

COUNCIL MEETING

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

CITY OF ST. PETERSBURG

**April 4, 2013
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. **Awards and Presentations**

E. **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 69-H creating new Divisions One and Two in Article V, Chapter 20, and adding new Sections 20-150 through 20-154 relating to illicit synthetic drugs; providing for definitions; prohibiting the possession, use, provision, sale, advertisement, display, manufacture, or distribution of "illicit synthetic drugs" including "Spice", synthetic cannabinoids, synthetic marijuana, "Bath Salts," synthetic cathinones, synthetic stimulants, or misbranded drugs; prohibiting provision or sale of a product for human consumption when the product is labeled "not for human consumption" or contains similar warnings; providing defenses; and providing for filing of Ordinance and an effective date.](#)

F. **Reports**

1. [Update on Pinellas Suncoast Transit Authority \(PSTA\), Metropolitan Planning Organization \(MPO\) and Tampa Bay Area Regional Transportation Authority \(TBARTA\). \(Councilmember Danner\) \(Oral\)](#)

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

Setting April 18, 2013 as the public hearing date for the following proposed Ordinances:

1. [Ordinance approving the vacation of 16th Avenue South between 3rd and 4th Streets South and the remaining segment of the east-west alley lying west of 3rd Street South in between 15th and 16th Avenues South. \(City File 13-3300002\)](#)
2. [An Ordinance in accordance with Section 1.02\(c\)\(3\), St. Petersburg City Charter, authorizing the grant of a Public Utility Easement to Florida Power Corporation d/b/a Progress Energy Florida, Inc., a Florida Corporation, within Albert Whitted Park located at 480 Bayshore Drive Southeast, St. Petersburg.](#)
3. [Ordinance amending Section 22-206 of the St. Petersburg City Code relating to the Supplemental Firefighter's Retirement System \("Plan"\) to increase the maximum number of months an employee may participate in the Deferred Retirement Option Plan \(DROP\).](#)

H. New Business

1. [Requesting a discussion regarding City employees who pay for monthly parking and receive parking citations while on official City business. \(Councilmember Newton\)](#)
2. [Scheduling a Pier Workshop for April 18, 2013.](#)
3. [Requesting a report from Transportation and Parking Management to the Public Services & Infrastructure Committee on feasibility and consequences/impact of increasing yellow light interval times at red light camera intersections. \(Councilmember Gerdes\)](#)

I. Council Committee Reports

1. [Budget, Finance & Taxation Committee. \(3/28/13\) \[To be heard at 10:00 a.m.\]](#)
 - (a) Resolution amending the City's FY 2012/13 Annual Action Plan to modify the approval for the CDBG funding for PARC, Inc. d/b/a the Pinellas Association for Retarded Children ("PARC") to make improvements to PARC's existing buildings located at 3190 75th Street North and 3025/3101 76th Way North ("facilities"), that changes the priorities in rehabilitation of the facilities; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this resolution.
2. [Public Services & Infrastructure Committee. \(3/28/13\)](#)
 - (a) Resolution approving a Termination Agreement between the City of St. Petersburg and the City of Pinellas Park relating to a Sanitary Sewer Treatment Agreement; and authorizing the Mayor or his designee to execute all documents necessary to effectuate the Termination Agreement.
3. [Housing Services Committee. \(3/28/13\)](#)
 - (a) Resolution of the City of St. Petersburg City Council requesting continued funding of the State Housing Initiatives Partnership ("SHIP") Program for the purpose of

providing affordable housing for low- and moderate-income persons; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this resolution.

J. Legal - 11:00 a.m.

1. An Attorney-Client Session, to be held at 11:00 a.m. or as soon thereafter as the same may be heard, pursuant to Florida Statute 286.011(8), in conjunction with the lawsuit styled Kathleen Ford, Fred Debardelaben, Gregory J. Cahinin, Frank Carter Karins, Joseph Reed, and Burton Kline v. City of St. Petersburg, FL, Inc., formerly known as 15,652 Petitioners and Kathleen Ford v. City Council, etc. Case No. 12-10312CI-19.
2. Settlement of the lawsuit William King v. City of St. Petersburg, Case No. 11-6389-CI-21.

K. Open Forum

1. Open Forum

L. Adjournment

1. On Thursday, April 4, 2013 at 11:00 a.m. or as soon thereafter as the same may be heard, an attorney-client session, pursuant to Florida Statute 286.011(8), will be held in conjunction with the lawsuit styled Kathleen Ford, Fred Debardelaben, Gregory J. Cahinin, Frank Carter Karins, Joseph Reed, and Burton Kline v. City of St. Petersburg, FL, Inc., formerly known as 15,652 Petitioners and Kathleen Ford v. City Council, etc. Case No. 12-10312CI-19. Any or all of the following persons will be attending: Council Chair Karl Nurse, Council Vice-Chair Bill Dudley, Councilmembers Charles Gerdes, James Kennedy, Steve Kornell, Leslie Curran, Jeff Danner, Wengay “Newt” Newton; Mayor Bill Foster; City Attorney John C. Wolfe, Chief Assistant City Attorney Mark A. Winn, Assistant City Attorney Joseph P. Patner, Assistant City Attorney Jane Wallace, Assistant City Attorney Jacqueline Kovilaritch, and Assistant City Attorney Macall Dyer. The session will commence in City Council Chambers, 175 Fifth Street North, St. Petersburg, Florida. After the commencement of the session at the public meeting, the session will be closed and only those persons described above together with a certified court reporter will be allowed to be present. The subject matter of the meeting shall be confined to settlement negotiations and/or strategy related to litigation expenditures. At the conclusion of the session the meeting will be re-opened and the session will be terminated.

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda April 4, 2013

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 a blanket purchase agreement with Diamond Supply & Fastener, Inc. for fastener replenishment services at an estimated annual cost of \\$115,000.](#)

(

(Appointments)

2. [Resolution decreasing the size of the Consolidated Plan Ad Hoc Application Review Committee \("Committee"\) to eight \(8\); and confirming the Mayor's appointments to the Committee for FY 2013/2014.](#)
3. [Confirming the reappointment of Mark Chmielewski and Mark Waterbury as regular members to the Investment Oversight Committee to serve two-year terms ending March 31, 2015.](#)
4. [Confirming the appointment of David J. McDaniel as a regular member to the Commission on Aging to serve an unexpired three-year term ending December 31, 2013.](#)
5. [Confirming the appointment of Peter Betzer and Katherine "Katie" Ramsberger as regular members to the International Relations Committee to serve unexpired three-year terms ending December 31, 2013 December 31, 2014, respectively.](#)
6. [Confirming the appointment of Angela C. Strain as a regular member to the City Beautiful Commission to serve an unexpired three-year term ending December 31, 2015.](#)

(Miscellaneous)

7. [Approving the minutes of January 10, January 17, and January 24, 2013 City Council meetings.](#)
8. [Authorizing the Mayor or his designee to apply for and administer Florida Boating Improvement Program grants through the Florida Fish and Wildlife Conservation Commission on behalf of the City for improvements for the construction and repairs of seawalls, waterway markers, derelict vessel removal and other local boating-related activities; and to execute all documents necessary to effectuate this transaction.](#)

9. [Resolution of the St. Petersburg City Council urging members of the Florida Legislature to support Senate Bill 294 and House Bill 619 which make certain substances to be controlled substances.](#)

MEETING AGENDA

CITY OF ST. PETERSBURG

Note: An abbreviated listing of upcoming City Council meetings.

Budget, Finance & Taxation Committee

Thursday, March 28, 2013, 8:00 a.m., Room 100

Public Services & Infrastructure Committee

Thursday, March 28, 2013, 9:15 a.m., Room 100

Housing Services Committee

Thursday, March 28, 2013, 10:30 a.m., Room 100

CRA/Agenda Review & Administrative Updates

Thursday, March 28, 2013, 1:30 p.m., Room 100

Budget, Finance & Taxation Committee

Thursday, April 11, 2013, 8:00 a.m., Room 100

Public Services & Infrastructure Committee

Thursday, April 11, 2013, 9:15 a.m., Room 100

Committee of the Whole

Thursday, April 11, 2013, 10:30 a.m., Room 100

Use of Weeki Wachee Funds for ballfield shade structures

CRA/Agenda Review & Administrative Updates

Thursday, April 11, 2013, 1:30 p.m., Room 100

City Council Meeting

Thursday, April 11, 2013, 3:00 p.m., Council Chamber

CITY OF ST. PETERSBURG
Board and Commission Vacancies



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 69-H creating new Divisions One and Two in Article V, Chapter 20, and adding new Sections 20-150 through 20-154 relating to illicit synthetic drugs; providing for definitions; prohibiting the possession, use, provision, sale, advertisement, disp

MEMORANDUM

TO: The Honorable Chair and City Council Members

FROM: Mark A. Winn, Chief Assistant City Attorney

DATE: March 22, 2013

RE: Synthetic Drug Ordinance 69-H, Agenda Item E-1

Attached for second reading and public hearing is revised Ordinance 69-H reflecting the renumbering of Sections 20-151 through 20-154.

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

E-1

AN ORDINANCE CREATING NEW DIVISIONS ONE AND TWO IN ARTICLE V, CHAPTER 20, AND ADDING NEW SECTIONS 20-150 THROUGH 20-154 RELATING TO ILLICIT SYNTHETIC DRUGS; PROVIDING FOR DEFINITIONS; PROHIBITING THE POSSESSION, USE, PROVISION, SALE, ADVERTISEMENT, DISPLAY, MANUFACTURE, OR DISTRIBUTION OF "ILLICIT SYNTHETIC DRUGS" INCLUDING "SPICE," SYNTHETIC CANNABINOIDS, SYNTHETIC MARIJUANA, "BATH SALTS," SYNTHETIC CATHINONES, SYNTHETIC STIMULANTS, OR MISBRANDED DRUGS; PROHIBITING PROVISION OR SALE OF A PRODUCT FOR HUMAN CONSUMPTION WHEN THE PRODUCT IS LABELED "NOT FOR HUMAN CONSUMPTION" OR CONTAINS SIMILAR WARNINGS; PROVIDING DEFENSES; PROVIDING FOR FILING OF ORDINANCE AND AN EFFECTIVE DATE.

WHEREAS, new herbal and/or chemical mixtures are being marketed and sold in the City which are not necessarily controlled by federal or state law but which are designed and marketed to mimic the effects of illegal narcotics; and

WHEREAS, according to the Drug Enforcement Administration (DEA), synthetic cannabinoids, also known as "Spice" or "K2" are mixtures of herbs and spices that are typically sprayed with a synthetic compound chemically similar to THC, the psychoactive ingredients in marijuana. These products are available for purchase in various retail outlets, tobacco shops, head shops, and over the internet. The products are often marketed as "incense" that can be smoked. The product sometimes resembles potpourri, but can also be found in liquid form to be smoked in electronic cigarettes, or as a food "additive." These products produce psychological effects similar to those of marijuana, which include, but are not limited to, paranoia, panic attacks, and giddiness. The short term physiological effects include increased heart rate and increased blood pressure, the long term physiological effects are unknown. The DEA has placed a number of synthetic cannabinoids into Schedule I (the class of substances that carry a high potential for abuse and have no currently accepted medical use) of the Controlled Substances Act (CSA), 21 USC §§ 81 et seq.), finding that placement into Schedule 1 was necessary to prevent an imminent hazard to the public safety; and

WHEREAS, according to the DEA, synthetic cathinones, also known as "Bath Salts," are chemicals that are synthetic derivatives of cathinones, a central nervous system stimulant. These products are available for purchase in various retail outlets, tobacco shops, head shops, and over the internet. The products are sold in powder, tablet, and capsule form, and are usually ingested by sniffing/snorting but can also be taken orally, smoked, or put into a solution and injected. These products can produce agitation, insomnia, irritability, dizziness, depression, paranoia, delusions, suicidal thoughts, seizures, and panic attacks. Users have also reported effects such as impaired perception of reality, reduced motor control, and decreased ability to think clearly. Cathinone derivatives act as central nervous system stimulants causing rapid heart rate (which may lead to heart attacks and strokes, chest pains, nosebleeds, sweating, nausea and vomiting).

Drugs that have similar effects include amphetamines, cocaine, Khat, LSD and MDMA. The DEA has placed a number of chemicals used to make bath salts into Schedule I of the CSA, finding that an order making possession or sale of these chemicals, or the products that contain them, was necessary to prevent an imminent hazard to the public safety; and

WHEREAS, in 2010, the American Association of Poison Control Centers (“AAPCC”) received 2,906 calls relating to exposures to synthetic marijuana and 304 calls relating to exposures to bath salts. In 2011, the AAPCC received 6,959 calls relating to exposures to synthetic marijuana and 6,138 calls relating to exposures to bath salts. As of April 2012, the AAPCC has received 2,389 calls relating to exposures to synthetic marijuana and 1,007 calls relating to exposures to bath salts; and

WHEREAS, during the 2011 session, the Florida Legislature passed HB 1039, Chapter 2011-90, Laws of Florida, which added certain synthetic stimulants to Schedule I of Florida’s controlled substance schedule. Following passage of HB 1039, chemists reconfigured the particular synthetic stimulants made illegal by HB 1039, and marketed new products that were not illegal under Florida law. During the 2012 session, the Legislature passed HB 1175, Chapter 2012-23, Laws of Florida, which added dozens of additional synthetic stimulants to Schedule I of Florida’s controlled substance schedule; and

WHEREAS, in response to the efforts by federal and state legislators to outlaw the chemicals in synthetic cannabinoids and synthetic cathinones, chemists immediately reconfigured the specific substances that were prohibited to produce “new” versions of these synthetic drugs. This was accomplished by altering the molecular architecture of the chemicals used in the products to produce a series of different compounds which are closely structurally related to the prohibited substances, but which are not listed in Schedule I of the state or federal controlled substance laws. The National Conference of State Legislatures has found that forty-three (43) states have outlawed specific versions of synthetic marijuana or bath salts, but minor variations in the chemical composition of these products create similar drugs not prohibited by current legislation. In some cases, these manufacturers and/or distributors of these new products went so far as to claim on the packaging that the products contained no prohibited chemicals, were in accordance with state and federal laws, or were “in compliance with New Florida Law HB 1175;” and

WHEREAS, manufacturers of these products are unknown to the consumer because the packaging does not reveal the name and location of the manufacturer or distributor, which is required by federal laws regulating the labeling of consumer commodities. Manufacturers and distributors have not obtained FDA approval of these products as a food product, drug, dietary supplement, or other approved substance. Consumers suffering a reaction to or injury from these products have little chance of obtaining information concerning the contents of the product because the identity and locations of the manufacturers are unknown; and

WHEREAS, although often marked “not for human consumption,” or being labeled as otherwise innocuous products (i.e., plant food, incense, potpourri, iPod cleaner, etc.), these products are in fact designed and marketed to the buyer as products that act upon and effect the human body and its systems as a legal method to get high or achieve the effects of illicit drugs. As products intended to act upon the human body, these products are required by Florida state

regulations (Chapter 499, Florida Statutes) to carry adequate directions for use and adequate warnings on their labels; instead, these products most often carry no warnings or directions at all, or are labeled with sham or misleading directions (i.e., “place caplet over doorway to enhance mood”) in an attempt to avoid application of the regulations applicable to drug branding and labeling; and

WHEREAS, products containing synthetic stimulants are available and being marketed to young adults and children in the City by their availability in small packages at convenience stores and gas stations. Further, the names and packaging of these substances appear to be designed to appeal to children and young adults, and increased usage among high school youths is a concern for both law enforcement and the medical community. The University of Michigan Institute for Social Research in “Monitoring the Future, National Results on Adolescent Drug Use, Overview of Key Findings 2011” found that 11.4% of high school seniors indicated use of synthetic marijuana; and

WHEREAS, the Police Chief has advised that the Police Department is concerned that the proliferation and availability of these substances presents a threat to public safety, and is attempting to address the provision and marketing of these products through application of current state laws. However, enforcement of current state regulations is not effective due to the chemical variation of the products, and the difficulty in quickly analyzing the specific chemical makeup of the products. It takes several months to obtain the results of tests to determine the specific chemical makeup of the products. The Police Department has verified the availability of a significant number of these products in the City, and supports the adoption of an ordinance that would allow its officers to identify prohibited products through examination of the packaging and/or statements made at the point of sale; and

WHEREAS, the City Council finds that illicit synthetic drugs are distributed, labeled, and marketed in a way that poses dangerous consequences to the consumer; and

WHEREAS, the City Council deems it to be in the best interests of the citizens and residents to prohibit the possession, sale, and distribution of illicit synthetic drugs and misbranded drugs.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The foregoing WHEREAS clauses are hereby adopted as legislative findings of the City Council and are ratified and confirmed as being true and correct and are hereby made a part of this Ordinance.

SECTION 2. The St. Petersburg City Code is hereby amended by creating a new Division One in Article V, Chapter 20, which shall include the current Sections 20-116 through 20-123.

SECTION 3. The St. Petersburg City Code is hereby amended by adding a new Division Two, Sections 20-150 through 20-154, to read as follows:

Sec. 20-150 Purpose. The purpose of this division is to regulate the availability of products which are enhanced with synthetic chemicals, which chemicals mimic the effects of controlled substances on users, because these products are a danger to the public health, safety and welfare.

Sec. 20-151. Definitions. For purposes of the following sections, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

(a) "Spice, synthetic cannabinoids, synthetic marijuana" means any aromatic plant material in granular, loose leaf or powder form, or in liquid or as a food additive, or any herbal-incense-type stimulant or hallucinogen product, when the label is in any way false or misleading, or which does not contain a label specifying (1) the identity of the commodity and (2) the name and place of business of the manufacturer, packer, or distributor. Street names for these products include, but are not limited to: Bliss, Black Mamba, Bombay Blue, Fake Weed, Genie, Spice, Zohai, K2, K3, Smoke, Pot-Pourri, Buzz, Spice 99, Voodoo, Pulse, Hush, Mystery, Earthquake, Stinger, Ocean Blue, Serenity, Chronic Spice, Spice Gold, Spice Silver, Skunk, Mr. Nice Guy, Mr. Happy, K3 Legal, Sence, Smoke, Chill X, Earth Impact, Galaxy Gold, Space Truckin, Solar Flare, Moon Rocks, Aroma, Scope, Sky High, Atomic, G-20, Guerrilla Warfare, Makes Scents, g-13, Tiger Shark, California Dreams, Dank, Bullet, Mind Trip, Voodoo Child, Jazz, Nightlights, Matrix, Hypnotiq, AK47, Maui Wowie, Cloud 9, Daylights, Joker, Dead Man Walking, Brain Storm, Soul Sence, Kush, Kush Mania, Dragons Fire, Lucid, Mad Hatter, Scooby Snax, D-ZL, OMG, Demon, Barely In, Pineapple Express, Hayze. This definition shall include any plant material to which any Synthetic Chemical or Synthetic Chemical Compound has been added which has no legitimate relation to the advertised use of the product whether or not the label meets the requirements herein.

