 | 1.13 |
| Progress Energy | 1,000 | 0.81 |
| Times Publishing Corp. | 1,000 | 0.81 |
| | <u>18,300</u> | <u>14.83%</u> |

⁽¹⁾ City of St. Petersburg Economic Development Department.

EMPLOYEE RETIREMENT AND PENSION FUNDS

The City maintains three separate single employer defined benefit retirement systems (General Employees, Police and Fire – the "Employee Retirement Plans") covering full-time City employees which are maintained as Pension Trust Funds. The funded status of the Employee Retirement Plans as of October 1, 2008, the most recent actuarial valuation date, is as follows:

EMPLOYEES' RETIREMENT SYSTEM
SCHEDULE OF CONTRIBUTIONS FOR EMPLOYER
AND OTHER CONTRIBUTING ENTITY

| <u>Valuation Date⁽¹⁾</u> | <u>Fiscal Year Ended⁽¹⁾</u> | <u>Annual Pension Cost</u> | <u>Annual City and State Contribution</u> | <u>Total Percentage Contributed</u> | <u>Net Pension Obligation</u> |
|---|--|--------------------------------|---|---|-----------------------------------|
| 10/01/09 | 9/30/11 | 12,302,052 | 12,302,052 | 100% | \$0 |
| 10/01/08 | 9/30/10 | 12,102,928 | 12,102,928 | 100 | 0 |
| 10/01/07 | 9/30/09 | 10,805,325 | 10,805,325 | 100 | 0 |
| 10/01/06 | 9/30/08 | 11,828,152 | 11,828,152 | 100 | 0 |
| 10/01/05 | 9/30/07 | 11,954,272 | 11,954,272 | 100 | 0 |
| 10/01/04 | 9/30/06 | 12,111,768 | 12,111,768 | 100 | 0 |

⁽¹⁾ Funding for valuations occurs in the second fiscal year after the valuation date.

For more information regarding the City's Employee Retirement Plans, see "APPENDIX B – General Purpose Financial Statements – Notes to Financial Statements – Note 19."

CITY POST-EMPLOYMENT PLANS

Plan Description

The City sponsors a defined benefit "other post-employment pension" ("OPEB") plan. Retirees who meet certain age and service requirements may elect coverage for themselves and dependents in one of four health plans: two preferred provider organizations ("PPOs"), a health maintenance organization ("HMO") and an exclusive provider organization ("EPO"). After age 65, retirees have the additional choice of two Medicare Advantage plans. The City currently pays an explicit subsidy equal to 75% of the blended (active and retired) rate for the lowest cost PPO (or the total premium, if less), plus the implicit subsidy equal to the difference between the actual retiree cost ("ARC") and the blended rate. Beginning January 1, 2010, the maximum dollar amount of the explicit employer subsidy was frozen for employees who retire after 2009. These retirees will pay the full cost of any increases in the blended premium in excess of the frozen maximum subsidy.

Funding Policy

The health plans are fully insured. The OPEB obligation is funded on a pay-as-you-go basis.

Annual OPEB Cost and Net OPEB Obligation – Water Resources and Stormwater Departments' Employees Only

| | |
|---|--------------|
| Annual Required Contribution | \$13,154,000 |
| Interest on the Net OPEB Obligation | 1,158,000 |
| Adjustment on the ARC | (1,065,000) |
| Annual OPEB costs | \$13,247,000 |
| Less: Contributions made ⁽¹⁾ | (5,471,000) |
| Increase in Net OPEB Obligation | \$7,776,000 |
| Net OPEB obligation – beginning of year | 25,726,000 |
| Net OPEB obligation – end of year | \$33,502,000 |

(1) The percentage contributed was 41.3% (projected) and 49.3% for fiscal year ended September 30, 2011 and 2010, respectively.

Funded Status and Funding Progress

The funded status of the plan was as follows:

Obligation – Water Resources and Stormwater Departments' Employees Only

| | |
|---|-----------------|
| Actuarial valuation date | October 1, 2010 |
| Actuarial accrued liability ("AAL") | \$177,387,000 |
| Actuarial value of plan assets | 0 |
| Unfunded actuarial accrued liability ("UAAL") | \$177,387,000 |
| Actuarial Value of Assets as a % of the AAL | 0% |

Actuarial valuations involved estimates of the value of reported amounts and assumptions about the probability of events far into the future, and actuarially determined amounts are subject to continual revision as actual results are compared to past expectations and new estimates are made about the future.

Actuarial Methods of Assumptions

Calculations are based on the types of benefits provided under the terms of the substantive plan, including the method of sharing of costs between the employer and plan members.

In the October 1, 2010 actuarial valuation, the Projected Unit Credit actuarial cost method was used. The actuarial assumptions included a 4.5% investment rate of return (net of administrative expenses) and an annual healthcare cost trend rate of 10% initially, reduced by 1% per year to an ultimate rate of 5% after five years. Both rates include a 3% inflation assumption. The unfunded actuarial accrued liability is being amortized as a level percentage of payroll over a 30 year.

APPENDIX B

General Purpose Financial Statements

APPENDIX C

Public Utilities System

PUBLIC UTILITIES SYSTEM

The City of St. Petersburg, Florida (the "City") utilizes a Public Utilities System which includes the treatment, transmission and distribution of potable water; collection, transmission, treatment and effluent disposal of wastewater; storage, pumping, treatment, transmission and distribution of reclaimed water; and the collection, transmission and treatment of stormwater within the City and adjacent areas. Also included in the Public Utilities System are the existing properties and assets, real and personal, tangible and intangible, owned or operated by the City that are used or useful for the aforementioned purposes and all properties and assets constructed or acquired as additions, improvements and betterments to the System and extensions thereof.

The Public Utilities System is governed by two departments of the City. The Water Resources Department and the Stormwater Department are two of six (6) major departments within the Public Works Administration of the City.

Water Resources Department

The Water Resources Department is organized to provide three major services to customers within the City and adjacent areas.

1. Treatment, transmission and distribution of potable water;
2. Collection, transmission, treatment and effluent disposal of wastewater; and
3. Storage, pumping, transmission and distribution of reclaimed water.

Maintenance

The Water Resources Department utilizes a decentralized maintenance organization for all utility facility maintenance. Each water and wastewater facility is responsible for its own maintenance. Those responsibilities include mechanical, electrical and instrumentation maintenance of all facilities including: the 4 water reclamation facilities and ground storage facilities, reclaimed water pump stations, 83 wastewater lift stations, 1 water treatment facility, 2 master water pump stations and 4 stormwater pump stations. In addition, the maintenance responsibility for various Water Resources buildings, including the environmental laboratory, and administration and operations buildings are shared by a small maintenance group assigned at the administrative complex.

The Water Resources Department has two basic maintenance programs: the Corrective Maintenance Program ("CMP") and the Preventative Maintenance Program ("PMP"). The CMP involves replacing or repairing equipment that has become unserviceable, inadequate, worn-out or unfit to be used in the operation of the water, wastewater, or reclaimed water systems. The PMP is designed to prevent equipment breakdowns or building deterioration.

Customer Base for Water and Wastewater Systems

The City supplies retail water to its residents as well as to residents outside the City limits in the City of South Pasadena. The City also supplies retail water service to unincorporated areas of Bear Creek, Lealman, Gandy Boulevard, Seminole, and Bay Pines in Pinellas County. The City supplies wholesale water to the City of Gulfport. Until October 2, 2006, the City of Oldsmar and Lockheed

Martin, a private enterprise, were supplied potable water by the City. Oldsmar received a portion of their water supply from Pinellas County. Upon disconnection from the City's potable water system, Oldsmar began receiving all of their water service from Pinellas County. Lockheed Martin now receives its water from the City of Oldsmar. The City supplies retail wastewater service to residents within the City limits and to certain areas of unincorporated Pinellas County. The City supplies wholesale wastewater service to the Cities of South Pasadena, Gulfport, St. Pete Beach, Treasure Island and to the Bear Creek Sanitary District, Fort DeSoto Park, the Gateway Centre Development in the City of Pinellas Park and Tierra Verde Utilities, Inc. for the unincorporated area of Pinellas County known as Tierra Verde. As of September 2012, the Water Resources Department had 89,889 water service accounts and 79,401 wastewater service accounts.

**WATER SYSTEM
Consumption and Revenues**

The water consumption for both residential users and commercial users (which includes the City's wholesale customers) for the last five years is set forth in the following table:

**RESIDENTIAL AND COMMERCIAL WATER CONSUMPTION
(MILLION GALLONS PER DAY - MGD)**

| | Fiscal Year 2008 | Fiscal Year 2009 | Fiscal Year 2010 | Fiscal Year 2011 | Fiscal Year 2012 |
|----------------------------|-----------------------------|-----------------------------|-----------------------------|-----------------------------|-----------------------------|
| Residential ⁽¹⁾ | 18.05 ⁽²⁾ | 17.42 ⁽²⁾ | 16.55 ⁽²⁾ | 16.75 | 16.84 |
| Commercial | 6.53 | 6.30 | 6.05 | 6.12 | 6.09 |
| Wholesale | 1.09 | 1.05 | .99 | .98 | .98 |
| Total | 25.67 | 24.77 | 23.59 | 23.85 | 23.91 |

⁽¹⁾ Residential consumption fluctuations based upon conservation policies of the City as well as moratoriums from time to time on lawn sprinkling during drought conditions.

⁽²⁾ The reduction in Residential consumption beginning in Fiscal Year 2008 was due to home foreclosures, home vacancies as well as the City's conservation policies and implementation of restrictions on the use of water imposed by the Southwest Florida Water Management District.

The revenues from the sale of water to residential and commercial users (which include the City's wholesale customers) for the last five years is set forth in the following table:

WATER REVENUE

| | Fiscal Year 2008 | Fiscal Year 2009 | Fiscal Year 2010 | Fiscal Year 2011 | Fiscal Year 2012 |
|--------------|-----------------------------|-----------------------------|-----------------------------|-----------------------------|-----------------------------|
| Residential | \$30,127,916 | \$30,184,886 | \$29,836,943 | \$31,944,096 | \$34,383,559 |
| Commercial | 10,043,398 | 10,263,849 | 10,245,455 | 10,943,754 | 11,703,192 |
| Wholesale | 1,455,911 | 1,423,117 | 1,404,743 | 1,494,014 | 1,552,694 |
| Total | \$41,627,225 | \$41,871,852 | \$41,487,141 | \$44,381,864 | \$47,639,445 |

The City's ten largest retail water consumers and their total water consumption and revenue generated thereby are set forth in the following table:

TEN LARGEST RETAIL WATER CONSUMERS

| Name | Fiscal Year 2012 | | % Total Rev |
|------------------------------|----------------------------------|-------------------------------------|------------------------|
| | Consumption (Gallons) | Fiscal Year 2012 Revenue | |
| Florida Power Plant | 107,124,000 | \$486,919 | 1.02% |
| USA Veterans Admin Hospital | 81,889,200 | 398,233 | 0.84 |
| All Children's Hospital | 46,700,100 | 174,094 | 0.37 |
| Placido Bayou #1 | 32,205,200 | 134,573 | 0.28 |
| Mobel Americana RO Assoc. | 29,849,500 | 124,055 | 0.26 |
| Emerald Bay Associates, LLP | 29,369,800 | 125,563 | 0.26 |
| Eckerd College | 29,161,200 | 120,770 | 0.25 |
| North St. Petersburg LLC | 25,633,000 | 96,534 | 0.20 |
| WSRH VSP & WSRH Club VSP LLC | 25,286,400 | 104,770 | 0.22 |
| QM Apartments LP | 24,851,200 | 94,104 | 0.20 |
| TOTAL | 432,069,600 | \$1,859,615 | 3.90% |

The City's wholesale water customer and its water consumption and revenue generated thereby is set forth in the following table:

WHOLESALE WATER CUSTOMER

| Name | Fiscal Year 2012 | | % Total Rev |
|------------------|------------------------------|-------------------------------------|------------------------|
| | Consumption (MGD) | Fiscal Year 2012 Revenue | |
| City of Gulfport | .98 | \$1,552,694 | 3.26% |

**WASTEWATER SYSTEM
Consumption and Revenues**

The revenues from the collection, transmission, treatment and effluent disposal of wastewater to residential and commercial users (including the City's wholesale customers) for the last five years is set forth in the following table:

WHOLESALE & RETAIL WASTEWATER REVENUES

| | Fiscal Year 2008 | Fiscal Year 2009 | Fiscal Year 2010 | Fiscal Year 2011 | Fiscal Year 2012 |
|--------------|-----------------------------|-----------------------------|-----------------------------|-----------------------------|-----------------------------|
| Residential | \$30,052,896 | \$30,105,402 | \$29,836,643 | \$31,936,934 | \$32,933,727 |
| Commercial | 9,261,249 | 9,182,916 | 9,079,411 | 9,929,901 | 10,259,702 |
| Wholesale | 6,240,937 | 6,058,695 | 6,526,272 | 6,198,173 | 6,795,454 |
| Total | \$45,555,082 | \$45,347,013 | \$45,442,326 | \$48,065,008 | \$49,988,883 |

The City's ten largest retail wastewater consumers and their average wastewater consumption and revenue generated thereby are set forth in the following table:

TEN LARGEST RETAIL WASTEWATER CUSTOMERS

| Name | Fiscal Year 2012 | | % Total Rev |
|------------------------------|----------------------------------|-------------------------------------|------------------------|
| | Consumption (Gallons) | Fiscal Year 2012 Revenue | |
| All Children's Hospital | 46,700,100 | \$202,434 | 0.40% |
| Placido Bayou #1 | 32,205,200 | 161,371 | 0.32 |
| Mobel Americana RO Assn. | 29,849,500 | 133,261 | 0.27 |
| Emerald Bay Assoc. LLP | 29,369,800 | 137,049 | 0.27 |
| Eckerd College | 29,161,200 | 138,373 | 0.28 |
| North St. Petersburg LLC | 25,633,000 | 96,311 | 0.19 |
| WSRH VSP & WSRH Club VSP LLC | 25,286,400 | 125,686 | 0.25 |
| QM Apartments LP | 24,851,200 | 112,671 | 0.23 |
| Lincoln Shores Assoc. LLC | 23,960,600 | 108,934 | 0.22 |
| Fountains Boca Ciega SL LLC | 23,509,400 | 118,987 | 0.24 |
| TOTAL | 290,526,400 | \$1,335,077 | 2.67% |

The City's wholesale wastewater customers and their wastewater consumption and revenues generated thereby are set forth in the following table:

WHOLESALE WASTEWATER CUSTOMERS

| Name | Fiscal Year 2012 | | % Total Rev |
|--|------------------------------|-------------------------------------|------------------------|
| | Consumption (MGD) | Fiscal Year 2012 Revenue | |
| City of St. Pete Beach | 2.70 | \$2,359,418 | 4.7% |
| City of Treasure Island | 1.19 | 1,893,237 | 3.8 |
| City of Gulfport | 1.06 | 996,106 | 2.0 |
| City of South Pasadena | 0.51 | 600,393 | 1.2 |
| Bear Creek | 0.39 | 460,257 | 0.92 |
| Tierra Verde Utilities, Inc. | 0.34 | 403,463 | 0.80 |
| City of Pinellas Park (Gateway Centre) | 0.07 | 66,562 | 0.13 |
| Fort DeSoto | 0.01 | 16,018 | 0.03 |
| Total | 6.27 | \$6,795,454 | 13.58% |

WATER SYSTEM

Organization

The water treatment facilities and high-service pumping, transmission, storage and repump facilities are operated and maintained by the Water Resources Department. The distribution system maintenance is also the responsibility of the Water Resources Department.

The engineering firm of Greeley and Hansen LLC has provided professional engineering services related to the Water System for over 50 years. Based on their knowledge and understanding of the Water System, Greeley and Hansen LLC stated in a letter delivered to the City on October 29, 2012, that they

believe the existing Water System to be in good operating condition and capable of meeting the City's water service area demands.

Service Area

The City's Water Resources Department Water District Planning Area includes the Cities of St. Petersburg, Gulfport and South Pasadena; the unincorporated areas in Pinellas County of Bear Creek, Lealman, Gandy Boulevard, Seminole, and Bay Pines. The City of Gulfport utilizes its own water distribution systems. The distribution system within the City of South Pasadena and in the aforementioned unincorporated areas is owned and operated by the City. Until the end of October 2, 2006, the City provided wholesale water services to the City of Oldsmar, and Lockheed Martin, located west of Oldsmar. Oldsmar subsequently chose to obtain its entire water service from Pinellas County. Because of the pipe configuration, Lockheed Martin became a retail customer of Oldsmar no longer needing wholesale water service from the City of St. Petersburg. The City's Water Resources Department provides water on an emergency basis for portions of Pinellas County.

Water Supply

The City currently purchases its raw water from Tampa Bay Water, a Regional Water Supply Authority ("Tampa Bay Water"), which was created to develop, operate and manage the water supply resources for its Member Governments. The Member Governments of Tampa Bay Water include the Cities of New Port Richey, St. Petersburg and Tampa and the Counties of Pasco, Pinellas and Hillsborough. All of the Member Governments (except the City of Tampa and its Hillsborough River water supply facilities) transferred their water supply facilities to Tampa Bay Water (except for certain limited exceptions) in order for it to serve as the sole raw water supplier to the tri-county area. A unitary rate is charged to all six Member Governments for the provision by Tampa Bay Water of wholesale water. Under the terms of the governing contracts for Tampa Bay Water, none of the Member Governments may develop individual water supply sources for their own use, except as authorized by the Interlocal Agreement.

The water supply to the City is provided by Tampa Bay Water from groundwater well fields located in Hillsborough and Pasco counties; surface water from the Hillsborough and Alafia rivers and a seawater desalination plant located at Apollo Beach, Florida. The City is connected to the regional water system at the City's Cosme Water Treatment Plant through a 42-inch main which connects the South Pasco Well Field to the 84-inch main from the Cypress Creek Pumping Station. The City's Water System also interconnects with the Pinellas County Water System and the City of Clearwater for water exchanges during emergency shutdowns.

The unitary rate charged to the Member Governments for the purchase of water supply may be offset by annual credits to each of them for a portion of the purchase price for their water supply facilities. The City sold its water supply facilities to Tampa Bay Water in 1998 for a total of \$119,518,814, \$93,400,000 of which was paid as a lump sum to the City. The \$93,400,000 proceeds from the sale of the water supply facilities were transferred to an Operating Reserve Fund. See "SECURITY FOR THE BONDS – Net Revenues of the System" for more information about the Operating Reserve Fund. The remaining \$26,118,814 of the purchase price is amortized as an annual credit against the cost of the water supply purchased by the City from Tampa Bay Water. Such annual credit is computed on a 30 year amortization of the net purchase price, compounded semi-annually using the interest rate borne by the Tampa Bay Water Utility System Revenue Bonds, Series 1998B.

Water Treatment, Storage, Transmission and Distribution

Potable water delivered from Tampa Bay Water is treated at the City's Cosme Water Treatment Plant ("Cosme WTP") which has a rated capacity of 68.6 mgd. The treatment plant provides aeration, softening using lime precipitation, filtration and chlorination. Typical average daily water use currently is in the range of 27.31 to 30.03 mgd, with peak day use in the range of 21.73 to 35.81 mgd.

The City's water distribution facilities include high service pumps, storage facilities, repump stations, transmission mains and distribution mains. Six high service pumps are located at the Cosme WTP, and have a firm capacity of 78 mgd and a total capacity of 104 mgd.

The finished water is pumped from the Cosme WTP twenty-six miles through two transmission mains, a 36-inch main constructed in 1929 and a 48-inch line constructed in 1962, to the Oberly and Washington Terrace Pumping Stations on the northern edge of the City's distribution system. The City of Gulfport and several areas of unincorporated Pinellas County are served by the City's Water System. There are approximately 1,599 miles of water main distribution pipeline. There are approximately 6,400 fire hydrants connected to the potable water system.

WASTEWATER SYSTEM

Organization

Water Reclamation Facilities

The City owns and operates four water reclamation facilities.

| Plant No. | Name | Design Hydraulic Capacity (mgd) |
|------------------|---|--|
| 1 | Albert Whitted Water Reclamation Facilities | 12.4 |
| 2 | Northeast Water Reclamation Facilities | 16.0 |
| 3 | Northwest Water Reclamation Facilities | 20.0 |
| 4 | Southwest Water Reclamation Facilities | 20.0 |
| TOTAL | | 68.4 |

The City built the Albert Whitted Water Reclamation Facility ("WRF") to provide service to downtown. As the City expanded, demand for wastewater services increased and the City responded to such increased demand with the construction of three more WRFs. The northeast area of the City, along with some unincorporated areas and a portion of the Gateway Centre development located in the City of Pinellas Park, are provided wastewater treatment by the Northeast WRF, which has a capacity of 16.0 mgd. The southeast area of the City is provided wastewater treatment by the Albert Whitted WRF, which has a capacity of 12.4 mgd. The southwest area of the City, along with the Tierra Verde area of Pinellas County and a portion of the City of Gulfport and Fort Desoto Park, are provided wastewater treatment by the Southwest WRF, which has a capacity of 20.0 mgd. The northwest areas of the City, along with a portion of Gulfport and the Cities of Treasure Island, South Pasadena, St. Pete Beach, and the Bear Creek area of Pinellas County, are provided wastewater treatment by the Northwest WRF, which has a capacity of 20.0 mgd. The Northeast and Southwest WRFs each have three deep injection wells, while the Northwest and Albert Whitted WRFs have two deep injection wells each.

As the City grew, so too did the need for expansion of the wastewater treatment facilities. In 1972 the Wilson-Grizzle Bill was enacted by the Florida Legislature. It required all communities in the Tampa Bay area to cease discharging wastewater into Tampa Bay or to treat their discharge with advanced wastewater treatment ("AWT") technology. Acceptable effluent for discharge to surface water was defined as one that did not exceed 5 mg/1 BOD, 5 mg/1 suspended solids, 3 mg/1 total nitrogen, and 1 mg/1 total phosphorus. The City evaluated the alternatives and, based on the cost of constructing and operating AWT facilities, and considering the water supply problems, opted to upgrade the plants to advanced secondary treatment (secondary treatment and filtration) and implemented an effluent recycling and deep well injection program that would result in zero-discharge.

The expansion of each WRF incorporated a design that would provide pumping, storage and distribution facilities for the final treated effluent, rather than direct discharge into Tampa Bay or the Gulf of Mexico. This decision resulted in a base design that the City used to develop one of the largest reclaimed water systems in the country. Each of the four WRFs is connected to a distribution system that provides flexibility in the storage and distribution of the reclaimed water.

In 2011 the City initiated a study to evaluate the impacts of taking the Albert Whitted WRF out of service and pumping the flow to the Southwest WRF. The study projected relatively flat increases in the wastewater flows to the four WRFs over the 20 year planning period. The study then evaluated the treatment capacity of each facility and determined that the Southwest WRF had sufficient excess treatment capacity. By taking the Albert Whitted WRF out of service and transferring the flow to the Southwest WRF the City could reduce the number of facilities that needed to be operated and maintained. Based on a 20 year Present Worth analysis, this flow transfer would save over \$30 million dollars during the 20 year planning period. The pumping station and pipeline have been designed with construction beginning in early 2013. Based on the current schedule the facilities will be placed into service in the Spring of 2014. At that time the Albert Whitted WRF will be taken out of service and decommissioned.

The City currently has 10 deep injection wells, each approximately 700 to 1,000 feet deep, with a combined capacity of 134 mgd. No discharge is allowed into surface waters. Sludge is disposed of through contract removal and disposal on agricultural land. Based on the 2000 Census, the total functional population being served by the City's four WRFs was 321,610 in 2010. The City currently permits and monitors 30 businesses as part of the industrial pretreatment program. Twenty-eight of the 30 businesses pretreat their waste onsite before it is discharged into the sanitary wastewater system. The remaining two businesses are waste haulers of domestic waste and are not required to pretreat their discharge, but are required to maintain the necessary permits.

The Florida Department of Environmental Protection ("FDEP") has issued nutrient Total Maximum Daily Loads ("TMDLs"), which the City shares with Pinellas County, on the Joe's Creek/Miles Creek watershed for nutrients, dissolved oxygen, biological oxygen demand, and fecal coliform. The FDEP is currently preparing a TMDL for the Clam Bayou watershed for fecal coliform and possibly for nutrients. No other watersheds within the City are currently being considered for TMDLs. A key element of meeting these TMDLs is the City's ongoing program to maintain and rehabilitate the wastewater collection system in order to eliminate overflows.

Wastewater Collection System

The City's wastewater collection system consists of approximately 19,400 manholes, 900 miles of gravity sewer main lines, 470 miles of lateral service pipe, 83 lift stations, and 50 miles of pressurized force main pipe. The development of the City's wastewater collection system dates back to 1894, with about 25% of its current size being built prior to 1933. Most of the remaining areas were built between 1950 and 1962. Older portions of the system were constructed primarily of vitrified clay pipe ("VCP"),

cast iron pipe ("CIP"), and reinforced concrete pipe ("RCP"). Current construction methods utilize installation of polyvinyl chloride pipe ("PVC"). Newer rehabilitation methods utilize installation of high density polyethylene ("HDPE") or cured in place pipe ("CIPP") liner materials. Pipe bursting, horizontal directional drilling and other trenchless methods are also employed to reduce the cost and impact of sanitary sewer pipe construction or replacement projects.

The City's wastewater collection system contains some 79,401 service connections and is divided into four service areas, each with its own wastewater treatment or water reclamation facility ("WRF"). These service areas are categorized geographically into the Southeast or Albert Whitted Area, the Northeast, Northwest, and Southwest areas. The portions of the entire collection system served by these facilities are as follows:

Wastewater System Inventory

| Service Area | Manholes | Gravity | | Force Mains (feet) | Water Reclamation Facilities |
|----------------|---------------|------------------|---------------|-----------------------|------------------------------------|
| | | Sewers (feet) | Lift Stations | | |
| Albert Whitted | 3,850 | 1,160,000 | 12 | 50,000 | 1 |
| Southwest | 6,050 | 1,470,000 | 26 | 90,000 | 1 |
| Northwest | 4,550 | 950,000 | 14 | 20,000 | 1 |
| Northeast | 4,950 | 1,240,000 | 31 | 100,000 | 1 |
| Total | 19,400 | 4,820,000 | 83 | 260,000 | 4 |

The Cities of St. Pete Beach, Treasure Island, South Pasadena and the Sanitary Sewer District known as Bear Creek are wholesale customers of the City. They own their own collection and transmission systems which convey untreated wastewater to the City's Pasadena Master pumping station. The wastewater collected at the Pasadena Master flows to the Northwest Water Reclamation Facility for treatment. The City-owned pumping station located on Tierra Verde island receives untreated wastewater from that community, Ft. Desoto park (owned by Pinellas County), and Isla del Sol. Those flows are conveyed to the Southwest Water Reclamation Facility. Flows from the City of Gulfport are also conveyed to the Southwest Water Reclamation Facility. Wastewater from Carillon and Gateway developments, located in the northern part of the City is collected and transmitted to the Northeast Master Lift Station and pumped to the Northeast Water Reclamation Facility.