(b) "Bath Salts, synthetic cathinones, synthetic stimulants" means any crystalline or powder product in crystalline, loose-powder, block, tablet, or capsule form, or any stimulant-type product, when the label is in any way false or misleading, or which does not contain a label specifying (1) the identity of the commodity, and (2) the name and place of business of the manufacturer, packer, or distributor. Street names for these products include, but are not limited to: Bliss, Blue Silk, Cloud Nine, Drone, Energy-1, Ivory Wave, Lunar Wave, Meow Meow, Ocean Burst, Pure Ivory, Purple Wave, Red Dove, Snow Leopard, Stardust, Vanilla Sky, White Dove, White Knight, White Lightening, Blizzard, Bonzai Grow, Charge Plus, Charlie, Euphoria, Hurricane, Lunar Wave, Ocean, Pixie Dust, Posh, Scarface, Lovely Dovey, Aura, MDPV, MDPK, MTV, Maddie, Hurricane Charlie, Black Rob, Super Coke, PV, Peeve, Meph, Drone, MCAT. This definition shall include any product to which any Synthetic Chemical or Synthetic Chemical Compound has been added which has no legitimate relation to the advertised use of the product whether or not the label meets the requirements herein.

- (c) “Drug” means an article that is intended to affect the function of the body of humans.
- (d) “Misbranded drug” means a drug that violates Section 499.007, Florida Statutes, including but not limited to drugs for which (1) the label is in any way false or misleading; (2) the label does not bear the name and place of business of the manufacturer, repackager, or distributor of the finished form of the drug; (3) the label does not bear adequate directions for use; or (4) the label does not bear adequate warnings against use.
- (e) “Illicit synthetic drugs” means spice, synthetic cannabinoids, synthetic marijuana, bath salts, synthetic cathinones, synthetic stimulants, and misbranded drugs as defined herein.
- (f) “Synthetic Chemical or Synthetic Chemical Compound” means any chemical or chemical compound whose molecular make up is similar to those substances listed as controlled substances in Ch. 893, F.S. (including any isomers, esters, ethers, salts, and salts of isomers, esters, and ethers of such substances) and whose intended use when introduced into the human body is to mimic or simulate the effects of a controlled substance.

Sec. 20-152. Prohibition of Illicit Synthetic Drugs.

- (a) It is unlawful for any person to possess, use, provide, sell, produce, manufacture, or distribute, or to offer, display, market, or advertise for sale, any illicit synthetic drug.
- (b) In determining whether a product is prohibited by this division, statements on package labeling such as “not for human consumption” may be disregarded when other relevant factors (viewed alone or in totality) indicate that the product is intended to be consumed or ingested by humans, or is a product regulated by this division. Other relevant factors that may be used to determine whether a product or sale is prohibited by this division include, but are not limited to: verbal or written representations at the point of sale regarding the purpose, methods, use, or effect of the product; aspects of the packaging or labeling suggesting that the user will achieve a “high,” euphoria, relaxation, mood enhancement, or that the product has other effects on the body; the cost of the product is disproportionately higher than other products marketed for the same use; the product contains a warning label stating or suggesting that the product is in compliance with state laws regulating controlled substances; the product’s name or packaging uses images or slang referencing an illicit street drug; illicit or underground methods of sale or delivery are employed by the seller or provider; the product resembles an illicit street drug such as cocaine, methamphetamine, or marijuana.

- (c) Defense. It shall be a defense to the prosecution of a violation of this division that a product: is specifically excepted by, or regulated within, the Florida Comprehensive Drug Abuse Prevention and Control Act (Ch. 893, Fla. Stat.) or the Federal Controlled Substances Act (21 USC §§ 81 et seq.); is a food product, drug, dietary supplement, cosmetic, or other substance regulated by the Food and Drug Administration (FDA) and in compliance with that agency's requirements; is regulated by and in compliance with the labeling requirements of the Federal Trade Commission; is regulated by and in compliance with the Federal Fair Packaging and Labeling Act; is regulated by and in compliance with the Federal Food, Drug, and Cosmetic Act; is regulated by and in compliance with the regulations of the Florida Department of Agriculture and Consumer Services; or is a tobacco product regulated by and in compliance with the regulations governing the tobacco industry enforced by the Florida Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco. For the purposes of this section, it shall not be a defense that a product is not subject to regulation by the act or agencies listed above unless the product is specifically exempt from regulation; mere "non-regulation" by these acts without a specific regulatory exemption does not render a product exempt under this section.

Sec. 20-153. Sale of Certain Products for Human Consumption Prohibited. It is unlawful for any person to provide or sell a product for human consumption when the product is labeled "not for human consumption" or contains similar warnings.

Sec. 20-154 Violation and Seizure.

- (a) Each package shall be a separate violation. The fine for each violation shall be \$500. All other provisions of Section 1-7 shall apply to each violation.
- (b) Any products found in violation of this section may be seized and held as evidence to be used in any future proceeding and may be disposed of as appropriate after its use for evidentiary purposes is no longer required.

SECTION 4. 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 5. The provisions of this ordinance shall be made a part of the St. Petersburg City Code and may be renumbered, relettered, or placed in alphabetic order as necessary. The word 'ordinance' may be changed to 'section,' 'article,' 'division,' or such other word as necessary to accomplish the intent.

SECTION 6. 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 content:

City Attorney (designee)

Tampa Bay Times

Published Daily

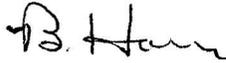
St. Petersburg, Pinellas County, Florida

STATE OF FLORIDA
COUNTY OF Pinellas

} s.s.

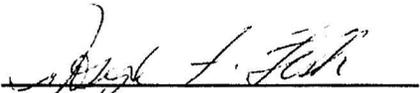
Before the undersigned authority personally appeared **B. Harr** who on oath says that he/she is Legal Clerk of the *Tampa Bay Times* a daily newspaper published at St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter **RE: ST. PETERSBURG NOTICE OF PUBLIC HEARING - ORDINANCE 69-H** was published in said newspaper in the issues of *City & State*, 3/25/2013.

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

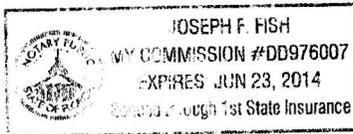
Sworn to and subscribed before me
this 25th day of March A.D.2013



Signature of Notary Public

Personally known or produced identification

Type of identification produced _____



LEGAL NOTICE

PUBLIC HEARING NOTICE CITY OF ST. PETERSBURG

PROPOSED ORDINANCE NO. 69-H

AN ORDINANCE CREATING NEW DIVISIONS ONE AND TWO IN ARTICLE V, CHAPTER 20, AND ADDING NEW SECTIONS 20-150 THROUGH 20-154 RELATING TO ILLICIT SYNTHETIC DRUGS; PROVIDING FOR DEFINITIONS; PROHIBITING THE POSSESSION, USE, PROVISION, SALE, ADVERTISEMENT, DISPLAY, MANUFACTURE, OR DISTRIBUTION OF "ILLICIT SYNTHETIC DRUGS" INCLUDING "SPICE," SYNTHETIC CANNABINOIDS, SYNTHETIC MARIJUANA, "BATH SALTS," SYNTHETIC CATHINONES, SYNTHETIC STIMULANTS, OR MISBRANDED DRUGS; PROHIBITING PROVISION OR SALE OF A PRODUCT FOR HUMAN CONSUMPTION WHEN THE PRODUCT IS LABELED "NOT FOR HUMAN CONSUMPTION" OR CONTAINS SIMILAR WARNINGS; PROVIDING DEFENSES; PROVIDING FOR FILING OF ORDINANCE AND AN EFFECTIVE DATE.

Date April 4, 2013 - 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, (727) 892-5259, at least 24 hours prior to the meeting and we will provide that accommodation for you.

Eva Andujar, City Clerk

3/25/2013

930811-01



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.

①

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Kurt D. West
 ADDRESS: 2036 ...
 REPRESENTING: _____
 AGENDA ITEM NO. : _____
 FOR: _____ AGAINST: _____

APR 04 2013

E-1
573

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.

②

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Markell Carter
 ADDRESS: 3919 15th AVE South
 REPRESENTING: Newton
 AGENDA ITEM NO. : _____
 FOR: Crimes in Childs Park Area AGAINST: speeding officers

APR 04 2013

E-1

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.

③

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Momma Tee Lassiter
 ADDRESS: 963 27 Ave S.
 REPRESENTING: _____
 AGENDA ITEM NO. : _____
 FOR: _____ AGAINST: _____

APR 04 2013

E-1

3 MINUTE TIME LIMIT

573

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 Ordinance approving the vacation of 16th Avenue South between 3rd and 4th Streets South and the remaining segment of the east-west alley lying west of 3rd Street South in between 15th and 16th Avenues South. (City File 13-33000002)



SAINT PETERSBURG CITY COUNCIL

Meeting of April 4, 2013

TO: The Honorable Karl Nurse, Chair, and Members of City Council

SUBJECT: Ordinance _____ approving the vacation of 16th Avenue South between 3rd and 4th Street South and a dead-end alley remnant lying south of 15th Avenue South and west of 3rd Street South (Case No.: 13-33000002).

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 April 18, 2013.

The Request: The request is to vacate: 1) the portion of 16th Avenue South between 3rd and 4th Streets South, and 2) the remaining segment of the east-west alley lying west of 3rd Street South in between 15th and 16th Avenues South.

Background: The applicant is Tradition Properties St. Pete, LLC. The applicant's engineer is John Mueller of Howard Civil Engineering. The areas proposed for vacation are depicted on the attached maps (Attachments "A", "B" and "C"). The applicant's goal is to eliminate these encumbrances and assemble the land for expansion of an existing marine-related industrial use (seafood processing). The DRC previously reviewed and approved a Special Exception and related site plan for the seafood processing use on December 5, 2012 (Case No. 12-32000007).

Analysis & Findings: Staff finds that approval of the request to vacate the subject right-of-ways would be consistent with the criteria in the City Code, the Comprehensive Plan, and the applicable special area plan.

The street and alley proposed for vacation were originally dedicated to provide access to various portions of the individual lots within the blocks to the north and south of 16th

Avenue South. The assembly of the southern half of the block along the northern side of 16th Avenue South, together with the northern half of the block to the south of 16th Avenue South for a single redevelopment project eliminates the need for which the rights-of-way were originally dedicated. The Engineering and Transportation Planning Departments have reviewed the proposed plan and determined that there is no present or future need for these rights-of-way to remain. Existing public infrastructure and franchised utilities will be protected by a public utility easement over the area to be vacated. The requested vacations, if approved, are not anticipated to substantially impair or deny access to any other lot of record beyond the boundaries of the redevelopment site or the surrounding roadway network. Approval of the request will eliminate two existing dead-ends and will not alter public travel patterns or undermine the integrity of the surrounding street grid.

The subject right-of-ways and the associated private properties are within the Bayboro Harbor Community Redevelopment Area (BHCRA). The BHCRA Plan establishes polices which emphasize the importance of the existing marine-related industry and the community's goal for continued growth and expansion of such businesses in that area. The Plan specifically recommends vacation of unnecessary right-of-way in order to facilitate land assembly and accommodate growth. This vacation, if approved, will allow the applicant to assemble the vacated street together with the land to the north and south, as one larger industrial site.

The BHCRA Plan, originally adopted in 1985, also refers to a system of future pathways, including a link along the eastern side of the southern lot abutting Salt Creek. Staff investigated whether it would be appropriate to request that the applicant reserve an easement along the east side of their property to accommodate that connection. After discussing the issue with the Transportation Planning Department, staff has determined that requiring an easement for this specific link would not be appropriate because: 1) a complete easement out to 3rd Street South cannot be obtained due to the location of the existing building; 2) requiring an easement on this particular parcel will further constrain the ability to develop the land with the intended use given the unusual shape of the lot; and 3) some of original the ideas for pathways set forth in the BHCRA Plan are outdated and inconsistent with the more current and comprehensive CityTrails Bicycle Pedestrian Master Plan, adopted in 2003 and updated in 2009. The CityTrails Master Plan covers the entire City and is a more current guide for the future of bicycle and pedestrian connectivity. The 1985 BHCRA Plan should be revised to be consistent with the CityTrails Master Plan, which does not include plans for a connection along this portion of Salt Creek. As such, staff is not recommending that the applicant be required to dedicate an easement along their portion of the land abutting Salt Creek.

Agency Review & Public Comments: The application was routed to City departments and outside utility providers. No objections were noted, provided that the applicant is required to dedicate any necessary easements and/or be responsible for any proposed abandonment or relocation work. The special conditions of approval in this report have been designed to address all of these requirements. The applicant provided the

required public notices. As of the date of this report, no questions or comments from the public have been received.

DRC Action/Public Comments: On March 6, 2013, the Development Review Commission (DRC) held a public hearing on the subject application. No person spoke in opposition to the request. After the public hearing, the DRC voted to unanimously recommend approval of the proposed vacation. In advance of this report, no additional comments or concerns were expressed to the author.

RECOMMENDATION:

The Administration recommends **APPROVAL** of the proposed vacations, subject to the following conditions:

1. Prior to recording the vacation ordinance, the applicant shall:
 - a. Replat the vacated rights-of-way, together with the abutting private property.
 - b. Through the replatting process, the applicant shall coordinate a plan for any necessary protection or modification of existing public infrastructure or non-City utilities, such as dedication of any necessary easements, abandonment or relocation.

ORDINANCE NO. _____

AN ORDINANCE APPROVING A VACATION OF VACATION OF 16TH AVENUE SOUTH BETWEEN 3RD AND 4TH STREET SOUTH AND A DEAD-END ALLEY REMNANT LYING SOUTH OF 15TH AVENUE SOUTH AND WEST OF 3RD 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:

ALL THAT PORTION OF 16TH AVENUE SOUTH (FORMERLY 14TH AVENUE SOUTH) BEING BOUNDED ON THE NORTH BY BLOCK 7, BOUNDED ON THE SOUTH BY BLOCK 8, W. J. OVERMAN'S REARRANGEMENT OF J. P. TITCOMB'S PLAN OF BAYBORO, ACCORDING TO PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 19 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, BOUNDED ON THE WEST BY THE EAST RIGHT OF WAY LINE OF 4TH STREET SOUTH AND BOUNDED ON THE EAST BY SALT CREEK CHANNEL, ALL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHWEST CORNER OF LOT 1, SAID BLOCK 8; THENCE NORTH ALONG THE EAST RIGHT OF WAY LINE OF SAID 4TH STREET SOUTH, A DISTANCE OF 80.80 FEET TO THE SOUTHWEST CORNER OF SAID BLOCK 7, ALSO BEING THE A POINT ON THE NORTH RIGHT OF WAY LINE OF SAID 16TH AVENUE SOUTH (FORMERLY 14TH AVENUE SOUTH); THENCE NORTH 89°07'10" EAST ALONG SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 360.36 FEET; THENCE SOUTH 28°38'29" WEST, A DISTANCE OF 94.61 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF SAID 16TH AVENUE SOUTH (FORMERLY 14TH AVENUE SOUTH); THENCE SOUTH 89°23'55" WEST ALONG SAID SOUTH RIGHT OF WAY, A DISTANCE OF 315.00 FEET TO THE POINT OF BEGINNING.

LESS ANY PART LYING BELOW THE MEAN HIGH WATER LINE OF SAID SALT CREEK

CONTAINING 27,559 SQUARE FEET OR 0.6327 ACRES, MORE OR LESS.

TOGETHER WITH

ALL THAT CERTAIN 20.0 FOOT ALLEY LYING BETWEEN LOTS 8 AND 9, BLOCK 7, W. J. OVERMAN'S REARRANGEMENT OF J. P. TITCOMB'S PLAN OF BAYBORO, ACCORDING TO PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 19 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHEAST CORNER OF SAID LOT 9, THENCE SOUTH 89°21'13" WEST, ALONG THE NORTH BOUNDARY OF SAID LOT 9, A DISTANCE OF 50.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 9; THENCE NORTH 00°43'57" WEST, A DISTANCE OF 20.00 FEET TO THE SOUTHWEST CORNER OF SAID LOT 8; THENCE NORTH 89°21'13" EAST ALONG THE SOUTH BOUNDARY OF SAID LOT 8, A DISTANCE OF 50.00 FEET TO THE SOUTHEAST CORNER OF SAID

LOT 8, SAID POINT BEING ON THE WEST RIGHT OF WAY LINE OF 3RD STREET SOUTH; THENCE SOUTH 00°43'57" EAST ALONG THE WEST RIGHT OF WAY LINE OF SAID 3RD STREET SOUTH, A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 1,000. SQUARE FEET OR 0.0230 ACRES, MORE OR LESS.

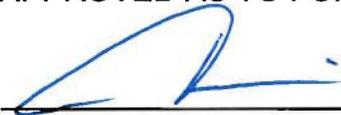
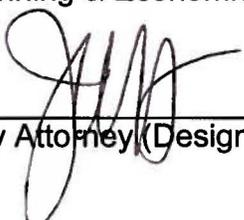
SECTION 2. The above-mentioned right-of-way is not needed for public use or travel.

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 rights-of-way, together with the abutting private property.
 - b. Through the replatting process, the applicant shall coordinate a plan for any necessary protection or modification of existing public infrastructure or non-City utilities, such as dedication of any necessary easements, abandonment or relocation.