The southeast area of the City, including the downtown area, is currently served by the Albert Whitted WRF. The City has initiated a project to decommission the Albert Whitted WRF, and construct a master pumping station and 30" force main to redirect the wastewater from the Albert Whitted collection area to the Southwest WRF.

The City experienced severe problems with its wastewater collection system during wet weather in August of 1995. These problems appeared to become chronic and led to the City initiating a comprehensive plan to correct defects within the system. In February of 2000, the City entered into a Consent Order agreement with FDEP. As part of this Agreement, the City voluntarily participated in the United States Environmental Protection Agency ("USEPA") Region Management, Operation and Maintenance/Corrective Management, Operation and Maintenance ("MOM/CMOM") Program.

In June of 2005, the USEPA sent a letter congratulating St. Petersburg for successful completion of the Program and commending the City on the material and operational improvements that had been implemented. In May of 2008, the City received the Florida Water Environment Association's "Collection System of the Year Award" in the category of systems with over 50,000 service connections. The FDEP acknowledged the City's efforts by closing out the Consent Order Agreement in February of

2010, and the City's wastewater collection system is currently operating in good standing regarding all regulatory agencies.

The current capacity assurance, maintenance, operation, and management programs are designed to ensure long-term wastewater collection system reliability and performance. Scheduled preventive and corrective maintenance operations are being performed, and system upgrades or rehabilitation projects are planned to provide a sustained high level of service for the City's residents and customers.

Wholesale Sewer Contracts

The City presently provides service to eight wholesale customers for treatment of wastewater.

In January 2005, the City entered into a ten year agreement with the City of South Pasadena to be a wholesale user of the wastewater system. The City of South Pasadena discharges in excess of 186 million gallons of wastewater annually into the City's wastewater system.

In October 1988, the City also entered into a thirty year agreement with the City of Gulfport to be a wholesale user of the City's wastewater system. The City of Gulfport's annual discharge is in excess of 387 million gallons.

In March 2005, the City entered into a ten year agreement with Pinellas County Bear Creek Sanitary District to be a wholesale user of the City's wastewater system. Bear Creek's annual discharge is in excess of 142 million gallons.

On February 19, 1985, the City entered into an agreement with the City of St. Pete Beach to be a wholesale user of the City's wastewater system. The City of St. Pete Beach's annual discharge is in excess of 984 million gallons. A new non-expiring agreement was entered into with the City of St. Pete Beach in November 2001. The rate methodology was changed to a system-wide rate for operating expenses and a special rate for capital improvements based on the City of St. Pete Beach's share of the plant capacity at the Northwest Water Reclamation Facility and other shared facilities.

In September 2008, the City entered into a ten year agreement with Tierra Verde Utilities, Inc. ("TVU") to provide treatment of wastewater. TVU serves a development area adjacent to the City known as Tierra Verde. The agreement provides for treatment of the maximum average daily flow on a monthly basis of 700,000 gallons per day. TVU's annual discharge is in excess of 124 million gallons.

In July 1978, the City entered into a twenty-five year agreement with the City of Treasure Island to be a wholesale user of City's wastewater system. The agreement was updated in January 1984. Portions of the 1984 agreement were modified in April 2004. Some of the provisions modified included a change to a uniform volume rate based on system-wide costs. They previously paid for a proportionate share of their use of the Northwest Water Reclamation Facility and other shared facilities. The contract expired in January 2008. Since January 2008, the City has continued to provide wastewater service to the City of Treasure Island in accordance with the existing City Code which establishes a twenty-five percent (25%) outside of the City limits surcharge pursuant to the provisions of F.S. § 180.191. In October 2008, the City of Treasure Island filed a lawsuit in Pinellas County Circuit Court challenging the 25% outside the City surcharge. In December 2011, the Circuit Court determined on summary judgment that St. Petersburg properly included the 25% out of city surcharge in the rate. Treasure Island has appealed that decision to Florida's Second District Court of Appeal, and the appeal remains pending. From January 2008 through December 2011, Treasure Island withheld the 25% surcharge portion of the monthly wholesale wastewater service bill, however, immediately following the ruling by the Circuit Court in December 2011, Treasure Island made payment of the withheld amount in a lump sum plus interest and

Treasure Island continues to pay the 25% surcharge. A new agreement will not be entered into until the case is resolved in court. Treasure Island's annual discharge is in excess of 434 million gallons.

In March 1987, the City entered into a thirty year agreement with the City of Pinellas Park to provide wholesale wastewater treatment for the Gateway Centre Development. The Gateway Centre Development discharges in excess of 25 million gallons annually.

In October 2007, the City entered into a ten year agreement with Pinellas County for Fort DeSoto Park to be a wholesale user of the City's wastewater treatment facility. Fort DeSoto Park annually discharges in excess of 4 million gallons.

In September 2012, the City Council adopted a unitary rate that went into effect October 1, 2012, of \$2,704 per million gallons of treated wastewater for all wholesale sewer customers except the City of St. Pete Beach. The City of St. Pete Beach's rate is \$1,981 per million gallons for operations and maintenance, and \$52,765 per month for capital costs. The City will renegotiate all wholesale sewer contracts as those contracts expire. See "RATE STUDY - Wholesale Rates."

Maintenance

The City has undertaken construction and rehabilitation projects since the 1970s, including wastewater line relocations, gravity line reconstruction, lift station improvements and new lift station construction. New wastewater lines and extensions have been provided when the need or demand is required. Wastewater maintenance expenditures comprise a large share of the total operating expenditures of the Water Resources Department.

RECLAIMED WATER SYSTEM

The City operates one of the largest urban water reclamation systems in the world. The initial start-up of the reclaimed system began in 1977 and the system is now supplied by four water reclamation facilities. As of October 2012, the City had approximately 10,940 reclaimed water customers that used an average of 21.57 mgd of recycled water to irrigate more than 7,768 acres of turf grass and landscape material. The system supports a number of air conditioning cooling towers and provides increased fire protection with the addition of 317 fire hydrants to supplement the existing emergency services. Reclaimed water is delivered by more than 299 miles of transmission and distribution mains ranging in size from 4 to 48 inches in diameter. Individual services are provided across the City through pipes ranging in size from 1 to 12 inches in diameter.

One benefit of the City's reclaimed water system is the conservation of potable water resources. Since the system has been in operation, potable water demand has decreased. In Fiscal Year 2012, the reclaimed water system distributed nearly 21.57 mgd of the almost 48.84 mgd total water provided by the four water reclamation facilities. Because of the lower demand for potable water which results in reduced wastewater, the necessity for a reclaimed water system expansion project has been postponed and may not be necessary at all if current potable water usage trends continue. In addition to reducing potable water demand in the City, the City has avoided the cost of treating the wastewater to the level required for surface water disposal.

Reclaimed water storage is provided onsite at the WRFs for a total storage capacity of 35 million gallons. To date, reclaimed water service outside of the City limits is limited to portions of the City of Gulfport.

All four of the WRFs' reclaimed water product is discharged to the City's public access reclaimed water distribution system, with excess reclaimed water discharged to Class I injection wells permitted by FDEP. The wells are used during wet weather or other periods when the reclaimed water supply exceeds the reuse demand.

Use of the nutrient-rich reclaimed water also resulted in reduced fertilizer costs for the system's customers. Application of approximately 1-1/2 inches of reclaimed water per week provides about 50 percent of the nitrogen, phosphorus, and potassium requirements for horticultural and agricultural purposes.

The water reclamation facilities provide secondary effluent, followed by filtration and disinfection for landscape and turf irrigation, fire protection and cooling tower use. The major system components are located throughout the City.

In order to reduce the possibility of human ingestion of reclaimed water, the City adopted two important stipulations for connecting to the reclaimed water system: (1) the user must have an in-ground irrigation system, or (2) any hose connection assembly has to be special color-coded using a 3/4" rubber hose and a lock-box type with cam lock connectors. In addition, the City has an aggressive inspection program of all reclaimed water use sites and a cross connection control prevention program.

One of the early decisions made during system installation involved color coding of all the PVC piping used in the water, reclaimed water and wastewater collection systems. The American Water Works Association standard for potable water is blue, wastewater is green and for reclaimed water the color designation by Florida Statute is Pantone 522C (lavender). All buried ductile iron piping is affixed with a lavender color coded tape or poly wrap denoting it as a reclaimed water line. Fire hydrants are color coded: the body is lavender and the bonnet and caps are reflective white. Reclaimed water currently serves only as a back-up for the fire protection system. It is not used as a primary fire protection source because the reclaimed water system is considered an interruptible service. Valve boxes are also easily identifiable between the potable water system and reclaimed water system. (Square = Reclaimed; Round = Potable). Backflow preventers have been installed at each potable water meter service where reclaimed water is in use or readily available.

The City has established a marketing program to encourage customers to conserve reclaimed water and use it wisely. The program focuses on educating the public concerning the benefits of using reclaimed water, such as its nutrient value and its availability during drought periods.

STORMWATER SYSTEM

The City owns, operates and maintains a system for the collection, transmission, treatment and disposal of stormwater runoff. The stormwater and drainage facilities in the City consist of approximately 70 miles of open ditches, 500 miles of stormwater piping, 14,000 catch basins, and 71 controlled lakes. Some of these facilities were originally constructed in 1915. Even though the facilities have received periodic maintenance, in many cases the growth of the City has far outstripped the ability of the facility to convey the runoff. Most of the facilities were constructed to provide flood protection, with stormwater quality treatment as an ancillary function. Because of the need to deal with aging infrastructure, the City initiated a neighborhood Area Improvement Plan ("AIP") in 1962, which included stormwater management. In 1977, a Master Storm Drainage Plan ("MSDP") was prepared to consider more comprehensive stormwater management planning. This plan identified \$67,900,000 (in 1977 dollars) in capital improvement projects to address drainage in the City.

The purpose of the 1977 study was to identify drainage problems and their causes and to recommend the most cost-effective corrective action. In October 1987, the City's Public Works Administration developed an updated report to the 1977 MSDP. The updated report reflects upon the 1977 priorities and costs and 1988 priorities and costs, along with the projects completed and projects to be completed with Area Improvement Program funded projects. In 1993, the Area Improvement Program was completed, and included approximately \$25 million in stormwater management improvements.

In 1991, the City applied for and received a grant from the Southwest Florida Water Management District ("SWFWMD") to prepare a comprehensive Stormwater Management Plan and make application to the EPA for the federally-mandated National Pollutant Discharge Elimination System ("NPDES") Stormwater Permit. The plan and permit were completed approximately four years later, with fifty percent of the expense (or \$500,000) paid by SWFWMD. The Stormwater Management Plan evaluated the condition of all Master Storm Drainage Systems citywide (30" diameter pipe or larger) and identified approximately 330 projects totaling \$345,400,000 (in 1995 dollars) to be implemented for flood control purposes. To date, the City has completed more than \$70 million of those projects.

Storm drainage and treatment system maintenance, street sweeping operations and management of aquatic control services are performed by the Stormwater Maintenance Section. The Stormwater Maintenance Section is a part of the Stormwater, Pavement and Traffic Operations Department, within the Public Works Administration.

The three basic components of stormwater management are management services (design, planning, enforcement, monitoring), operation and maintenance (small-scale construction and repair, cleaning), and capital improvements (major construction). Funding for the first two components are provided by stormwater management utility fees. Funding for capital improvements is derived in part from the Net Revenues of the system and from the infrastructure sales tax.

The City had chosen to pay for current capital improvements to the storm drainage system on a pay-as-you-go basis. The funding source for current capital improvement projects has been stormwater management utility fees and/or local option sales tax receipts. Since the inception of the stormwater management utility on January 1, 1990, the City has collected approximately \$150 million in fees. However, the City accelerated funding for an additional \$20 million of storm charge system projects with the proceeds of the City's Public Utility Revenue Bonds, Series 1999A.

NATIONAL ESTUARY PROGRAM

In April of 1991 the Tampa Bay Management Conference Agreement for the Tampa Bay National Estuary Program ("NEP") was signed. The agreement provided for the participating local governments to develop a comprehensive plan to restore Tampa Bay and to provide a share of the non-federal match funding. The agreement establishes NEP as a separate entity that will: (1) coordinate the development of local government and agency action plans, (2) prepare the Program's biennial environmental monitoring report, (3) continue community outreach programs, (4) oversee the ongoing atmospheric deposition research program, (5) assist NEP members in obtaining grants to fund NEP goals, and (6) where possible, implement those aspects of NEP goals not assigned to member governments. Funding for the NEP has been modified and the City's share for fiscal year 2013 will be approximately \$33,379.

The Comprehensive Conservation and Management Plan for Tampa Bay ("CCMP") was created after five years of scientific research into Tampa Bay's most pressing problems. The CCMP initiatives include Action Plans for Water and Sediment Quality, Bay Habitats for Fish and Wildlife, Dredging, Spill

Prevention and Response, and Public Education/Involvement. Based on past and current initiatives, the City is considered to have met or exceeded those goals identified in the CCMP.

RATE STUDY

General

In April 1997, the City authorized CH2M HILL to prepare a comprehensive water and wastewater rate analysis and rate model design for the City's water, wastewater, and reclaimed water system. CH2M HILL was assisted in this project by Burton & Associates. The purpose of the study, which was completed and presented to the City Council on November 10, 1998 (the "Rate Study") was to develop rates and fees that fairly and equitably recover the cost of providing water, wastewater, and reclaimed water service from the system's customers, and to develop a rate model for the City's use in updating these rates and fees in the future.

The City's Rate Study has been updated annually since 1998 by the City's rate consultants. The cost of service analysis was performed using an interactive computer model that simulated the financial dynamics of a water and wastewater utility customized for the specific financial policies, objectives and economic environment of the City. The model used assumptions regarding such variables as expected customer growth; the effects of growth and economic inflation on operation and maintenance ("O&M") costs, the timing of any rate increases and bond issues; average earnings rate on invested cash balances in each year; debt issuance parameters such as costs of issuance, term, and interest rate; desired levels of working capital reserves; and desired debt service coverage ratios.

In the course of the analysis, the model tested for the sufficiency of revenue to meet the following criteria:

Coverage. Net revenues (revenues less expenses) must be sufficient to meet the debt service coverage requirements defined in the bond covenants (plus any discretionary buffer set by City policy).

Total funding. Total sources of funds must be adequate to cover total uses of funds.

Reserves. Total sources of funds must be sufficient to maintain required reserves and any working capital reserve established by City policy.

Rates for government-owned water and wastewater utilities are set based upon the requirement of the utility for funds to pay the costs of the system. These costs fall into four major categories of expenditure:

O&M expenses. The annually recurring costs of labor, supplies, and minor capital items necessary for the day-to-day operation of the system and its maintenance to keep it in good working order. This is referred to as Cost of Operation and Maintenance in the Bond Resolution.

Transfer payments to other funds. Annually recurring payments made to other funds for services rendered, such as payments in lieu of taxes and compensation paid to other City departments for services provided to the utility by those departments.

Major capital expenditures. Expenditures that (a) renew, replace, or improve the existing facilities of the system or (b) add new facilities that expand the capacity of the system. These costs may be incurred either through current funding in cash or in payment of debt service on loans used to finance

the expenditures. In the latter case, the system must also generate sufficient revenue to meet the debt service coverage requirements in its bond covenants.

Reserves. Maintenance of reserve funds established by the bond covenants at the required levels, and the establishment and maintenance of sufficient unrestricted and unreserved fund balances to meet working capital requirements and to reasonably provide for unforeseen costs.

To pay these costs, the utility has three major resources:

Rate revenue. Receipts from charges to users for the provision of water and wastewater utility services.

Miscellaneous revenue. Receipts from special charges for specific services rendered, other ongoing services and interest on investments.

Impact fees (system development charges). Fees charged to new customers to offset the cost of their impact on the system. Impact fees are restricted to the payment of capital costs incurred for the funding of facilities that increase the capacity of the system. The City has not established a water and wastewater utility impact fee. Impact fees are not pledged revenue to secure the Bonds.

In their simplest form, rates for any given forecast year are set as follows:

Total annual cost requirements:

Less: Miscellaneous revenue;

Less: Impact fees used to pay capital costs;

Equals: Total revenue requirements from rates;

Divided by: Current revenue generated from rates;

Equals: Proportionate (percent) increase required.

Operation and Maintenance Expenses

O&M expenses represent the annually recurring cost of labor, materials and supplies and minor capital items required to operate the system and maintain the level of service demanded. This is referred to as Cost of Operation and Maintenance in the Bond Resolution. These expenses amounted to approximately \$88 million in Fiscal Year 2012 for water, wastewater and the reclaimed water system.

Transfers

The Water, Wastewater and Stormwater Systems make annual payments in lieu of taxes and payments in lieu of franchise fees to the City's general fund each year. A total of \$9.7 million is budgeted in the Water Resources Department budget for these payments in Fiscal Year 2012. In addition, there are transfers to the general fund to compensate the fund for services provided by other City departments to the Water Resources Department for billing and collection services. These transfers are budgeted to amount to over \$6.6 million in Fiscal Year 2012.

Cost of Service Recovery

The City has adopted a cost of service recovery plan which considers level revenue increases in each fiscal year during the period to avoid a "spike" in any one year but adjusts rates on a year-by-year basis. The plan anticipates increases in rate revenues in each year of the forecast period due primarily to Tampa Bay Water cost and Capital Improvement Program ("CIP") debt service.

As part of the cost of service calculation the City has adopted changes in the wholesale rate structure which establish uniform rates for wholesale customers.

Commencing with the rates set for 2009 and going forward the City anticipated setting rates annually adjusting rates for water, wastewater, and reclaimed water separately as appropriate.

Tampa Bay Water's 2001 bond issue (see "Water System - Water Supply"), was sized to fund all projects listed, and increased the City's purchased water costs by 65.3% in years 2001 through 2009. The Rate Study rate model was updated to include these water cost projections.

| <u>Fiscal Year</u> | <u>Cost of Water (Tampa Bay Water Only)</u> | <u>% Percent</u> |
|--------------------|---|----------------------|
| 2001 | \$14.4 million | 13.0% |
| 2002 | 16.9 million | 17.5 |
| 2003 | 20.0 million | 18.6 |
| 2004 | 20.5 million | 2.5 |
| 2005 | 22.0 million | 7.2 |
| 2006 | 21.7 million | -2.3 |
| 2007 | 21.8 million | 1.4 |
| 2008 | 23.3 million | 5.5 |
| 2009 | 22.8 million | 3.5 |
| 2010 (w/ true-up) | 25.1 million | 10.1 |
| 2011 | 24.5 million | -2.4 |
| 2012 (w/true-up) | 25.3 million | 2.9 |
| 2013 | 25.7 million | 2.0 |

The City intends to use the Rate Study model on an annual basis to evaluate the need to adjust water and sewer rates by taking into consideration all fluctuations in the cost of system wide operations.

Wholesale Rates

The City's existing contracts with the wholesale customers have been negotiated over a number of years. The Rate Analysts recommended that the City negotiate new contracts with its wholesale customers. The new contracts should allow for (1) a uniform rate calculation method, (2) elimination of the annual true-up credits and charges, and (3) restructuring of these rates to base all charges on a volume rate per thousand gallons of water usage or wastewater flow discharged, as appropriate. Only the contract with the City of St. Pete Beach requires annual "true-up" at the end of each fiscal year and does not use a uniform rate for capital costs.

The Cost of Service analysis is an administratively simple approach that maintains consistency and equity among customer classes without the cumbersome true-up process. A Cost of Service analysis is conducted every year to ensure Cost of Service rates are continued every year. The City recently completed its Fiscal Year 2013 rate study.

The proposed rates for the wholesale water and wastewater system users are designed to recover the estimated cost of providing service to each of these users. The cost of providing service to each of the wholesale customers was estimated based on the results of a cost allocation analysis. The cost allocation process involved three steps. First, the costs to be recovered through the wholesale and retail water and wastewater rates were first separated into water, wastewater and reclaimed system related costs. Second, the costs allocated to each system were distributed among various services or functions provided by each utility. In the third step, the costs allocated to each service or function were allocated between the retail and wholesale customers in proportion to their use of those services or functions. The out of city surcharge captures the additional costs of providing service to non-owners of the system, including but not limited to owner's risk. The proposed rates are a uniform volume rate per million gallons for all of the wholesale water and wastewater customers respectively (except St. Pete Beach).

RATES, FEES AND CHARGES

Rates, fees and charges are adopted by ordinance and the City anticipates rates, fees and charges to be changed on a periodic basis, as appropriate. All rates, fees and charges set forth herein have been in effect since October 1, 2012. Rate increases effective in October 2012 were: 2.75% for water, wastewater, and reclaimed water utilities.

**PUBLIC UTILITIES SYSTEM
RATES AND CHARGES**

WATER

BASE CHARGES

| <u>Meter Size</u> | <u>Base Charge</u> |
|-------------------|--------------------|
| 5/8" x 3/4" | \$9.76 |
| 1" | 24.40 |
| 1 1/2" | 48.81 |
| 2" | 78.09 |
| 3" | 156.18 |
| 4" | 244.03 |
| 6" | 488.06 |
| 8" | 780.90 |
| 10" | 1,122.54 |
| 12" | 2,098.67 |

ADDITIONAL VOLUME CHARGES

Single Family Dwelling*

| <u>Per Unit</u> ⁽¹⁾ | <u>Per 1,000 gallons</u> |
|--------------------------------|--------------------------|
| First 5,600 (per unit) | \$1.18 |
| Next 2,400 (per unit) | 2.07 |
| Next 7,000 (per unit) | 3.65 |
| Next 5,000 (per unit) | 5.60 |
| Over 20,000 (per unit) | 13.56 |

Multi-Family Dwelling Customer*

| <u>Per Unit</u> ⁽¹⁾ | <u>Per 1,000 gallons</u> |
|--------------------------------|--------------------------|
| First 5,600 (per unit) | \$1.18 |
| Next 2,400 (per unit) | 2.07 |
| Next 7,000 (per unit) | 3.65 |
| Over 15,000 (per unit) | 5.60 |

* Tampa Bay Water cost is \$2.36 per 1,000 gallons included in the total water volume charge.

⁽¹⁾ Volume is divided by number of dwelling units served by the water meter for multi-family accounts.

**Commercial Customer
Gallonge Based on Monthly Average per Commercial Customer**

| | <u>Per 1,000 gallons</u> |
|---|--------------------------|
| Up to the Average..... | \$1.18 |
| Between the Average and 1.4 times the Average..... | 2.46 |
| Between 1.4 and 1.8 times the Average..... | 3.65 |
| Over 1.8 times the Average..... | 4.73 |

Plus 10% tax within City limits for all customers.

Retail rates outside City limits for all customers are 125% of City rates.

WATER CONNECTION CHARGES

| <u>Size of Service (in inches)</u> | <u>Effective since 10/01/12 Connection Charges</u> |
|--|--|
| 5/8 or 3/4 | \$ 584.00 |
| 1 | 787.00 |
| 1 1/2 | 2,425.00 |
| 2 | Based on actual cost |
| 3 | Based on actual cost |
| 4 | Based on actual cost |
| 6 | Based on actual cost |
| 8 | Based on actual cost |

Wholesale water customers pay a unitary rate of \$4,518 per million gallons.

WASTEWATER CHARGES
(per month)

Basic charges per month as follows:

| <u>Meter Size</u> | <u>Base Charge</u> |
|-------------------|--------------------|
| 5/8" | \$11.05 |
| 1" | 27.62 |
| 1 1/2" | 55.23 |
| 2" | 88.37 |
| 3" | 176.73 |
| 4" | 276.73 |
| 6" | 552.28 |
| 8" | 883.65 |
| 10" | 1,270.25 |
| 12" | 2,374.81 |

Volume Rate for each 1,000 gallons of water \$4.23

No maximum for commercial, industrial or multi-family residence accounts.

Retail rates outside City limits are 125% of City rates.

Wholesale wastewater customers except the City of St. Pete Beach, pays a unitary rate of \$2,704 per million gallons plus the 25% out of city surcharge as prior long term contracts expire. The City of St. Pete Beach pays a unitary rate of \$1,981 million gallons for operating and maintenance costs and \$52,765 per month for capital costs.

RECLAIMED WATER CHARGE
PER MONTH
(Not available in all areas)

| | <u>Effective 10/01/12</u> |
|---------------------------|---------------------------|
| Unmetered service | |
| One acre or less..... | \$18.11 |
| Each additional acre..... | 10.38 |
| Metered service | |
| Per 1,000 gallons..... | \$ 0.51 |
| (\$18.11 minimum) | |

Plus 10% tax within City limits.

Rates outside City limits are 125% of City rates.

STORMWATER CHARGE
(Within City limits only)

Single Family Residence (10/01/08).....\$6.84

All other properties are charged a multiple of the above rate based on the amount of each property's impervious surface.

**RETAIL UTILITY RATES
LAST TEN YEARS**

| Date | Water Base | Water Volume | Wastewater Base | Wastewater Volume | Stormwater |
|-------------|-----------------------|-------------------------|----------------------------|------------------------------|-------------------|
| 11/01/03 | 6.72 | 2.44 | 8.34 | 3.19 | 5.00 |
| 11/01/04 | 7.06 | 2.56 | 8.67 | 3.32 | 6.00 |
| 11/01/05 | 7.31 | 2.65 | 8.80 | 3.37 | 6.15 |
| 11/01/06 | 7.57 | 2.74 | 8.98 | 3.44 | 6.40 |
| 11/01/07 | 7.83 | 2.84 | 9.29 | 3.56 | 6.65 |
| 11/01/08 | 8.06 | 2.93 | 9.57 | 3.67 | 6.85 |
| 11/01/09 | 8.22 | 2.99 | 9.76 | 3.74 | 6.85 |
| 11/01/10 | 8.84 | 3.21 | 10.49 | 4.02 | 6.84 |
| 11/01/11 | 9.50 | 3.45 | 10.75 | 4.12 | 6.84 |
| 11/01/12 | 9.76 | 3.54 | 11.05 | 4.23 | 6.84 |

**SINGLE FAMILY RESIDENTIAL UTILITY BILLS
(AVERAGE 4,000 GALLONS WATER USAGE PER MONTH)
LAST TEN YEARS**

| Fiscal Year | Water | Wastewater | Stormwater | Total |
|--------------------|--------------|-------------------|-------------------|--------------|
| 2003 | 16.48 | 21.10 | 5.00 | 42.58 |
| 2004 | 17.30 | 21.95 | 5.00 | 44.25 |
| 2005 | 17.91 | 22.28 | 6.00 | 46.19 |
| 2006 | 18.53 | 22.74 | 6.15 | 47.42 |
| 2007 | 19.19 | 23.53 | 6.40 | 49.12 |
| 2008 | 19.78 | 24.25 | 6.65 | 50.68 |
| 2009 | 20.18 | 24.72 | 6.85 | 51.75 |
| 2010 | 21.68 | 26.57 | 6.85 | 55.10 |
| 2011 | 23.30 | 27.23 | 6.84 | 57.37 |
| 2012 | 23.92 | 27.97 | 6.84 | 58.73 |

MONTHLY WATER/AND WASTEWATER BILL COMPARISONS ⁽¹⁾
Based on Average St. Petersburg Single Family Residential Customer
(4,000 gallons per month)

| | Water | Wastewater | Total |
|-----------------------|--------------|-------------------|--------------|
| Tampa | 11.30 | 25.19 | 36.49 |
| Pasco County | 17.10 | 34.03 | 51.13 |
| Port Richey | 17.66 | 32.00 | 49.66 |
| New Port Richey | 18.42 | 25.78 | 44.20 |
| Safety Harbor | 21.65 | 33.01 | 54.66 |
| Tarpon Springs | 24.13 | 28.70 | 52.83 |
| St. Petersburg | 23.94 | 27.98 | 51.92 |
| Hillsborough County | 24.60 | 32.34 | 56.94 |
| Dunedin | 28.44 | 22.04 | 50.48 |
| Pinellas County | 23.47 | 29.04 | 52.51 |
| Gulfport | 20.74 | 25.29 | 46.03 |
| Clearwater | 24.65 | 32.16 | 56.81 |
| Oldsmar | 28.66 | 27.68 | 56.34 |

⁽¹⁾ Rates used are those effective October 1, 2012.

Source: City of St. Petersburg Water and Wastewater System Retail and Wholesale Cost of Service and Rate Study dated August, 2012.

Customer Billing Procedure

The City's meter reading, billing, and collection functions are managed through a computerized customer information system. All retail customers' water meters are read and billed monthly along with wastewater, garbage, reclaimed water, and stormwater management fees, as applicable. Accounts become delinquent fifteen business days after billing. Customers who do not make payments within that period are mailed a delinquent notice. If payment is not received within 24 business days of the bill date, a pre-termination notice is delivered to the service location. A lock off order is generated on the 26th business day after billing if payment is still not received. For unpaid stormwater fees, if a bill is not paid for 45 days, the account and billing are transferred to the owner of record. Restoration of service requires full payment of all past due charges and a deposit if one does not already exist on the account. Accounts which remain unpaid after termination of service may be forwarded to collection agencies after any deposit has been applied to the delinquent balance. For unpaid accounts which are held in the name of the owner of the property, liens are placed on the property.

As of September 30, 2012 there were 89,889 active accounts. The receivables are tracked through the City's utility billing software. The receivables through the end of September 30, 2012 were:

| | | |
|---------------|------------------------|----------|
| Over 30 days: | \$1,043,147.63 | (8.93%) |
| Over 60 days: | \$ 168,900.13 | (1.45%) |
| Over 90 days: | \$1,693,360.63 | (14.50%) |
| Total: | \$11,674,941.05 | |

Under normal conditions, no accounts would continue to be active after 90 days as water service would have been discontinued by that time. Exceptions are limited to bankruptcy situations and past due customers who have negotiated a mutually agreeable payment plan.

The write-off of uncollectible water, wastewater, reclaimed water, and stormwater charges has averaged 0.39% of annual revenues for the last five fiscal years.

| Fiscal Year | Write-off Expense | Billed System Revenues | % |
|--------------------|--------------------------|-------------------------------|----------|
| 2012 | \$536,943 | \$103,907,753 | 0.52 |
| 2011 | \$506,315 | \$99,357,529 | 0.51 |
| 2010 | \$308,726 | \$93,748,576 | 0.33 |
| 2009 | \$301,567 | \$94,312,498 | 0.32 |
| 2008 | \$224,561 | \$94,017,928 | 0.24 |
| 2007 | \$218,976 | \$93,563,233 | 0.23 |
| 2006 | \$183,999 | \$92,640,780 | 0.20 |
| 2005 | \$166,986 | \$87,104,689 | 0.19 |
| 2004 | \$197,712 | \$81,478,964 | 0.24 |

CAPITAL IMPROVEMENT PROGRAM

Annually, the City adopts a Capital Improvement Program containing those projects needed to replace and upgrade components of the City's Public Utilities System and to provide for the demands to be placed upon the Public Utilities System by projected growth. The following table sets forth the City's system CIP for the fiscal years 2013-2017:

**Public Utilities System
Capital Improvement Program
For the Five Fiscal Years 2013 through 2017
(in thousands)**

| <u>Description</u> | <u>2013</u> | <u>2014</u> | <u>2015</u> | <u>2016</u> | <u>2017</u> | <u>Total</u> |
|---|-----------------|-----------------|-----------------|-----------------|-----------------|------------------|
| Water, Wastewater and Reclaimed Water Systems | \$58,270 | \$38,434 | \$25,063 | \$30,895 | \$20,810 | \$173,472 |
| Stormwater System | 8,960 | 2,382 | 1,194 | 1,403 | 2,898 | 16,837 |
| Total CIP | \$67,230 | \$40,816 | \$26,257 | \$32,298 | \$23,708 | \$190,309 |

These improvements will be funded with a combination of additional debt of approximately \$86 million over the next five Fiscal Years, excluding the 2013 Bond proceeds, an anticipated issuance of Additional Parity Obligations in one or more Series, pay as you go, and customer funded revenue. The City anticipates that rate increases will be necessary during the five-year period that ends September 30, 2017, and in connection therewith, reviews rates on an annual basis using outside utility rate consultants.

**Breakdown of Water, Wastewater and Reclaimed Water Systems Expenditures
For the Fiscal Year 2013 – Fiscal Year 2017
(in millions)**

| | |
|---|---------------------------|
| Northwest WRF | \$ 8.700 |
| Southwest WRF | 36.560 |
| Northeast WRF | 14.150 |
| Albert Whitted WRF | 3.544 |
| Lift Stations | 19.658 |
| Wastewater Collection and Transmission System | 54.879 |
| Water Treatment Plant and Pumping Stations* | 6.063 |
| Water Distribution System | 27.068 |
| Reclaimed Water | 1.125 |
| Other (laboratory/security/buildings) | 1.725 |
| Total Cost | <u>\$173.472**</u> |

* New sources of potable water, e.g., water master plan projects, are funded through the unitary rate paid to Tampa Bay Water.

** Total does not include inflation factor, or stormwater system improvements.

APPENDIX D

Composite of the Bond Resolution

APPENDIX E

Form of Proposed Bond Counsel Opinion

APPENDIX F

Form of Continuing Disclosure Certificate

EXHIBIT D

FORM OF CONTINUING DISCLOSURE CERTIFICATE

APPENDIX F

FORM OF CONTINUING DISCLOSURE AGREEMENT

This Continuing Disclosure Agreement (the "Disclosure Agreement") is executed and delivered by the City of St. Petersburg, Florida (the "Issuer") in connection with the issuance of its \$_____ Public Utility Revenue Bonds, Series 2013A (the "2013A Bonds") and of its \$_____ Public Utility Refunding Revenue Bonds, Series 2013B (the "2013B Bonds" and together with the 2013A Bonds, the "2013 Bonds"). The Bonds are being issued pursuant to Resolution No. 99-227 duly adopted by the City Council of the City on April 22, 1999, as amended and supplemented, and as particularly amended by Resolution No. 2005-559 duly adopted by the City Council of the City on October 20, 2005 and Resolution No. 2008-256 duly adopted by the City Council of the City on May 15, 2008 (the "Master Resolution") and as particularly supplemented by Resolution No. 2012-_____ duly adopted by the City Council of the City on _____, 2012 (the "2012 Resolution" and collectively with the Master Resolution, the "Bond Resolution"). The Issuer covenants and agrees as follows:

SECTION 1. PURPOSE OF THE DISCLOSURE AGREEMENT. This Disclosure Agreement is being executed and delivered by the Issuer for the benefit of the Holders and Beneficial Owners of the Bonds and in order to assist the Participating Underwriter(s) in complying with the continuing disclosure requirements of Securities and Exchange Commission Rule 15c2-12.

SECTION 2. DEFINITIONS. In addition to the definitions set forth in the Bond Resolution which apply to any capitalized term used in this Disclosure Agreement, unless otherwise defined in this Section, the following capitalized terms shall have the following meanings:

"Annual Report" shall mean any Annual Report provided by the Issuer pursuant to, and as described in, Sections 3 and 4 of this Disclosure Agreement.

"Beneficial Owner" shall mean any person which (a) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bonds (including persons holding Bonds through nominees, depositories or other intermediaries), or (b) is treated as the owner of any Bonds for federal income tax purposes.

"Dissemination Agent" shall mean the Issuer, or any successor Dissemination Agent designated in writing by the Issuer, and which has filed with the Issuer a written acceptance of such designation.

"EMMA" shall mean the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System.

"Listed Events" shall mean any of the event listed in Section 5 of this Disclosure Agreement.

"Participating Underwriter(s)" shall mean the original purchaser(s) of the Bonds required to comply with the Rule in connection with offering of the Bonds.

"Rule" shall mean the continuing disclosure requirements of Rule 15c2-12 adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time.

SECTION 3. PROVISION OF ANNUAL REPORTS.

(a) The Issuer shall, or shall cause the Dissemination Agent to, not later than April 30 after the end of the Issuer's last fiscal year (presently ends September 30), commencing with the report for the 2010 fiscal year, provide to EMMA an Annual Report which is consistent with the requirements of Section 4 of this Disclosure Agreement. The Annual Report may be submitted as a single document or as separate documents comprising a package, and may cross-reference other information as provided in Section 4 of this Disclosure Agreement; provided that the audited financial statements of the Issuer may be submitted separately from the balance of the Annual Report and later than the date required above for the filing of the Annual Report only if they are not available by that date so long as they are provided when they become available. If the Issuer's fiscal year changes, it shall give notice of such change in the same manner as for a Listed Event under Section 5.

(b) Not later than fifteen (15) Business Days prior to said date, the Issuer shall provide the Annual Report to the Dissemination Agent (if other than the Issuer). If the Issuer is unable to provide to EMMA an Annual Report by the date required in subsection (a), the Issuer shall send a notice to EMMA in substantially the form attached as Exhibit A.

(c) The Dissemination Agent shall, if the Dissemination Agent is other than the Issuer, file a report with the Issuer certifying that the Annual Report has been provided pursuant to this Disclosure Agreement, stating the date it was provided to EMMA.

SECTION 4. CONTENT OF ANNUAL REPORTS. The Issuer's Annual Report shall contain or include by reference the following:

(a) The audited financial statements of the Issuer for the prior fiscal year, prepared in accordance with generally accepted accounting principles as promulgated to apply to governmental entities from time to time by the Governmental Accounting Standards Board. If the Issuer's audited financial statements are not available by the time the Annual Report is required to be filed pursuant to Section 3 (a), the Annual Report shall contain unaudited financial statements in a format similar to the financial statements contained in the final Official Statement, and the audited financial statements shall be filed in the same manner as the Annual Report when they become available.

(b) An update of the following financial information and operating data from the Official Statement which are in tabular form:

1. Historical System Revenues, Expenses and Bond Service Coverage;
2. Residential and Commercial Water Consumption, Appendix C;
3. Water Revenue, Appendix C;
4. Ten Largest Retail Water Consumers, Appendix C;
5. Wholesale Water Customers, Appendix C;
6. Wholesale & Retail Wastewater Revenues, Appendix C;
7. Ten Largest Retail Wastewater Customers, Appendix C; and
8. Wholesale Wastewater Customers, Appendix C.

Relating to information to be provided to EMMA, the information provided under Section 4(b) may be included by specific reference to other documents, including official statements of debt issues of

the Issuer or related public entities, which have been submitted to EMMA or the Securities and Exchange Commission. If the document included by reference is a final official statement, it must be available from EMMA. The Issuer shall clearly identify each such other document so included by reference.

SECTION 5. REPORTING OF SIGNIFICANT EVENTS.

Pursuant to the provisions of this Section 5, the Issuer shall give, or cause to be given, notice with EMMA of the occurrence in a timely manner not in excess of ten (10) business days after the occurrence of any of the following events with respect to the 2013 Bonds, with the exception of the event described in number 15 below, which notice shall be given in a timely manner:

1. Principal and interest payment delinquencies;
2. Non-payment related defaults, if material;
3. Unscheduled draws on debt service reserves reflecting financial difficulties;
4. Unscheduled draws on credit enhancements reflecting financial difficulties;
5. Substitution of credit or liquidity providers, or their failure to perform;
6. Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the Bonds;
7. Modifications to rights of the holders of the Bonds, if material;
8. Bond calls, if material, and tender offers;
9. Defeasances;
10. Release, substitution, or sale of property securing repayment of the Bonds, if material;
11. Ratings changes;
12. Bankruptcy, insolvency, receivership, or similar proceeding of the City. For purposes of this clause 12, any such event shall be considered to have occurred when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for the City in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the City, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the City;
13. A merger, consolidation, or acquisition involving the City or the sale of all or substantially all of the assets of the City, the entry into a definitive agreement to undertake any such action or the termination of a definitive agreement relating to any such action, other than pursuant to the terms of any definitive agreement, if material;

14. Appointment of a successor or additional trustee or paying agent or the change of name of a trustee or paying agent, if material; and
15. Notice of any failure on the part of the Issuer to meet the requirements of Section 3 hereof.

SECTION 6. TERMINATION OF REPORTING OBLIGATION. The Issuer's obligations under this Disclosure Agreement shall terminate upon the legal defeasance, prior redemption or payment in full of all of the Bonds. If such termination occurs prior to the final maturity of the Bonds, the Issuer shall give notice of such termination in the same manner as for a Listed Event under Section 5.

SECTION 7. DISSEMINATION AGENT. The Issuer may, from time to time, appoint or engage a Dissemination Agent to assist it in carrying out its obligations under this Disclosure Agreement, and may discharge any such Dissemination Agent, with or without appointing a successor Dissemination Agent. The Dissemination Agent shall not be responsible in any manner for the content of any notice or report prepared by the Issuer pursuant to this Disclosure Agreement. The initial Dissemination Agent shall be the Issuer.

SECTION 8. AMENDMENT; WAIVER. Notwithstanding any other provision of this Disclosure Agreement, the Issuer may amend this Disclosure Agreement, and any provision of this Disclosure Agreement may be waived, provided that the following conditions are satisfied:

(a) If the amendment or waiver relates to the provisions of Sections 3(a), 4, or 5, it may only be made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in the identity, nature or status of the Issuer, or the type of business conducted;

(b) The undertaking, as amended or taking into account such waiver, would, in the opinion of nationally recognized bond counsel, have complied with the requirements of the Rule at the time of the original issuance of the Bonds, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances; and

(c) The amendment or waiver either (i) is approved by the Holders of the Bonds in the same manner as provided in the Bond Resolution for amendments to the Bond Resolution with the consent of Holders, or (ii) does not, in the opinion of nationally recognized bond counsel, materially impair the interests of the Holders or Beneficial Owners of the Bonds.

In the event of any amendment or waiver of a provision of this Disclosure Agreement, the Issuer shall describe such amendment in the next Annual Report, and shall include, as applicable, a narrative explanation of the reason for the amendment or waiver and its impact on the type (or in the case of a change of accounting principles, on the presentation) of financial information or operating data being presented by the Issuer. In addition, if the amendment relates to the accounting principles to be followed in preparing financial statements, (i) notice of such change shall be given in the same manner as for a Listed Event under Section 5, and (ii) the Annual Report for the year in which the change is made should present a comparison (in narrative form and also, if feasible, in quantitative form) between the financial statements as prepared on the basis of the new accounting principles and those prepared on the basis of the former accounting principles.

SECTION 9. ADDITIONAL INFORMATION. Nothing in this Disclosure Agreement shall be deemed to prevent the Issuer from disseminating any other information, using the means of dissemination set forth in this Disclosure Agreement or any other means of communication, or including any other information in any Annual Report or notice of occurrence of a Listed Event, in addition to that which is required by this Disclosure Agreement. If the Issuer chooses to include any information in any Annual Report or notice of occurrence of a Listed Event in addition to that which is specifically required by this

Disclosure Agreement, the Issuer shall have no obligation under this Agreement to update such information or include it in any future Annual Report or notice of occurrence of a Listed Event.

SECTION 10. DEFAULT. In the event of a failure of the Issuer to comply with any provision of this Disclosure Agreement, any Holder or Beneficial Owner of the Bonds may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the Issuer to comply with its obligations under this Disclosure Agreement; provided, however, the sole remedy under this Disclosure Agreement in the event of any failure of the Issuer to comply with the provisions of this Disclosure Agreement shall be an action to compel performance. A default under this Disclosure Agreement shall not be deemed an Event of Default under the Bond Resolution.

SECTION 11. DUTIES, IMMUNITIES AND LIABILITIES OF DISSEMINATION AGENT. The Dissemination Agent shall have only such duties as are specifically set forth in this Disclosure Agreement, and, to the extent permitted by law, the Issuer agrees to indemnify and save the Dissemination Agent, its officers, directors, employees and agents, harmless against loss, expense and liabilities which it may incur arising out of or in the exercise or performance of its powers and duties hereunder, including the costs and expenses (including attorneys fees) of defending against any claim of liability, but excluding liabilities due to the Dissemination Agent's negligence or willful misconduct. The obligations of the Issuer under this Section shall survive resignation or removal of the Dissemination Agent and payment of the Bonds.

SECTION 12. BENEFICIARIES. This Disclosure Agreement shall inure solely to the benefit of the Issuer, the Dissemination Agent, the Participating Underwriter and Holders and Beneficial Owners from time to time of the Bonds, and shall create no rights in any other person or entity.

Date: _____, 2013

Name: David W. (Bill) Foster
Title: Mayor

ATTEST:

Eva A. Andujar, City Clerk

APPROVED AS TO FORM
AND CORRECTNESS

Assistant City Attorney

EXHIBIT A

NOTICE OF FAILURE TO FILE ANNUAL REPORT

Name of Issuer: City of St. Petersburg, Florida

Name of Bond Issue: Public Utility Revenue Bonds, Series 2013A and Public Utility Refunding Revenue Bonds, Series 2013B

Date of Issuance: _____, 2013

NOTICE IS HEREBY GIVEN that the Issuer has not provided an Annual Report with respect to the above-named Bonds as required by Sections 3 and 4 of the Continuing Disclosure Agreement dated _____, 2013. The Issuer anticipates that the Annual Report will be filed by _____.

Dated: _____

ISSUER

By: _____
Name: _____
Title: _____

EXHIBIT E

FORM OF PAYING AGENT AND BOND REGISTRAR AGREEMENT

**FORM OF
BOND REGISTRAR AND PAYING AGENT AGREEMENT**

THIS BOND REGISTRAR AND PAYING AGENT AGREEMENT, dated as of _____, 2013, by and between the CITY OF ST. PETERSBURG, FLORIDA (the "Issuer") and U.S. BANK NATIONAL ASSOCIATION, a national banking association organized under the laws of the United States of America, with a designated corporate trust office in Orlando, Florida (the "Bank").

WITNESSETH:

WHEREAS, the Issuer, by the Resolution (as hereinafter defined), has designated the Bank as Bond Registrar and Paying Agent for its \$_____ City of St. Petersburg, Florida Public Utility Revenue Bonds, Series 2013A (the "Series 2013A Bonds") and its \$_____ City of St. Petersburg, Florida Public Utility Refunding Revenue Bonds, Series 2013B (the "Series 2013B Bonds" and together with the Series 2013A Bonds, the "Series 2013 Bonds"); and

WHEREAS, the Issuer and the Bank desire to set forth the Bank's duties as Bond Registrar and Paying Agent and the compensation to be paid the Bank for its services.

NOW, THEREFORE, it is agreed by the parties hereto as follows:

Section 1. Duties. The Bank agrees to serve as Bond Registrar and Paying Agent for the Series 2013 Bonds and to perform the duties of Bond Registrar and Paying Agent as specified in or contemplated by Resolution No. 99-227 adopted by the City Council of the Issuer on April 22, 1999, as amended and supplemented from time to time, as particularly amended by Resolution No. 2005-559 adopted by the City Council of the Issuer on October 20, 2005 and Resolution No. 2008-256 adopted by the City Council of the Issuer on May 15, 2008, and as particularly supplemented by Resolution No. 2012-___ adopted by the City Council of the Issuer on _____, 2012 (collectively, the "Resolution"), relating to the issuance of the Series 2013 Bonds.

Section 2. Deposit of Funds. The Issuer shall deposit or cause to be deposited with the Bank sufficient funds from the funds pledged for the payment of the Series 2013 Bonds under the Resolution to pay when due and payable the principal of, premium, if any, and interest on the Series 2013 Bonds.

Section 3. Use of Funds; Canceled Series 2013 Bonds. The Bank shall use the funds received from the Issuer pursuant to Section 2 of this Agreement to pay the principal of, premium, if any, and interest on the Series 2013 Bonds in accordance with the Resolution. The

Bank shall destroy canceled Series 2013 Bonds and transmit to the Issuer a certificate of destruction therefor.

Section 4. Statements. The Bank shall prepare and shall send to the Issuer upon request written statements of account relating to all transactions effected by the Bank pursuant to this Agreement.

Section 5. Obligation to Act. The Bank shall be obligated to act only in accordance with the Resolution and any written instructions received in accordance therewith; provided, however, that the Bank is authorized hereby to comply with any orders, judgments, or decrees of any court with or without jurisdiction and shall not be liable as a result of its compliance with the same.

Section 6. Reliance by Bank. The Bank may rely absolutely upon the genuineness and authorization of the signature and purported signature of any party upon any instruction, notice, release, request, affidavit, or other document delivered to it purportedly pursuant to the Resolution.

Section 7. Indemnity. To the extent permitted by law and without waiving sovereign immunity, the Issuer hereby agrees to indemnify the Bank and hold it harmless from any and all claims, liabilities, losses, action, suits, or character or nature, which it may incur or with which it may be threatened by reason of its acting as Paying Agent or Bond Registrar under the Resolution, unless caused by its misconduct or negligence; and in connection therewith, to indemnify the Bank against any and all expenses, including attorneys' fees and the costs of defending an action, suit, or proceeding, or resisting any claim whether or not such claim is actually filed. The Issuer's obligations hereunder shall survive any termination of this Agreement.

Section 8. Counsel; Limited Liability. The Bank may consult with counsel of its own choice and shall have sole and complete authorization and protection for any action taken or suffered by it under the Resolution in good faith. The Bank shall otherwise not be liable for any mistakes of fact or errors of judgment, or for any acts or omissions of any kind unless caused by its misconduct or negligence.

Section 9. Fees and Expenses. In consideration of the services rendered by the Bank as Bond Registrar and Paying Agent, the Issuer agrees to and shall pay to the Bank its proper fees and all expenses, charges, attorney's fees, and other disbursements incurred by it or its attorneys, agents, and employees in and about the performance of its powers and duties as Bond Registrar and Paying Agent as set forth in the attached Exhibit A. The Bank shall not be obligated to allow and credit interest upon any unclaimed moneys in respect of principal, interest or premium, if any, due in respect of the Series 2013 Bonds, which it shall at any time receive under any of the provisions of the Resolution or this Agreement. In the event this

Agreement is terminated pursuant to Section 11 below during an annual period, the Bank shall refund to the Issuer the pro rata portion of fees which were unearned based on the effective date of such termination.

Section 10. Furnishing Information; Authorization. The Bank shall at all times, when requested to do so by the Issuer, furnish full and complete information pertaining to its functions as the Bond Registrar and Paying Agent with regard to the Series 2013 Bonds, and shall without further authorization, execute all necessary and proper deposit slips, checks, certificates and other documents with reference thereto.

Section 11. Cancellation; Termination. Either of the parties hereto, at its option, may cancel this Agreement after giving thirty (30) days written notice to the other party of its intention to cancel, and this Agreement may be canceled at any time by mutual consent of the parties hereto. This Agreement shall terminate without further action upon final payment of the Series 2013 Bonds and the interest appertaining thereto. If any Series 2013 Bond shall not be presented for payment within the period of three years following the date when such Series 2013 Bond becomes due, whether by maturity or otherwise, the Paying Agent shall return to the Issuer the funds theretofore held by it for payment of such Series 2013 Bond and such Series 2013 Bond shall, subject to the defense of any applicable statute of limitation, thereafter be an unsecured obligation of the Issuer.

Section 12. Surrender of Funds, Registration Records; Notification of Series 2013 Bondholders. In the event of a cancellation of this Agreement, the Issuer shall deliver releases to the Bank (in a form acceptable to the Bank) upon demand and the Bank shall thereafter upon demand pay over the funds on deposit with the Bank as Bond Registrar and Paying Agent in connection with the Series 2013 Bonds and surrender all registration books and related records, and the Issuer may appoint and name a successor to act as Bond Registrar and Paying Agent of the Series 2013 Bonds. The Issuer shall, in such event, at its expense, notify all holders of the Series 2013 Bonds of the appointment and name of the successor, by providing notice in the manner required for the redemption of the Series 2013 Bonds.

Section 13. Non-assignability. This Agreement shall not be assigned by either party without the written consent of the other party.

Section 14. Modification. No modification of this Agreement shall be valid unless made by a written agreement, executed and approved by the parties hereto.

Section 15. Severability. Should any section or part of this Agreement be declared void, invalid, or unenforceable by any court of law for any reason, such determination shall not render void, invalid, or unenforceable any other section or other part of any section of this Agreement.

Section 16. Governing Law. This Agreement shall be governed by and interpreted in accordance with the laws of the State of Florida.

Section 17. Merger or Consolidation of the Bank. Any corporation into which the Bank may be merged or with which it may be consolidated, or any corporation resulting from any merger or consolidation to which the Bank shall be a party, shall be the successor Bond Registrar and Paying Agent under this Agreement, without the execution or filing of any paper or any further act on the part of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officers and their official seals to be hereunto affixed and attested as of the date first above written.