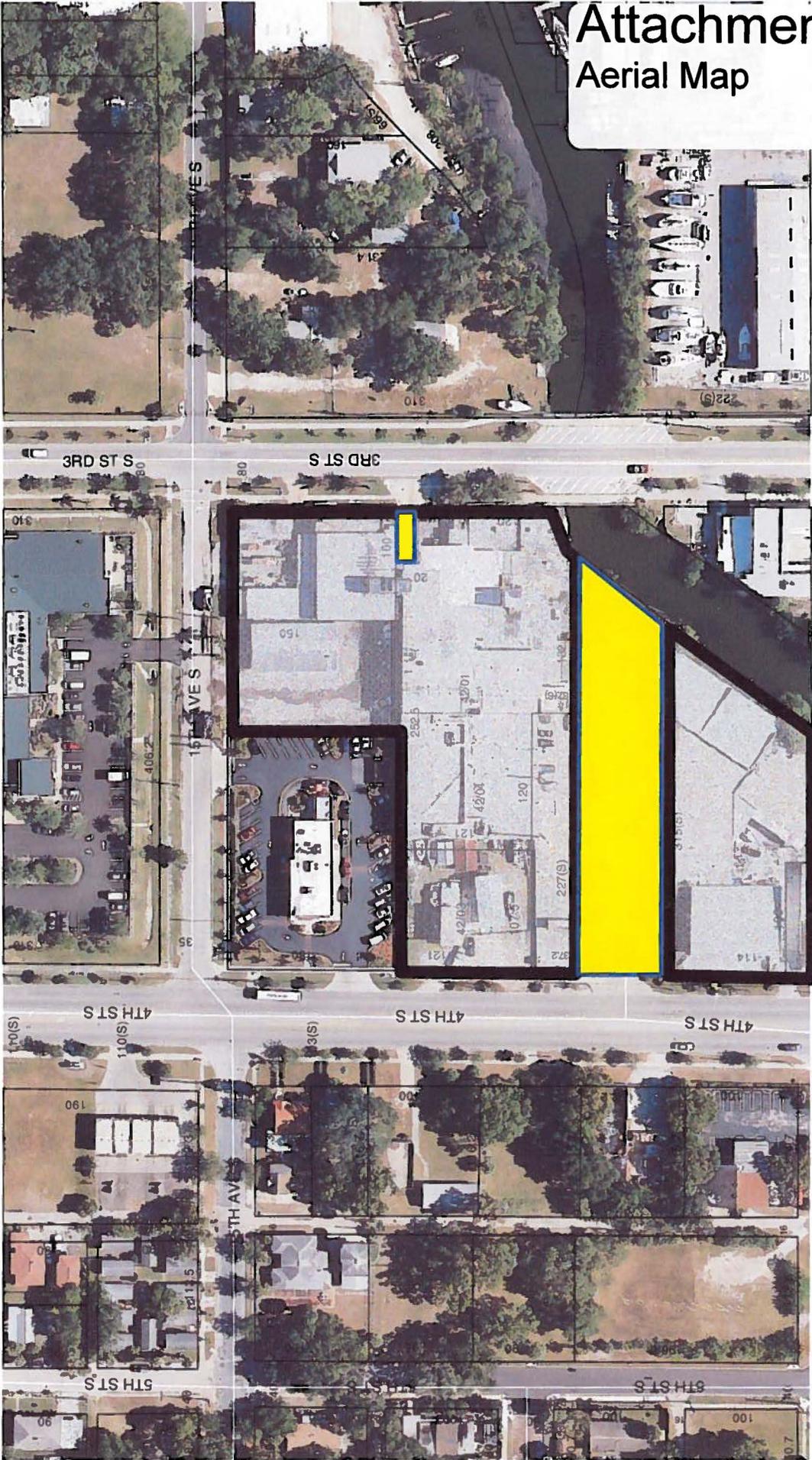
SECTION 4. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will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

	<u>3-15-13</u>
Planning & Economic Development Dept.	Date
	<u>3/18/13</u>
City Attorney (Designee)	Date

Attachment "B"

Aerial Map

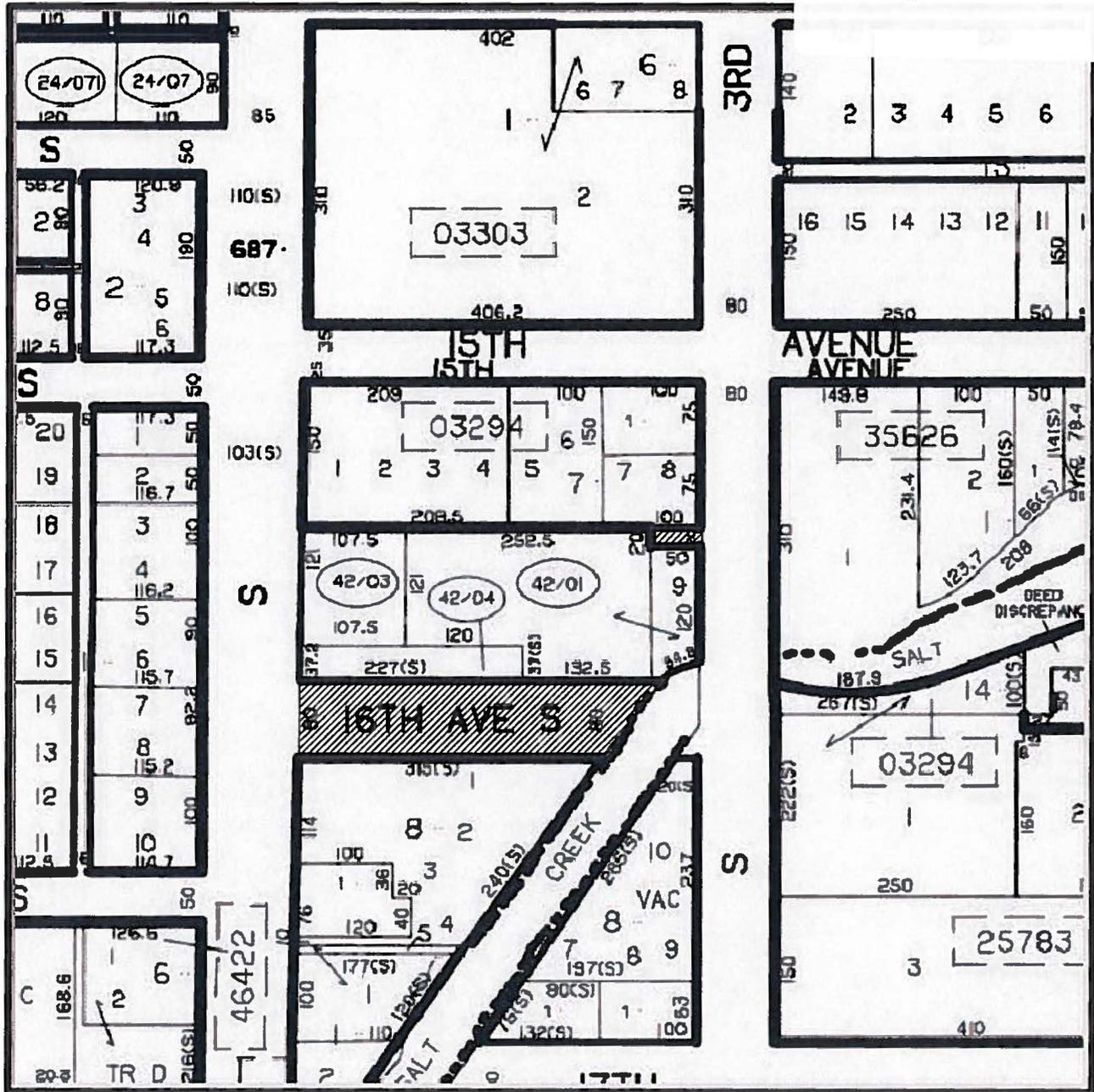


Proposed Vacations (yellow)

Attachment "C"

Survey / Sketch

FILENAME: Drawing2.dwg PLOT DATE: 2013-01-07



LEGEND

 AREAS REQUESTED TO BE VACATED



AREAS DEPICTED ABOVE ARE MORE FULLY DESCRIBED BY SKETCHES AND LEGAL DESCRIPTIONS PREPARED BY AMERICAN SURVEYING, INC., DATED 1/4/2013.

PROJECT NO.: 137-1002
 D.B.:
 CH.:
 DWG:
 DATE: 1/7/2013

FLORIDA SEAFOODS
 RIGHT-OF-WAY/ALLEY VACATION MAP
 TRADITION PROPERTIES OF ST PETE, LLC
 111 S. ARMENIA AVE, STE 101
 TAMPA, FL 33609



HOWARD CIVIL ENGINEERING, LLC
 Land Development Civil Engineers
 16110 N. Florida Ave. Lutz, FL. 33549
 Phone: 813.962.6565 Fax: 813.962.7575

Attached documents for item An Ordinance in accordance with Section 1.02(c)(3), St. Petersburg City Charter, authorizing the grant of a Public Utility Easement to Florida Power Corporation d/b/a Progress Energy Florida, Inc., a Florida Corporation, within Albert Whitted Park located

ORDINANCE NO.: _____

AN ORDINANCE IN ACCORDANCE WITH SECTION 1.02(C)(3), ST. PETERSBURG CITY CHARTER, AUTHORIZING THE GRANT OF A PUBLIC UTILITY EASEMENT TO FLORIDA POWER CORPORATION D/B/A PROGRESS ENERGY FLORIDA, INC., A FLORIDA CORPORATION, WITHIN ALBERT WHITTED PARK LOCATED AT 480 BAYSHORE DRIVE SOUTHEAST, ST. PETERSBURG; AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. The City Council of the City of St. Petersburg, Florida, hereby approves the grant of a Public Utility Easement ("Easement") to Florida Power Corporation d/b/a Progress Energy Florida Inc., a Florida corporation, to install and maintain a pad mounted transformer and associated cabling to provide improved electrical utility service for the boat show and other activities within Albert Whitted Park located at 480 Bayshore Drive Southeast, St. Petersburg, within the Easement location set forth in the legal description and illustration which are attached hereto as Exhibits "A" and "B" respectively, and incorporated herein.

Section 2. This Easement will have no significant effect on the public's use of the property and is granted pursuant to Section 1.02(c)(3) of the St. Petersburg, Florida, City Charter.

Section 3. The Mayor, or his Designee, is authorized to execute all documents necessary to effectuate this Ordinance.

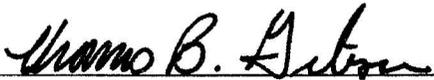
Section 4. In the event this Ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will 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.

LEGAL:



City Attorney (Designee)

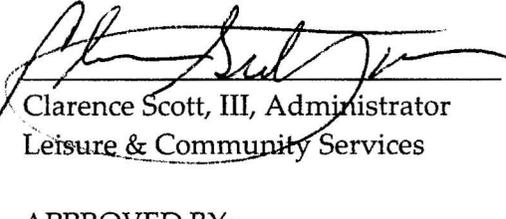
APPROVED BY:



Thomas B. Gibson, Director
Engineering & Capital Improvements

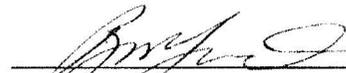
Legal: 00171702.doc V. 2

APPROVED BY:



Clarence Scott, III, Administrator
Leisure & Community Services

APPROVED BY:



Bruce E. Grimes, Director
Real Estate & Property Management

EXHIBIT "A"

(Legal Description of the Easement)

PARCEL 1

A portion of Lot 1, Block 3, CENTER FOR THE ARTS, as recorded in Plat Book 134, pages 98 through 102, Public Records of Pinellas County, Florida, lying in Section 20, Township 31 South, Range 17 East, Pinellas County, Florida, more particularly described as follows:

From the Northwest corner of Lot 2, Block 1 of ALBERT WHITTED AIRPORT SECOND REPLAT AND ADDITION, as recorded in Plat Book 112, pages 23 and 24, Public Records of Pinellas County, Florida as a Point of Reference, thence S.00°04'41"E. along the West line of said Lot 2, Block 1, 15.92 feet, to a point lying on the boundary of a Progress Energy Florida, Inc. Distribution Easement as recorded in Official Records Book 16672, Page 2101, Public Records of Pinellas County, Florida; thence along the boundary of said Distribution Easement the following 16 (sixteen) courses: 78°43'22"E., 60.24 feet; thence N.89°54'58"E., 191.88 feet; thence N.74°57'43"E., 52.09 feet; thence S.07°35'48"W., 17.70 feet; thence S.41°06'55"E., 71.19 feet; thence N.89°47'19"E., 418.61 feet; thence N.62°38'49"E., 514.80 feet; thence N.43°55'51"E., 197.05 feet; thence N.62°33'37"E., 56.88 feet; thence N.27°26'22"W., 17.00 feet; thence N.62°33'37"E., 5.73 feet; thence N.07°49'21"W., 209.94 feet; thence S.71°59'21"W., 2.11 feet; thence N.18°00'39"W., 17.00 feet; thence N.71°59'21"E., 17.00 feet; thence S.18°00'39"E., 1.55 feet to the POINT OF BEGINNING; thence departing the boundary of said Distribution Easement, N.71°59'21"E., 13.83 feet; thence S.18°00'39"E., 15.45 feet; thence S.71°59'21"W., 13.83 feet to a point lying on the boundary of said Distribution Easement, said point hereinafter referred to as Point "A"; thence N.18°00'39"W. along said boundary , 15.45 feet to the POINT OF BEGINNING.

Together with:

PARCEL 2

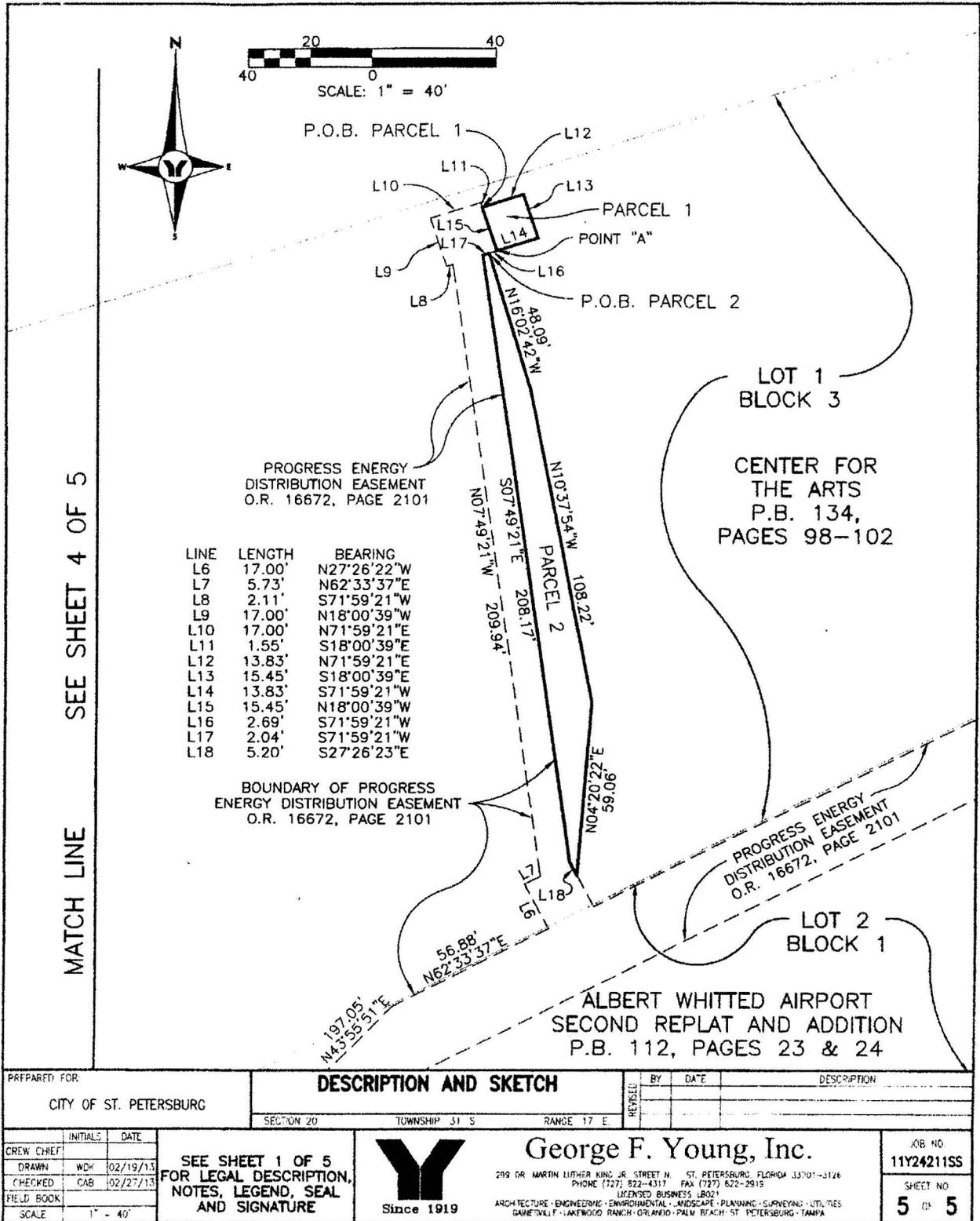
A portion of Lot 1, Block 3, CENTER FOR THE ARTS, as recorded in Plat Book 134, pages 98 through 102, Public Records of Pinellas County, Florida, lying in Section 20, Township 31 South, Range 17 East, Pinellas County, Florida, more particularly described as follows:

From the aforementioned Point "A" as a point of reference, thence S.71°59'21"W. along the boundary of the aforementioned Distribution Easement, 2.69 feet to the POINT OF BEGINNING; thence continue along the boundary of said Distribution Easement the following 3 (three) courses: S.71°59'21"W., 2.04 feet; thence S.07°49'21"E., 208.17 feet; thence S.27°26'23"E., 5.20 feet; thence departing the boundary of said Distribution Easement, N.04°20'22"E., 59.06 feet; thence N.10°37'54"W., 108.22 feet; thence N.16°02'42"W., 48.09 feet to the POINT OF BEGINNING.

Both parcels together containing 2,175 square feet or 0.499 acres, more or less.

EXHIBIT "B"

(Illustration of the Easement)



Attached documents for item Ordinance amending Section 22-206 of the St. Petersburg City Code relating to the Supplemental Firefighter's Retirement System ("Plan") to increase the maximum number of months an employee may participate in the Deferred Retirement Option Plan (DROP).

**St. Petersburg City Council Agenda Item
Meeting of April 4, 2013**

To: The Honorable Karl Nurse, Chair and Members of City Council

Subject: An ordinance amending Section 22-206 of the St. Petersburg City Code relating to the Supplemental Firefighter's Retirement System ('Plan') to increase the maximum number of months an employee may participate in the Deferred Retirement Option Plan (DROP)

Action Being Requested: Council action is being sought to approve amendments to the City Code that pertain to the Supplemental Firefighter's Retirement System for the purpose of increasing the maximum period of DROP participation from 60 to 84 months.

Summary: Section 22-206(c) of the current Plan permits members to participate in the DROP for up to 60 months but not to exceed the date when their total combined active employment service and DROP participation equals 35 years.

The City and St. Petersburg Association of Firefighters, Local 747 signed a Memorandum of Understanding on March 7, 2013 extending the allowable DROP period to 84 months. However, total combined active employment service and DROP participation remains at 35 years.

The ordinance would apply to current active members of the Plan and any members hired after the effective date. The ordinance would also extend the allowable DROP participation for members currently participating in the DROP but who have not yet severed employment with the City.

Cost:

Recommendations:

Recommended City Council Action:

First Reading of Ordinance for Approval at Public Hearing on April 18, 2013

- Attachments: (1) Proposed Ordinance
(2) Memorandum of Understanding
(3) Actuarial Impact Statement

Approvals:


Administration

3/2/13
Date


Budget

3-21-13
Date

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 22-206 OF THE ST. PETERSBURG CITY CODE TO AMEND THE MAXIMUM ALLOWABLE MONTHS OF DROP PARTICIPATION; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. That Section 22-206 of the St. Petersburg City Code is amended to read as follows:

Sec. 22-206. - Deferred Retirement Option Plan (DROP).

- (a) A member will be eligible to elect to enroll in the DROP at the time he is eligible to retire under the early retirement or normal age or service provisions of the plan and begin drawing immediate pension benefits as defined in section 22-201(a). Participation in the DROP cannot commence before the member is eligible to retire. Any member having more than 30 years of service at the time the DROP becomes available will be eligible to participate in the DROP; however, a member's combined years of service and years in the DROP cannot total more than 35 years. A member with 35 or more years of service cannot participate in the DROP. Application for participation in the DROP will be made through the POD.
- (b) Once the DROP is entered, a member will be considered "retired" for pension purposes and cannot accrue any additional benefits under the plan, and will no longer be eligible for disability or pre-retirement death benefits. Creditable service ceases and is no longer accrued once a member enters DROP. Contributions by the member and the City normal cost contributions to the applicable pension fund on behalf of the member will cease when participation in the DROP commences. Pension benefits are calculated at the time of entry into the DROP using the earnings base and creditable service as in normal retirement benefit calculations. Any future earnings while employed by the City do not have any effect on pension benefits.
- (c) When a member commences participation in the DROP, he shall not have the right to participate again as a contributing member of the pension plan. Election in the DROP is irrevocable once DROP payments begin. Total years of participation in the DROP shall not exceed ~~60~~ 84 months. Once the member has completed participation in DROP, he will be separated from City employment as a firefighter; this separation shall be processed as a voluntary retirement.
- (d) Members who are actively employed firefighters of the City on the effective date of this ordinance, including those members who previously enrolled in the DROP but have not terminated employment as a firefighter, may participate in the DROP for up to 84 months.