CITY OF ST. PETERSBURG, FLORIDA

(SEAL)

By: _____
Name: David W. (Bill) Foster
Title: Mayor

ATTEST:

By: _____
Name: Eva A. Andujar
Title: City Clerk

Approved as to form and
correctness:

By: _____
Name: Jacqueline M. Kovilaritch
Title: Assistant City Attorney

U.S. BANK NATIONAL ASSOCIATION

By: _____

Name: Leanne M. Duffy

Title: Assistant Vice President

EXHIBIT A

Fee for services as Bond Registrar and Paying Agent will be a one-time fee of \$1,500 per series on bonds, for a total of \$3,000, together with reimbursement of out-of-pocket expenses actually incurred.

EXHIBIT F
FORM OF ESCROW DEPOSIT AGREEMENT

**FORM OF
ESCROW DEPOSIT AGREEMENT**

THIS ESCROW DEPOSIT AGREEMENT, dated as of _____, 2013, by and between the CITY OF ST. PETERSBURG, FLORIDA (the "Issuer"), and U.S. BANK NATIONAL ASSOCIATION, a national banking association organized under the laws of the United States of America, as Escrow Agent, and its successors and assigns (the "Escrow Agent");

WITNESSETH:

WHEREAS, the Issuer previously issued its Public Utility Revenue Bonds, Series 2003 (the "2003 Bonds"); and

WHEREAS, the Issuer now desires to advance refund the 2003 Bonds which mature on and after October 1, 2014 (the "Refunded Bonds"); and

WHEREAS, the execution of this Escrow Deposit Agreement and full performance of the provisions hereof shall defease and discharge the Issuer's obligations relating to the Refunded Bonds;

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the Issuer and the Escrow Agent agree as follows:

SECTION 1. Definitions. As used herein, the following terms mean:

- (a) "Agreement" means this Escrow Deposit Agreement.
- (b) "Bonds" means the \$_____ City of St. Petersburg, Florida, Public Utility Refunding Revenue Bonds, Series 2013B, issued under the Bond Resolution.
- (c) "Bond Counsel" means Bryant Miller Olive P.A., or any other law firm nationally-recognized in the area of public finance.
- (d) "Bond Resolution" shall mean Resolution No. Resolution No. 99-227 adopted by the City Council of the Issuer on April 22, 1999, as amended and supplemented from time to time, as particularly amended by Resolution No. 2005-559 adopted by the City Council of the Issuer on October 20, 2005 and Resolution No. 2008-256 adopted by the City Council of the Issuer on May 15, 2008, and as particularly supplemented by Resolution No 2012-___ adopted by the City Council of the Issuer on _____, 2012.
- (e) "Escrow Account" means the account hereby created and entitled Escrow Account established and held by the Escrow Agent pursuant to this Agreement in which cash

and investments will be held for payment of the principal, interest, and redemption premium, if any, on the Refunded Bonds.

(f) "Federal Securities" shall have the same meaning ascribed thereto in the Bond Resolution.

(g) "Issuer" means the City of St. Petersburg, Florida, and its successors and assigns.

(h) "Refunded Bonds" has the meaning ascribed above.

(i) "Total Debt Service for the Refunded Bonds" means the sum of the principal of, redemption premium, if any, and interest remaining unpaid with respect to the Refunded Bonds in accordance with Schedule A attached hereto assuming the Refunded Bonds are called for early redemption on October 1, 2013.

SECTION 2. Deposit of Funds. The Issuer hereby deposits \$_____ with the Escrow Agent for deposit into the Escrow Account, in immediately available funds, which funds the Escrow Agent acknowledges receipt of, to be held in irrevocable escrow by the Escrow Agent separate and apart from other funds of the Escrow Agent and applied solely as provided in this Agreement. An amount equal to \$_____ of such funds are being derived from proceeds of the Bonds. An amount equal to \$_____ of such funds are being derived from the Debt Service Fund (as that term is defined in the Bond Resolution). The Issuer represents that the Federal Securities, the interest to be earned thereon, and the cash deposited to the Escrow Account (i) are at least equal to the Total Debt Service for the Refunded Bonds as of the date of such deposit, and (ii) are sufficient to pay principal, interest and redemption premium on the Refunded Bonds as they become due and payable in accordance with Schedule A attached hereto.

SECTION 3. Use and Investment of Funds. The Escrow Agent acknowledges receipt of the sum described in Section 2 and agrees:

(a) to hold the funds and investments purchased pursuant to this Agreement in irrevocable escrow during the term of this Agreement for the sole benefit of the holders of the Refunded Bonds;

(b) to immediately invest \$_____ of such funds derived from the proceeds of the Bonds and other legally available funds of the Issuer in the Federal Securities set forth on Schedule C-1 attached hereto and to hold such securities and \$_____ of such funds in cash in accordance with the terms of this Agreement;

(c) in the event the securities described on Schedule C cannot be purchased, substitute securities may be purchased with the consent of the Issuer but only upon receipt of

verification from an independent certified public accountant that the Federal Securities, the interest to be earned thereon, and the cash deposited in the Escrow Account will not be less than the Total Debt Service for the Refunded Bonds, and only upon receipt of an opinion of Bond Counsel that such securities constitute Federal Securities for purposes of this Agreement; and

(d) there will be no investment or reinvestment of funds except as set forth in this Section 3 and except as set forth in Section 5.

SECTION 4. Payment of Bonds and Expenses.

(a) Refunded Bonds. On the dates and in the amounts set forth on Schedule A, the Escrow Agent shall transfer to U.S. Bank National Association, as successor to SunTrust Bank, the Paying Agent for the Refunded Bonds (the "Paying Agent"), in immediately available funds solely from amounts available in the Escrow Account, a sum sufficient to pay the principal of, interest on and redemption premium, if applicable, on the Refunded Bonds, as shown on Schedule A.

(b) Expenses. The Issuer shall pay the fees and expenses of the Escrow Agent as set forth on Schedule B attached hereto.

(c) Surplus. After making the payments from the Escrow Account described in Subsections 4(a) and (b) above, the Escrow Agent shall retain in the Escrow Account any remaining cash in the Escrow Account in excess of the Total Debt Service for the Refunded Bonds until the termination of this Agreement pursuant to the terms of Section 13 hereof, and shall then pay any remaining funds to the Issuer.

(d) Priority of Payments. The holders of the Refunded Bonds shall have an express first priority security interest in the funds and Federal Securities in the Escrow Account until such funds and Federal Securities are used and applied as provided in this Agreement.

SECTION 5. Reinvestment.

(a) Except as provided in Section 3 and in this Section 5, the Escrow Agent shall have no power or duty to invest any funds held under this Agreement or to sell, transfer or otherwise dispose of or make substitutions of the Federal Securities held hereunder.

(b) At the written request of the Issuer and upon compliance with the conditions hereinafter stated, the Escrow Agent shall sell, transfer or otherwise dispose of any of the Federal Securities acquired hereunder and shall substitute other Federal Securities and reinvest any excess receipts in Federal Securities. The Issuer will not request the Escrow Agent to exercise any of the powers described in the preceding sentence in any manner which will cause

interest on the Bonds to be included in the gross income of the holders thereof for purposes of Federal income taxation. The transactions may be effected only if (i) an independent certified public accountant selected by the Issuer shall certify or opine in writing to the Issuer and the Escrow Agent that Federal Securities, interest to be earned thereon, and cash remaining on hand after the transactions are completed will, assuming no reinvestment or any earnings, be not less than the Total Debt Service for the Refunded Bonds, and that reinvestment in such Federal Securities will not postpone the anticipated transfer of moneys from the Escrow Account to the Paying Agent pursuant to Section 4(a) hereof, and (ii) the Escrow Agent shall receive an opinion from a nationally recognized bond counsel acceptable to the Issuer to the effect that the transactions, in and by themselves, will not cause interest on such Bonds or the Refunded Bonds to be included in the gross income of the holders thereof for purposes of Federal income taxation and such substitution is in compliance with this Agreement. Subsection 4(c) above notwithstanding, cash in excess of the Total Debt Service for the Refunded Bonds caused by substitution of Federal Securities shall, as soon as practical, be paid to the Issuer. Notwithstanding any provision of this Agreement to the contrary, no forward purchase agreement relating to the future reinvestment of cash held hereunder shall be executed unless the following condition is met: to the extent either Moody's Investors Service, Inc., Fitch Ratings, and/or Standard & Poor's Ratings Services have an outstanding rating on the Refunded Bonds, at least one of such rating agencies must give written confirmation that it will not lower or withdraw the rating as a result of the Issuer's execution of such forward purchase agreement. In the event of any inconsistency between the terms and conditions of such forward purchase agreement and this Agreement, the terms and conditions of this Agreement shall control.

SECTION 6. Redemption or Acceleration of Maturity. The Issuer will not accelerate the maturity of, or exercise any option to redeem before maturity, any Refunded Bonds, except as set forth on Schedule A attached hereto.

SECTION 7. Indemnity. To the extent permitted by law and without waiving sovereign immunity, the Issuer hereby assumes liability for, and hereby agrees to indemnify, protect, save and keep harmless, the Escrow Agent and its respective successors, assigns, agents and servants, from and against any and all liabilities, obligations, losses, damages, penalties, claims, actions, suits, costs, expenses and disbursements (including reasonable legal fees and disbursements) of whatsoever kind and nature which may be imposed on, incurred by, or asserted against at any time, the Escrow Agent (whether or not also indemnified against the same by the Issuer or any other person under any other agreement or instrument) and in any way relating to or arising out of the execution and delivery of this Agreement, the establishment of the Escrow Account established hereunder, the acceptance of the funds and securities deposited therein, the purchase of the Federal Securities, the retention of the Federal Securities or the proceeds thereof and any payment, transfer or other application of funds or securities by the Escrow Agent in accordance with the provisions of this Agreement; provided, however, that the Issuer shall not be required to indemnify the Escrow Agent against its own negligence or willful misconduct. In no event shall the Issuer be liable to any person by reason of the

transactions contemplated hereby other than to the Escrow Agent as set forth in this Section. The indemnities contained in this Section shall survive the termination of this Agreement. The Escrow Agent shall not be liable for any deficiencies in the amounts necessary to pay the Total Debt Service for the Refunded Bonds. Furthermore, the Escrow Agent shall not be liable for the accuracy of the calculation as to the sufficiency of moneys and the principal amount of Federal Securities and the earnings thereon to pay the Total Debt Service for the Refunded Bonds.

SECTION 8. Responsibilities of Escrow Agent. The Escrow Agent and its respective successors, assigns, agents and servants shall not be held to any personal liability whatsoever, in tort, contract, or otherwise, in connection with the execution and delivery of this Agreement, the establishment of the Escrow Account, the acceptance of the funds deposited therein, the purchase of the Federal Securities, the retention of the Federal Securities or the proceeds thereof or for any payment, transfer or other application of moneys or securities by the Escrow Agent in accordance with the provisions of this Agreement or by reason of any non-negligent or non-willful act, omission or error of the Escrow Agent made in good faith in the conduct of its duties. The Escrow Agent shall, however, be responsible for its negligent or willful failure to comply with its duties required hereunder, and its negligent or willful acts, omissions or errors hereunder. The duties and obligations of the Escrow Agent may be determined by the express provisions of this Agreement. The Escrow Agent may consult with counsel, who may or may not be counsel to the Issuer, at the Issuer's expense, and in reliance upon the opinion of such counsel, shall have full and complete authorization and protection in respect of any action taken, suffered or omitted by it in good faith in accordance therewith. Whenever the Escrow Agent shall deem it necessary or desirable that a matter be proved or established prior to taking, suffering or omitting any action under this Agreement, such matter may be deemed to be conclusively established by a certificate signed by an authorized officer of the Issuer.

SECTION 9. Resignation of Escrow Agent. The Escrow Agent may resign and thereby become discharged from the duties and obligations hereby created, by notice in writing given to the Issuer, any rating agency then providing a rating on either the Refunded Bonds or the Bonds, and the Paying Agent for the Refunded Bonds not less than sixty (60) days before such resignation shall take effect. Such resignation shall not take effect until the appointment of a new Escrow Agent hereunder.

SECTION 10. Removal of Escrow Agent.

(a) The Escrow Agent may be removed at any time by an instrument or concurrent instruments in writing, executed by the holders of not less than fifty-one percentum (51%) in aggregate principal amount of the Refunded Bonds then outstanding, such instruments to be filed with the Issuer, and notice in writing given by such holders to the original purchaser or purchasers of the Bonds and published by the Issuer once in a newspaper of general circulation in the territorial limits of the Issuer, and in a daily newspaper or financial journal of general circulation in the City of New York, New York, not less than sixty (60) days before such removal

is to take effect as stated in said instrument or instruments. A photographic copy of any instrument filed with the Issuer under the provisions of this paragraph shall be delivered by the Issuer to the Escrow Agent.

(b) The Escrow Agent may also be removed at any time for any breach of trust or for acting or proceeding in violation of, or for failing to act or proceed in accordance with, any provisions of this Agreement with respect to the duties and obligations of the Escrow Agent by any court of competent jurisdiction upon the application of the Issuer or the holders of not less than five percentum (5%) in aggregate principal amount of the Bonds then outstanding, or the holders of not less than five percentum (5%) in aggregate principal amount of the Refunded Bonds then outstanding.

(c) The Escrow Agent may not be removed until a successor Escrow Agent has been appointed in the manner set forth herein.

SECTION 11. Successor Escrow Agent.

(a) If, at any time hereafter, the Escrow Agent shall resign, be removed, be dissolved or otherwise become incapable of acting, or shall be taken over by any governmental official, agency, department or board, the position of Escrow Agent shall thereupon become vacant. If the position of Escrow Agent shall become vacant for any of the foregoing reasons or for any other reason, the Issuer shall immediately appoint an Escrow Agent to fill such vacancy and, upon such appointment, all assets held hereunder shall be transferred to such successor. The Issuer shall either (i) publish notice of any such appointment made by it once in each week for four (4) successive weeks in a newspaper of general circulation published in the territorial limits of the Issuer and in a daily newspaper or financial journal of general circulation in the City of New York, New York, or (ii) mail a notice of any such appointment made by it to the holders of the Refunded Bonds within thirty (30) days after such appointment.

(b) At any time within one year after such vacancy shall have occurred, the holders of a majority in principal amount of the Bonds then outstanding or a majority in principal amount of the Refunded Bonds then outstanding, by an instrument or concurrent instruments in writing, executed by either group of such bondholders and filed with the governing body of the Issuer, may appoint a successor Escrow Agent, which shall supersede any Escrow Agent theretofore appointed by the Issuer. Photographic copies of each such instrument shall be delivered promptly by the Issuer, to the predecessor Escrow Agent and to the Escrow Agent so appointed by the Bondholders. In the case of conflicting appointments made by the Bondholders under this paragraph, the first effective appointment made during the one year period shall govern.

(c) If no appointment of a successor Escrow Agent shall be made pursuant to the foregoing provisions of this Section, the holder of any Refunded Bonds then outstanding, or any

retiring Escrow Agent, may apply to any court of competent jurisdiction to appoint a successor Escrow Agent. Such court may thereupon, after such notice, if any, as such court may deem proper and prescribe, appoint a successor Escrow Agent.

(d) Any corporation or association into which the Escrow Agent may be converted or merged, or with which it may be consolidated, or to which it may sell or transfer its corporate trust business and assets as a whole or substantially as a whole, or any corporation or association resulting from any such conversion, sale, merger, consolidation or transfer to which it is a party, ipso facto, shall be and become successor Escrow Agent hereunder and vested with all the trust, powers, discretions, immunities, privileges and all other matters as was its predecessor, without the execution or filing of any instrument or any further act, deed or conveyance on the part of any parties hereto, anything herein to the contrary notwithstanding, provided such successor shall have reported total capital and surplus in excess of \$15,000,000, provided that such successor Escrow Agent assumes in writing all the trust, duties and responsibilities of the Escrow Agent hereunder.

SECTION 12. Payment to Escrow Agent. The Escrow Agent hereby acknowledges that it has agreed to accept compensation under the Agreement pursuant to the terms of Schedule B attached hereto for services to be performed by the Escrow Agent pursuant to this Agreement. The Escrow Agent shall not be compensated from amounts on deposit in the Escrow Account, and the Escrow Agent shall have no lien or claim against funds in the Escrow Account for payment of obligations due it under this Section.

SECTION 13. Term. This Agreement shall commence upon its execution and delivery and shall terminate when the Refunded Bonds have been paid and discharged in accordance with the proceedings authorizing the Refunded Bonds, except as provided in Section 8.

SECTION 14. Severability. If any one or more of the covenants or agreements provided in this Agreement on the part of the Issuer or the Escrow Agent to be performed should be determined by a court of competent jurisdiction to be contrary to law, notice of such event shall be sent to the municipal bond insurer(s) for the Refunded Bonds, if any, as well as Moody's Investors Service, Inc., Fitch Ratings and Standard & Poor's Ratings Services (but only to the extent such agencies have a rating outstanding on any of the Refunded Bonds), and while such covenant or agreements herein contained shall be null and void, they shall in no way affect the validity of the remaining provisions of this Agreement.

SECTION 15. Amendments to this Agreement. This Agreement is made for the benefit of the Issuer and the holders from time to time of the Refunded Bonds and the Bonds and it shall not be repealed, revoked, altered or amended in whole or in part without the written consent of all holders of Refunded Bonds, the Escrow Agent and the Issuer; provided, however, that the Issuer and the Escrow Agent may, without the consent of, or notice to, such holders, enter into such agreements supplemental to this Agreement as shall not adversely affect the

rights of such holders and as shall not be inconsistent with the terms and provisions of this Agreement, for any one or more of the following purposes:

- (a) to cure any ambiguity or formal defect or omission in this Agreement;
- (b) to grant to, or confer upon, the Escrow Agent, for the benefit of the holders of the Bonds and the Refunded Bonds any additional rights, remedies, powers or authority that may lawfully be granted to, or conferred upon, such holders or the Escrow Agent; and
- (c) to subject to this Agreement additional funds, securities or properties.

The Escrow Agent shall, at its option, be entitled to request, at the Issuer's expense, and rely exclusively upon an opinion of nationally recognized attorneys on the subject of municipal bonds acceptable to the Issuer with respect to compliance with this Section, including the extent, if any, to which any change, modification, addition or elimination affects the rights of the holders of the Refunded Bonds, or that any instrument executed hereunder complies with the conditions and provisions of this Section. Prior written notice of such amendments, together with proposed copies of such amendments, shall be provided to Moody's Investors Service, Inc., Fitch Ratings, and Standard & Poor's Ratings Services (but only to the extent such agencies have a rating outstanding on any of the Refunded Bonds).

SECTION 16. Counterparts. This Agreement may be executed in several counterparts, all or any of which shall be regarded for all purposes as one original and shall constitute and be but one and the same instrument.

SECTION 17. Governing Law. This Agreement shall be governed by and construed under the laws of the State of Florida.

[Remainder of page intentionally left blank]

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officers and their corporate seals to be hereunto affixed and attested as of the date first above written.

CITY OF ST. PETERSBURG, FLORIDA

(SEAL)

Mayor

ATTESTED:

By: _____
City Clerk

APPROVED AS TO FORM AND
CORRECTNESS:

Assistant City Attorney

[Signature page to Escrow Deposit Agreement between
City of St. Petersburg, Florida and
U.S. Bank National Association]

U.S. BANK NATIONAL ASSOCIATION, as
Escrow Agent

By: _____
Name: Leanne M. Duffy
Title: Assistant Vice President

[Signature page to Escrow Deposit Agreement between
City of St. Petersburg, Florida and
U.S. Bank National Association]

SCHEDULE A

TOTAL DEBT SERVICE
FOR THE REFUNDED BONDS

| <u>Date</u> | <u>Principal</u> | Redemption <u>Premium</u> | <u>Interest</u> | Total Debt <u>Service</u> |
|-------------|------------------|------------------------------|-----------------|------------------------------|
|-------------|------------------|------------------------------|-----------------|------------------------------|

SCHEDULE B

EXPENSES TO BE PAID TO ESCROW AGENT

Upfront fee of \$750, plus out of pocket expenses

SCHEDULE C

SCHEDULE OF FEDERAL SECURITIES
TO BE PURCHASED ON _____, 2013

| <u>Maturity Date</u> | <u>Principal Amount</u> | <u>Interest Rate</u> | <u>Type</u> |
|----------------------|-------------------------|----------------------|-------------|
|----------------------|-------------------------|----------------------|-------------|

Attached documents for item Resolution authorizing the Mayor or his designee to execute a License Agreement between the City of St. Petersburg, Florida (“City”) and Leland Allenbrand d/b/a St. Petersburg Carriages (“Licensee”), for licensee to use a portion of the public streets and

Resolution No. _____

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA ("CITY") AND LELAND ALLENBRAND D/B/A ST. PETERSBURG CARRIAGES ("LICENSEE"), FOR LICENSEE TO USE A PORTION OF THE PUBLIC STREETS AND A PORTION OF THE DOLPHIN PARKING LOT AT THE PIER FOR OPERATION OF A HORSE CARRIAGE BUSINESS FOR A ONE (1) YEAR TERM, WITH AN OPTION FOR LICENSEE TO EXTEND THE TERM FOR UP TO TWO (2) PERIODS OF ONE (1) YEAR EACH FOLLOWING THE INITIAL ONE (1) YEAR TERM; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City and Licensee wish to enter into an agreement for Licensee to use a portion of the public streets and a portion of the Dolphin Parking Lot at The Pier for operation of a horse carriage business for a one (1) year term, with an option for Licensee to extend the term for up to two (2) periods of one (1) year each following the initial one (1) year term ("License Agreement"); and

WHEREAS, Licensee has agreed to the terms and conditions contained in the License Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the Mayor or his designee is authorized to execute the License Agreement between the City of St. Petersburg, Florida ("City") and Leland Allenbrand d/b/a St. Petersburg Carriages ("Licensee") for Licensee to use a portion of the public streets and a portion of the Dolphin Parking Lot at The Pier for operation of a horse carriage business for a one (1) year term, with an option for Licensee to extend the term for up to two (2) periods of one (1) year each following the initial one (1) year term.

This resolution shall become effective immediately upon its adoption.

APPROVED BY:



City Attorney (or Designee)

final

ST. PETERSBURG CITY COUNCIL
Meeting of December 6, 2012

TO: The Honorable Chair and Members of City Council

SUBJECT: Authorizing the Mayor, or his designee, to execute a License Agreement between the City of St. Petersburg, Florida ("City") and Leland Allenbrand d/b/a St. Petersburg Carriages ("Licensee") for Licensee to use a portion of the public streets and a portion of the Dolphin Parking Lot at The Pier for operation of a horse carriage business for a one (1) year term, with an option for Licensee to extend the term for up to two (2) periods of one (1) year each following the initial one (1) year term; and providing an effective date.

EXPLANATION: City Council approved a three (3) year License Agreement with Charles E. Allenbrand on December 17, 2009 for the operation of a horse carriage business. The City recently learned the Charles E. Allenbrand passed away. Leland Allenbrand, Charles E. Allenbrand's brother desires to operate the horse carriage business. The License Agreement will grant Leland Allenbrand d/b/a St. Petersburg Carriages the right to use a portion of the public streets and a portion of the Dolphin Parking Lot at The Pier for operation of a horse carriage business. The License Agreement is for a one (1) year term, with an option for Licensee to extend the term for up to two (2) periods of one (1) year each following the initial one (1) year term. The License Agreement with Leland Allenbrand d/b/a St. Petersburg Carriages contains substantially the same substantive terms and conditions that were set forth in the license agreement between the City and Charles E. Allenbrand.

RECOMMENDATION: Based upon the above information it is recommended that City Council adopt the attached Resolution.

ATTACHMENTS: Resolution.

APPROVAL:

Legal:



Resolution No. 5018 257

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA ("CITY") AND LELAND ALLENBRAND D/B/A ST. PETERSBURG CARRIAGES ("LICENSEE"), FOR LICENSEE TO USE A PORTION OF THE PUBLIC STREETS AND A PORTION OF THE DOLPHIN PARKING LOT AT THE PIER FOR OPERATION OF A HORSE CARRIAGE BUSINESS FOR A ONE (1) YEAR TERM, WITH AN OPTION FOR LICENSEE TO EXTEND THE TERM FOR UP TO TWO (2) PERIODS OF ONE (1) YEAR EACH FOLLOWING THE INITIAL ONE (1) YEAR TERM; AND PROVIDING AN EFFECTIVE DATE.

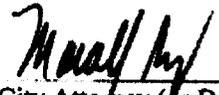
WHEREAS, the City and Licensee wish to enter into an agreement for Licensee to use a portion of the public streets and a portion of the Dolphin Parking Lot at The Pier for operation of a horse carriage business for a one (1) year term, with an option for Licensee to extend the term for up to two (2) periods of one (1) year each following the initial one (1) year term ("License Agreement"); and

WHEREAS, Licensee has agreed to the terms and conditions contained in the License Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the Mayor or his designee is authorized to execute the License Agreement between the City of St. Petersburg, Florida ("City") and Leland Allenbrand d/b/a St. Petersburg Carriages ("Licensee") for Licensee to use a portion of the public streets and a portion of the Dolphin Parking Lot at The Pier for operation of a horse carriage business for a one (1) year term, with an option for Licensee to extend the term for up to two (2) periods of one (1) year each following the initial one (1) year term.

This resolution shall become effective immediately upon its adoption.

APPROVED BY:



City Attorney (or Designee)
final

Attached documents for item Open Forum

OPEN FORUM SIGN-UP

Council Meeting Date: December 6, 2012

Note: Individuals wishing to address City Council must be a Business Owner, Live within the City, Own Property or be a City Employee.

Please Print

| <u>Name</u> | <u>Address</u> | <u>Subject</u> |
|-------------|-----------------------|---------------------------------------|
| 1. ✓ | Carter Karins | 700 Beh Dr NE |
| 2. ✓ | Monica Abbott | 9421 1st Ave N Sunset Park |
| 3. ✓ | DAVID MYKOLIP | 431 Southwest BLVD N |
| 4. ✓ | Howard Taylor | 316 8th St S #504 33701 Lous Workshop |
| 5. ✓ | Faith Andrews Bedford | On Beh Dr. |
| 6. | Momma Tee Lassiter | 963 27th Ave. So. Announcement |
| 7. | | |
| 8. | | |
| 9. | | |
| 10. | | |
| 11. | | |
| 12. | | |
| 13. | | |

Attached documents for item Resolution of Memorial Tribute to the family of William Scott "Woo" Correia

***Resolution of Memorial Tribute to the Family of
William Scott “Woo” Correira***

December 6, 2012

Whereas, our Lord in His infinite wisdom has called home a devoted and talented artist and local business owner; and

Whereas, we are profoundly grieved at the passing of a friend, and the loss to this City of an outstanding citizen; and

Whereas, ***William Scott “Woo” Correira*** was a native of Dartmouth, Massachusetts and the son of a an artist who was well known for scrimshaw art; and

Whereas, ***William Scott “Woo” Correira relocated*** to St. Petersburg, Florida at a young age, and later attended Northeast High School. Further, “Woo” worked as a graphic designer for 15 years before deciding to embrace his passion as a professional artist; and

Whereas, ***William Scott “Woo” Correira*** pursued his dream as not only an artist but a local entrepreneur when he opened his own shop selling impressive works of art at *Gallery Woo*; and

Whereas, ***William Scott “Woo” Correira*** excelled at painting and was known throughout this community as the fish artist. His art beautifully adorns numerous homes and businesses to include downtown’s 400 Beach Drive Seafood and Tap House where he was seen painting each Friday evening; and

Whereas, ***William Scott “Woo” Correira*** was further known for his generous acts of kindness as he made countless donations to benefit several local charities;

Now, Therefore, Be It Resolved, that we the members of St. Petersburg City Council express to the family of ***William Scott “Woo” Correira*** our heartfelt condolences in this deep hour of grief, with the hope that they will take some measure of consolation in the knowledge that he gave himself wholeheartedly to making our community a better place to live, work and play.

Leslie Curran, Chair

Attest: _____
Eva Andujar, City Clerk

Attached documents for item Lift Station 85 Albert Whitted Master 30" Force Main, Part A:

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of December 6, 2012

To: The Honorable Leslie Curran, Chair and Members of City Council

Subject: Awarding a contract to Garney Companies, Inc. in the amount of \$5,911,992 for the construction of Lift Station 85 Albert Whitted Master 30" Force Main, Part A Project (Engineering Project No. 12013-111; Oracle No. 13974); approving a transfer in the amount of \$6,307,000 from the unappropriated balance of the Water Resources Operating Fund (4001) to the Water Resources Capital Projects Fund (4003); and providing an effective date.

Explanation: The Procurement Department received four bids for the Lift Station 85 Albert Whitted Master 30" Force Main, Part A project (see below).

The work consists of furnishing all labor, services, materials, and equipment necessary to construct approximately 5,430 LF of 30" diameter Ductile Iron (DI) sanitary sewer force main piping and associated valves, fittings, and appurtenances. Work includes 60 LF of 48- inch diameter steel casing using jack and bore methods, 350 LF of 48 inch diameter steel casing using micro tunnel methods, and 44 LF of 48-inch diameter steel casing by open cut. Work includes 840 LF of 12" diameter through 48" diameter DI piping at the Southwest Water Reclamation Facility (SWWRF), 17 each 48 inch to 12 inch diameter plug valves and valve boxes, 7 air release valves and vaults, (1) 24 inch magmatic flow meter, 420 LF concrete curbing, 470 SF concrete sidewalk, 3,600 SY asphalt pavement restoration, 42,000 SF sodding, temporary pump around pumping, steel sheeting, miscellaneous potable water main, sanitary sewer and storm drainage replacement, traffic control, and restoration of surface features.

The work will be within existing easements and public right of way from the SWWRF, proceeding under I-275 at 58th Avenue South, then along 58th Avenue South to 31st Street, then north along 31st Street South to just south of 54th Avenue South. This new force main will connect to a proposed force main (Force Main - Part B) at the intersection of 54th Avenue South and 31st Street South.

Pursuant to City Council approval on February 3, 2011 to decommission the AWWRF, and approval to proceed with detail design on December 15, 2011, this project is the first of five related projects designed to convey wastewater flows from the Albert Whitted Water Reclamation Facility (AWWRF) to the Southwest Water Reclamation Facility (SWWRF).

The project was designed in five parts during the first nine months of 2012. The strategy to utilize multiple consultant engineers and multiple contractors is intended to reduce the design and construction time requirements by employing the services of a greater number of engineering and construction firms concurrently. This strategy also enhances the competitive bidding process by providing multiple opportunities for local utility contractors to bid on projects within their bonding capabilities, as well as minimizing capital cost to the City. These five projects will be advertised for bidding during the months of October to January 2013. Construction of the projects will proceed during 2013, and start up and testing of the new facilities will commence in Spring 2014, and demolition of the SWWRF is planned for 2015.

When completed, the proposed sanitary sewer force main and Lift Station 85 will eliminate the need for continued operation of the AWWRF, resulting in an estimated present worth savings of \$32 million in capital and operating expenses over a 20 year period.

The contractor will begin work approximately ten (10) days from Notice to Proceed and is scheduled to complete the work within three hundred sixty five (365) consecutive calendar days thereafter. Bids were opened on October 30, 2012 and are tabulated as follows:

| <u>Bidder</u> | <u>Total</u> |
|--|---------------------|
| Garney Companies, Inc. (Kissimmee, FL) | \$5,911,992.00 |
| Layne Heavy Civil, Inc. (Fairburn, GA) | \$6,409,015.00 |
| Dallas 1 Corp., dba Dallas 1 Construction & Development Inc. (Thonotosassa, FL) | \$7,999,999.99 |
| Westra Construction, Corp. (Palmetto, FL) | \$8,113,125.00 |

The lowest responsive bidder Garney Companies, Inc. has met the specifications, terms and conditions for Bid No. 7378 dated September 19, 2012, and has satisfactorily performed similar work for Pasco County and City of Tampa. Principals of the firm are Michael Heitmann, President; Stephen McCandless, Secretary and Thomas Dahl, Treasurer.

Administration recommends awarding this Contract to Garney Companies, Inc. in the amount of \$5,911,992.

A transfer in the amount of \$6,307,000 from the unappropriated balance of the Water Resources Operating Fund (4001) to the Water Resources Capital Projects Fund (4003) is necessary to provide temporary funding for this project in anticipation of the issuance of a new bond later this year. Once the new bond money is available, the funds will be transferred back to the Operating Fund.

Cost/Funding/Assessment Information: Funds will be available in the Water Resource Capital Projects Fund (4003), SAN LS #85 Force Main Part A FY13 Project (13974) after approval of a transfer in the amount of \$6,307,000 from the unappropriated balance of the Water Resources Operating Fund (4001) to the Water Resources Capital Projects Fund (4003).

Attachments: Map
Resolution

Approvals:




Administrative

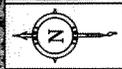

Budget



LEGEND

- HAZEN & SAWYER — FORCE MAIN PART A
- McKIM & CREED — FORCE MAIN PART B
- CDM — FORCE MAIN PART C
- CDM - - - - GRAVITY MAIN PART C
- GEORGE F. YOUNG — FORCE MAIN PART D
- CITY — FORCE MAIN PART E
- AECOM ■ LIFT STATION 85
- CAROLLO □ ALBERT WHITTED WRF DEMOLITION

| | |
|-------------|--|
| Map Number: | AWWRF FLOW TRANSFER |
| Cost Code: | IMPLEMENTATION PLAN |
| Scale: | Engineering Department City of St. Petersburg |
| Date: | SEPTEMBER, 2012 |



LIFT STATION 85 & 30" FORCE MAIN ROUTE



A RESOLUTION ACCEPTING THE BID AND APPROVING THE AWARD OF AN AGREEMENT TO GARNEY COMPANIES, INC. FOR LIFT STATION 85 ALBERT WHITTED MASTER 30" FORCE MAIN, PART A PROJECT AT A TOTAL COST NOT TO EXCEED \$5,911,992; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; APPROVING A TRANSFER IN THE AMOUNT OF \$6,307,000 FROM THE UNAPPROPRIATED BALANCE OF THE WATER RESOURCES OPERATING FUND (4001) TO THE WATER RESOURCES CAPITAL PROJECTS FUND (4003); AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Procurement & Supply Management Department received four bids for construction of Lift Station 85 Albert Whitted Master 30" Force Main, Part A Project pursuant to Bid No. 7378 dated September 19, 2012; and

WHEREAS, Garney Companies, Inc. has met the specifications, terms and conditions of Bid No. 7378; and

WHEREAS, the Administration recommends approval of this award.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the bid and award of an agreement to Garney Companies, Inc. for construction of Lift Station 85 Albert Whitted Master 30" Force Main, Part A Project at a total cost not to exceed \$5,911,992 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction; and

BE IT FURTHER RESOLVED by the City of St. Petersburg, Florida that there are hereby approved the following transfer from the unappropriated balance of the Water Resources Operating Fund (4001) for Fiscal Year 2013:

Water Resources Operating Fund (4001)

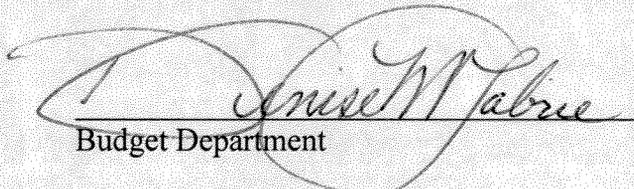
Transfer to: Water Resources Capital Projects Fund (4003) \$6,307,000

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)



Budget Department

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 6, 2012

TO: The Honorable Leslie Curran, Chair and Members of City Council

SUBJECT: Authorizing the Mayor or his designee to execute Amendment No.1 to Task Order No. 08-9-HS/W to the agreement between the City of St. Petersburg and Hazen and Sawyer, P.C. in the amount of \$92,116 for professional consulting phase services for the Lift Station 85 Albert Whitted Master 30" Force Main – Part A (Engineering Project No. 12013-111, Oracle No. 13974); and providing an effective date.

EXPLANATION: On November 21, 2008, the City Council approved a Master Agreement with the professional consulting engineering firm of Hazen and Sawyer, P.C for Potable Water, Wastewater and Reclaimed Water Projects.

On February 3, 2011, City Council approved the decommissioning of the Albert Whitted Water Reclamation Facility with the wastewater to be diverted to the Southwest Water Reclamation Facility.

On December 15, 2011, City Council approved Task Order No. 08-9-HS/W with Hazen and Sawyer, P.C in the amount of \$370,751 for detailed engineering design and development of plans and specifications for a new 30-inch diameter force main approximately 5,430 feet in length. This new force main will connect to existing Headworks areas at the SWWRF, easterly along the north service road then south, along the service road to the southeast corner of the plant property, then easterly along the existing easement within the Eckerd College property, under I-275 and 58th Avenue South to 31st Street South, then north along 31st Street South to just south of 54th Avenue South. This new force main will connect to a proposed force main (Force Main - Part B) at the intersection of 54th Avenue South and 31st Street South. Included in this scope of work is a topographic and right-of-way survey of the proposed project alignment, geotechnical investigation and subsurface utility excavations of the project alignment to evaluate existing subsurface conditions, the coordination with the Florida Department of Environmental Protection (FDEP) for any permits or authorizations, and bidding services.

Amendment No. 1 to Task Order No. 08-9-HS/W, in the amount of \$92,116 provides for construction phase services including but not limited to, attending the preconstruction meeting, shop drawing and submittal reviews, site visits as required by the City, interpreting and/or clarifying design intent, assisting with pre-final and final inspections, and preparing record drawings.

RECOMMENDATION: Administration recommends authorizing the Mayor or his designee to execute Amendment No.1 to Task Order No. 08-9-HS/W to the agreement between the

City of St. Petersburg and Hazen and Sawyer, P.C. in the amount of \$92,116 for professional consulting phase services for the Lift Station 85 Albert Whitted Master 30" Force Main – Part A (Engineering Project No. 12013-111, Oracle No. 13974).

COST/FUNDING/ASSESSMENT INFORMATION: Funds are available in the Water Resource Capital Projects Fund (4003), SAN LS #85 Force Main Part A FY13 Project (13974).

ATTACHMENTS: Resolution

APPROVALS:
da



TBG Administrative



Budget

RESOLUTION NO. 2012- ____

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AMENDMENT NO.1 TO TASK ORDER NO. 08-9-HSW TO THE AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG AND HAZEN AND SAWYER, P.C. IN THE AMOUNT OF \$92,116 FOR PROFESSIONAL CONSULTING PHASE SERVICES FOR THE LIFT STATION 85 ALBERT WHITTED MASTER 30" FORCE MAIN – PART A (ENGINEERING PROJECT NO. 12013-111, ORACLE NO. 13974); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on November 21, 2008, the City Council approved a Master Agreement with the professional consulting engineering firm of Hazen and Sawyer, P.C for Potable Water, Wastewater and Reclaimed Water Projects; and

WHEREAS, on February 3, 2011, City Council approved the decommissioning of the Albert Whitted Water Reclamation Facility with the wastewater to be diverted to the Southwest Water Reclamation Facility; and

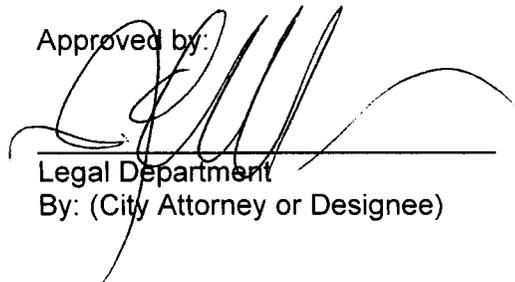
WHEREAS, on December 15, 2011, City Council approved Task Order No. 08-9-HSW with Hazen and Sawyer, P.C in the amount of \$370,751 for detailed engineering design and development of plans and specifications for a new 30-inch diameter force main approximately 5,430 feet in length. This new force main will connect to a proposed force main (Force Main - Part B) at the intersection of 54th Avenue South and 31st Street South; and

WHEREAS, this Amendment No. 1 to Task Order No. 08-9-HS/W, in the amount of \$92,116 provides for construction phase services.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Mayor or his designee is authorized to execute Amendment No.1 to Task Order No. 08-9-HSW to the agreement between the City of St. Petersburg and Hazen and Sawyer, P.C. in the amount of \$92,116 for professional consulting phase services for the Lift Station 85 Albert Whitted Master 30" Force Main – Part A (Engineering Project No. 12013-111, Oracle No. 13974); and providing an effective date.

This resolution shall become effective immediately upon its adoption.

Approved by:



Legal Department
By: (City Attorney or Designee)

Approved by:



Thomas B. Gibson, P.E.
Engineering Director

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of December 6, 2012



To: The Honorable Leslie Curran, Chair and Members of City Council

Subject: Awarding a contract to Garney Companies, Inc. in the amount of \$5,911,992 for the construction of Lift Station 85 Albert Whitted Master 30" Force Main, Part A Project (Engineering Project No. 12013-111; Oracle No. 13974); approving a transfer in the amount of \$6,307,000 from the unappropriated balance of the Water Resources Operating Fund (4001) to the Water Resources Capital Projects Fund (4003); and providing an effective date.

Explanation: The Procurement Department received four bids for the Lift Station 85 Albert Whitted Master 30" Force Main, Part A project (see below).

The work consists of furnishing all labor, services, materials, and equipment necessary to construct approximately 5,430 LF of 30" diameter Ductile Iron (DI) sanitary sewer force main piping and associated valves, fittings, and appurtenances. Work includes 60 LF of 48- inch diameter steel casing using jack and bore methods, 350 LF of 48 inch diameter steel casing using micro tunnel methods, and 44 LF of 48-inch diameter steel casing by open cut. Work includes 840 LF of 12" diameter through 48" diameter DI piping at the Southwest Water Reclamation Facility (SWWRF), 17 each 48 inch to 12 inch diameter plug valves and valve boxes, 7 air release valves and vaults, (1) 24 inch magmatic flow meter, 420 LF concrete curbing, 470 SF concrete sidewalk, 3,600 SY asphalt pavement restoration, 42,000 SF sodding, temporary pump around pumping, steel sheeting, miscellaneous potable water main, sanitary sewer and storm drainage replacement, traffic control, and restoration of surface features.

The work will be within existing easements and public right of way from the SWWRF, proceeding under I-275 at 58th Avenue South, then along 58th Avenue South to 31st Street, then north along 31st Street South to just south of 54th Avenue South. This new force main will connect to a proposed force main (Force Main - Part B) at the intersection of 54th Avenue South and 31st Street South.

Pursuant to City Council approval on February 3, 2011 to decommission the AWWRF, and approval to proceed with detail design on December 15, 2011, this project is the first of five related projects designed to convey wastewater flows from the Albert Whitted Water Reclamation Facility (AWWRF) to the Southwest Water Reclamation Facility (SWWRF).

The project was designed in five parts during the first nine months of 2012. The strategy to utilize multiple consultant engineers and multiple contractors is intended to reduce the design and construction time requirements by employing the services of a greater number of engineering and construction firms concurrently. This strategy also enhances the competitive bidding process by providing multiple opportunities for local utility contractors to bid on projects within their bonding capabilities, as well as minimizing capital cost to the City. These five projects will be advertised for bidding during the months of October to January 2013. Construction of the projects will proceed during 2013, and start up and testing of the new facilities will commence in Spring 2014, and demolition of the AWWRF is planned for 2015.

When completed, the proposed sanitary sewer force main and Lift Station 85 will eliminate the need for continued operation of the AWWRF, resulting in an estimated present worth savings of \$32 million in capital and operating expenses over a 20 year period.

The contractor will begin work approximately ten (10) days from Notice to Proceed and is scheduled to complete the work within three hundred sixty five (365) consecutive calendar days thereafter. Bids were opened on October 30, 2012 and are tabulated as follows:

| Bidder | Total |
|--|----------------|
| Garney Companies, Inc. (Kissimmee, FL) | \$5,911,992.00 |
| Layne Heavy Civil, Inc. (Fairburn, GA) | \$6,409,015.00 |
| Dallas 1 Corp., dba Dallas 1 Construction & Development Inc. (Thonotosassa, FL) | \$7,999,999.99 |
| Westra Construction, Corp. (Palmetto, FL) | \$8,113,125.00 |

The lowest responsive bidder Garney Companies, Inc. has met the specifications, terms and conditions for Bid No. 7378 dated September 19, 2012, and has satisfactorily performed similar work for Pasco County and City of Tampa. Principals of the firm are Michael Heitmann, President; Stephen McCandless, Secretary and Thomas Dahl, Treasurer.

Administration recommends awarding this Contract to Garney Companies, Inc. in the amount of \$5,911,992.

A transfer in the amount of \$6,307,000 from the unappropriated balance of the Water Resources Operating Fund (4001) to the Water Resources Capital Projects Fund (4003) is necessary to provide temporary funding for this project in anticipation of the issuance of a new bond later this year. Once the new bond money is available, the funds will be transferred back to the Operating Fund.

Cost/Funding/Assessment Information: Funds will be available in the Water Resource Capital Projects Fund (4003), SAN LS #85 Force Main Part A FY13 Project (13974) after approval of a transfer in the amount of \$6,307,000 from the unappropriated balance of the Water Resources Operating Fund (4001) to the Water Resources Capital Projects Fund (4003).

Attachments: Map
Resolution

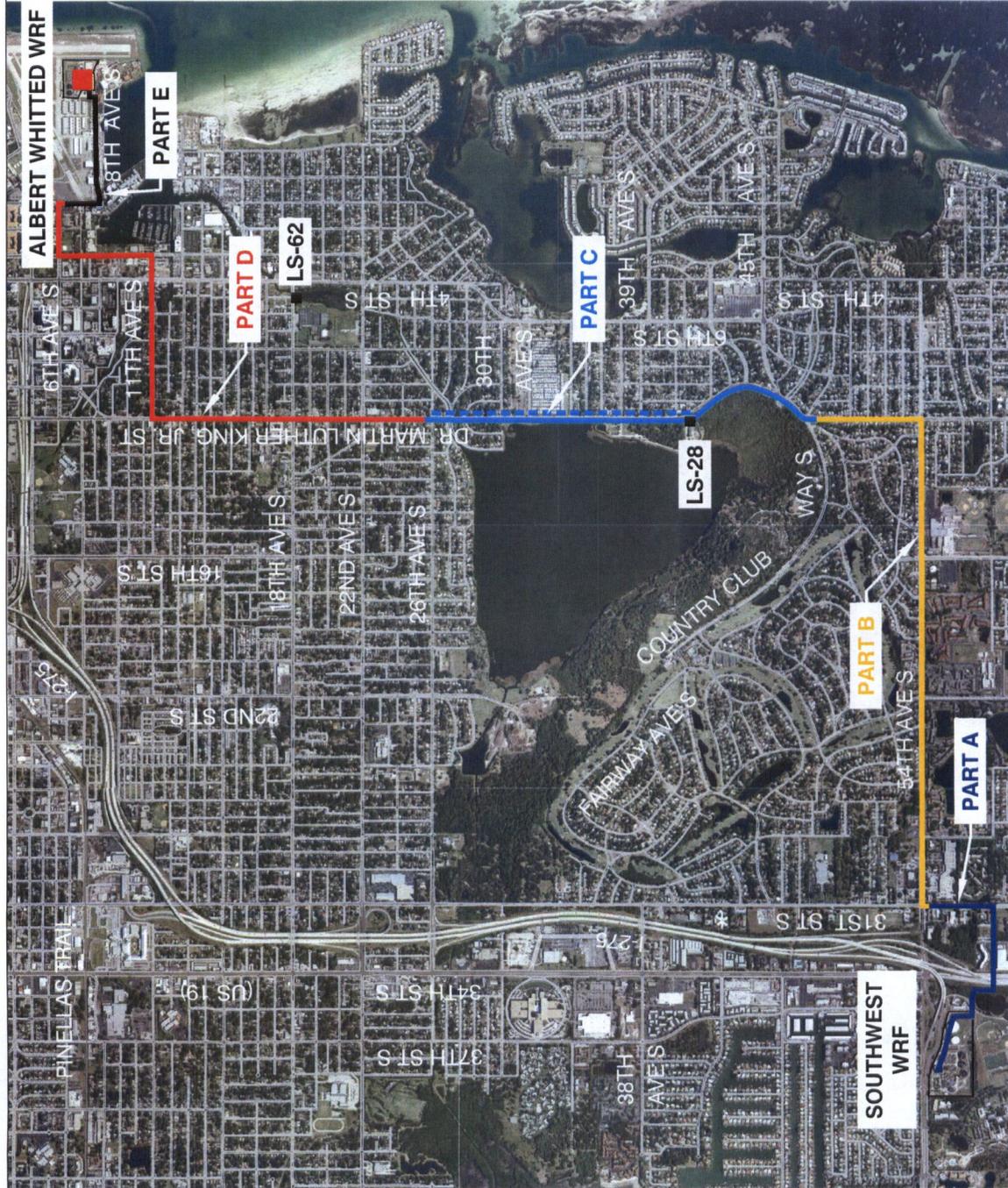
Approvals:



Administrative



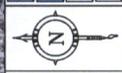
Budget



LEGEND

- HAZEN & SAWYER — FORCE MAIN PART A
- McKIM & CREED — FORCE MAIN PART B
- CDM — FORCE MAIN PART C
- CDM — GRAVITY MAIN PART C
- GEORGE F. YOUNG — FORCE MAIN PART D
- CITY — FORCE MAIN PART E
- AECOM — LIFT STATION 85
- CAROLLO — ALBERT WHITTED WRF DEMOLITION

| | |
|-------------|---------------------|
| Map Number: | AWWRF FLOW TRANSFER |
| Cost Code: | IMPLEMENTATION PLAN |
| Scale: | NTS |
| Date: | SEPTEMBER, 2012 |



LIFT STATION 85 & 30" FORCE MAIN ROUTE



Engineering Department
City of St. Petersburg

A RESOLUTION ACCEPTING THE BID AND APPROVING THE AWARD OF AN AGREEMENT TO GARNEY COMPANIES, INC. FOR LIFT STATION 85 ALBERT WHITTED MASTER 30" FORCE MAIN, PART A PROJECT AT A TOTAL COST NOT TO EXCEED \$5,911,992; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; APPROVING A TRANSFER IN THE AMOUNT OF \$6,307,000 FROM THE UNAPPROPRIATED BALANCE OF THE WATER RESOURCES OPERATING FUND (4001) TO THE WATER RESOURCES CAPITAL PROJECTS FUND (4003); AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Procurement & Supply Management Department received four bids for construction of Lift Station 85 Albert Whitted Master 30" Force Main, Part A Project pursuant to Bid No. 7378 dated September 19, 2012; and

WHEREAS, Garney Companies, Inc. has met the specifications, terms and conditions of Bid No. 7378; and

WHEREAS, the Administration recommends approval of this award.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the bid and award of an agreement to Garney Companies, Inc. for construction of Lift Station 85 Albert Whitted Master 30" Force Main, Part A Project at a total cost not to exceed \$5,911,992 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction; and

BE IT FURTHER RESOLVED by the City of St. Petersburg, Florida that there are hereby approved the following transfer from the unappropriated balance of the Water Resources Operating Fund (4001) for Fiscal Year 2013:

Water Resources Operating Fund (4001)

Transfer to: Water Resources Capital Projects Fund (4003) \$6,307,000

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)



Budget Department

Attached documents for item Awarding a contract to Kamminga & Roodvoets, Inc., in the amount of \$703,600.00 for the construction of the Campbell Park Sanitary Sewer Improvements Project (Engineering Project No. 12020-111); and approving a supplemental appropriation in the amount of

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of December 6, 2012

To: The Honorable Leslie Curran, Chair and Members of City Council

Subject: Awarding a contract to Kamminga & Roodvoets, Inc., in the amount of \$703,600.00 for the construction of the Campbell Park Sanitary Sewer Improvements Project (Engineering Project No. 12020-111); approving a supplemental appropriation in the amount of \$299,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the SAN Campbell Park Line Replacement FY12 Project (13368).

Explanation: The Procurement Department received three bids for the Campbell Park Sanitary Sewer Improvements Project (see below).

The work consists of furnishing all labor, services, materials, and equipment necessary to construct sanitary sewer collection mains including the following approximate quantities: 450 linear feet of 42 inch diameter Fiber Reinforced Poly Mortar Pipe (FRPMP), 150 LF of 36 inch diameter FRPMP, 180 LF of 30 inch diameter FRPMP, 350 LF of 8 inch diameter PVC pipe, 6 each 4 foot to 8 foot diameter Fiberglass manholes, 55 LF of 6 inch diameter PVC sewer lateral, 2 each connections to existing manholes, abandon existing sanitary sewer in place using flowable fill, temporary pumping, 1000 SF asphalt pavement replacement, 60 LF concrete curbing, 12,100 SF concrete sidewalk, 27,500 SF of sod, and chain link fence replacement. This project is located north of Campbell Park Elementary School, in utility easements within Campbell Park and the school property. The existing 42 inch diameter pipe is in poor condition and is in need of replacement. New piping and manholes will be constructed and the old piping abandoned in place.