- ~~(d)~~(e) Once the member has entered the DROP, pension payments will be transferred to the member's DROP account on a monthly basis. This transfer will occur at the same time pension payments are made to other retirees or beneficiaries.
- ~~(e)~~ (f) The Board may select one third party administrator (TPA) to manage the members' DROP accounts or more than one TPA. If the Board selects more than one TPA, each DROP member will choose the TPA that they want to administer their DROP account. The Board may contract with the TPAs regarding services, fees, investment fund options, withdrawal options and other administrative matters related to DROP. The TPAs will provide statements to the members regarding the performance of their DROP accounts on at least a quarterly basis. The Board may adopt rules and procedures for the administration of the DROP including, but not limited to, the process for enrolling in the DROP, transferring between TPAs, if applicable, and processing withdrawals from the DROP at the end of the member's DROP participation. If the Board selects one or more TPAs to manage the members' DROP accounts, all existing and future DROP members' accounts shall be administered by the TPAs selected by the Board.
- ~~(f)~~ (g) Unless and until the Board selects one or more TPAs to manage the members' DROP accounts, the transfer of pension funds into the member's DROP account will be an accounting function only. The funds will not physically be transferred. The DROP account will be an account in "bookkeeping" sense only until separation from employment as a firefighter and payout of the account. All DROP accounts will remain in the pension fund for investment purposes, be administered by the Board, and earn or lose interest at the rate of return on the actuarial value of assets calculated annually as reported to the division of retirement pursuant to part IV of chapter 112, State statutes (F.S. ch. 112). No further interest will accrue on the account after the month of separation. To compensate the retirement system for the expense of administering and operating the DROP, each participating member's account shall be charged an annual administrative fee of 0.25 percent of the account earnings which will be deducted from the participating member's account quarterly. The administrative fee shall be reviewed annually by the Board. The board may make reasonable increases or decreases to the administrative fee by resolution. Funds are not transferable from the pension fund into any other investment vehicles. Annual reports regarding the DROP account balance, earnings and losses will be made available to the member.
- ~~(g)~~ (h) At no time during participation in the DROP will the member have access to, or be able to borrow against, any of the funds in the DROP account whether the funds remain in the pension fund or are administered by one or more TPAs.
- ~~(h)~~ (i) Payments to a DROP account shall not be considered an asset of the retirement system which may be pledged against claims owed to others. Rather, these are deferred payments which have already been earned by the member and are not subject to distribution or control by the member until separation from employment

as a firefighter. Except as otherwise provided by law, no amendment to the Code shall make it possible for any part of the DROP funds to be used for, or diverted to purposes other than for the exclusive benefit of persons entitled to benefits under the DROP.

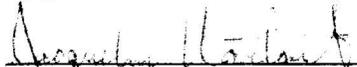
- (+) (j) All benefits payable under the DROP shall be paid only from the assets of the DROP and neither the City nor the Board shall have any duty or liability to furnish the DROP with any funds, securities, or other assets except to the extent required by any applicable law. Employees who choose to participate in the DROP will be solely responsible for their investment choices. Any losses, changes or expenses incurred as a result of the participant's investment selection or otherwise incurred shall not be made up by the City or the Board, but all of the same shall be borne exclusively and solely by the participant.
- (+) (k) Nothing in this section shall be construed to remove DROP participants from the operation of any forfeiture provisions applicable to the retirement system. DROP participants shall be subject to forfeiture of all retirement benefits, including DROP retirement benefits.
- (*) (l) A member's election to participate in the DROP shall make him or her ineligible to vote for member trustees or serve as a member trustee.
- (+) (m) Upon separation of employment as a firefighter, retirement benefits shall be paid to the retiree and no longer be transferred into the DROP account. If the Board has selected one or more TPAs to manage the members' DROP accounts, the initial payment from the DROP must be approved by the Board and comply with the Internal Revenue Code. Future payments and changes in payment methods will be administered as provided in the agreement with the TPA and in compliance with the Internal Revenue Code. If a DROP participant dies while still participating in the plan or before the DROP payout is made, the designated beneficiary shall have payout options as provided in the agreement with the TPA and in compliance with the Internal Revenue Code.

If there is no third party administration of the DROP accounts and the DROP funds remain in the pension fund, the initial payment from the DROP must be approved by the Board and comply with the Internal Revenue Code. Within 60 days after the end of the calendar quarter following separation from employment as a firefighter with the City, the DROP account shall be payable, at the retiree's option, by a direct rollover of the total amount into an eligible retirement plan, by a partial lump sum payment with the remainder being directly rolled over into an eligible retirement plan, or by payment of the entire amount in a lump sum to the retiree. Failure of the retiree to designate a payment option will result in a lump sum payout. Payouts, including lump sum payouts, will be made at the same time that regular pension payments are made to retirees. If a DROP participant dies while still participating in the plan or before the DROP payout is made, the designated beneficiary shall have the same rights to elect and receive the same payout options as were available to the participant.

SECTION 2. Language which is ~~struck through~~ indicates deletions, and language which is underlined indicates additions.

SECTION 3. Effective Date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after 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 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:



Assistant City Attorney



City Administration

3/14/13

Date

3/14/13

Date

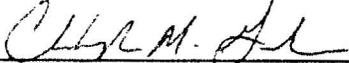
MEMORANDUM OF UNDERSTANDING
BETWEEN THE
CITY OF ST. PETERSBURG
AND
THE ST. PETERSBURG ASSOCIATION OF FIREFIGHTERS, LOCAL 747
RANK AND FILE UNIT AND SUPERVISORS UNIT

SUBJECT: Article 26 – DROP Extension

The parties agree that the Deferred Retirement Option Plan (DROP) participation period for members of both the Rank and File Unit and Supervisors Unit shall increase from five (5) years to seven (7) years contingent upon approval of City Council and the State of Florida Benefits Administrator. The parties further agree that the maximum years of service combined with DROP participation shall remain at thirty-five (35) years.

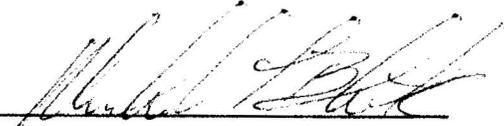
Signed by the duly authorized representatives of the above referenced parties this 7th
day of March, 2013

For the City



Christopher M. Guella
Labor Relations & Compensation Manager

For the Union



Michael Blank, President
St. Petersburg Association of
Firefighters, Local 747, IAFF

March 21, 2013

Ms. Vicki Grant
Manager, Benefits; Human Resources
City of St. Petersburg
P.O. Box 2842
St. Petersburg, FL 33731-2842

Firefighters' Retirement System – Proposed Plan Changes

Dear Vicki:

We have reviewed the proposed Ordinance that would change Section 22-206 of the St. Petersburg Code.

Proposed Change

Currently, members can participate in the Deferred Retirement Option Plan (DROP) after becoming eligible for early or normal retirement. Participation in the DROP is limited to the lesser of 60 months or until the member would have earned 35 years of credited service. The proposed change would extend the participation period to the lesser of 84 months or until the member would have earned 35 years of credited service. Current members of the DROP can continue to participate up to 84 months or until the member would have earned 35 years of credited service.

Actuarial Impact

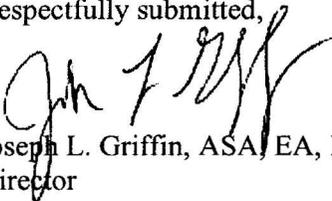
There is no actuarial impact for extending the DROP participation as changes to retirement behavior, if any, would produce negligible impact to the Plan's liabilities.

Data, Plan Provisions, Assumptions and Methods

Our calculations were based on member census data submitted for the October 1, 2011 actuarial valuation. Except as noted above, the plan provisions are the same as those used for the October 1, 2011 valuation. The actuarial cost methods and assumptions used for this study are the same as those adopted by the Board for the October 1, 2011 valuation.

If you have any questions regarding this study, please do not hesitate to contact me.

Respectfully submitted,



Joseph L. Griffin, ASA, EA, MAAA, FCA
Director

Attached documents for item Requesting a discussion regarding City employees who pay for monthly parking and receive parking citations while on official City business. (Councilmember Newton)

**COUNCIL AGENDA
NEW BUSINESS ITEM**

TO: **Members of City Council**

DATE: **March 20, 2013**

COUNCIL DATE: **April 4, 2013**

RE: ***City Employee Parking Citations***

ACTION DESIRED:

Respectfully requesting a discussion regarding City employees who pay for monthly parking and receive parking citations while on official City business.

RATIONAL:

It has been four to five years since City employees have received a pay increase. However, it has come to my attention that employees whom pay monthly parking fees are receiving parking citations while on official City business.

Wengay Newton, Council Member
District 7



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.

H/1
①

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: TOM CAWY (Cally)
 ADDRESS: 6718 31st WAY S
 REPRESENTING: SELF
 AGENDA ITEM NO.: PORCHES WEST
 FOR: _____ AGAINST: _____

APR 04 2013

3 MINUTE TIME LIMIT

Attached documents for item Scheduling a Pier Workshop for April 18, 2013.

COUNCIL AGENDA

NEW BUSINESS

To: The Honorable Members of City Council

Date: March 27, 2013

Council Date: April 4, 2013

RE: Scheduling a Pier Workshop for April 18, 2013

Action Requested: Schedule a Pier Workshop on April 18, 2013

Background: After discussions with administration who voiced their concerns that the lead architect and other experts will not be available on April 4th to answer questions about the pier, I have concluded that a more effective approach is to 1) request a workshop on the pier on April 18th, 2) request that the "Stop the Lens" organization provide a letter outlining their technical concerns, not the visual or programmatic concerns, by April 11th so that the designers, engineers and staff be prepared to answer questions on the 18th.

The agenda will focus on technical and/or functional concerns. The goal is to acknowledge and forge an effort to address and hopefully settle a number of the technical issues.

The other area is to address a possible referendum schedule and process if the *Stop the Lens* petition is successful. John Wolfe would lead this portion. Events, prior to the 18th, may impact this portion.

Karl Nurse, Chair
Member of City Council



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.

(1)

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Ed Montanari H2

ADDRESS: St Petersburg

REPRESENTING: _____

AGENDA ITEM NO. : H2

FOR: _____ AGAINST:

APR 04 2013

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.

(2)

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: William C. Ballard H2

ADDRESS: 1255 Brightwaters Blvd.

REPRESENTING: Concerned Citizens of St. Pete

AGENDA ITEM NO. : H2

FOR: AGAINST: _____

APR 04 2013

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.

(3)

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Momma Tee Lassiter H2

ADDRESS: _____

REPRESENTING: Community

AGENDA ITEM NO. : H2

FOR: _____ AGAINST: _____

APR 04 2013

3 MINUTE TIME LIMIT

Attached documents for item Requesting a report from Transportation and Parking Management to the Public Services & Infrastructure Committee on feasibility and consequences/impact of increasing yellow light interval times at red light camera intersections. (Councilmember Gerdes)

**COUNCIL AGENDA
NEW BUSINESS ITEM**

TO: Members of City Council

DATE: March 28, 2013

COUNCIL DATE: April 4, 2013

**RE: *Referral to Public Safety & Infrastructure Committee
Yellow Light Interval Times***

ACTION DESIRED:

Respectfully request a report from Transportation and Parking Management to the Public Services & Infrastructure Committee on feasibility and consequences/impact of increasing yellow light interval times at red light camera intersections.

Charlie Gerdes, Council Member
District 1



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.

H3
①

CITY OF ST. PETERSBURG, PUBLIC HEARING

NAME: Matt Florell

ADDRESS: 114 17th Ave N.

REPRESENTING: self

AGENDA ITEM NO. : H-3 Yellow Signal Times

FOR: _____ AGAINST: _____

APR 04 2013

3 MINUTE TIME LIMIT

Attached documents for item Budget, Finance & Taxation Committee. (3/28/13) [To be heard at 10:00 a.m.]

**St. Petersburg City Council
BUDGET, FINANCE & TAXATION COMMITTEE**

Committee Report for March 28, 2013

Members: Chair James R. "Jim" Kennedy, Jr.; Vice-Chair Charles Gerdes; Karl Nurse; Leslie Curran and William Dudley (alternate).

Support Staff: Jennifer Millet, Collection Officer, Billing & Collections
Thomas Hoffman, Controller, Finance Department

**Call to Order and Roll Call
Approval of Agenda
Approval of Minutes**

1. New Business/ Deferred Business

Resolution Authorization – PARC/CDBG Changes

Joshua Johnson, Director, Housing and Community Development, provided a brief overview of the proposed resolution.

Mr. Johnson stated that PARC, Inc. d/b/a The Pinellas Association for Retarded Children change the work priorities for rehabilitation to its facilities funded by FY 2012-2013 Community Development Block Grant (CDBG) allocation for 3025/3101 76th Way North and 3190 75th Street North. Mr. Johnson emphasized that PARC is only requesting changes to the work description and not changes to the amounts.

In conclusion, Mr. Johnson requested the Committee to forward the item to full Council for approval. Motion was approved.

Steps to Keep the 2013 General Fund Budget in Balance

City Administrator, Mrs. Tish Elston provided the Committee with an oral report relating to end of quarter deficit and "Steps to keep the 2013 General Fund Budget in balance". Mrs. Elston shared with the Committee, seven (7) steps that would keep the 2013 General Fund Budget in balance.

1. Departments asked to reduce their budgets by 1%
2. Quarterly Expenditure Monitoring
3. Mayor's Directive - Delay all Discretionary Expenditures
4. Approvals to fill vacant positions: Full-time (Admin. Elston), Part-time (Human Resources Director, Cornwell)
5. Reconsideration of all non-reimbursed activities that require over-time on a case by case basis.
6. Refocusing time on service delivery and prioritizing any additional requirements.
7. As the 2014 Budget is developed any potential savings that do not impact services will be implemented early.

Mayor Foster and Mrs. Elson addressed the Committee's questions and concerns.

After discussion, Mayor Foster stated that the General Fund will be scrutinized after the first quarter and reports will be provided to Council to avoid surprises. Mrs. Elston stated that actual numbers should be available end of May 2013 or the beginning of June 2013.

Post Audit for FY12 (Anne Fritz)

Anne Fritz, Finance Director, introduced External Auditor Laura Krueger Brock and her Audit team consisting of Laura Tatem and David Goddu, who reported to the Committee the results from the annual audit of the City's financial statements for the year ended September 30, 2012.

Ms. Brock addressed the Committee and complimented Finance Director, Anne Fritz and her team for their outstanding performance relating to the Audit Report. She stated that this is their second year providing audit services, and contributed the success of completing the audit process 30 days ahead of schedule to Ms. Fritz and her team for addressing and implementing recommended process improvements that were contained in the Management Letter from the prior year and certain deficiencies from the previous year.

Ms. Brock detailed the responsibilities of the auditors including the reports to be rendered by same and also the responsibilities of management, including the implementation of several accounting policies defined in several new GASB Statements. Ms. Brock provided a brief overview and discussed some of the highlights from the "Results of 2012 Audit" handout that summarized certain Financial, Statistical and Regulatory sections of the Comprehensive Annual Financial Report for Fiscal Year 2012.

Ms. Brock discussed handout which included slides of the Scope of Services, Required Auditor Communications, Government Wide – Revenues and Expenses, Governmental Activities and Business-Type Activities Analysis, Significant Revenue Sources Affected by the Economy, and the General Fund Balance as a Percentage of General Fund Expenditures.

Mr. David Goddu discussed the Enterprise Funds, and the General Fund Subsidies to Select Enterprises pointing out that without subsidies, there would be bigger decreases relating to the Pier, Coliseum, Sunken Gardens and Tropicana Field. He also discussed the GASBS Statements implemented in FY2012 and the upcoming GASB Statements and the impact of each statement to the City. Mr. Goddu recommended that the City focus on GASB 68 which is the most important GASB Statement.

Ms. Laura Tatem discussed the Federal Awards/State Financial Assistance and Other Governmental Agencies Awards emphasizing that there was a big drop with SWIFMUD, Juvenile Welfare and no State Protection money. She also discussed the 8 major Federal Programs Tested under the Single Audit in FY 2012 and had no findings or issues. She stated that the Comprehensive Audit for Grants Testing and Output determined no findings to report relating to the 2 Major State Programs Tested under the Single Audit in FY 2012. In regards to the Control Deficiencies and management Letter Comments, Ms. Tatem stated there were no findings, no issues – all were resolved based on recommendations. Basically all recommendations were applied and no issues were found on current audit.

Finally, Ms. Fritz congratulated her staff and the various departments' staff involved for their efforts that contributed to the overall "perfect" audit, which is a tremendous achievement for the City.

2. **New Business Item Referrals - None**
3. **Continued Business/Deferred Business**
4. **Reports – None**
5. **Next Meeting Agenda Tentative Issues**
 1. **April 11, 2013**
 - a. **Water Stabilization Fund Update – (Fritz) (Connors) (Rosetti)**
 2. **April 25, 2013**
 - a. **Community Brownfield Fund – Follow up (Sophia Sorolis)**
 - b. **2nd Quarter Grants Update (Wayne Finley)**
 3. **May 9, 2013**
 - a. **2nd Quarter Financials Report (Anne Fritz/Tom Greene)**
 - b. **2nd Quarter Lease Report (Bruce Grimes)**
6. **Adjournment - meeting adjourned at 9:17.a.m.**

Resolution No. 2013 - _____

A RESOLUTION AMENDING THE CITY'S FY 2012/13 ANNUAL ACTION PLAN TO MODIFY THE APPROVAL FOR THE CDBG FUNDING FOR PARC, INC. D/B/A THE PINELLAS ASSOCIATION FOR RETARDED CHILDREN ("PARC") TO MAKE IMPROVEMENTS TO PARC'S EXISTING BUILDINGS LOCATED AT 3190 75TH STREET NORTH AND 3025/3101 76TH WAY NORTH ("FACILITIES"), THAT CHANGES THE PRIORITIES IN REHABILITATION OF THE FACILITIES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, in 2012, PARC, Inc., d/b/a/ The Pinellas Association for Retarded Children ("PARC") submitted an application for funding to make improvements to its facilities located at 3190 75th Street North, and 3025/3101 76th Way North ("Facilities"); and

WHEREAS, in July 2012, City Council approved the City's FY 2012/13 Annual Action Plan which allocated a total of \$64,000 in Community Development Block Grant ("CDBG") funds for the improvements ("Grant Funding"); and

WHEREAS, Grant Funding was for the purpose of rehabilitating the Facilities based upon the priority of the improvements as established by PARC in its application; and

WHEREAS, the original work priorities utilized Grant Funding to replace flooring, kitchen cabinets and countertops in the facility located at 3190 75th Street North and to replace flooring in living areas, hallways, nurses station and bathrooms in the facility located at 3025/3101 76th Way North; and

WHEREAS, Administration received a letter dated February 20, 2013, from PARC that requested a change in the work priorities to use Grant Funding for nursing station upgrades, kitchen renovations and flooring replacement, for its facility at 3190 75th Street North and for nursing station upgrades and bathroom renovations for its facility located at 3025/3101 76th Way North; and

WHEREAS, on March 28, 2013, Administration submitted a request to the Budget, Finance and Taxation Committee to recommend to City Council that it approve an amendment to the City's Annual Action Plan to change the work priorities requested at the Facilities; and

WHEREAS, Administration has previously entered the original work priorities in the U.S. Department of Housing and Urban Development ("HUD") Integrated Disbursement Information System and will advise HUD of any changes approved by City Council; and

WHEREAS, the Administration recommends that PARC's request be granted; and

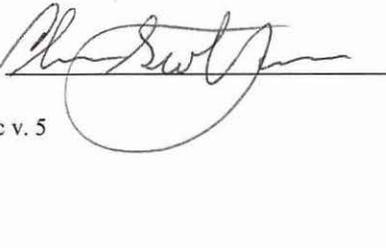
WHEREAS, this City Council finds that PARC's request is reasonable.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that an amendment to the City's FY 2012/13 Annual Action Plan to modify the approval for the CDBG funding for PARC, Inc. d/b/a The Pinellas Association For Retarded Children ("PARC") to make improvements to PARC's existing buildings located at 3190 75th Street North and 3025/3101 76th Way North ("Facilities"), that changes the priorities in rehabilitation of the Facilities is approved; and the Mayor or his designee is authorized to execute all documents necessary to effectuate this resolution

This Resolution shall become effective immediately upon its adoption.

Approvals:

Administration:



Legal:



Legal: 00171432.doc v. 5



City of St. Petersburg

Presentation to City Council

Results of 2012 Audit

April 04, 2013

Presented by:

Laura Krueger Brock

Laura Tatem

David Goddu



our **roots** run deep



I-1.



City of St. Petersburg Scope of Services – 2012 Results

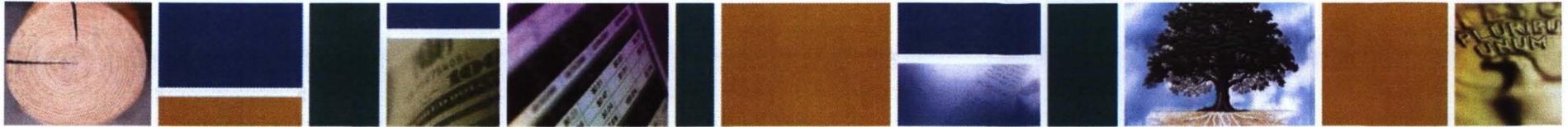
- Independent Auditor's Report on the Financial Statements (Unqualified)
- Independent Auditor's Report on Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with *Government Auditing Standards*
- Independent Auditor's Report on Compliance with Requirements That Could Have a Direct and Material Effect on Each Major Program and on Internal Control Over Compliance in Accordance with OMB Circular A-133 and Chapter 10.550, *Rules of the Auditor General of the State of Florida* (Unqualified)
- Schedule of Expenditures of Federal Awards and State Financial Assistance
- Schedule of Findings and Questioned Costs
- Independent Auditor's Management Letter – as required by the Florida Auditor General



City of St. Petersburg Government Wide - Revenues Years Ended September 30, 2012 and 2011

	<u>Governmental Activities</u>		<u>Business-Type Activities</u>		<u>Totals</u>	
	<u>2012</u>	<u>2011*</u>	<u>2012</u>	<u>2011*</u>	<u>2012</u>	<u>2011*</u>
Program Revenues:						
Charges for Services	\$ 53,384,565	51,191,726	173,593,693	166,642,458	226,978,258	217,834,184
Operating Grants and Contributions	6,037,740	7,458,717	1,294,996	669,447	7,332,736	8,128,164
Capital Grants and Contributions	9,906,530	13,840,226	3,668,781	7,343,376	13,575,311	21,183,602
Total Program Revenues	<u>69,328,835</u>	<u>72,490,669</u>	<u>178,557,470</u>	<u>174,655,281</u>	<u>247,886,305</u>	<u>247,145,950</u>
General Revenues:						
Property Taxes	70,322,445	75,037,770	-	-	70,322,445	75,037,770
Other Taxes	113,066,253	113,465,448	-	-	113,066,253	113,465,448
Other	12,199,064	6,122,785	5,480,264	5,091,253	17,679,328	11,214,038
Total General Revenues	<u>195,587,762</u>	<u>194,626,003</u>	<u>5,480,264</u>	<u>5,091,253</u>	<u>201,068,026</u>	<u>199,717,256</u>
Total Revenues	<u>264,916,597</u>	<u>267,116,672</u>	<u>184,037,734</u>	<u>179,746,534</u>	<u>448,954,331</u>	<u>446,863,206</u>

* Balances have been restated from previously issued CAFR



City of St. Petersburg Government Wide - Expenses Years Ended September 30, 2012 and 2011

	Governmental Activities		Business-Type Activities		Totals	
	2012	2011*	2012	2011*	2012	2011*
Program Expenses:						
General Government	\$ 27,484,912	30,778,834	-	-	27,484,912	30,778,834
Community and Economic Development	17,878,776	20,179,832	-	-	17,878,776	20,179,832
Public Works	33,931,921	31,371,393	-	-	33,931,921	31,371,393
Public Safety - Police	93,275,050	96,083,786	-	-	93,275,050	96,083,786
Public Safety - Fire and EMS	47,472,803	49,592,092	-	-	47,472,803	49,592,092
Recreation and Culture	52,601,786	57,183,235	-	-	52,601,786	57,183,235
Interest on Long-term Debt	3,607,747	5,033,700	-	-	3,607,747	5,033,700
Water and Waste Water Utility	-	-	104,932,909	105,663,758	104,932,909	105,663,758
Stormwater Utility	-	-	14,890,554	13,527,360	14,890,554	13,527,360
Sanitation	-	-	37,460,953	38,102,702	37,460,953	38,102,702
Tropicana Field	-	-	7,088,308	6,820,058	7,088,308	6,820,058
Non-major Enterprise Funds	-	-	28,202,756	29,175,909	28,202,756	29,175,909
Total Expenses	<u>276,252,995</u>	<u>290,222,872</u>	<u>192,575,480</u>	<u>193,289,787</u>	<u>468,828,475</u>	<u>483,512,659</u>

* Balances have been restated from previously issued CAFR



City of St. Petersburg Governmental Activities and Business-Type Activities Analysis Years Ended September 30, 2012 and 2011

	<u>Governmental Activities</u>		<u>Business - Type Activities</u>	
	<u>2012 Total</u>	<u>2011* Total</u>	<u>2012 Total</u>	<u>2011* Total</u>
Program Revenues	\$ 69,328,835	72,490,669	178,557,470	174,655,281
General Revenues	195,587,762	194,626,003	5,480,264	5,091,253
Total Revenues	264,916,597	267,116,672	184,037,734	179,746,534
Program Expenses	276,252,995	290,222,872	192,575,480	193,289,787
Increase (decrease) before transfers	(11,336,398)	(23,106,200)	(8,537,746)	(13,543,253)
Transfers from Business Type Activities	7,545,359	6,839,678	(7,545,359)	(6,839,678)
Change in Net Assets	<u>(3,791,039)</u>	<u>(16,266,522)</u>	<u>(16,083,105)</u>	<u>(20,382,931)</u>
Percentage of Program Expenses Covered by Program Revenues	25.1%	25.0%	92.7%	90.4%
Percentage of Program Expenses Covered by General Revenues	70.8%	67.1%	2.8%	2.6%
Percentage of Program Expenses Covered by Transfers	2.7%	2.4%	n/a	n/a

* Balances have been restated from previously issued CAFR



City of St. Petersburg Control Deficiencies and Management Letter Comments

- **Prior Year Comments - Completed**
 1. Process Improvements
 - a. Procurement Card Testing
 - b. Information Technology Access Controls
 - c. Electronic Permanent File
 2. Control Deficiency
 - a. Account Reconciliations
 3. Significant Deficiency
 - a. Year-End Close and Accounting Procedures

- **Current Year Comments**

None



Questions?

Attached documents for item Public Services & Infrastructure Committee. (3/28/13)

City of St. Petersburg
Public Services & Infrastructure Committee
Meeting of March 28, 2013 – 9:15
City Hall, Room 100

Members: Chair Bill Dudley; Vice-Chair Jeff Danner
Council Members: Steve Kornell (absent) and Wengay Newton

Alternate(s): Karl Nurse

Support Staff: Evelyn Rosetti, primary staff support; David Dickerson, backup staff support

Others Present: Council Members Curran and Gerdes; Tish Elston, Mike Connors, Mark Winn, Kim Streeter, Steve Leavitt, Amelia Preston, Judy Tenison

A. Call to Order and Roll Call – 9:28 am.

B. Approval of Agenda: (4-0)

C. Approval of Minutes

1. Minutes of March 14, 2013: (4-0)

D. New Business

1. Pinellas Park Termination Agreement – Steve Leavitt

Opening Discussion and Presentation

Steve Leavitt introduced the item with a general overview of the history of the Sanitary Sewer agreement. He reported the agreement had been in place since March 12, 1987. Mr. Leavitt noted that the termination agreement would reduce some revenues as well as relieve some expenses. He also noted the loss of revenue would be minuscule. Mr. Leavitt informed the group the termination agreement will go before full Council for consideration prior to the December 31, 2013 disconnection.

Committee and Staff Discussion

There was general discussion regarding the termination agreement. Mr. Leavitt identified the termination agreement was part of development in the Gateway area and consolidating approval processes. It was suggested a report be presented regarding loss of revenue versus loss of expenses. CM Nurse made a motion to send the item to Council for approval and the motion passed unanimously.

E. Continued Business

Chair Dudley reviewed the Table of Pending/Continuing Referrals. There was some discussion concerning the items on the list and items were scheduled for upcoming meetings.

F. Next Meeting – April 11, 2013

1. Bike Sharing – Joe Kubicki

F. Adjournment. Meeting adjourned at 9:50 am.

RESOLUTION NO. _____

A RESOLUTION APPROVING A TERMINATION AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG AND THE CITY OF PINELLAS PARK RELATING TO A SANITARY SEWER TREATMENT AGREEMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THE TERMINATION AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, St. Petersburg has provided wastewater service to certain real property in Pinellas County, Florida located within the city limits of Pinellas Park in the Gateway Centre Development (“Gateway”) pursuant to a Sanitary Sewer Treatment Agreement dated March 12, 1987 (Sewer Agreement”); and

WHEREAS, the Sewer Agreement specifically states that St. Petersburg recognizes Pinellas Park’s right to provide sanitary sewer service to Gateway; and

WHEREAS, Paragraph 14 of the Sewer Agreement provides that the Sewer Agreement shall remain in effect for a period of thirty (30) years or until such prior time as both parties mutually agree it should be discontinued; and

WHEREAS, Pinellas Park has notified St. Petersburg of its desire to provide wastewater service to Gateway prior to the expiration date of the Sewer Agreement on March 12, 2017; and

WHEREAS, St. Petersburg has reviewed and considered Pinellas Park’s request to terminate the Sewer Agreement and does not object to the prior termination of the Sewer Agreement in accordance with the terms and conditions of the Termination Agreement attached hereto and incorporated by reference herein;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the Termination Agreement between St. Petersburg and the City of Pinellas Park is hereby approved.

BE IT FURTHER RESOLVED, that the Mayor or his Designee is authorized to execute all documents necessary to effectuate the Termination Agreement.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND CONTENT:

City Attorney (Designee)

**TERMINATION OF SANITARY SEWER TREATMENT
AGREEMENT DATED MARCH 12, 1987**

THIS TERMINATION AGREEMENT made and entered into this ____ day of _____, 201_ by and between THE CITY OF ST. PETERSBURG, FLORIDA, a municipal corporation, hereinafter referred to as "St. Petersburg", and THE CITY OF PINELLAS PARK, FLORIDA, a municipal corporation, hereinafter referred to as "Pinellas Park", both in the County of Pinellas, State of Florida (the "Termination Agreement").

WITNESSETH:

WHEREAS, St. Petersburg has provided wastewater service to certain real property in Pinellas County, Florida within the City limits of Pinellas Park located in the Gateway Centre Development and more specifically described in Exhibit A attached hereto and incorporated by reference herein ("Gateway"); and

WHEREAS, St. Petersburg and Pinellas Park entered into a Sanitary Sewer Treatment Agreement concerning the provision of wastewater treatment to Gateway dated March 12, 1987 ("Agreement"), attached hereto and incorporated by reference herein as Exhibit B;

WHEREAS, the Agreement specifically states that "St. Petersburg recognizes Pinellas Park's right to provide sanitary sewer service to [Gateway]"; and

WHEREAS, Paragraph 14 of the Agreement provides that the Agreement shall remain in effect for a period of thirty (30) years or until such prior time as both parties mutually agree it should be discontinued; and

WHEREAS, Pinellas Park has notified St. Petersburg of its desire to provide wastewater service to Gateway prior to the expiration of the Agreement on March 12, 2017; and

WHEREAS, St. Petersburg has reviewed Pinellas Park's request and does not object to the prior termination of the Agreement;

NOW, THEREFORE, in consideration of the mutual promises herein contained, and for other good and valuable consideration, receipt of which is hereby acknowledged by the parties, it is agreed by and between the parties as follows:

1. The above recitals are hereby incorporated into the Termination Agreement and made a part hereof.
2. Each Party to this Termination Agreement represents and warrants to the other party that (i) it is a duly organized, qualified and existing entity under the laws of the State of Florida, and (ii) all appropriate authority exists so as to duly authorize the persons executing this Termination Agreement to so execute the same and fully bind the party on whose behalf they are executing.

3. The Agreement shall be terminated in its entirety, effective December 31, 2013 ("Termination Date")

4. After the Termination Date, St. Petersburg shall have no further obligations to provide sanitary sewer service to Gateway pursuant to the Agreement. Each party to the Agreement shall thereupon be relieved of any further obligations thereunder for liability with respect thereto; provided, however, that such termination shall not operate to release or relieve either of the parties of any obligations or liabilities on their part which accrued or existed prior to the Termination Date, and the same shall continue to be and remain the obligations and liabilities of each of them following the Termination Date and shall survive the termination until fully and finally reconciled or extinguished by operation of law.

5. Upon termination of the Agreement, Pinellas Park shall continue to own all wastewater pipes, manholes, meters and appurtenant facilities located west of the Point of Connection identified in Exhibit C, attached hereto and incorporated by reference herein. St. Petersburg shall continue to own all wastewater pipes, manholes and appurtenant facilities located east of the Point of Connection as identified in Exhibit C. Both parties to the Termination Agreement shall coordinate the disconnection of Pinellas Park's facilities from St. Petersburg. Pinellas Park shall be responsible for the installation of a mechanical plug in the pipe leading to the City of St. Petersburg point of connection. Pinellas Park shall provide access to St. Petersburg to conduct its final monthly meter reading on December 31, 2013

6. Should any section or part of any section of this Termination Agreement be rendered void, invalid, or unenforceable by any court of law, for any reason, such a determination shall not render void, invalid, or unenforceable any other section or any part of any section of this Termination Agreement.

7. This Termination Agreement constitutes the entire agreement between the parties, and no change will be valid unless made by supplemental written agreement executed by both parties.

8. This Termination Agreement is to be construed in accordance with the laws of the State of Florida. Venue for any cause of action or claim asserted by either party hereto brought in state courts shall be in Pinellas County, Florida, St. Petersburg Division. Venue for any action brought in Federal court shall be in the Middle District of Florida, Tampa Division, unless a division shall be created in St. Petersburg or Pinellas County, in which case action shall be brought in that division.

IN WITNESS WHEREOF, the parties hereto have caused this Termination Agreement to be executed on the day and year first above written.

ATTEST

By: _____
Eva Andujar
City Clerk

CITY OF ST. PETERSBURG,

By: _____
William Foster
Mayor

APPROVED AS TO FORM AND CONTENT:

By: _____
City Attorney (designee) for the City of St. Petersburg

ATTEST

CITY OF PINELLAS PARK

By: _____

By: _____

City Clerk

City Manager

REVIEWED AND APPROVED

By: _____
City Attorney (designee) for the City of Pinellas Park

Attached documents for item Housing Services Committee. (3/28/13)

ST. PETERSBURG CITY COUNCIL
Housing Services Committee Report
Council Meeting of April 4, 2013

TO: The Honorable Karl Nurse, Chair, and Members of City Council

FROM: Housing Services Committee: Karl Nurse, Committee Chair, Steve Kornell, Committee Vice-Chair, Jim Kennedy, Councilmember, Charlie Gerdes, Councilmember, Wengay Newton, Alternate

RE: Housing Services Committee Meeting of March 28, 2013

The Committee Chair added two items to the agenda: an update of the Foreclosure Settlement and properties offered to the City from outside parties.

New Business:

Update of Jamestown Apartments, Dave Metz, Downtown Facilities Director and Donald Crawford, Manager, Jamestown

Mr. Metz and Mr. Crawford began their presentation by discussing what has transpired to date at the Dwight Jones Center and at Jamestown Apartments. A short power-point presentation was presented that provided information on the amount of funding budgeted, the source of the funding for Dwight Jones, Jamestown Apartments Phase I and II, and discussed the remaining funding of approximately \$2 million that is needed to complete the remaining 30 plus units.

Pictures of before, during, and after were provided of apartments and their conditions as they existed. Mr. Crawford reported that the Pinellas Urban League expended \$61,600 to weatherproof 21 units at Jamestown.

Questions were asked in reference to cost savings due to the rehabilitation of the Dwight Jones Center. Mr. Raul Quintana responded that the City used energy grant money to replace mechanical units at the facility to save money on operation of the facility. He did not have figures with him but that due to the improvements made at the facility, the Boys and Girls Club was scheduled to receive a portion of its escrow account.

Chair Nurse and members of the Committee thanked Mr. Metz and Mr. Crawford for a job well done.

Action: No action taken.

Update of Foreclosure Registry, Gary Bush, Director, Codes Compliance Assistance Department

Mr. Bush began his presentation by stating that the Foreclosure Registry (“Registry”) has been in operation for a little over one week, and that he did not have a large amount of information at the present time. Mr. Bush stated that to date, approximately 400 cases are on file. A website has been developed and is up and running which provides information to vendors.

Mr. Bush was asked to come back after the program has been up and running after the next few months to provide an update. Additional comments were made requesting a demonstration of the program during Mr. Bush’s return and that Mr. Bush provide information on homestead and non-homestead properties.

Action: No action taken.

Update of NSP1 and NSP-3, Stephanie Lampe, Sr. Housing Development Coordinator

Ms. Lampe discussed that four NSP-1 properties are available for sale, with three under contract. Five (5) NSP-3 properties are under construction. The new housing units are expected to be completed prior to June 30, 2013. The City received notification from the U.S. Department of Housing and Urban Development that it met the expenditure deadline for NSP-1 funding by documenting that it expended the entire grant allocation received from the U.S. Department of Housing and Urban Development (“HUD”) prior to the deadline of March 5, 2013.

The City also received communication from HUD that it did not meet its 50% expenditure deadline on March 9, 2013. In response to HUD’s notification, the City was in the process of completing a letter of response with a time-line for completing the implementation of projects prior to March 9, 2014 (when 100% of funding must be expended). Ms. Lampe also provided that HUD disseminated information on Wednesday, March 27, 2013, to all grantees who did not meet the expenditure deadline to continue to implement projects, and that HUD will conduct informal consultations to determine the ability of grantees to complete their projects prior to March 2014.

Ms. Lampe also discussed that the developer design RFQ will be solicited by the Purchasing and Material’s Management Department beginning on April 2, 2013.