The contractor will begin work approximately ten (10) days from Notice to Proceed and is scheduled to complete the work within one hundred twenty (120) consecutive calendar days thereafter. Bids were opened on September 20, 2012 and are tabulated as follows:

| <u>Bidder</u> | <u>Total</u> |
|--|--------------|
| Kamminga & Roodvoets, Inc. (Tampa, FL) | \$703,600.00 |
| Dallas 1 Corporation dba Dallas 1, Inc. Construction & Development, Inc. (Thonotosassa, FL) | \$720,105.00 |
| Rowland, Inc. (Pinellas Park, FL) | \$864,706.00 |

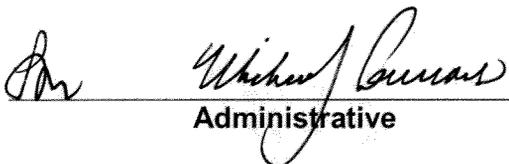
Kamminga & Roodvoets, Inc., the lowest responsible and responsive bidder, has met the specifications, terms and conditions for Bid No. 7361 dated August 17, 2012. They have satisfactorily performed similar work for Pinellas County and City of Largo. Principals of the firm are Kurt Poll, President, Marcus B. Tidey, Jr. Vice President/Director, David Shane, Vice President/Director, Randy Workman, Vice President/Director and Kraig Klynstra, Secretary/Treasurer.

Administration recommends awarding this Contract to Kamminga & Roodvoets, Inc., in the amount of \$703,600.00.

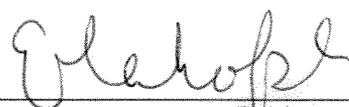
Cost/Funding/Assessment Information: Funds will be available after the approval of a supplemental appropriation in the amount of \$299,000 from the unappropriated balance of the Water Resource Capital Projects Fund (4003) to the SAN Campbell Park Line Replacement FY12 Project (13368).

Attachments: Resolution

Approvals:



Administrative



Budget

A RESOLUTION ACCEPTING THE BID AND APPROVING THE AWARD OF AN AGREEMENT TO KAMMINGA & ROODVOETS, INC. FOR CONSTRUCTION OF THE CAMPBELL PARK SANITARY SEWER IMPROVEMENTS PROJECT AT A TOTAL COST NOT TO EXCEED \$703,600; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$299,000 FROM THE UNAPPROPRIATED BALANCE OF THE WATER RESOURCES CAPITAL PROJECTS FUND (4003) TO THE SAN CAMPBELL PARK LINE REPLACEMENT FY12 PROJECT (13368); AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Procurement & Supply Management Department received three bids for construction of the Campbell Park Sanitary Sewer Improvements Project pursuant to Bid No. 7361 dated August 17, 2012; and

WHEREAS, Kamminga & Roodvoets, Inc. has met the specifications, terms and conditions of Bid No. 7361; and

WHEREAS, the Administration recommends approval of this award.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the bid and award of an agreement to Kamminga & Roodvoets, Inc. for construction of the Campbell Park Sanitary Sewer Improvements Project at a total cost not to exceed \$703,600 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction; and

BE IT FURTHER RESOLVED by the City of St. Petersburg, Florida that there is hereby approved the following supplemental appropriation from the unappropriated balance of the Water Resources Capital Projects Fund (4003) for Fiscal Year 2013:

| | |
|---|-----------|
| <u>Water Resources Capital Projects Fund (4003)</u> | |
| SAN Campbell Park Line Replacement | |
| FY 12 Project (13368) | \$299,000 |

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)



Budget Department

Attached documents for item Renewing a blanket purchase agreement with Tri-State Employment Services, Inc. for temporary staffing services at an estimated annual cost of \$631,000.

SAINT PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 6, 2012

To: The Honorable Leslie Curran, Chair and Members of City Council

Subject: Renewing a blanket purchase agreement with Tri-State Employment Services, Inc. for temporary staffing services at an estimated annual cost of \$631,000.

Explanation: On May 19, 2011 City Council approved a two-year agreement for temporary staffing services through May 31, 2013. Under the renewal of contract clause, the City reserves the right to extend the contract for a period of one year if mutually agreeable. This is the first of three renewals.

The vendor provides personnel, administration, recruitment, testing, screening and training for general labor, clerical, and other entry level temporary staffing positions. The primary users are Water Resources, Sanitation, Stormwater, Pavement and Traffic Operations, and Downtown Enterprise Facilities departments.

The Procurement Department in cooperation with the user departments recommends renewal:

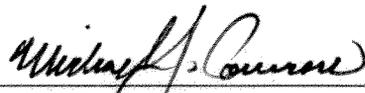
Tri-State Employment Services, Inc.....\$631,000

The vendor has agreed to hold prices firm under the terms and conditions of RFP No. 7111 dated January 24, 2011. Administration recommends renewal of the agreement based upon the vendor's past satisfactory performance, demonstrated ability to comply with the terms and conditions of the contract, and no requested increase in hourly labor rate. The renewal will be effective from date of approval through May 31, 2014.

Cost/Funding/Assessment Information: Funds have been appropriated in the Water Resources Operating Fund (4001) [\$411,000] Cosme WTP Operations & Maintenance account (4202077) and Water Reclamation accounts (4202177), (4202169), (4202181) and (4202173); Sanitation Operating Fund (4021) [\$156,000] Commercial Support (4502265), Residential Support (4502277), Washrack (4502313), Recycling (4502297), Lot Clearing (4502253) and Sanitation Administration (4502237) accounts; Marina Operating Fund (4041) [\$13,000]; Airport Operating Fund (4031) [\$12,000], Port Operating Fund (4091)[\$4,200], and General Fund (0001) [\$25,000] Materials Management account (0601049), Stormwater, Pavement & Traffic Operation, Traffic Support (4001265), Traffic Markings (4001277) and Traffic Signals (4001281) accounts.

Attachments: Price History
Resolution

Approvals:



Administrative


Budget

Price History

961.30 Temporary Staffing Services

| Item No. | Description | 2010 | 2011 | 2012 | 2013 | % Change |
|--------------------|--|--------|--------|--------|---------|----------|
| Hourly Labor Rates | | | | | | |
| 1 | Laborer | \$9.75 | \$9.57 | \$9.93 | \$10.05 | 1% |
| 2 | Storekeeper I | 12.95 | 12.75 | 12.75 | 12.75 | - |
| 3 | Maintenance Worker I | 10.23 | 10.07 | 10.43 | 10.43 | - |
| 4 | Maintenance Worker II | 11.50 | 11.33 | 11.33 | 11.33 | - |
| 5 | Clerk | 11.50 | 11.33 | 11.33 | 11.33 | - |
| 6 | Account Clerk I | 14.25 | 14.03 | 14.03 | 14.03 | - |
| 7 | Office Systems Specialist | 14.25 | 14.03 | 14.03 | 14.03 | - |
| 8 | Security Officer | 13.50 | 12.54 | 12.54 | 12.54 | - |
| 9 | Aide I | 10.00 | 9.85 | 10.21 | 10.36 | 1% |
| 10 | Truck Driver | 12.75 | 12.55 | 12.55 | 12.55 | - |
| 11 | Custodian I | 11.30 | 11.12 | 11.12 | 11.12 | - |
| 12 | Accounting Clerk II | 16.25 | 16.17 | 16.17 | 16.17 | - |
| 13 | Accounting Technician | 18.75 | 18.61 | 18.61 | 18.61 | - |
| 14 | Facilities Worker I | 11.97 | 11.88 | 11.88 | 11.88 | - |
| 15 | Facilities Worker II | 13.25 | 13.04 | 13.04 | 13.04 | - |
| 16 | Meter Reader | 11.37 | 12.54 | 12.54 | 12.54 | - |
| 17 | Parking Meter Collector | 18.62 | 18.33 | 18.33 | 18.33 | - |
| 18 | Water Conservation Accounting Technician | - | 18.75 | 18.75 | 18.75 | - |

A RESOLUTION APPROVING THE FIRST ONE-YEAR RENEWAL OPTION TO THE AGREEMENT (BLANKET AGREEMENT) WITH TRI-STATE EMPLOYMENT SERVICES INC. FOR TEMPORARY STAFFING SERVICES AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$631,000; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 19, 2011 City Council approved the award of a two-year agreement (Blanket Agreement) with three one-year renewal options for temporary staffing services to Tri-State Employment Services, Inc. pursuant to RFP No. 7111 dated January 24, 2011; and

WHEREAS, the City desires to exercise the first one-year renewal option to the Agreement; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the user Departments recommends approval of this renewal.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the first one-year renewal option of the agreement (Blanket Agreement) with Tri-State Employment Services Inc. for temporary staffing services at an estimated annual cost not to exceed \$631,000 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction; and

BE IT FURTHER RESOLVED that this renewal will be effective from the date of approval through May 31, 2014.

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

Attached documents for item Awarding a contract to Suncoast Development of Pinellas County, Inc. in the amount of \$526,538.00 for the Lift Stations No. 40 & 41 Force Main Replacement Project (Engineering Project No. 11065-111); approving a supplemental appropriation in the amount of

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of December 6, 2012

To: The Honorable Leslie Curran, Chair and Members of City Council

Subject: Awarding a contract to Suncoast Development of Pinellas County, Inc. in the amount of \$526,538.00 for the Lift Stations No. 40 & 41 Force Main Replacement Project (Engineering Project No. 11065-111); approving a supplemental appropriation in the amount of \$152,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the SAN FM & Lateral Replacement Project (13365).

Explanation: The Procurement Department received five bids for the Lift Stations No. 40 & 41 Force Main Replacement Project (see below).

The work consists of furnishing all labor, services, materials, and equipment necessary for construction of 8" and 6" diameter High Density Polyethelene (HDPE) sanitary sewer force main using Horizontal Directional Drilling (HDD) methods. Work includes traffic control, construction of 2 each insertion pits, 2 each receiving pits, construction of 1,755 LF of 8" diameter and 1,865 LF of 6" diameter HDPE piping using HDD methods, 230 LF of 6" diameter using open cut methods, replacement of all discharge piping, fittings and appurtenances at Lift Stations 40 and 41, one manhole connection, temporary pump around pumping, 270 SY asphalt pavement, 400 LF concrete curbing, 610 SF concrete sidewalks, 9 each curb ramps, and 1,500 SF sodding.

The new sanitary sewer force main will replace existing force mains serving the Venetian Isle neighborhood, located within existing rights of way under Grand Canal Blvd NE, from Lift Station 41 near Illinois Avenue and Grand Canal Blvd NE, to Lift Station 40 near Point Overlook Drive NE and Grand Canal Blvd NE, and continuing along Grand Canal Blvd NE to a manhole near Bayou Grande Blvd. The existing force mains were constructed in the 1960's with ductile iron pipe and are in need of replacement. The trenchless construction method specified using Horizontal Directional Drilling is designed to allow the work to be completed while maintaining traffic along Grand Canal Blvd NE.

The contractor will begin work approximately ten (10) days from Notice to Proceed and is scheduled to complete the work within two hundred forty (240) consecutive calendar days thereafter. Bids were opened on September 25, 2012 and are tabulated as follows:

| <u>Bidder</u> | <u>Total</u> |
|--|---------------------|
| Carl Hankins, Inc. (Tampa, FL) | \$511,173.00 |
| Suncoast Development of Pinellas County, Inc. (Odessa, FL) | \$526,538.00 |
| Dallas 1 Corporation doing business as Dallas 1 Construction & Development (Thonotosassa, FL) | \$547,301.00 |
| Andrew Site Work, LLC (Ft. Myers, FL) | \$572,085.30 |
| Rowland, Inc. (Pinellas Park, FL) | \$700,583.50 |

The apparent low bidder, Carl Hankins, Inc. did not meet the terms and conditions of the bid documents requiring past successful completion of a minimum of three similar projects, and they did not meet the SBE participation goals nor demonstrate a good faith effort as required. In accordance with the bid documents, this bid is deemed to be non-responsive.

The lowest responsive bidder, Suncoast Development of Pinellas County, Inc. has met the specifications and terms and conditions for Bid No. 7362 dated August 20, 2012. They have satisfactorily performed similar work for the City of St. Petersburg, Hillsborough County, Pinellas County and the City of Clearwater. Principals of the firm are Charles Cerullo, President and Luis Aguayo, Secretary/Treasurer.

Administration recommends awarding this Contract to Suncoast Development of Pinellas County, Inc. in the amount of \$526,538.00.

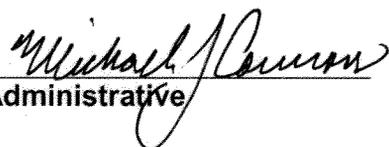
Cost/Funding/Assessment Information: Funds will be available after the approval of a supplemental appropriation in the amount of \$152,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the SAN FM & Lateral Replacement FY12 Project (13365).

Attachment: Resolution

Approvals:



Administrative



Budget

A RESOLUTION ACCEPTING THE BID AND APPROVING THE AWARD OF AN AGREEMENT TO SUNCOAST DEVELOPMENT OF PINELLAS COUNTY, INC. FOR LIFT STATION NOS. 40 & 41 FORCE MAIN REPLACEMENT PROJECT AT A TOTAL COST NOT TO EXCEED \$526,538; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$152,000 FROM THE UNAPPROPRIATED BALANCE OF THE WATER RESOURCES CAPITAL PROJECTS FUND (4003) TO THE SAN FM AND LATERAL REPLACEMENT PROJECT (13365); AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Procurement & Supply Management Department received five bids for Lift Station Nos. 40 & 41 Force Main Replacement Project pursuant to Bid No. 7362 dated August 20, 2012; and

WHEREAS, Suncoast Development of Pinellas County, Inc. has met the specifications, terms and conditions of Bid No. 7362; and

WHEREAS, the Administration recommends approval of this award.

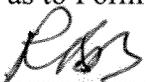
NOW, THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the bid and award of an agreement to Suncoast Development of Pinellas County, Inc. for Lift Station Nos. 40 & 41 Force Main Replacement Project at a total cost not to exceed \$526,538 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction; and

BE IT FURTHER RESOLVED by the City of St. Petersburg, Florida that there is hereby approved the following supplemental appropriation from the unappropriated balance of the Water Resources Capital Projects Fund (4003) for Fiscal Year 2013:

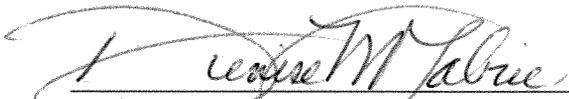
| | |
|---|-----------|
| <u>Water Resources Capital Projects Fund (4003)</u> | |
| SAN FM and Lateral Replacement Project (13365) | \$152,000 |

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)



Budget Department

Attached documents for item Renewing blanket purchase agreements with J.H. Williams Oil Company, Inc. for gasoline and diesel fuel and Port Consolidated, Inc. for bio-diesel fuel at an estimated annual cost of \$7,135,215.

SAINT PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 6, 2012

To: The Honorable Leslie Curran, Chair and Members of City Council

Subject: Renewing blanket purchase agreements with J.H. Williams Oil Company, Inc. for gasoline and diesel fuel and Port Consolidated, Inc. for bio-diesel fuel at an estimated annual cost of \$7,135,215.

Explanation: On December 4, 2008 and June 4, 2009, respectively, City Council approved agreements for gasoline, diesel and bio-diesel fuel effective through December 16, 2009. Under the renewal of contract clause, the city reserves the right to extend the contracts for four one-year periods if mutually agreeable. This is the final renewal option.

J. H. Williams furnishes and delivers 87 octane unleaded gasoline and ultra low sulfur diesel No. 2 fuel in transport loads (7,500 gallons or more) or by tankwagon loads (4,200 gallons or less). The primary recipient of fuel is Fleet Management which stores, dispenses and tracks use of fuel for the city's rolling stock. Water Resources and Golf Courses receive relatively modest amounts of fuel for on-site storage vessels to fuel generators and off-road equipment. Approximately one percent of this fuel is resold to USF, St. Petersburg Housing Authority and The Looper Group. Port Consolidated, Inc. furnishes and delivers biodiesel fuel used in diesel powered vehicles and heavy equipment such as dump trucks, street sweepers and fire trucks. The fuel is delivered in transport loads.

The price per gallon is based on Port of Tampa Florida average terminal rack prices published daily in Oil Price Information Service, United Publications (OPIS) the day the order is placed plus a fixed fee for delivery and applicable taxes. The average cost is based on 2013 projections from the U. S. Energy Information Administration (EIA). The number of gallons for each fuel type is provided by each department based on past usage.

The Procurement Department, in cooperation with the Fleet Management Department, recommends for renewal:

| | | | | |
|--|------------|---------|--|-------------|
| Fuel: Gasoline, Diesel & Bio-Diesel..... | | | | \$7,135,215 |
| J.H. Williams Oil Company, Inc..... | | | | \$6,946,215 |
| Gasoline, 87 Octane, transport | 793,000 GA | @ 3.810 | | \$3,021,330 |
| Average Cost | 3.461 | | | |
| Fixed fee | 0.019 | | | |
| Taxes | 0.330 | | | |
| Gasoline, 87 Octane, transport | 11,000 GA | @ 3.994 | | 43,934 |
| Average Cost | 3.461 | | | |
| Fixed fee | 0.019 | | | |
| Taxes, Resale | 0.514 | | | |
| Gasoline, 87 Octane, tankwagon | 5,800 GA | @ 3.866 | | 22,423 |
| Average Cost | 3.461 | | | |
| Fixed fee | 0.075 | | | |
| Taxes | 0.330 | | | |
| Diesel, No. 2, transport | 867,610 GA | @ 4.200 | | 3,643,962 |
| Average Cost | 3.852 | | | |
| Fixed fee | 0.019 | | | |
| Taxes | 0.329 | | | |

| | | | | |
|--|-------|-----------|---------|-----------|
| Diesel, No. 2, transport | | 17,000 GA | @ 4.444 | 75,548 |
| Average Cost | 3.852 | | | |
| Fixed fee | 0.019 | | | |
| Taxes, Resale | 0.573 | | | |
| Diesel, No. 2, tankwagon | | 5,300 GA | @ 4.256 | 22,557 |
| Average Cost | 3.852 | | | |
| Fixed fee | 0.075 | | | |
| Taxes | 0.329 | | | |
| Diesel, No. 2, off-road use, tankwagon | | 29,328 GA | @ 3.971 | 116,461 |
| Average Cost | 3.852 | | | |
| Fixed fee | 0.075 | | | |
| Taxes | 0.044 | | | |
| Port Consolidated, Inc..... | | | | \$189,000 |
| Bio-diesel, Blend, B5, transport | | 45,000 GA | @ 4.200 | 189,000 |
| Average Cost | 3.852 | | | |
| Fixed fee | 0.019 | | | |
| Taxes | 0.329 | | | |
| Weather Emergencies: Demurrage Cost - \$1,500 per day tanker | | | | |

Both vendors have agreed to maintain the terms and conditions of Pinellas County Bid No. 078-0533-B dated September 12, 2008. Administration recommends renewals of the agreements based upon the vendors' past satisfactory performance, demonstrated ability to comply with the terms and conditions of the contracts. In addition, the agreements contain provisions for early termination without penalty. This renewal will be effective through December 16, 2013 and will be binding only for actual quantities purchased. Amounts paid to vendors pursuant to the renewed agreements shall not exceed a combined total of \$7,135,215.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Fleet Management Fund (5001) [\$6,996,328], Fleet Mechanical Costs (8002527) and Water Resources Operating Fund (4001) [\$102,500] various divisions; and Golf Course Operating Fund (4061) [\$36,387], Mangrove Bay Maintenance (6302509) and Twin Brooks Maintenance (6302513).

Attachments: Price History Chart
 Resolution

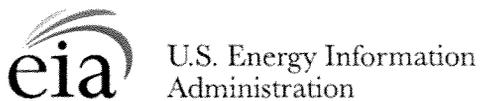
Approvals:



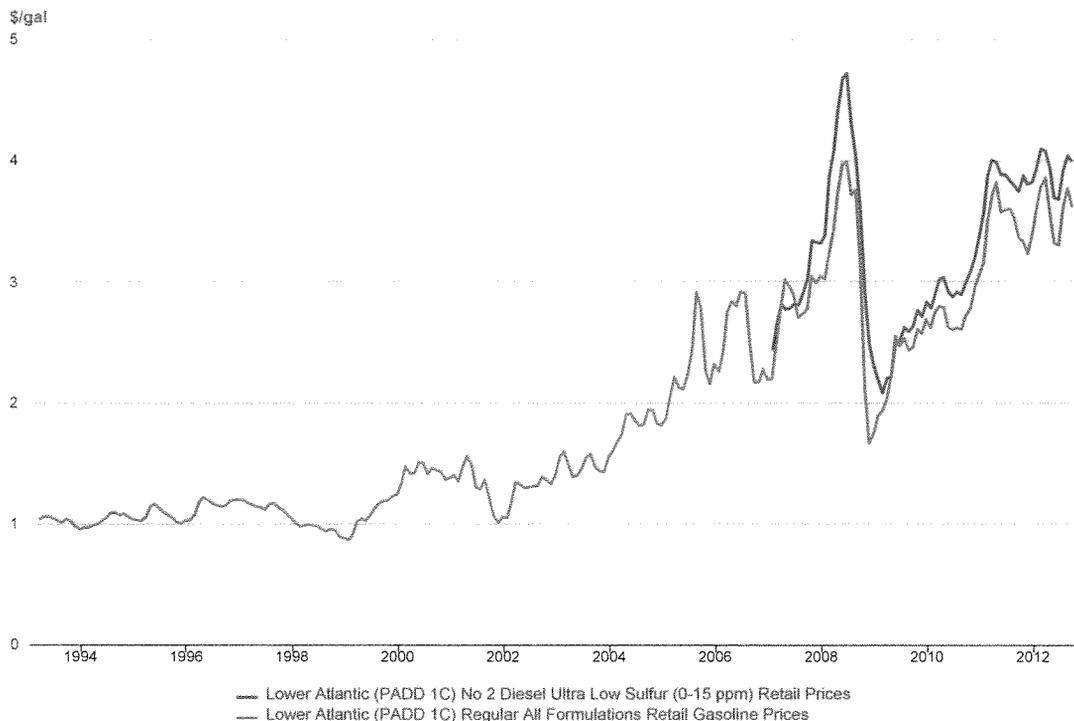
 Administrative



 Budget



Weekly Retail Gasoline and Diesel Prices



Source: U.S. Energy Information Administration

A RESOLUTION APPROVING THE FOURTH AND FINAL ONE-YEAR RENEWAL OF AGREEMENTS (BLANKET AGREEMENTS) WITH J.H. WILLIAMS OIL COMPANY, INC. FOR THE PURCHASE OF GASOLINE AND DIESEL FUEL AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$6,946,215 AND PORT CONSOLIDATED, INC. FOR THE PURCHASE OF BIO-DIESEL FUEL AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$189,000 FOR A TOTAL ESTIMATED ANNUAL COST NOT TO EXCEED \$7,135,215 UTILIZING PINELLAS COUNTY BID NO. 078-0533-B; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on December 4, 2008 City Council approved a one-year Agreement (Blanket Agreement) with four one-year renewal options to J.H. Williams Oil Company, Inc. for the purchase of gasoline and diesel fuel utilizing Pinellas County Bid No. 078-0533-B dated September 12, 2008; and

WHEREAS, on June 4, 2009 City Council approved a one-year Agreement (Blanket Agreement) with four one-year renewal options to Port Consolidated, Inc. for the purchase of bio-diesel fuel utilizing Pinellas County Bid No. 078-0533-B dated September 12, 2008; and

WHEREAS, on November 5, 2009 City Council approval the first renewal options of the Agreements; and

WHEREAS, on November 4, 2010 City Council approved the second renewal options of the Agreements; and

WHEREAS, on December 1, 2011 City Council approved the third renewal options of the Agreements; and

WHEREAS, the City desires to exercise the fourth and final renewal options of the Agreements; and

WHEREAS, J.H. Williams Oil Company, Inc. and Port Consolidated, Inc. have agreed to uphold the terms and conditions of Pinellas County Bid No. 078-0533-B; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Fleet Management Department, recommends approval of the renewal of the Agreements.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the renewal of an agreement (Blanket Agreement) with J.H. Williams Oil Company, Inc. for the purchase of gasoline and diesel fuel at an estimated annual cost not to exceed \$6,946,215 and Port Consolidated, Inc. for the purchase of bio-diesel fuel at an estimated annual cost not to exceed \$189,000 for a total estimated annual cost not to exceed \$7,135,215 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate these transactions; and

BE IT FURTHER RESOLVED that these renewals will be effective through December 16, 2013.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

Attached documents for item Renewing blanket purchase agreements with Ajax Paving Industries of Florida, LLC and The Lane Construction Corporation for asphalt for the Stormwater, Pavement & Traffic Operations Department at an estimated annual cost of \$206,000.

SAINT PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 6, 2012

To: The Honorable Leslie Curran, Chair and Members of City Council

Subject: Renewing blanket purchase agreements with Ajax Paving Industries of Florida, LLC and The Lane Construction Corporation for asphalt for the Stormwater, Pavement & Traffic Operations Department at an estimated annual cost of \$206,000.

Explanation: On May 17, 2012 City Council approved a one-year agreement for asphalt through March 31, 2013. Under the renewal of contract clause, the City reserves the right to extend the contract for a period of one year if mutually agreeable. This is the first of four renewals.

Ajax Paving Industries of Florida, LLC furnishes S3 asphalt for pick-up. The Lane Construction Corporation furnishes and delivers mixed cold asphalt used for road repair and maintenance, roadway utility cuts, traffic calming and bike trails.

The Procurement Department in cooperation with the Stormwater, Pavement & Traffic Operations Department, recommends renewal:

Asphalt..... \$206,000
Ajax Paving Industries of Florida, LLC
The Lane Construction Corporation

The vendors have agreed to hold prices firm under the terms and conditions of Pinellas County Bid No. 112-0117-B dated February 2, 2012. Administration recommends renewal of these agreements based upon the vendors past satisfactory performance, demonstrated ability to comply with the terms and conditions of the contract, and no requested increase in cost per ton. Amounts paid to vendors under this renewal period shall not exceed a combined total of \$206,000. The renewal will be effective from date of approval through March 31, 2014.