Comments were made in reference to removing the photographs of homes that have been sold from the Webpage of the NSP Program, and other comments were made to leave pictures of the properties that have been sold on the webpage to show the history of the program, but identify which properties have been sold.

Action: No action taken.

Update of the Foreclosure Settlement, Karl Nurse, Chair

Chair Nurse began the discussion by informing the Committee of information that he received that show the State of Florida does not appear to be using the Foreclosure Settlement funds as intended and have decided to not allocate State Housing Initiatives Partnership (“SHIP”) funding as intended.

Mr. Johnson responded that the information is correct. The state is proposing to use a large segment of the remaining \$200 million in funding that was under the control of the State Attorney’s Office to provide down payment assistance for teachers, veterans, active-duty military personnel, nurses, doctors and state attorneys and public defenders. Mr. Johnson discussed that the Governor has requested \$50 million in funding for SHIP during FY 2013-2014, but all reports coming from the state capital indicates that no funding will be allocated for the SHIP Program.

Action: The Committee moved to have a resolution prepared and approved by Full Council which supports the continued funding of the SHIP Program.

Properties Offered to the City, Karl Nurse, Chair of Housing Services Committee

Chair Nurse began the discussion by asking what funding sources the City has to accept property offered to the City by other entities.

Mr. Johnson responded that in instances where a remnant is offered as happened recently by the Florida Department of Transportation. The offer is reviewed by all interested departments and a response provided to the Real Estate and Property Management Department of the interested department. In the case of the property discussed, Housing owns a parcel adjacent to the offered remnant but feel that at this time, we should wait until the FDOT decides to donate the property to the City.

Funding that is usually used to acquire property consist of Housing Capital Improvement Program (“HCIP”) funding. The Housing and Community Development Department has almost expended all of its HCIP funding, and City Council will need to make a decision on how it would fund such acquisitions in the future.

A question was asked about a parcel located at 2625 13th Avenue South that was offered to the City by Wells Fargo. Staff had not received a copy of the memorandum at the time of the meeting and responded that it would review the offer and determine if it was appropriate to accept.

Action: No action taken.

Ms. Barbara Inman, Executive Director of Habitat for Humanity addressed the Committee that she is often spending time in Tallahassee and have been spending time locally advocating for SHIP. Ms. Inman confirmed that the Senate Bill announced for the Mortgage Settlement Fund included \$70 million for SHIP. She spoke in support of the Bill on the Senate Floor to use SHIP for its intended purpose. Ms. Inman responded that each local government should invite their

representative on a tour to show them the wonderful affordable housing developments that have been assisted with SHIP funding.

She feels pretty confident that the SHIP Program will be funded, but she believes that forwarding a resolution to the State would be something positive. She is concerned that if SHIP is funded with Mortgage Settlement Funds, instead of through the Housing Trust Funds? What is the philosophy? Will the legislators try to eliminate the SHIP Program?

Next meeting: To be held April 25, 2013.

Topics:

Update of the NSP-1 and NSP-3 Programs

Committee Members

Karl Nurse, Chair

Steve Kornell, Vice-Chair

Jim Kennedy, Councilmember

Charlie Gerdes, Councilmember

Wengay Newton, Councilmember (Alternate)

Resolution No. 2013- _____

A RESOLUTION OF THE CITY OF ST. PETERSBURG CITY COUNCIL REQUESTING CONTINUED FUNDING OF THE STATE HOUSING INITIATIVES PARTNERSHIP (“SHIP”) PROGRAM FOR THE PURPOSE OF PROVIDING AFFORDABLE HOUSING FOR LOW- AND MODERATE-INCOME PERSONS; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the State Housing Initiatives Partnership (“SHIP”) Program was created through the William E. Sadowski Affordable Housing Act, pursuant to Chapter 420.907 – 470.9079, Florida Statutes; and

WHEREAS, the SHIP Program transfers documentary stamp revenues to the Florida Housing Finance Corporation (“FHFC”) and local governments for use in implementing partnership programs to produce and preserve affordable housing; and

WHEREAS, during the current legislative session the Governor requested SHIP allocations to be awarded to local governments to implement affordable housing projects; and

WHEREAS, the City has been advised by its representative in Tallahassee that the House of Representatives intends to sweep funding intended for local government affordable housing programs to the general fund; and

WHEREAS, it has been stated that \$200 million in funding awarded as a result of the \$25 billion Mortgage Servicing Agreement (“Settlement”) won by the State Attorney General and 48 other States Attorney’s Generals will be made available to assist teachers, veterans, active-duty military personnel, nurses, doctors and state attorneys and public defenders with down payment assistance; and

WHEREAS, because of using Settlement funding as indicated above, funding that would have otherwise been made available to address the State of Florida local government affordable housing programs will be swept to the general fund; and

WHEREAS, low- and moderate-income households who desperately need assistance will not be provided the assistance; and

WHEREAS, this information was discussed at the City’s Housing Services Committee (“Committee”) on March 28, 2013; and

WHEREAS, the Committee requested that a resolution be prepared and presented to ~~Full~~ City Council requesting its support for funding; and

WHEREAS, the City Council of the City of St. Petersburg believes that it is in the best interest of the City and the State of Florida for the funding to be allocated as originally intended; and

WHEREAS, it is the recommendation of City Council that the State of Florida allocate full funding of documentary stamp tax proceeds to local governments in accordance with the Sadowski Act's original intent.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that a resolution requesting continued funding for the State Housing Initiatives Partnership ("SHIP") Program for the purpose of providing affordable housing opportunities for low- and moderate income persons; and

BE IT FURTHER RESOLVED that this resolution is authorized; and

BE IT FURTHER RESOLVED that the Mayor or his designee to authorized to execute all documents necessary to effectuate this resolution.

This Resolution shall become effective immediately upon its adoption.

Approvals:

Legal: _____ Administration: _____

Budget: _____

REVISED

Resolution No. 2013- 148

A RESOLUTION OF THE CITY OF ST. PETERSBURG CITY COUNCIL RECOMMENDING THAT THE STATE OF FLORIDA ALLOCATE FULL FUNDING OF DOCUMENTARY STAMP TAX PROCEEDS TO LOCAL GOVERNMENTS FOR THE STATE HOUSING INITIATIVES PARTNERSHIP ("SHIP") PROGRAM IN ACCORDANCE WITH THE PROVISIONS OF THE STATE HOUSING INITIATIVES PARTNERSHIP ACT FOR THE PURPOSE OF PROVIDING AFFORDABLE HOUSING FOR LOW- AND MODERATE-INCOME PERSONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the State Housing Initiatives Partnership ("SHIP") Program, is created in the State Housing Initiatives Partnership Act, Chapter 420.907 – 420.9079, Florida Statutes ("Act") for the purpose of providing funds to counties and eligible municipalities as an incentive for the creation of local housing partnerships, to expand production of and preserve affordable housing, to further the housing element of the local government comprehensive plan specific to affordable housing, and to increase housing-related employment; and

WHEREAS, the Act provides for funding the SHIP Program through depositing "... a portion of the documentary stamp tax revenues as provided in s. 201.15, moneys received from any other source for the purposes of ss. 420.907-420.9076 and this section, and all proceeds derived from the investment of such moneys" with the Florida Housing Finance Corporation ("FHFC") for distribution in accordance with the Act; and

WHEREAS, during the current legislative session the Governor requested SHIP Program allocations to be awarded to local governments to implement affordable housing projects; and

WHEREAS, the City has been advised by its representative in Tallahassee that the House of Representatives intends to sweep revenues intended for local government affordable housing programs to the general fund; and

WHEREAS, it has been stated that \$45 million of the \$200 million in funding awarded as a result of the \$25 billion Mortgage Servicing Agreement ("Settlement") won by the State Attorney General and 48 other States Attorney's Generals will be made available to assist teachers, veterans, active-duty military personnel, nurses, doctors, state attorneys and public defenders with down payment assistance; and

WHEREAS, the House proposes to spend \$35 million with Habitat for Humanity on reconstructing housing and \$20 million on domestic violence centers. Part of the overall total set aside by the House would also go to reduce rent for poor and elderly people; and

I3

WHEREAS, because of using Settlement funding as indicated above, revenues that would have otherwise have been made available to address the State of Florida local government affordable housing programs will be swept to the general fund; and

WHEREAS, if the SHIP Program is not funded, low- and moderate-income households who desperately need housing assistance will not be provided that assistance; and

WHEREAS, this information was discussed at the City of St. Petersburg City Council (“City Council”) Housing Services Committee (“Committee”) on March 28, 2013; and

WHEREAS, the Committee requested that a resolution be prepared and presented to City Council recommending its support for State funding for the SHIP Program in accordance with the Act; and

WHEREAS, this City Council finds that it is in the best interest of the City and the State of Florida for the funding for the SHIP Program be provided as intended by the Act.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that this City Council recommends that the State of Florida allocate full funding of documentary stamp tax proceeds to local governments for the State Housing Initiatives Partnership (“SHIP”) Program in accordance with the provisions of the State Housing Initiatives Partnership Act for the purpose of providing affordable housing for low- and moderate-income persons; and providing an effective date.

This Resolution shall become effective immediately upon its adoption.

Approvals:

Legal: _____ Administration: _____
Legal: 00173170.doc V. 3

Budget: _____

Attached documents for item An Attorney-Client Session, to be held at 11:00 a.m. or as soon thereafter as the same may be heard, pursuant to Florida Statute 286.011(8), in conjunction with the lawsuit styled Kathleen Ford, Fred Debardeleben, Gregory J. Cahinin, Frank Carter Karins,

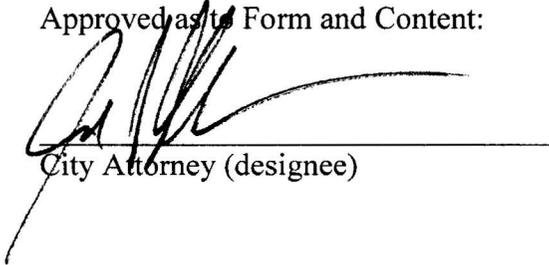
2013-149

A RESOLUTION AUTHORIZING AN OFFER OF SETTLEMENT OF THE LAWSUIT OF WILLIAM KING V. CITY OF ST. PETERSBURG, CIRCUIT CIVIL CASE NO. 11-6389-CI-21; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED, By the City Council of the City of St. Petersburg, Florida, that the City Attorney or his designee is authorized to make an offer of settlement to Plaintiff William King in the case of William King, v. City Of St. Petersburg, Case No. 11-6389-CI-21, in the amount of \$35,000.

BE IT FURTHER RESOLVED that this Resolution shall become effective immediately upon its adoption.

Approved as to Form and Content:



City Attorney (designee)

J-2

Attached documents for item Settlement of the lawsuit William King v. City of St. Petersburg, Case No. 11-6389-CI-21.

Attached documents for item Open Forum

OPEN FORUM SIGN-UP

Council Meeting Date: 4/4/13

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. ✓ HUGH TULLOCH	555 5TH AVE NE	LEWS - AGAINST (did not speak)
2. ✓ GLORIA JULIUS	6382 18 ST NE	
3. ✓ MOMMA TEE	Cassiter 963 27th A/S	SPC College Mid term
4. ✓ MATT FLEWELL	114 17 AN	
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		

To: Economic Development Department
P.O. Box 2842
St. Petersburg, Florida 33731-2842

From: Gloria R. Julius
6382 18th Street NE
St Petersburg, Florida 33702
727-525-1446

Re: Land Development
Parcel # 19-31-16-20522-001-0010, Lots 1-4
February 13, 2013

For the sum of one dollar, I, Gloria R. Julius, an advocate to protect, promote, and expand the game of bridge, requests an Exclusive Right for six months to investigate the feasibility of developing a senior (55+) rental complex on the above mentioned waterfront parkland. This project is familiar to Leisure and Community Services, Parks and Recreation, Mayor Foster, most of the City Council, and Economic Development. I will be surveying the bridge playing population of the United States and Canada to determine a desire to move to this upscale rental complex that will provide meals and recreational activities. Advertising, promotions, financing, and architecture will be of utmost importance during the six months. At the end of that time, I will convene a meeting and make a report so that we can determine whether to continue the project or put it in abeyance. If there is agreement to this proposal, please have an authorizing person sign this sheet.

Thank you,

Gloria R. Julius, BAEd, MRC, EDS, "R"

Authorizing Person or Persons

*Open Forum
4/4/13
Gloria Julius*

April 4, 2013

To: City Council Members & Mayor Bill Foster,

Today, I am here as the voice of the citizens of the Midtown Community. They have been calling me, flagging me down, as I drive by, the pharmacy because they want to know exactly what is going on at the SPC Midtown Campus.

- The Community needs to know, what are the plans for its future and if it truly includes them.
- Many are sharing not being able to obtain funding to continue their education.
- On last night, I was informed that Dianna Timmons, the Math tutor which has been there for years, it was her last day due to lack of money in the budget. She was the night tutor, which possessed patience and compassion in helping the students achieve in various Mathematics.
- Also, where Midtown once allowed students to bring their children while they did homework, or received tutoring or counseling it is not permitted anymore, yet the new facility the plans supposedly is to have a community room, and space for their children.
- In addition, they are concerned about the lack of classes being offered in the evening where they could walk to class, whether than struggle to get to the Downtown or the Gibbs campuses.
- Why is it that once City Council approved the 50 year lease of the land which was to be for houses and apartments, there has not been one community meeting to share, receive comments or suggestions for what they were told was going to be there campus and a safe haven for them and their children while they work, strive to achieve a education to become independent and self-sufficient?
- What happen to the suggestion box that was to be placed for suggestions from the citizens of Midtown at the campus as discussed at the community meeting?
- Why was the community stopped from accessing the computers in the lobby to do unemployment, and food stamps and Medicaid applications as they did before?
- They no longer feel welcomed or apart of the college anymore, as they watch others with vehicles come to classes and they live right in the immediate and no one is there to assist them of make them feel welcome or wanted.
- SPC placed an ATM machine in the break room and I had concerned for it being in the tiny break room, but I was told it would be where the community could access it for their use but, they can't come in now. Dr. Shirley did not the building on lock down and all was fine.
- Not to mention the homeless families/individuals that have been displaced with the tearing down of the shanty's that adjacent the new site.

4-4-13
Open Forum
The Lasiter

- Also, the individuals that are homeless but, was able to attend school for free are not finding that program is now disappearing at a fast and alarming rate of speed.
- There are so many other issues that time will not permit me but, I as on behalf of the citizens from the Midtown Community that Mayor, City Council, and SPC Administrators come and let us know what is really going on.
- Why is there such a reduction in the number of classes being offered at Midtown and why is the Provost, or Dr. Tonjua Williams, no longer for a period of two years at least seen in South St. Petersburg? Is she still employed with SPC/what's her role at this time and where?
- I want to leave you with this question why build a new campus when the current Administrators has systematically destroyed all that we had while Dr. Hildegard Shirley and Dr. Yvonne Ulmer was there and recognized, no understood to serve this community required doing it differently but, with compassion for the one you claim to attempting to assist and provide a real opportunity for.
- What about the complaint filed by one of the Contractors that placed a bid on the project? Are minorities being included as the citizens was led to believe or told?
- I ask on behalf of the citizens and myself this Council and Mayor request the SPC Administrators come back to this Council and explain what, why, will the citizens be included and helped. Otherwise, do away with project and build us some apartments and houses for the many homeless.

Thank You,

Momma Tee Lassiter, Community Activist & Former Student of SPC

Cc: Dr. Manuel Sykes, President of NAACP

Dr. Kevin Gordon, Provost for SPC Midtown Campus

Dr. Bill Law, President of SPC

Attached documents for item On Thursday, April 4, 2013 at 11:00 a.m. or as soon thereafter as the same may be heard, an attorney-client session, pursuant to Florida Statute 286.011(8), will be held in conjunction with the lawsuit styled Kathleen Ford, Fred Debardeleben, Gregory J. C

Attached documents for item Renewing a blanket purchase agreement with Diamond Supply & Fastener, Inc. for fastener replenishment services at an estimated annual cost of \$115,000.

SAINT PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of April 4, 2013

To: The Honorable Karl Nurse, Chair and Members of City Council

Subject: Renewing a blanket purchase agreement with Diamond Supply & Fastener, Inc. for fastener replenishment services at an estimated annual cost of \$115,000.

Explanation: On August 18, 2011, City Council approved a two-year agreement for fasteners replenishment services through August 31, 2013. Under the renewal of contract clause, the City reserves the right to extend the agreement for three, one-year terms, if mutually agreeable. This is the first renewal.

The vendor furnishes and delivers automotive and industrial fasteners such as nuts, bolts, screws, brass fittings, cotter pins and related hardware; and also replenishes stock during scheduled service visits as instructed by the using department. The primary users are Fleet Management, Water Resources, and Stormwater, Pavement & Traffic Operations.

The Procurement Department recommends renewal:

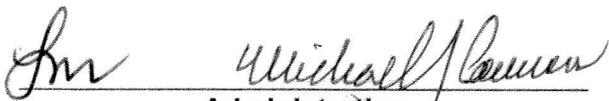
Diamond Supply & Fastener, Inc..... \$115,000

The vendor has agreed to hold prices firm under the terms and conditions of RFP No. 7084 dated January 14, 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 unit price. The renewal will be effective from date of award through August 31, 2014.

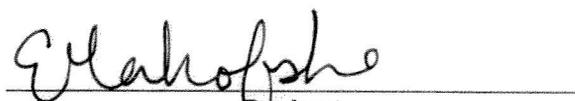
Cost/Funding/Assessment Information: Funds have been appropriated in Fleet Management Operating Fund (5001) [\$55,000], Fleet Mechanical Costs account (8002527); Sanitation Operating Fund (4021) [\$10,000], Container Maintenance (4502317); General Fund (0001) [\$15,000], Stormwater, Pavement and Traffic Operations Department, Traffic Sign Installation account (4001273) and Traffic Signals account (4001281); Water Resources Operating Fund (4001) [\$29,000] Water Resources Department, Cosme WTP account (4202077), Albert Whitted WRF(4202169), Northeast WRF (4202173), Northwest WRF (4202177) and Southwest WRF (4202181).