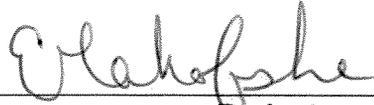
Cost/Funding/Assessment Information: Funds have been appropriated in the General Fund (0001) [\$126,000], Stormwater, Pavement & Traffic Operations Department, Traffic Support (400-1265), and in various capital projects in the Bicycle/Pedestrian Safety Grants Capital Projects Fund (3004) [\$80,000].

Attachments: Price History
Resolution

Approvals:



Administrative



Budget

Price History

745-14 Recycled Asphalt, S3

| <u>Line No.</u> | <u>Description</u> | <u>2010</u> | <u>2011</u> | <u>2012</u> | <u>2013</u> | <u>% Change</u> |
|-----------------|---------------------------|-------------|-------------|-------------|-------------|-----------------|
| 1 | Asphalt, S3, per Ton | \$68.30 | \$65.50 | \$85.00 | \$85.00 | - |
| 2 | Asphalt, Cold Mix per Ton | - | - | 122.00 | 122.00 | - |

A RESOLUTION APPROVING THE FIRST ONE-YEAR RENEWAL OPTIONS TO THE AGREEMENTS (BLANKET AGREEMENTS) WITH AJAX PAVING INDUSTRIES OF FLORIDA LLC AND THE LANE CONSTRUCTION CORPORATION FOR ASPHALT FOR THE STORMWATER, PAVEMENT & TRAFFIC OPERATIONS DEPARTMENT AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$206,000; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 17, 2012 City Council approved the award of a one-year agreement (Blanket Agreement) with four one-year renewal options for asphalt utilizing Pinellas County Bid No. 112-0117-B dated February 2, 2012 to Ajax Paving Industries of Florida LLC and The Lane Construction Corporation; and

WHEREAS, the City desires to exercise the first one-year renewal option to the Agreement; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Stormwater, Pavement & Traffic Operations Department recommends approval of these renewals.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the first one-year renewal options of the agreements (Blanket Agreements) with Ajax Paving Industries of Florida LLC and The Lane Construction Corporation for asphalt at an estimated annual cost not to exceed \$206,000 are hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate these transactions; and

BE IT FURTHER RESOLVED that these renewals will be effective from the date of approval through March 31, 2014.

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

Attached documents for item Resolution approving the plat of Oreilly at 34th, generally located at 350 - 34th Street South. (City File 12-20000003)



SAINT PETERSBURG CITY COUNCIL

Meeting of December 6, 2012

TO: THE HONORABLE LESLIE CURRAN, CHAIR, AND MEMBERS OF CITY COUNCIL

SUBJECT: Resolution approving the plat of *Oreilly at 34th*, generally located at 350 34th Street South (Our File: 12-20000003).

RECOMMENDATION: The Administration recommends **APPROVAL**.

DISCUSSION:

The applicant is requesting approval of a replat of multiple platted lots zoned Commercial Corridor Suburban-1 (CCS-1) and the abutting vacated alley. City Council approved the vacation of the alley on August 16, 2012. Completing this replat was a condition of City Council's approval of the alley vacation. The proposed replat will consolidate the contiguous lots and vacated alley into one (1) parcel and dedicate a replacement alley segment connection to 3rd Avenue South, which was a condition of approval associated with vacating the original east-west alley within the center of the subject property. The applicant is consolidating the land to redevelop the site with a commercial use.

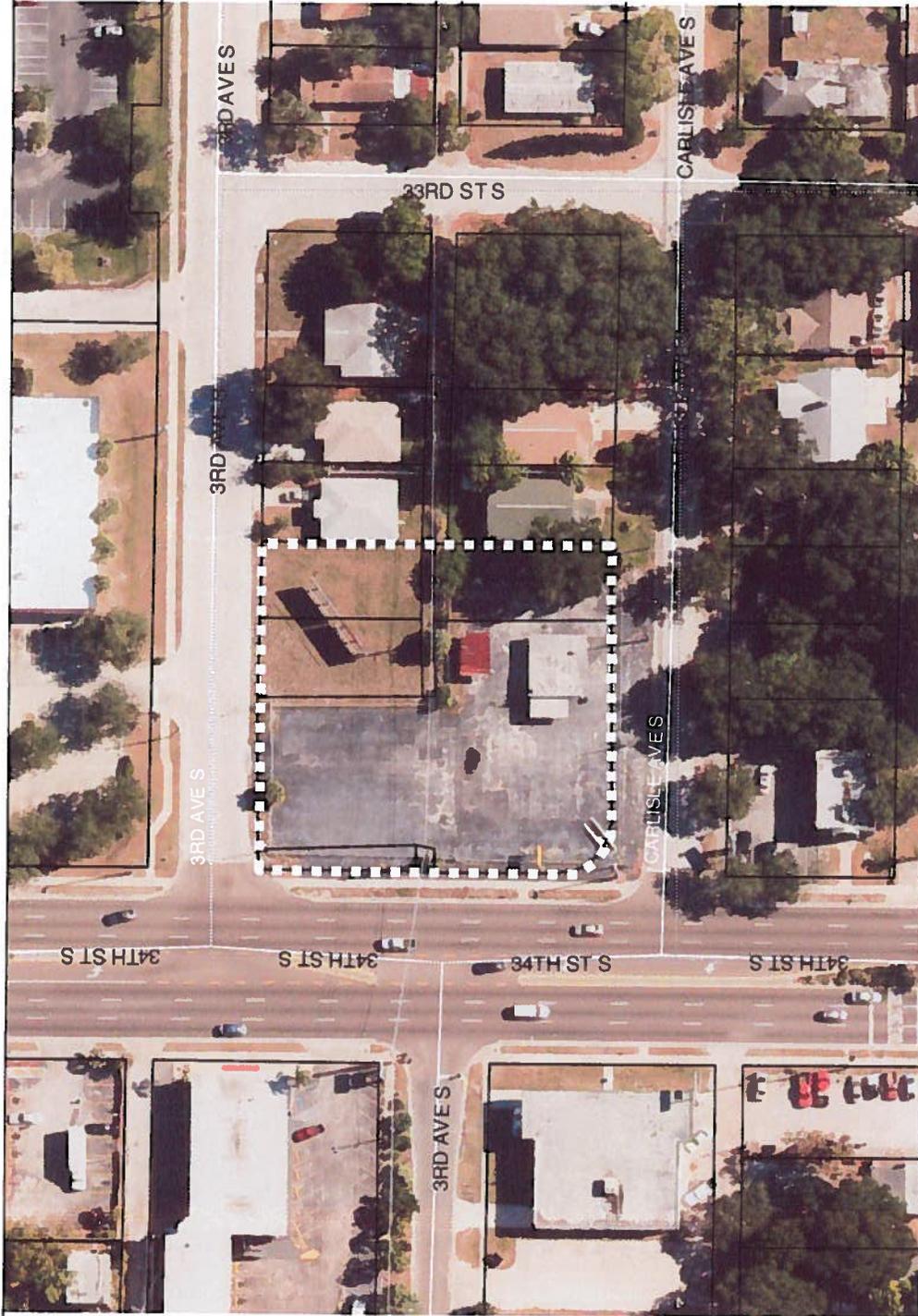
Attachments: Map, Aerial, Resolution

APPROVALS:

Administrative:  

Budget: NA

Legal: 



st.petersburg
www.stpete.org

Planning & Economic Development Department
Case No.: 12-20000003
Address: 350 34th Street South



O'REILLY AT 34TH

A REPLAT OF LOTS 1 AND 2, BLOCK 1, HANSON REPLAT, PLAT BOOK 111, PAGE 3, AND LOT 9, BLOCK 2, LESS THAT PART LYING WITHIN 50.00 FEET FROM THE CENTER LINE OF RIGHT-OF-WAY FOR 34TH STREET SOUTH (STATE ROAD 55, U.S. HIGHWAY 19), ROOSEVELT PARK ADDITION, PLAT BOOK 5, PAGE 52, TOGETHER WITH THE NORTH 1/2 OF VACATED ALLEY ABUTTING ON THE SOUTH, BY ORDINANCE RECORDED IN OFFICIAL RECORDS BOOK _____ PAGE _____ AND LOTS 5 AND 6, BLOCK 2, ROOSEVELT PARK ADDITION, PLAT BOOK 5, PAGE 52, TOGETHER WITH THE NORTH 1/2 OF VACATED ALLEY ABUTTING ON THE SOUTH, BY ORDINANCE RECORDED IN OFFICIAL RECORDS BOOK _____ PAGE _____ LYING IN SECTION 23, TOWNSHIP 31 SOUTH, RANGE 16 EAST, CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA

LEGAL DESCRIPTION:
 LOTS 1 AND 2, BLOCK 1, HANSON REPLAT, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 111, PAGE 3, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA,
 AND
 LOT 9, BLOCK 2, LESS THAT PART LYING WITHIN 50.00 FEET FROM THE CENTER LINE OF RIGHT-OF-WAY FOR 34TH STREET SOUTH (STATE ROAD 55, U.S. HIGHWAY 19), ROOSEVELT PARK ADDITION, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 5, PAGE 52, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA,
 TOGETHER WITH THE NORTH 1/2 OF VACATED ALLEY ABUTTING ON THE SOUTH, BY ORDINANCE RECORDED IN OFFICIAL RECORDS BOOK _____ PAGE _____ OF SAID RECORDS.

TOGETHER WITH:
 LOTS 5 AND 6, BLOCK 2, ROOSEVELT PARK ADDITION, ACCORDING TO THE MAP OR PLAT THEREOF, AS RECORDED IN PLAT BOOK 5, PAGE 52, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, TOGETHER WITH THE NORTH 1/2 OF VACATED ALLEY ABUTTING ON THE SOUTH, BY ORDINANCE RECORDED IN OFFICIAL RECORDS BOOK _____ PAGE _____ OF SAID RECORDS.

THE SUM OF WHICH BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 BEGIN AT THE NORTHEAST CORNER OF SAID LOT 5, THENCE ALONG THE EAST LINE OF SAID LOT 5, BLOCK 2 AND LOT 2, BLOCK 1, SOUTH 30° 18' 30" E, 184.00 FEET, TO THE NORTH RIGHT-OF-WAY LINE OF CAROL MCKEE SOUTH; THENCE ALONG SAID NORTH RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) COURSES: (1) 89° 48' 21" W, 150.91 FEET; (2) 47.05 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 30.00 FEET, CENTRAL ANGLE OF 89° 51' 00" AND A CHORD OF 42.37 FEET WHICH BEARS N45° 16' 09" W, TO THE TRANSPOSITION POINT OF U.S. HIGHWAY 19 (STATE ROAD 55) PER FLORIDA DEPARTMENT OF TRANSPORTATION RECORD N89-48217E, TO THE SOUTH RIGHT-OF-WAY LINE OF 340 AVENUE SOUTH; THENCE ALONG SAID SOUTH RIGHT-OF-WAY LINE, N89° 48' 21" E, 180.94 FEET, TO THE POINT OF BEGINNING CONTAINING 0.80 ACRES, MORE OR LESS.

CERTIFICATE OF APPROVAL OF THE MAYOR:
 APPROVED FOR THE CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA, THIS _____ DAY OF _____ A.D., 2012, PROVIDED THAT THE PLAT IS RECORDED IN THIS APPROVAL OF PINELLAS COUNTY, FLORIDA WITHIN SIX (6) MONTHS FROM THE DAY OF THIS APPROVAL.

MAYOR: BILL FOSTER
CERTIFICATE OF APPROVAL OF CITY COUNCIL:
 APPROVED BY THE CITY COUNCIL OF THE CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA, THIS _____ DAY OF _____ A.D., 2012.

CERTIFICATE OF APPROVAL COUNTY CLERK:
 STATE OF FLORIDA
 COUNTY OF PINELLAS

I, KEN BURKE, CLERK OF THE CIRCUIT COURT OF PINELLAS COUNTY, FLORIDA, HEREBY CERTIFY THAT THIS PLAT HAS BEEN EXAMINED AND THAT IT COMPLES IN FORM WITH ALL THE REQUIREMENTS OF THE FLORIDA PROFESSIONAL SURVEYOR AND MAPPER ACT (CHAPTER 471, F.S.) AND THAT THIS PLAT HAS BEEN FILED FOR RECORD IN PLAT BOOK _____ PAGE(S) _____ DAY OF _____ 2012.

KEN BURKE, CLERK
 PINELLAS COUNTY, FLORIDA
 BY: _____ COUNTY CLERK
 DATE _____

REVIEWED FOR CONFORMITY:
 REVIEWED FOR CONFORMITY TO CHAPTER 177, PART 1, FLORIDA STATUTES BY A PROFESSIONAL SURVEYOR AND MAPPER WITH THE CITY OF ST. PETERSBURG, FLORIDA, ENGINEERING SURVEY DEPARTMENT
 MATTHEW D. PICKER, DATE _____
 FLORIDA PROFESSIONAL SURVEYOR AND MAPPER, P.S.M. NUMBER 6125
 CITY OF ST. PETERSBURG ENGINEERING SURVEY DEPARTMENT

SURVEYOR'S CERTIFICATION:
 I, THE UNDERSIGNED SURVEYOR, HEREBY CERTIFY THAT THIS PLATED REPRESENTATION OF THE LAND BEING SURVEYED IS A CORRECT REPRESENTATION OF THE LAND BEING SURVEYED AND COMPLES WITH ALL OF THE SURVEY REQUIREMENTS OF CHAPTER 177, PART 1, FLORIDA STATE STATUTES; THAT PERMANENT REFERENCE MONUMENTS (PELMS) HAVE BEEN SET AND LOT CORNER IDENTIFICATION WILL BE SET WITHIN THE TIME ALLOTTED IN CHAPTER 177.091.

EBI Surveying
 8415 Sunbeam Street
 Tampa, Florida 33604
 Phone: (813) 688-6000 / Fax: (813) 688-0081
 LB Number 7852

By: Surveyor: Jerry R. Cortright LS 4325 DATE _____



PLAT NOTES

1. NOTICE: THIS PLAT, AS RECORDED IN ITS ORIGINAL FORM, IS THE OFFICIAL EDITION OF THE PLAT AS AUTHORIZED BY THE CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA, AND IS NOT VALID IN ANY JURISDICTION THAT IS NOT RECORDED IN THE PUBLIC RECORDS OF THIS COUNTY.
2. THE CITY ENGINEER HAS REVIEWED THIS PLAT AND HAS DETERMINED THAT IT COMPLES WITH ALL THE REQUIREMENTS OF THE PLAT ACT, AS RECORDED IN PLAT BOOK 111, PAGE 3, SAID BEARING BEING 89° 48' 21" W.
3. SUBDIVISION PLATS BY NO MEANS REPRESENT A DETERMINATION ON WHETHER PROPERTIES WILL OR WILL NOT FLOOD, LAND WITHIN THE BOUNDARIES OF THIS PLAT MAY OR MAY NOT BE SUBJECT TO FLOODING. THE CITY OF ST. PETERSBURG BUILDING DEPARTMENT HAS EXPANDED ITS JURISDICTION TO INCLUDE THE REVIEW OF DEVELOPMENT PERMITS THAT REQUIREMENTS REGARDING FLOODING AND RESTRICTIONS ON DEVELOPMENT. FLOODING INFORMATION THAT SUCH ELEMENTS SHALL ALSO BE PROVIDED TO THE CITY OF ST. PETERSBURG BUILDING DEPARTMENT. INSTALLATION OF CABLE TELEVISION SERVICES, PROVIDED, HOWEVER, NO SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE, OR REPAIRS SHALL BE CONSIDERED TO BE A PUBLIC UTILITY. THE CITY OF ST. PETERSBURG BUILDING DEPARTMENT SHALL NOT APPLY TO THESE PRIVATE ELEMENTS OBTAINED TO OR OBTAINED BY A PARTICULAR ELECTRIC, TELEPHONE, GAS, OR OTHER PUBLIC UTILITY.

OWNER:
 ISAAC W. MOORNEY

OWNER SIGNATURE _____
 ISAAC W. MOORNEY
 PRINTED NAME
 OWNER
 PRINTED TITLE

ACKNOWLEDGMENT:
 STATE OF FLORIDA
 COUNTY OF PINELLAS

I, HEREBY CERTIFY ON THIS _____ DAY OF _____ 2012, BEFORE ME PERSONALLY APPEARED ISAAC W. MOORNEY, AS OWNER OF SAID PROPERTY, AND HE HAS BEEN DULY ADVISED OF HIS RIGHTS AND OBLIGATIONS UNDER THE FLORIDA STATUTES, AND HE HAS EXECUTED THEREOF TO BE HIS OR HER FREE ACT AND DEED FOR THE USES AND PURPOSES THEREOF EXPRESSED; WITNESS MY HAND AND OFFICIAL SEAL AT PINELLAS COUNTY, FLORIDA, THE DAY AND YEAR ABOVE SAID.
 NOTARY PUBLIC:
 SIGN: _____
 PRINT: _____
 TITLE: _____
 SERIAL NUMBER: _____
 COMMISSION EXPIRES: _____

DEDICATION:
 THE UNDERSIGNED OWNER, ISAAC W. MOORNEY, ROBERT V. HANSON, SR. AND LYNDIA L. HANSON, DO HEREBY DEDICATE TO THE CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA, AND THAT BECOMES THEIR RESPECTIVE INTERESTS THEREIN, THERE ARE NO OTHER CLAIMING INTERESTS IN SAID PROPERTY, WHICH IS HEREBY PLATED AS ORALLY AT THE TIME OF THE RECORDING OF THIS PLAT, UNLESS OTHERWISE STATED, AND THAT THE PUBLIC FOR THE USES AND PURPOSES THEREON STATED.

OWNER:
 ROBERT V. HANSON, A/K/A/
 ROBERT V. HANSON, SR.

OWNER SIGNATURE _____
 ROBERT V. HANSON, SR.
 PRINTED NAME
 OWNER
 PRINTED TITLE

ACKNOWLEDGMENT:

STATE OF FLORIDA
 COUNTY OF PINELLAS
 I, HEREBY CERTIFY ON THIS _____ DAY OF _____ 2012, BEFORE ME PERSONALLY APPEARED ROBERT V. HANSON, SR., AS OWNER OF SAID PROPERTY, AND HE HAS BEEN DULY ADVISED OF HIS RIGHTS AND OBLIGATIONS UNDER THE FLORIDA STATUTES, AND HE HAS EXECUTED THEREOF TO BE HIS OR HER FREE ACT AND DEED FOR THE USES AND PURPOSES THEREOF EXPRESSED; WITNESS MY HAND AND OFFICIAL SEAL AT PINELLAS COUNTY, FLORIDA, THE DAY AND YEAR ABOVE SAID.
 NOTARY PUBLIC:
 SIGN: _____
 PRINT: _____
 TITLE: _____
 SERIAL NUMBER: _____
 COMMISSION EXPIRES: _____

OWNER:
 LYNDIA L. HANSON

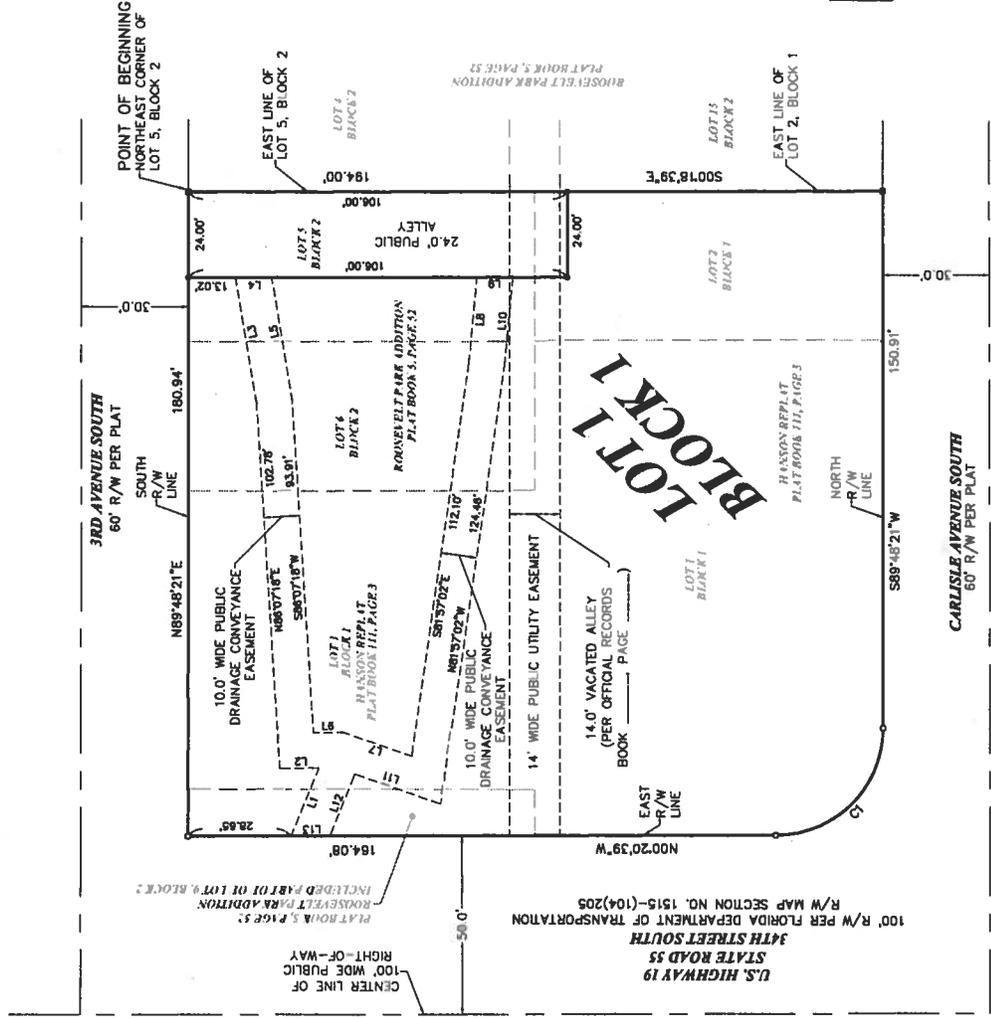
OWNER SIGNATURE _____
 LYNDIA L. HANSON
 PRINTED NAME
 OWNER
 PRINTED TITLE

ACKNOWLEDGMENT:

STATE OF FLORIDA
 COUNTY OF PINELLAS
 I, HEREBY CERTIFY ON THIS _____ DAY OF _____ 2012, BEFORE ME PERSONALLY APPEARED LYNDIA L. HANSON, AS OWNER OF SAID PROPERTY, AND SHE HAS BEEN DULY ADVISED OF HER RIGHTS AND OBLIGATIONS UNDER THE FLORIDA STATUTES, AND SHE HAS EXECUTED THEREOF TO BE HER FREE ACT AND DEED FOR THE USES AND PURPOSES THEREOF EXPRESSED; WITNESS MY HAND AND OFFICIAL SEAL AT PINELLAS COUNTY, FLORIDA, THE DAY AND YEAR ABOVE SAID.
 NOTARY PUBLIC:
 SIGN: _____
 PRINT: _____
 TITLE: _____
 SERIAL NUMBER: _____
 COMMISSION EXPIRES: _____

O'REILLY AT 34TH

A REPEAT OF LOTS 1 AND 2, BLOCK 1, HANSON REPLAT, PLAT BOOK 111, PAGE 3, AND LOT 9, BLOCK 2, LESS THAT PART LYING WITHIN 50.00 FEET FROM THE CENTER LINE OF RIGHT-OF-WAY FOR 34TH STREET SOUTH (STATE ROAD 55, U.S. HIGHWAY 19), ROOSEVELT PARK ADDITION, PLAT BOOK 5, PAGE 52, TOGETHER WITH THE NORTH 1/2 OF VACATED ALLEY ABUTTING ON THE SOUTH, BY ORDINANCE RECORDED IN OFFICIAL RECORDS BOOK _____ PAGE _____ AND LOTS 5 AND 6, BLOCK 2, ROOSEVELT PARK ADDITION, PLAT BOOK 5, PAGE 52, TOGETHER WITH THE NORTH 1/2 OF VACATED ALLEY ABUTTING ON THE SOUTH, BY ORDINANCE RECORDED IN OFFICIAL RECORDS BOOK _____ PAGE _____ LYING IN SECTION 23, TOWNSHIP 31 SOUTH, RANGE 16 EAST, CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA



LEGEND

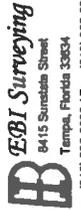
- ABBREVIATIONS: CONCRETE MONUMENT, FOUND CONCRETE MONUMENT, FOUND IRON MONUMENT, FOUND 1/4" CONCRETE MONUMENT WITH IRON MONUMENT (PINS), SET 1/4" CONCRETE MONUMENT, SET 1/4" IRON MONUMENT, SET 3/4" IRON MONUMENT, SET 1/2" IRON MONUMENT, SET 1/2" CONCRETE MONUMENT
- SYMBOLS: 1/4" CONCRETE MONUMENT, 1/4" IRON MONUMENT, 3/4" IRON MONUMENT, 1/2" IRON MONUMENT, 1/2" CONCRETE MONUMENT
- FOUND 1/4" CONCRETE MONUMENT WITH IRON MONUMENT (PINS)
- SET 1/4" CONCRETE MONUMENT
- SET 1/4" IRON MONUMENT (ALTERNATE MONUMENTATION)
- SET 3/4" IRON MONUMENT
- SET 1/2" IRON MONUMENT

LINE TABLE

| LINE | LENGTH | BEARING |
|------|--------|-------------|
| L1 | 20.83 | S89°48'21"W |
| L2 | 10.84 | N00°18'39"E |
| L3 | 10.84 | N00°18'39"E |
| L4 | 35.11 | S00°21'16"E |
| L5 | 34.97 | S00°21'16"E |
| L6 | 8.88 | S00°21'22"E |
| L7 | 20.45 | S16°54'07"W |
| L8 | 23.72 | S84°31'18"E |
| L9 | 10.05 | S00°18'39"E |
| L10 | 24.98 | N89°51'16"W |
| L11 | 24.92 | N89°51'16"W |
| L12 | 18.73 | N89°52'38"W |
| L13 | 10.81 | N89°52'38"W |

CURVE TABLE

| CURVE | LENGTH | RADIUS | CHORD | CHORD | CENTRAL |
|-------|--------|--------|-------------|-------|------------|
| | | | LENGTH | ANGLE | |
| C1 | 47.05 | 30.00 | N45°10'09"W | 42.37 | 108°51'00" |



EBI Surveying
8415 Sunstate Street
Tampa, Florida 33634
Phone: (813) 889-0080 / Fax: (813) 889-0081
Certificate of Authorization Number: LB-7852

Attached documents for item Resolution approving the plat of New Jerusalem Missionary Baptist Church of St. Petersburg, Inc., generally located at 1715 - 18th Avenue South. (City File 07-20000017)



SAINT PETERSBURG CITY COUNCIL

Meeting of December 6, 2012

TO: THE HONORABLE LESLIE CURRAN, CHAIR, AND MEMBERS OF CITY COUNCIL

SUBJECT: Resolution approving the plat of *New Jerusalem Missionary Baptist Church of St. Petersburg, Inc.*, generally located at 1715 18th Avenue South (Our File: 07-20000017).