Attachments: Price History
Resolution

Approvals:



Administrative



Budget

Price History
320-36 Fasteners Stock Replenishment Services

Item	Description	2010	2011	2012	2013	% Change
1	3/16 X 3" S/S COTTER PIN, GRADE 18.8 SS	\$0.0765	\$0.0765	\$0.0765	\$0.0765	-
2	1/4 X 3" COTTER PIN, ZINC PLATE	0.0733	0.0733	0.0733	0.0733	-
3	5/64" DRILL BIT	0.5600	0.5600	0.5600	0.5600	-
4	1/4" DRILL BIT	1.4700	1.4700	1.4700	1.4700	-
5	DRILL SCREW, #8x.75" ZINC	0.0290	0.0290	0.0290	0.0290	-
6	DRILL SCREW, #10x1" ZINC	0.0462	0.0462	0.0462	0.0462	-
7	DRILL SCREW, #14x1.5" ZINC	0.1120	0.1120	0.1120	0.1120	-
8	FENDER WASHER, #18x 1" ZINC	0.0520	0.0520	0.0520	0.0520	-
9	FENDER WASHER. #50x1.50" ZINC	0.0820	0.0820	0.0820	0.0820	-
10	ATO-4 FUSE	0.3400	0.3400	0.3400	0.3400	-
11	MIN 25 FUSE	0.5200	0.5900	0.5200	0.5900	-
12	1/4-20 X 1 1/4" (USS) CAP SCREW/Gd 5	0.0405	0.0405	0.0405	0.0405	-
13	3/8-16 X 1 1/4" (USS) CAP SCREW/Gd 5	0.1029	0.1029	0.1029	0.1029	-
14	3/16" (USS) FLAT WASHER/Gd 5	0.0200	0.0200	0.0200	0.0200	-
15	5/16" LOCKWASHER/Gd 5	0.0103	0.0103	0.0103	0.0103	-
16	3/8-16 X 1 1/4" (USS) CAP SCREW/Gd 8	0.1050	0.1155	0.1050	0.1155	-
17	3/8" (USS) FLAT WASHER/Gd 8	0.0690	0.0759	0.0690	0.0759	-
18	5/16-18 (USS) HEX NUT/Gd 8	0.0330	0.0363	0.0330	0.0363	-
19	1/4--28 GREASE FITTING/STRAIGHT	0.1610	0.1932	0.1610	0.1932	-
20	1/2-13 (USS) NYLON LOCKNUT	0.0942	0.0942	0.0942	0.0942	-
21	1/4" SPLIT LOOM 100' roll	14.7900	14.7900	14.7900	14.7900	-
22	8-32 MACHINE SCREW NUT, ZINC	0.0086	0.0086	0.0086	0.0086	-
23	M8 X 25 MET CAP SCREW	0.0819	0.1193	0.0819	0.1193	-
24	M4 FLATWASHER	0.0088	0.0391	0.0088	0.0391	-
25	M10 LOCKWASHER/Gd 8.8	0.0150	0.0150	0.0150	0.0150	-
26	M12 LOCKWASHER/Gd 8.8	0.0280	0.0280	0.0280	0.0280	-
27	3/8-16 X 3/4 HEADLESS SET SCREW/KNURLED	0.1120	0.1120	0.1120	0.1120	-
28	8 X 1/2 PHILLIPS PN HD SMS	0.0062	0.0272	0.0062	0.0272	-
29	10 X 1/2 PH PAN HD SMS	0.0096	0.0334	0.0096	0.0334	-
30	1/4-20 X 1" S/S HEX HD CAP SCREW/Gd 18.8	0.1155	0.1155	0.1155	0.1155	-
31	10-24 S/S MACHINE SCREW NUT/Gd 18.8	0.0281	0.0290	0.0281	0.0290	-
32	1/4" S/S LOCKWASHER/Gd 18.8	0.0220	0.0220	0.0220	0.0220	-
33	3/8-16 X 3/8" S/S SET SCREW	0.0425	0.0425	0.0425	0.0425	-
34	14-16 GA BUTT CONNECTOR/VINYL	0.0600	0.0400	0.0600	0.0400	-
35	14-16 GA #10 RING, NYL INSUL, FUNNEL ENTRY	0.1410	0.1410	0.1410	0.1410	-
36	1/4" THREADED ROD PLATED 3 FT/Gd 5	0.7900	0.7900	0.7900	0.7900	-
37	14" HVY DUTY TY-WRAP WHITE, 100/PK	0.1510	0.0970	0.1510	0.0970	-
38	14 GA PVC WIRE/RED/100 FT ROLL	10.7500	15.3600	10.7500	15.3600	-

A RESOLUTION APPROVING THE FIRST ONE-YEAR RENEWAL OPTION OF AGREEMENT (BLANKET AGREEMENT) WITH DIAMOND SUPPLY & FASTENER, INC. AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$115,000 FOR FASTENER REPLENISHMENT SERVICES; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on August 18, 2011, City Council approved the award of a two year Agreement (Blanket Agreement) with three one-year renewal options for fastener replenishment services to Diamond Supply & Fastener, Inc. ("Vendor") pursuant to Bid No. 7084 dated January 14, 2011; and

WHEREAS the City desires to exercise the first one-year renewal option to the Agreement; and

WHEREAS, the Vendor has agreed to hold prices firm under the terms and conditions of Bid No. 7084; and

WHEREAS, the Procurement & Supply Management Department recommends renewal of this Agreement.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the first one-year renewal of Agreement (Blanket Agreement) with Diamond Supply & Fastener, Inc. at an estimated annual cost not to exceed \$115,000 for fastener replenishment services 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 the renewal of these Agreements will be effective from the date of award through August 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 decreasing the size of the Consolidated Plan Ad Hoc Application Review Committee (“Committee”) to eight (8); and confirming the Mayor’s appointments to the Committee for FY 2013/2014.

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of April 4, 2013

TO: The Honorable Karl Nurse, Chair and Members of City Council

SUBJECT: A resolution decreasing the size of the Consolidated Plan Ad Hoc Application Review Committee (“Committee”) to eight (8); confirming the Mayor’s appointments to the Committee for FY 2013/2014; and providing an effective date.

EXPLANATION: On April 3, 2003, City Council adopted Resolution No. 2003-185, which amended and restated previous resolutions dealing with Consolidated Plan Application and Project Criteria (“Project Criteria”) and Appointment, Composition, and Term of Members of the Consolidated Plan Ad Hoc Application Review Committee (“Committee”). The purpose of the Committee is to review Consolidated Plan applications from non-profit organizations and make recommendations to City Council for funding.

The Administration has received Consolidated Plan applications for funding for FY 2013/2014 and needs to have a Committee in place for review of those applications in a timely manner. While City Council Resolution No. 2007-241, established the original size of the Committee at nine (11) members, the size of the Committee has varied over the years. The most recent Committee for FY 2012/2013 was comprised of nine (9) members.

The Administration has received applications and resumes from four interested citizens who would like to participate in the Consolidated Planning process. In addition four members of City Council, would like to serve on the Committee. The Administration requests that the size of the Committee be reduced to eight (8). The Mayor has reviewed all applications and resumes and requests that City Council confirm the appointment of the following residents to serve for a term of one year or until a new Committee is appointed, whichever occurs first:

- Mr. Ashon J. Nesbitt, representing the housing category.
- Ms. Rene Y. Robinson-Flowers, representing the substance abuse category.
- Ms. Katie Everlove-Stone, elderly services category
- Mr. David S. Harris, economic development category

The Mayor also requests that Council confirm the appointment of the following City Council members who have volunteered to serve on the Committee for a term of one year or until a new Committee is appointed, whichever occurs first:

- Karl Nurse, Council Chair
- Charlie Gerdes , Councilmember
- Jim Kennedy, Councilmember
- Steve Kornell, Councilmember

City Code Section 2-339 provides:

Except as otherwise provided for in this section, a member of one board may not simultaneously serve on any other City board, committee or commission. The only circumstance where an individual may serve simultaneously on two boards is where one of the following two conditions is met:

- (1) One of the two boards is of limited duration.
- (2) The City Council finds, by resolution, that due to the nature of the duties of the two boards the individual may fully serve on both without creating conflicts of time, obligation or responsibility.

Mr. David S. Harris is a member of the City's Public Arts Commission, however, the Committee is of limited duration, and therefore Mr. Harris' participation on the Committee is not prohibited by the City Code.

RECOMMENDATION: The Administration recommends that City Council adopt the attached resolution decreasing the size of the Consolidated Plan Ad Hoc Application Review Committee ("Committee") to eight (8); confirming the Mayor's appointments to the Consolidated Plan Ad Hoc Review Committee for FY 2013/2014; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: This action will not result in additional funding allocations.

ATTACHMENTS: Resolution
Resume

APPROVALS:

Administration: _____

Budget: _____

Legal: 00171654.doc V. 2

Resolution No. 2013 - _____

A RESOLUTION DECREASING THE SIZE OF THE CONSOLIDATED PLAN AD HOC APPLICATION REVIEW COMMITTEE (“COMMITTEE”) TO EIGHT (8); CONFIRMING THE MAYOR’S APPOINTMENTS TO THE COMMITTEE FOR FY 2013/2014; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on April 3, 2003, City Council passed Resolution No. 2003-185, which amended and restated previous resolutions dealing with Consolidated Plan Application and Project Criteria (“Project Criteria”) and Appointment, Composition, and Term of Members of the Consolidated Plan Ad Hoc Application Review Committee (“Committee”); and

WHEREAS, the Administration has received Consolidated Plan applications for funding for FY 2013/2014 and needs to have a Committee in place for review of those applications in a timely manner; and

WHEREAS, City Council Resolution No. 2012-190 established the size of the Committee at nine (9) members; and

WHEREAS, the Administration has received applications from four private citizens to serve on the Committee; and

WHEREAS, four Councilmembers have been designated to serve on the Committee; and

WHEREAS, the Administration has requested that the size of the Committee be decreased to eight (8); and

WHEREAS, the Mayor has made the following appointments to the Committee for FY 2013/2014:

- Mr. Ashon J. Nesbitt, representing the housing category
- Ms. Rene Y. Robinson-Flowers, representing the substance abuse category
- Ms. Katie Everlove-Stone, elderly services category
- Mr. David S. Harris, economic development category
- Karl Nurse, Council Chair
- Charlie Gerdes, Councilmember
- Jim Kennedy, Councilmember
- Steve Kornell, Councilmember

;and

WHEREAS, City Code Section 2-339 provides:

Except as otherwise provided for in this section, a member of one board may not simultaneously serve on any other City board, committee or commission. The only circumstance where an individual may serve

Attached documents for item Confirming the reappointment of Mark Chmielewski and Mark Waterbury as regular members to the Investment Oversight Committee to serve two-year terms ending March 31, 2015.



MEMORANDUM

Council Meeting of April 4, 2013

TO: Members of City Council
FROM: Mayor Bill Foster 
RE: Confirmation of Reappointments to the Investment Oversight Committee

I respectfully request that Council confirm the reappointment of Mark Chmielewski and Mark Waterbury as regular members to the Investment Oversight Committee to serve two-year terms ending March 31, 2015.

Copies of their resumes have been provided to the Council office for your information.

DWF/ea
Attachment

cc: A. Fritz, Finance Director

A RESOLUTION CONFIRMING THE
REAPPOINTMENT OF REGULAR MEMBERS
TO THE INVESTMENT OVERSIGHT
COMMITTEE; AND PROVIDING AN
EFFECTIVE DATE.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council hereby confirms the reappointment of Mark Chmielewski and Mark Waterbury as regular members to the Investment Oversight Committee to serve two-year terms ending March 31, 2015.

This resolution shall become effective immediately upon its adoption.

Approved as to form and content

City Attorney (or Designee)

Attached documents for item Confirming the appointment of David J. McDaniel as a regular member to the Commission on Aging to serve an unexpired three-year term ending December 31, 2013.



MEMORANDUM

Council Meeting April 4, 2013

TO: Members of City Council

FROM: Mayor Bill Foster 

RE: Confirmation of Appointment to the Commission on Aging

I respectfully request that Council confirm the appointment of David J. McDaniel as a regular member to the Commission on Aging to serve an unexpired three-year term ending December 31, 2013.

A copy of Mr. McDaniel's resume has been provided to the Council office for your information.

DWF/ea

Attachments

cc: S. McBee, Parks & Recreation Director
Carol Radin, Office on Aging

A RESOLUTION CONFIRMING THE
APPOINTMENT OF A REGULAR MEMBER
TO THE COMMISSION ON AGING; AND
PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council hereby confirms the appointment of David J. McDaniel as a regular member to the Commission on Aging to serve an unexpired three-year term ending December 31, 2013.

This resolution shall become effective immediately upon its adoption.

Approved as to form and content

City Attorney or (Designee)

Attached documents for item Confirming the appointment of Peter Betzer and Katherine “Katie” Ramsberger as regular members to the International Relations Committee to serve unexpired three-year terms ending December 31, 2013 December 31, 2014, respectively.



MEMORANDUM

Council Meeting of April 4, 2013

TO: Members of City Council

FROM: Mayor Bill Foster 

RE: Confirmation of Appointments to the International Relations Committee

I respectfully request that Council confirm the appointment of Peter Betzer and Katherine "Katie" Ramsberger as regular members to the International Relations Committee to serve unexpired three-year terms ending December 31, 2013 December 31, 2014, respectively.

Copies of their resumes have been provided to the Council office for your information.

DWF/ea

Attachment

cc: E. Herendeen, Marketing & Communications Director
E. Brincklow, Arts & International Relations Manager

A RESOLUTION CONFIRMING THE
APPOINTMENT OF REGULAR
MEMBERS TO THE INTERNATIONAL
RELATIONS COMMITTEE; AND
PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that this Council hereby confirms the appointment of Peter Betzer and Katherine “Katie” Ramsberger as regular members to the International Relations Committee to serve unexpired three-year terms ending December 31, 2013 December 31, 2014, respectively.

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:

City Attorney (Designee)

Attached documents for item Confirming the appointment of Angela C. Strain as a regular member to the City Beautiful Commission to serve an unexpired three-year term ending December 31, 2015.



MEMORANDUM

Council Meeting April 4, 2013

TO: Members of City Council

FROM: Mayor Bill Foster 

RE: Confirmation of Appointment to the City Beautiful Commission

I respectfully request that Council confirm the appointment of Angela C. Strain as a regular member to the City Beautiful Commission to serve an unexpired three-year term ending December 31, 2015.

A copy of Ms. Strain's resume has been provided to the Council office for your information.

DWF/ea

Attachments

cc: S. McBee, Parks and Recreation Director

A RESOLUTION CONFIRMING THE
APPOINTMENT OF A REGULAR MEMBER TO
THE CITY BEAUTIFUL COMMISSION; AND
PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council hereby confirms the appointment of Angela C. Strain as a regular member to the City Beautiful Commission to serve an unexpired three-year term ending December 31, 2015.

This resolution shall become effective immediately upon its adoption.

Approved as to form and content

City Attorney or (Designee)

Attached documents for item Approving the minutes of January 10, January 17, and January 24, 2013 City Council meetings.

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of April 4, 2013

TO: City Council Chair & Members of City Council

SUBJECT: City Council Minutes

EXPLANATION: City Council minutes of January 10, January 17 and January 24, 2013 are submitted for your approval.

A RESOLUTION APPROVING THE
MINUTES OF THE CITY COUNCIL
MEETINGS HELD JANUARY 10,
JANUARY 17 AND JANUARY 24, 2013
AND PROVIDING AN EFFECTIVE
DATE.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the minutes of the City Council meetings held on January 10, January 17 and January 24, 2013 are hereby approved.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM
AND SUBSTANCE:

City Attorney or Designee

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL

THURSDAY, JANUARY 10, 2013, AT 8:31 A.M.

Chair Karl Nurse called the meeting to order with the following members present: Charles Gerdes, James R. Kennedy, William H. Dudley, Leslie Curran, Steven Kornell, Wengay M. Newton, Sr. and Jeff Danner. Mayor Bill Foster, City Administrator Tish Elston, City Attorney John Wolfe, Chief Assistant City Attorney Mark Winn, Assistant City Attorney Jeannine Williams, City Clerk Eva Andujar and Deputy City Clerk Amelia Preston were also in attendance.

Councilmember Kornell moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council approve the agenda as amended:

- ADD Resolution of Memorial Tribute to the family of Robert A. Kersteen, former City Council Member.

- MOVE CA-1 Renewing a blanket purchase agreement with UnitedHealthcare Insurance Company for group health plan administrative services at an estimated annual cost of \$1,539,766; authorizing the Mayor or his designee to pay claims and fund health reimbursement accounts associated with the self-funded program, estimated at \$34,295,369; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.

- MOVE CA-2 Approving the purchase of 40 replacement vehicles from Duval Ford, LLC for the Fleet Management Department at a total cost of \$1,183,400.

- REVISE CA-3 Awarding a contract to Trias Construction LLC, in the amount of \$844,845.72 for the construction of the Northwest Pool Additions and Alterations Project; rescinding an unencumbered appropriation in the Recreation and Culture Capital Improvement Fund (3029) in the amount of \$197,000 from the Swimming Pool Improvements FY12 Project (13250); and approving a supplemental appropriation in the amount of \$197,000 from the unappropriated balance of the Recreation and Culture Capital Improvement Fund (3029), resulting from this rescission, to the Northwest Pool Improvements Project (12876). (Engineering Project No. 11209-017; Oracle No.12876)

- MOVE CB-2 Awarding a three-year blanket purchase agreement to Kirby Grinding Services, Inc. for yard waste grinding services for the Sanitation Department at an estimated annual cost of \$421,850.
- MOVE CB-14 Approving the expansion of the scope of Airport Fuel Tank System Project (13967) in the General Capital Improvement Fund (3001) to include other general Airport facility maintenance and repair items as needed.
- INFO CB-15 Authorizing the Mayor or his designee to accept ~~\$190,438~~ \$190,470 from Pinellas County as the City's share of the FY2012-2013 Municipal Recycling Reimbursement Grant Program to offset City expenses associated with the brush recycling program; and to execute all documents necessary to effectuate this transaction. (*Moved to Reports.*)
- ADD E-3 Ordinance amending the St. Petersburg City Code by amending Chapter 2, Article V by adding Division 5 to create a Local Hiring Program.
- ADD E-4 Update on Pinellas Suncoast Transit Authority (PSTA) and Tampa Bay Area Regional Transportation Authority (TBARTA). (Councilmember Danner)
- ADD F-2 Ordinance providing for the sale and consumption of beer and wine in Flora Wylie Park on February 10, 2013.
- ADD G-2 Council appointments to various Intergovernmental Agencies and recommended Mayoral appointments. (Chair Nurse)

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with the election of City Council Chair and Council Vice Chair, Councilmember Gerdes moved with the second of Councilmember Kennedy that the following resolution be adopted:

- 13-1 A resolution of the City Council of St. Petersburg, Florida electing Council Member Karl Nurse as City Council Chair and Council Member William H. Dudley as City Council Vice Chair for a one-year term ending January 2, 2014.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None. The Honorable Judge Jack Helinger administered the Oath of Office to Councilmember Nurse as City Council Chair and to Councilmember Dudley as City Council Vice Chair. Council provided comments and thanked former Chair Curran and Vice Chair Newton for their service.

Councilmember Kennedy moved with the second of Councilmember Gerdes that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council adopt the following Consent resolutions:

Chair Nurse asked if there was any persons present wishing to address a Consent item. The following person(s) came forward:

1. David McKalip, 431 Southwest Boulevard North, asked Council not to forward a gun resolution to Tallahassee and asked that item CB-8 (Authorizing the Mayor or his designee, to purchase six (6) unimproved lots located at 1) 807 - 14th Avenue South, 2) 820 - 15th Avenue South, 3) 810 - 15th Avenue South, 4) 835 - 15th Avenue South, 5) 759 - 14th Avenue South, and 6) 850 - 15th Avenue South, St. Petersburg, under the Neighborhood Stabilization Program 3 ("NSP3")), be removed from the agenda. He spoke in opposition to the proposed local hiring ordinance.

Councilmember Newton moved Consent Item CB-8 to Reports.