RECOMMENDATION: The Administration recommends **APPROVAL**.

DISCUSSION:

The applicant is requesting approval of a plat for an unplatted lot, to allow for the expansion of an existing house of worship. The City Code requires that all unplatted, undeveloped land shall be platted prior to the issuance of a certificate of occupancy of any structure. The applicant is in the processes of completing the expansion to the existing house of worship. The plat has been approved by all City departments and private utility companies. Once the plat is approved by Council and recorded in County records, the City will issue a certificate of occupancy once the expansion is complete.

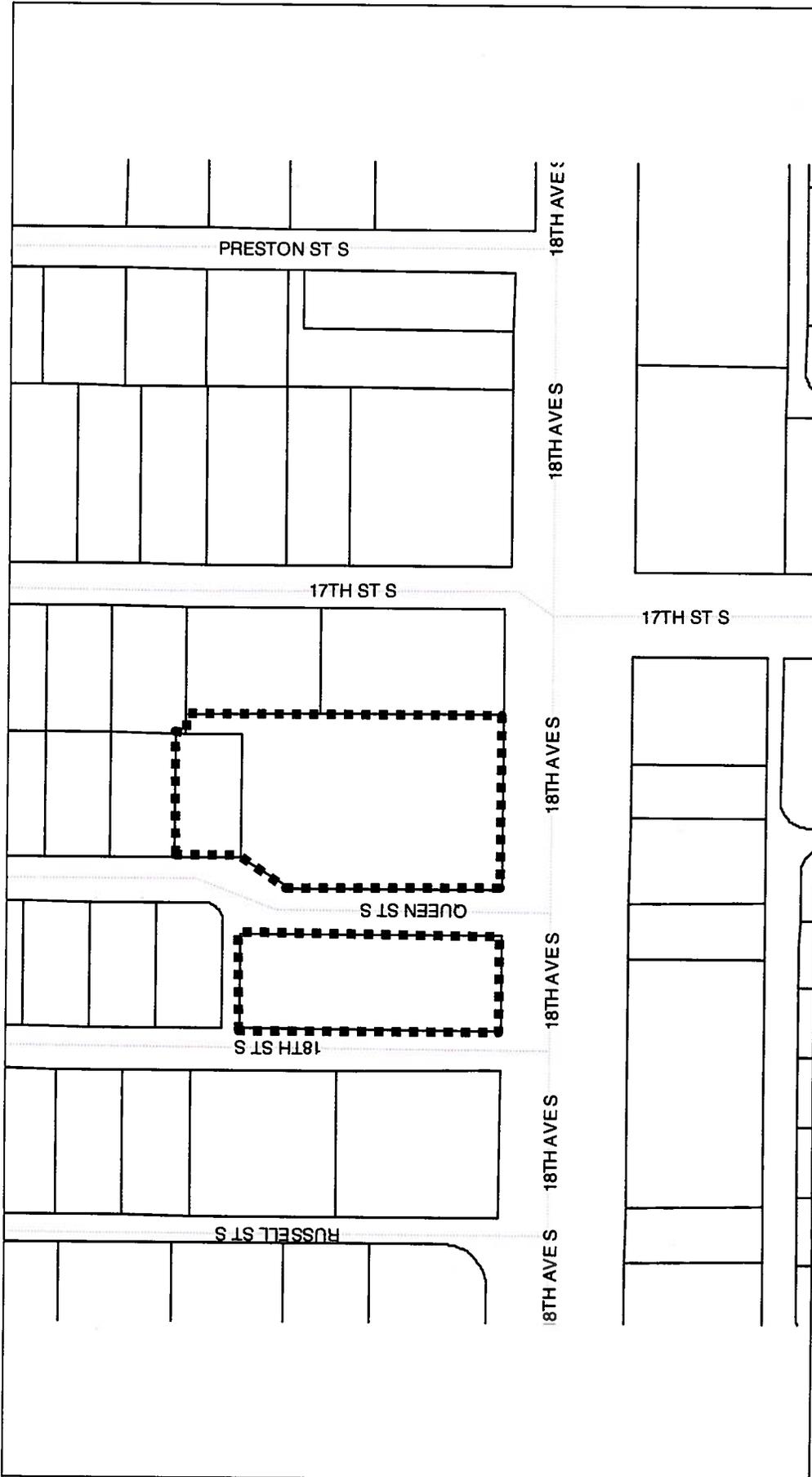
Attachments: Map, Aerial, Resolution

APPROVALS:

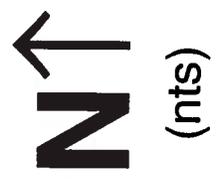
Administrative: _____  

Budget: NA _____

Legal:  _____



Planning & Economic Development Department
 Case No.: 07-20000017
 Address: 1715 18th Avenue South





st.petersburg
www.stpete.org

Planning & Economic Development Department
Case No.: 07-20000017
Address: 1715 18th Avenue South



New Jerusalem Missionary Baptist Church of St. Petersburg, Inc.

A replat of a part of the Lots 22, 23 and 26 Phoenix Park Plat Book 4 Page 22, and Lot 9 Replat of Phoenix Park Plat Book 9 Page 126, Section 25, Township 31 South, Range 16 East, City of St. Petersburg, Pinellas County, Florida.

Description:

Lot 1: Commence at the NW corner of Lot 9 Replat of Phoenix Park according to the plat thereof as recorded in Plat Book 9, Page 126 of the Public Records of Pinellas County, Florida; thence S01°48'08"W, 48.40 feet; thence S89°35'31"W, 53.90 feet for a Point of Beginning #1; thence South, 189.67 feet to the North boundary of 18th Avenue South (80° R/W); thence S89°52'27"W, 67.12 feet to the East boundary of 18th Street (30° R/W); thence N00°09'03"W, 191.21 feet; thence S89°27'34"E, 67.62 feet to the POB#1.

Lot 2: Commence at the NW corner of Lot 9 Replat of Phoenix Park according to the plat thereof as recorded in Plat Book 9, Page 126 of the Public Records of Pinellas County, Florida for a Point of Beginning #2; thence N89°33'47"E, 90.00 feet; thence S09°00'39"W, 4.47 feet; thence N89°39'47"E, 15.00 feet; thence S09°00'39"W, 233.55 feet to the North boundary of 18th Avenue South (80° R/W); thence S89°52'27"W, 127.24 feet to the East boundary of Queen Street (32.5° R/W); thence N01°01'30"E, 144.90 feet; thence N21°56'20"E, 48.54 feet; thence N01°48'08"E, 48.00 feet to the POB#2.

Notice

This plat is intended to be recorded in the public records of Pinellas County, Florida, and is subject to the provisions of the Florida Statutes, Chapter 689, Florida Statutes, which provide that any instrument which is not recorded in the public records of this county, and which is not recorded in the public records of the state, shall be void as to all persons claiming under the same. It is the policy of the State of Florida to encourage the recording of all instruments which are subject to recording in the public records of this county, and to encourage the recording of all instruments which are subject to recording in the public records of the state. It is the policy of the State of Florida to encourage the recording of all instruments which are subject to recording in the public records of this county, and to encourage the recording of all instruments which are subject to recording in the public records of the state.

Dedication:

The undersigned hereby certifies that it is the intent of the donor to dedicate the property and that the same is intended to be dedicated to the use and enjoyment of the public of the State of Florida, and that the same is intended to be dedicated to the use and enjoyment of the public of the State of Florida, and that the same is intended to be dedicated to the use and enjoyment of the public of the State of Florida.

New Jerusalem Missionary Baptist Church of St. Petersburg, Inc.

Troy Adams, President
Witness Robert Evans
Witness David Williams

Acknowledgment:

State of Florida
County of Pinellas
The foregoing instrument was acknowledged before me this day of August, 2012 by Troy Adams Sr., President of New Jerusalem Missionary Baptist Church of St. Petersburg, Inc. on behalf of the corporation. It is personally known to me or has produced a Florida Driver's License or Identification and who did take on oath.

David F. Ramsey, Notary Public DO 893817
My Commission expires August 9, 2013

CERTIFICATE OF APPROVAL CITY OF ST. PETERSBURG

Approved by the City of St. Petersburg, Pinellas County Florida, on this day of August, 2012. Approved and recorded in the public records of Pinellas County, Florida, within six (6) months from the date of approval.

Bill Foster, Mayor City of St. Petersburg, Florida

COUNCIL ENDORSEMENT CITY OF ST. PETERSBURG

Approved by the City Council of the City of St. Petersburg, Pinellas County Florida, on this day of August, 2012.

COUNCIL CHAIR

CERTIFICATE OF APPROVAL OF COUNTY CLERK

State of Florida
County of Pinellas
I, Ken Barlow, Clerk of Circuit Court of Pinellas County, Florida, hereby certify that this plat has been examined and that it complies in form with all the requirements of the Statutes of Florida pertaining to maps and plats, and that this plat has been filed for record in Plat Book _____ Page _____ and _____ Public Records of Pinellas County, Florida. Signed on this _____ day of _____ A D 2012 at Clearwater, Florida.

Ken Barlow, Clerk
Pinellas County, Florida.
By _____
Deputy Clerk

REMOVED FOR CONFORMITY TO
CHAPTER 177, PART 1, FLORIDA STATUTES

Matthew D. Pickett LAND SURVEYOR
FLORIDA PROFESSIONAL SURVEYOR
LICENSE NUMBER 12125
CITY OF ST. PETERSBURG
DIVISION OF SURVEY AND MAPPING
DATE

Surveyor's Certificate

I, David F. Ramsey, Professional Engineer and Land Surveyor, do hereby certify that this is a true and correct representation of the lands platted in the basis of my knowledge and belief; that this plat was prepared under my direction and supervision and complies with all of the Survey Requirements of Chapter 177, Part 1, Florida Statutes; and that permanent reference monuments have been placed on the platted corners as appropriate, and that said records are recorded in compliance with the requirements of Florida Statute Number 177.081.

David F. Ramsey, Professional Engineer, 12507
Dade St. — 2012 Professional Land Surveyor, 2546

prepared by
David F. Ramsey
Professional Engineer
and Land Surveyor



Attached documents for item Authorizing the Mayor or his designee to execute a twelve (12) month License Agreement with John Henry Sculptor, Inc., to display the sculpture titled “Big Max” on a portion of the City-owned Park and Waterfront Property known as Straub Park, at a use fee

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 6, 2012

TO: The Honorable Leslie Curran, Chair and Members of City Council

SUBJECT: A resolution authorizing the Mayor, or his Designee, to execute a twelve (12) month License Agreement with John Henry Sculptor, Inc., to display the sculpture titled "Big Max" on a portion of the City-owned Park and Waterfront Property known as Straub Park, at a use fee of \$100.00 for the entire term; and to execute all documents necessary to effectuate same; and providing an effective date. *(Requires affirmative vote of at least six (6) members of City Council.)*

EXPLANATION: Real Estate and Property Management received a request from John Henry the proprietor of John Henry Sculptor, Inc. ("Licensee") to renew the License Agreement to display the sculpture "Big Max" (see attachment, Illustration No. 2) on the southern portion of the City-owned Park and Waterfront Property known as Straub Park, at no cost to the City of St. Petersburg. The sculpture has been located in St. Petersburg since June 2011 by virtue of an 18-month License Agreement authorized by City Council on August 26, 2010 via Resolution No. 2010-427.

The Property is legally described as follows:

A portion of the City-owned Park and Waterfront Property known as Straub Park and being more particularly described as follows:

The North Seventy (70) Feet of Lot 1, Block 1, REPLAT OF STRAUB PARK, as recorded in Plat Book 107, Page 36 of the Public Records of Pinellas County, Florida; Parcel I.D. No.: 19/31/17/85570/001/0010

The Licensee has executed a License Agreement ("Agreement") for a term of twelve (12) months, subject to City Council approval, with the terms and conditions providing it with the same basic rights and privileges it has enjoyed during the preceding term. The Agreement provides that the Licensee shall be responsible for all applicable costs associated with the Licensee's use of the Property. The Licensee shall pay a use fee of \$100.00, including applicable taxes, to the City for the entire term. Additionally, the Licensee shall maintain a \$1,000,000 Commercial General Liability policy, protecting the City against all claims which may arise or be claimed on account of the Licensee's use of the Property. The Licensee shall maintain the Property at its own cost and expense, remove the sculpture and deliver up the Property in good condition upon expiration or earlier termination of the Agreement. The Agreement also grants the City a license to make two-dimensional reproductions of the sculpture for non-commercial purposes.

Section 1.02 (c)(2) of the City Charter, Park and Waterfront Property, permits City Council approval of leases for Park and Waterfront property for five (5) years or less on commercially-zoned property with approval by an affirmative vote of at least six (6) members of City Council. The subject property is zoned (DC-P) Downtown Center Park.

RECOMMENDATION: Administration recommends that City Council adopt the attached resolution authorizing the Mayor, or his Designee, to execute a twelve (12) month License Agreement with John Henry Sculptor, Inc., to display the sculpture titled "Big Max" on a portion of the City-owned Park and Waterfront Property known as Straub Park, at a use fee of \$100.00 for the entire term; and to execute all documents necessary to effectuate same; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: N/A

ATTACHMENTS: Illustrations and Resolution

APPROVALS: Administration: R. Mussett 11-13-12 BG
Budget: N/A
Legal: JMP
(As to consistency w/attached legal documents)

ILLUSTRATION NO. 1

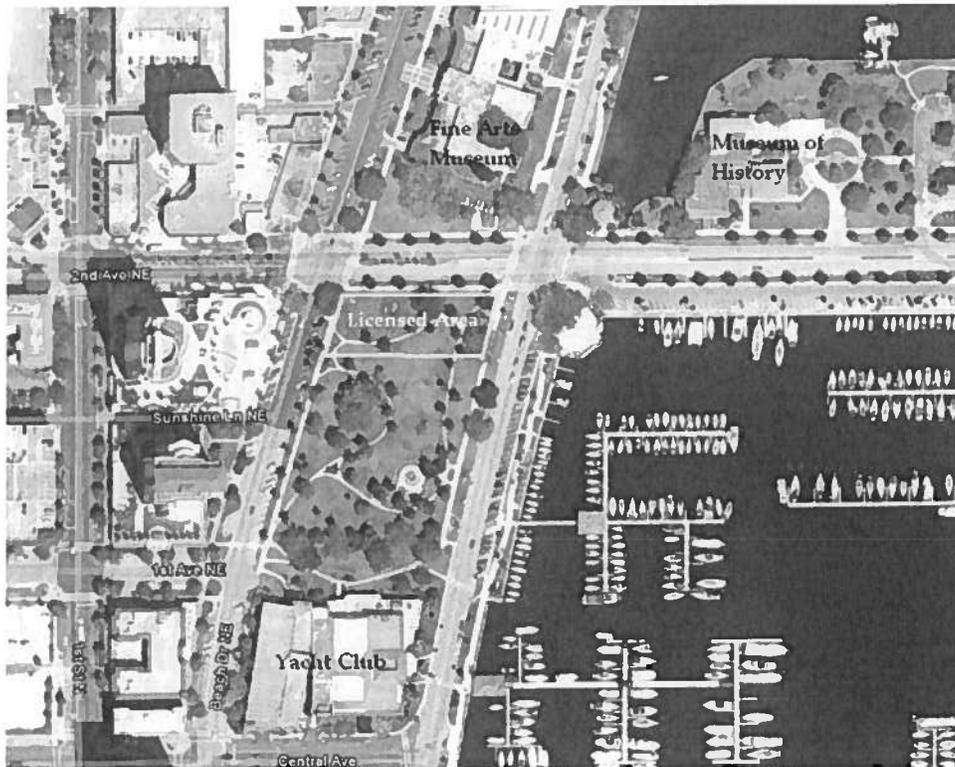
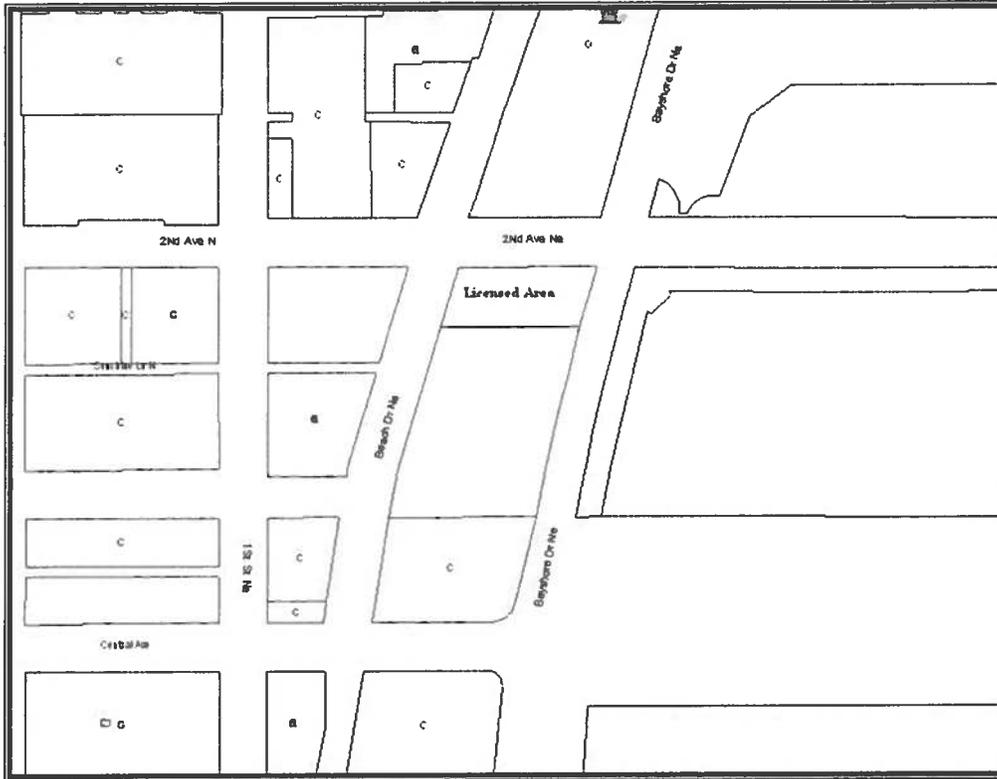


ILLUSTRATION NO. 2



SCULPTURE "BIG MAX" IN STRAUB PARK

Resolution No. 2012 - _____

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A TWELVE (12) MONTH LICENSE AGREEMENT WITH JOHN HENRY SCULPTOR, INC., TO DISPLAY THE SCULPTURE TITLED "BIG MAX" ON A PORTION OF THE CITY-OWNED PARK AND WATERFRONT PROPERTY KNOWN AS STRAUB PARK, AT A USE FEE OF \$100.00 FOR THE ENTIRE TERM; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SAME; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Real Estate and Property Management received a request from John Henry, the proprietor of John Henry Sculptor, Inc. ("Licensee"), to renew the License Agreement to display the sculpture "Big Max" on the southern portion of the City-owned Park and Waterfront Property known as Straub Park, at no cost to the City of St. Petersburg; and

WHEREAS, the sculpture has been located in St. Petersburg since June 2011 by virtue of an 18-month License Agreement authorized by City Council on August 26, 2010 via Resolution No. 2010-427; and

WHEREAS, the Property is legally described as follows:

A portion of the City-owned Park and Waterfront Property known as Straub Park and being more particularly described as follows:

The North Seventy (70) Feet of Lot 1, Block 1, REPLAT OF STRAUB PARK, as recorded in Plat Book 107, Page 36 of the Public Records of Pinellas County, Florida; Parcel I.D. No.: 19/31/17/85570/001/0010; and

WHEREAS, the Licensee has executed a License Agreement ("Agreement") for a term of twelve (12) months wherein the Licensee is responsible for all applicable costs associated with the Licensee's use of the Property, subject to City Council approval, with the terms and conditions providing it with the same basic rights and privileges it has enjoyed during the preceding term; and

WHEREAS, the Licensee shall pay a use fee of \$100.00, including applicable taxes, to the City for the entire term; and

WHEREAS, the Licensee shall maintain a \$1,000,000 Commercial General Liability policy, protecting the City against all claims which may arise or be claimed on account of the Licensee's use of the Property; and

WHEREAS, the Licensee shall maintain the Property at its own cost and expense, remove the sculpture and deliver up the Property in good condition upon expiration or earlier termination of the Agreement; and

WHEREAS, the Agreement also grants the City a license to make two-dimensional reproductions of the sculpture for non-commercial purposes; and

WHEREAS, Section 1.02 (c)(2) of the City Charter, Park and Waterfront Property, permits City Council approval of leases for Park and Waterfront property for five (5) years or less on commercially-zoned property with approval by an affirmative vote of at least six (6) members of City Council; and

WHEREAS, the subject property is zoned (DC-P) Downtown Center Park.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the Mayor, or his Designee, is authorized to execute a twelve (12) month License Agreement with John Henry Sculptor, Inc., to display the sculpture titled "Big Max" on a portion of the City-owned Park and Waterfront Property known as Straub Park, as legally described above, at a use fee of \$100.00 for the entire term; and to execute all documents necessary to effectuate same.

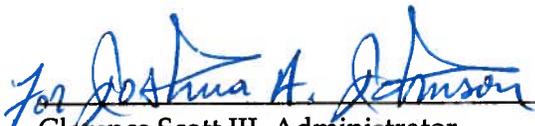
This Resolution shall become effective immediately upon its adoption.

LEGAL:



City Attorney (Designee)

APPROVED BY:



Clarence Scott III, Administrator
Leisure & Community Services

APPROVED BY:



Bruce E. Grimes, Director
Real Estate and Property Management

Attached documents for item Resolution declaring the 28th Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade which is to take place on January 21, 2013, to be a special event within the meaning of Section 16.70.030.1.5. c. 1. of the St. Petersburg City Code; a

M E M O R A N D U M
CITY OF ST. PETERSBURG

TO: The Honorable Chair and Members of City Council
The Honorable Bill Foster, Mayor

FROM: Richard B. Badgley, Sr. Assistant City Attorney 

DATE: November 16, 2013

RE: 28th Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade
Special Event Status

The Martin Luther King, Jr., Holiday & Legacy Association, Inc. ("MLK Association"), sponsor of the Gulf of St. Petersburg B.L.A.C.K. (Black Legacy in America Celebrating King), "Arts, Bandfest, & Drumline Multi-Cultural EXPO"TM ("EXPO"), requests that the City Council adopt a resolution declaring the 28th Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade ("Parade") to be a special event within the meaning of Section 16.70.030.1.5. C. 1. of the St. Petersburg City Code.

Section 16.70.030.1.5. establishes regulations for pushcart vending permits. Section 16.70.030.1.5. C. 1. provides that those permits, when issued for public property locations, will not be valid within designated areas for certain events when City Council declares the event to be a special event and defines the designated area.

The Parade will be held on Monday, January 21, 2013, over a route beginning at Third Avenue and Dr. Martin Luther King, Jr. Street South, proceeding north to Central Avenue and then east on Central Avenue to Bayshore Drive, north to Fifth Avenue Northeast, then east to Vinoy Park. The Parade is the only EXPO event that requires this declaration.

The City has in the past designated certain EXPO and Festival of States events as special events within the meaning of Section 16.70.030.1.5. C. 1.

The MLK Association is requesting that the Parade designated area extend two blocks on either side of the parade route and two blocks in all directions from each terminus of the Parade route, from 8:00 a.m. to 4:30 p.m. on Monday, January 21, 2013.

Adoption of the attached resolution will declare the Parade which will take place on January 21, 2013, to be a special event within the meaning of Section 16.70.030.1.5. C. 1. of the St. Petersburg City Code and will delineate the boundaries and the time within which the special event declaration is to be effective.

Attachment: Resolution

A RESOLUTION DECLARING THE 28th ANNUAL NATIONAL DR. MARTIN LUTHER KING, JR. DRUM MAJOR FOR JUSTICE PARADE WHICH IS TO TAKE PLACE ON JANUARY 21, 2013, TO BE A SPECIAL EVENT WITHIN THE MEANING OF SECTION 16.70.030.1.5. C. 1. OF THE ST. PETERSBURG CITY CODE; DELINEATING BOUNDARIES AND TIME WITHIN WHICH THE DECLARATION IS TO BE EFFECTIVE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 16.70.030.1.5. of the St. Petersburg City Code establishes the regulations for pushcart vending permits; and

WHEREAS, Section 16.70.030.1.5. C. 1. provides that those permits, when issued for public property locations, will not be valid within designated areas for certain events when City Council declares the event to be a special event and designates the area; and

WHEREAS, the Martin Luther King, Jr., Holiday & Legacy Association, Inc., sponsor of the Gulf of St. Petersburg B.L.A.C.K. (Black Legacy in America Celebrating King), "Arts, Bandfest, & Drumline Multi-Cultural EXPO"TM has requested that the 28th Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade which will take place on January 21, 2013, be declared a special event; and

WHEREAS, this Council is in agreement with this request.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the 28th Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade ("Parade") to be held on Monday, January 21, 2013, is declared to be a special event within the meaning of Section 16.70.030.1.5. C. 1. of the St. Petersburg City Code; and

BE IT FURTHER RESOLVED that the boundaries within which the special event declaration is to be effective are two blocks on either side of the Parade route beginning at Third Avenue and Dr. Martin Luther King, Jr. Street South, proceeding north to Central Avenue and then east on Central Avenue to Bayshore Drive, north to Fifth Avenue Northeast, east to Bayshore Drive Northeast, then east to Vinoy Park and two blocks in all directions from each terminus of the Parade route, from 8:00 a.m. to 4:30 p.m.; and

BE IT FURTHER RESOLVED that pushcart vending permits issued for public property locations pursuant to Section 16.70.030.1.5. of the St. Petersburg City Code shall not be valid within the designated area during the time period set forth above.

This resolution shall become effective immediately upon its adoption.

Legal: _____



Attached documents for item Arts Advisory Committee

Attached documents for item City Beautiful

Attached documents for item Civil Service Board

Attached documents for item Code Enforcement Board

Attached documents for item Commission on Aging

Attached documents for item Community Preservation Commission

Attached documents for item International Relations Committee

Attached documents for item Planning & Visioning Commission

Attached documents for item Social Services Allocations Committee