- 13-2 Awarding a contract to Trias Construction LLC, in the amount of \$844,845.72 for the construction of the Northwest Pool Additions and Alterations Project; rescinding an unencumbered appropriation in the Recreation and Culture Capital Improvement Fund (3029) in the amount of \$197,000 from the Swimming Pool Improvements FY12 Project (13250); and approving a supplemental appropriation in the amount of \$197,000 from the unappropriated balance of the Recreation and Culture Capital Improvement Fund (3029), resulting from this rescission, to the Northwest Pool Improvements Project (12876). (Engineering Project No. 11209-017; Oracle No.12876)
- 13-3 Accepting a proposal from Metropolitan Life Insurance Company for voluntary dental DHMO and PPO insurance at an estimated annual premium of \$784,495; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.
- 13-4 Renewing a blanket purchase agreement with Standard Insurance Company for group ancillary insurance at an estimated annual premium of \$734,254.
- 13-5 Awarding a blanket purchase agreement to Dell Marketing Limited Partnership for desktops, laptops and computer peripherals at an estimated annual cost of \$300,000.
- 13-6 Awarding a Contract to Avatar Construction, Inc. in the amount of \$237,823 in the Housing Capital Improvement Fund (3000) for the Jamestown Renovations FY12 Project (13653).
- 13-7 Renewing a blanket purchase agreement with Custom Concepts of St. Petersburg, Inc. for work uniforms at an estimated annual cost of \$215,000.

- 13-8 Renewing blanket purchase agreements with Tri-City Electrical Contractors, Inc. and Electrical Engineering Enterprises, Inc. for electrical maintenance and repairs at an estimated annual amount of \$200,000.
- 13-9 Accepting a proposal from CompBenefits Company for voluntary vision insurance at an estimated annual premium of \$162,794; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.
- 13-10 Renewing a three-year blanket purchase agreement with Enterprise Leasing Company of Florida, LLC d/b/a Enterprise Fleet Management for automobile leasing for the Police Department at an estimated annual cost of \$154,300.
- 13-11 Authorizing the Mayor or his designee to execute a Subordination Agreement with the Florida Department of Transportation ("FDOT") to subordinate the City of St. Petersburg's interest in a portion of a water main easement at Interstate 75 and State Road 52 in Pasco County associated with FDOT's Roadway Improvement Project No. 258736-2-52-01.
- 13-12 Authorizing the Mayor or his designee to grant a Public Utility Easement to Florida Power Corporation d/b/a Progress Energy Florida Inc., a Florida corporation, for the installation, operation and maintenance of electrical service for the City-owned Bayfront Medical Center property located at 701 - 6th Avenue South, St. Petersburg.
- 13-13 Approving the plat of Twin Brooks Apartments, generally located at 3450 - 24th Avenue South. (City File 09-20000009)
- 13-14 Resolution certifying that the St. Petersburg Opera Company's project to renovate a building and make site improvements to their future headquarters at 2145 - 1st Avenue South, located in the St. Petersburg Enterprise Zone, and soliciting contributions to assist in completing the improvements, is consistent with local plans and regulations.
- 13-15 Approving a \$25,000 contribution to the Urban Land Institute (ULI) as the City's portion of the cost of ULI conducting an Advisory Service Panel (ASP) about the Downtown Waterfront in 2013; and approving a transfer in the amount of \$25,000 from the General Fund Contingency to the Planning and Economic Development Department.
- 13-16 Authorizing the adjustment of pension benefits payable by the Employees' Retirement System as provided by the City Code and establishing an effective date.
- 13-17 Approving the minutes of October 4, October 11 and October 18, 2012 City Council meetings.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In continuation with the Open Forum portion of the agenda, the following person(s) came forward:

1. Marty Brinsko, 452 72nd Avenue South, is a member of FAST and spoke in support of the proposed local hiring ordinance.
2. Jason Spears, 445 34th Avenue NE, stated he felt the proposed local hiring ordinance is not necessary and adds layers of bureaucracy to the process. He suggested we work together to come up with a program rather than legislation.
3. Linda Golden, 2563 65th Avenue South, commented on various problems in the neighborhood including damage to her lawn and property (PVC sprinklers cut, etc.). She stated the City has not responded to her letter and that Police Officer Kelly is the one person who has reached out to her.

Mayor Foster stated he personally met with Ms. Golden at her home, met her daughter and walked her yard. There was no evidence of situations described and stated that whenever a complaint is made the Police Department responds. Councilmembers Newton and Kornell provided comments.

4. Robert Ward, 1110 28th Street South, spoke in support of the proposed local hiring ordinance and stated the City of Sarasota has put a similar ordinance in place and construction costs have not increased.
5. Mattie Wright, 3634 2nd Avenue South, spoke concerning the Pier and stated she wants to see something new at the Pier location.
6. Tee Lassiter, 963 27th Avenue South, stated she wants to be part of the solution. Successes Unlimited wants to hold a Town Meeting concerning the Police Department, Economic Development, etc. at Enoch Davis Center. Chair Nurse asked Ms. Lassiter to meet with him at the end of the Council meeting.

In connection with a report concerning the 2013 City Council Meeting Schedule/Calendar, Councilmember Kornell moved with the second of Councilmember Curran that the following resolution be adopted:

- 13-18 Approving the City of St. Petersburg February 2013 through January 2014 City Council Meeting Schedule.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

Mayor Foster presented the following resolution of Memorial Tribute to the Family of Robert "Bob" A. Kersteen:

Whereas, our Lord in His infinite wisdom has called home a devoted and passionate public servant; and

Whereas, we are profoundly grieved at the passing of a friend, and the loss to this City of an outstanding community activist; and

Whereas, Robert "Bob" Kersteen was a native of Kingston, PA and a two time graduate of LaSalle University obtaining degrees in both business and law; and

Whereas, Robert "Bob" Kersteen was married for 48 years to the love of his life, Judith with whom he shared two wonderful children; Marla and Craig and three adorable grandchildren; and

Whereas, Robert "Bob" Kersteen served as member of St. Petersburg City Council representing District 1 from 1997 - 2001 during which time he created the Herman C. Kersteen Award which he proudly presented to city employees for their outstanding job performance in memory of his father; and

Whereas, Robert "Bob" Kersteen was appointed in 2002 by then - Governor Jeb Bush to the Tampa Bay Regional Planning Council where he served dutifully until his passing; and

Whereas, Robert "Bob" Kersteen was further known for his commitment to making St. Petersburg a most livable city and for his countless acts of kindness toward others;

Now, Therefore, Be It Resolved, that I, Mayor Bill Foster has asked to join in with members of St. Petersburg City Council to express to the family of Robert "Bob" Kersteen 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.

Be It Further Resolved that a copy of this Resolution is spread upon the minutes of the St. Petersburg City Council, and a copy thereof, properly embossed, inscribed, and transmitted to the family of Robert "Bob" Kersteen this 10th day of January, 2013.

In connection with an oral report item, Councilmember Curran moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive the oral Tourist Development Council report presented by Councilmember Curran.

Roll call. Ayes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. Gerdes.

In connection with a report item concerning a draft Local Hiring Ordinance amending the St. Petersburg City Code, Chapter 2, Article V by adding Division 5 to create a Local Hiring Program, Assistant City Attorney Jeannine Williams made a presentation and stated that the focus of the ordinance is to increase employment of unemployment or underemployment residents, etc. Ms. Williams reviewed the major changes to the proposed Ordinance. The Chair asked if there were any persons present wishing to be heard. The following person(s) came forward:

1. Steve Cona, III, 2008 N. Himes Avenue, Tampa, representing the Associated Builders & Contractors, Inc., spoke in opposition to the proposed ordinance. He does not feel the numbers are correct and stated they are willing to participate in a task force to improve the rate of employment.
2. Rabbi Michael Torop, Temple Beth El, 400 Pasadena Avenue South, representing FAST, spoke in support of the proposed local hiring ordinance. It does not force anyone to hire any individual who is not qualified. He suggested the City include ex offenders in the proposed ordinance.
3. Wilmore Sadiki, 141 Alcazar Way South, representing FAST, spoke in support of the proposed ordinance and stated it needs to include ex offenders.
4. Reverend Gwendolyn Williams, 871 22nd Avenue South, representing FAST, spoke in support of the proposed ordinance and suggested an amendment to include ex offenders.
5. Mary Jo Baras, 62 Bahama Shores Drive South, representing FAST, spoke in support of the proposed ordinance.
6. Jon Dehmel, 4636 10th Avenue North, representing IBEW, spoke in support of the proposed ordinance.
7. Sheila Panyard, 112 North Shore Drive NE, representing FAST, spoke in support of the proposed ordinance and amending it to include ex offenders.
8. Tee Lassiter, 963 27th Avenue South, spoke in support of the proposed ordinance and including ex offenders.
9. Kofi Hunt, 91 Martin Luther King, Jr. Street North, representing Awake Pinellas, spoke in support of the local hiring ordinance which provides accountability.

10. Marjorie Logan, 7237 Mt. Georgetown Drive NE, representing FAST, spoke in support of the proposed ordinance and suggested setting aside 10% of work hours for ex offenders.
11. Scott Barancik, 245 26th Avenue North, representing FAST, spoke in support of the proposed local hiring ordinance.
12. Bob Dudley, 4414 15th Street North, representing FAST, a good faith effort is not enough. Spoke in support of the proposed local hiring ordinance and suggested it be amended to provide ex offenders with an opportunity for employment.
13. Steve Cona, Jr., 2008 N. Himes Avenue, Tampa, representing the Associated Builders and Contractors, Inc., stated they are not opposed to providing ex offenders an opportunity, but there are regulations that have to be met which may preclude their employment on specific projects. Quotas may be difficult for our contractors to meet.
14. Brian Senior, 725 8th Street South, representing New Hope Church, urged Council to pass the local hiring ordinance. He is an ex offender who went back to school and obtained 8 certifications but is having a difficult time being hired because of his past.
15. Watson Haynes, 333 31st Street North, Pinellas County Urban League President, stated legislation may be required to ensure it happens. We need to provide ex offenders an opportunity to be gainfully employed. He urged Council to move forward.

Public Works Administrator Michael Connors made a brief presentation and reviewed the SBE Program process, the Commodities Procurement Program and the monitoring requirements and other staff resources needed to ensure compliance with the proposed local hiring ordinance. He stated staff may need to hire 1-2 additional individuals to address these requirements and we would like to present a counter proposal to work with FAST, Job Corp, etc. We would like more time to see how we would administer this program if it goes forward. Mayor Foster stated this proposed ordinance is different and has unanticipated consequences. He requested an opportunity to digest and determine administrative cost to regulate the program and meet with the industry to determine the impact. Council provided comments. Councilmember Newton moved with the second of Councilmember Kornell that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Administration include hard to employ individuals in the proposed local hiring ordinance.

Councilmember Danner moved with the second of Councilmember Dudley that the following substitute resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council defer action on the proposed local hiring ordinance and that staff schedule a workshop, within 20 days, to work with our partners (the

Chamber, FAST, contractors, Sheriff's office, etc.) to see how we can have a better trained work force.

Councilmember Dudley moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that debate on this issue be closed and the question be called.

Roll call. Ayes. Kennedy. Dudley. Nurse. Nays. Gerdes. Curran. Kornell. Newton. Danner. Absent. None. (Motion failed.) Roll call on the motion to defer. Ayes. Gerdes. Kennedy. Dudley. Curran. Nurse. Danner. Nays. Kornell. Newton. Absent. None.

The meeting was recessed at 10:58 a.m.

The meeting was reconvened at 11:05 a.m. with all members present.

In connection with a report item concerning UnitedHealthcare Insurance, Human Resources Director Gary Cornwell made a presentation. Councilmember Curran moved with the second of Councilmember Danner that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that language be added to indicate staff will continue to work on a Walk-in Clinic for employees within the plan year and the Council approve the following resolution as amended:

13-19 Renewing a blanket purchase agreement with UnitedHealthcare Insurance Company for group health plan administrative services at an estimated annual cost of \$1,539,766; authorizing the Mayor or his designee to pay claims and fund health reimbursement accounts associated with the self-funded program, estimated at \$34,295,369; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Danner. Nays. Newton. Absent. None.

In connection with an oral report item, Councilmember Danner introduced PSTA Public Relations Director Bob Lasher who provided comments. Councilmember Danner moved with the second of Councilmember Newton that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive the oral update on the Pinellas Suncoast Transit Authority (PSTA) and the Tampa Bay Area Regional Transportation Authority (TBARTA) presented by Councilmember Danner.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with two report items, Public Works Administrator Michael Connors made a presentation. Councilmember Kennedy moved with the second of Councilmember Gerdes that the following resolutions be adopted:

- 13-20 Authorizing the Mayor or his designee to accept \$190,470 from Pinellas County as the City's share of the FY2012-2013 Municipal Recycling Reimbursement Grant Program to offset City expenses associated with the brush recycling program; and to execute all documents necessary to effectuate this transaction.
- 13-22 Awarding a three-year blanket purchase agreement to Kirby Grinding Services, Inc. for yard waste grinding services for the Sanitation Department at an estimated annual cost of \$421,850.

The Chair asked if there were any persons present wishing to be heard. The following person(s) came forward:

- 1. David McKalip, 431 Southwest Boulevard North, asked Council to reconsider the City's Recycling Program, expressed concern with how benefits are paid and suggested the City privatize the City's recycling sites.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with a report item, Police Chief Harmon made a presentation. Councilmember Curran moved with the second of Councilmember Kennedy that the following resolution be adopted;

- 13-21 Approving the purchase of 40 replacement vehicles from Duval Ford, LLC for the Fleet Management Department at a total cost of \$1,183,400.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None. Councilmember Newton requested maintenance and fuel costs for take home vehicles except K-9 vehicles.

In connection with a report item, Airport Manager Richard Lesniak made a presentation. Councilmember Curran moved with the second of Councilmember Kennedy that the following resolution be adopted:

- 13-23 Approving the expansion of the scope of Airport Fuel Tank System Project (13967) in the General Capital Improvement Fund (3001) to include other general Airport facility maintenance and repair items as needed.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with a report item, Real Estate & Property Management Director Bruce Grimes made a presentation. Councilmember Curran moved with the second of Councilmember Gerdes that the following resolution be adopted:

13-24 Authorizing the Mayor or his designee, to purchase six (6) unimproved lots located at 1) 807 - 14th Avenue South, 2) 820 - 15th Avenue South, 3) 810 - 15th Avenue South, 4) 835 - 15th Avenue South, 5) 759 - 14th Avenue South, and 6) 850 - 15th Avenue South, St. Petersburg, under the Neighborhood Stabilization Program 3 ("NSP3"), for the sum of \$77,220, in the aggregate, subject to the required Environmental Review Record Report result being a Finding of No Significant Impact; to waive approximately \$90,000 in interest on outstanding City liens; to pay closing related costs not to exceed \$10,000 in the aggregate; to assemble, temporarily manage, and dispose of the property for the purpose of stabilizing the neighborhood; and to sell the property in accordance with the requirements of the Department of Housing and Urban Development, and Section 2301(b) of the Housing and Economic Recovery Act of 2008, as amended, and NSP3 funding provided under Section 1497 of the Wall Street Reform and Consumer Protection Act of 2010.

The Chair asked if there were any persons present wishing to be heard. The following person(s) came forward:

1. David McKalip, 431 Southwest Boulevard North, expressed concern with values used on the appraisal reports and forgiving of interest on outstanding City liens.
2. Tee Lassiter, 963 27th Avenue South, spoke in support of the purchase of the six unimproved lots.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

The meeting was recessed at 12:21 p.m.

The meeting was reconvened at 1:17 p.m. with the following members present: Chair Nurse and Councilmembers Gerdes, Kennedy, Dudley, Kornell and Danner. Absent: Councilmembers Curran and Newton.

The Clerk read the titles of proposed Ordinances 64-H and 65-H. Councilmember Kennedy moved with the second of Councilmember Gerdes that the following resolution be adopted:

1/10/13

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Thursday, January 24, 2013, at 6:00 p.m., or as soon thereafter as the same may be heard, be set as the time for the public hearing on proposed Ordinances 64-H and 65-H, entitled:

PROPOSED ORDINANCE NO. 64-H

AN ORDINANCE AMENDING CHAPTER 12-6 RELATING TO FEES CHARGED FOR CONSTRUCTION SERVICES; AMENDING THE METHOD FOR CALCULATION OF CONSTRUCTION VALUES IN SUBSECTION (6); CHANGING CERTAIN FEES IN SUBSECTION (7) TO REFLECT THE ACTUAL COST RELATED TO PROVIDING THE SERVICE; AND PROVIDING AN EFFECTIVE DATE.

PROPOSED ORDINANCE NO. 65-H

AN ORDINANCE PROVIDING FOR THE SALE AND CONSUMPTION OF BEER AND WINE IN FLORA WYLIE PARK ON FEBRUARY 10, 2013; AND PROVIDING AN EFFECTIVE DATE.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Kornell. Nurse. Danner. Nays. None. Absent. Curran. Newton.

In connection with a new business item, Councilmember Kornell moved with the second of Councilmember Gerdes that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to the Legislative Affairs & Intergovernmental Relations Committee a discussion concerning how the City of St. Petersburg can lobby to tighten gun laws.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with a new business item, Councilmember Curran moved with the second of Councilmember Newton that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council defer the intergovernmental agencies and City Committees appointments/confirmations to the next Council meeting.

Roll call. Ayes. Curran. Newton. Danner. Nays. Gerdes. Kennedy. Dudley. Kornell. Nurse. Absent. None. Councilmember Kennedy moved with the second of Councilmember Kornell that the following resolution be adopted:

13-25 Making appointments and recommendations to various intergovernmental agencies and confirming certain Mayoral appointments.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Kornell. Nurse. Nays. Curran. Newton. Danner. Absent. None.

In connection with a Public Services & Infrastructure Committee report, Councilmember Dudley moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive and file the December 20, 2012 Public Services & Infrastructure Committee report presented by Councilmember Dudley.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Nays. None. Absent. Danner. The Chair asked if there were any persons present wishing to be heard. The following person(s) came forward:

1. David McKalip, 431 Southwest Boulevard North, asked the City to stop surveillance of the public as indicated in the Committee's discussion concerning the placement and use of video cameras.

In connection with a Housing Services Committee report, Councilmember Curran moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive and file the December 20, 2012 Housing Services Committee report presented by Councilmember Curran.

The Chair asked if there were any persons present wishing to be heard. The following person(s) came forward:

1. David McKalip, 431 Southwest Boulevard North, commented on property at 868 15th Avenue South purchased by the City to build a shipping container home which was never built and the City had to pay to get rid of it. He asked Council to remember all unintended consequences.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with a Co-Sponsored Events Committee report, Councilmember Dudley moved with the second of Councilmember Gerdes that the following resolution be adopted:

13-26 Approving the applications for Co-Sponsored Event status in name only for Playsmart, Inc. ("Playsmart") for an event entitled 2013 Spin For Kids to be held February 2, 2013, in Vinoy Mole from 9:00 a.m. to 2:00 p.m., and Extremetix, Inc. ("Extremetix") for an event entitled Tampa Bay Music Festival to be held May 3 - 5, 2013, in Vinoy Park from 11:00 a.m. To 8:00 p.m., daily (collectively, "applicants") in accordance with City Council Resolution No. 2000-562, as amended ("Resolution 2000-562"); provided all City fees are paid 10 days prior to the event taking place; waiving the six month requirement of Section "D" of Resolution No. 2000-562, as to the applicants; waiving the non-profit requirement of Section (A)8 of Resolution No. 2000-562(A) 8 as to the applicants; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this resolution.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Danner. Nays. Newton. Absent. None. Councilmember Gerdes moved with the second of Councilmember Curran that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive and file the December 20, 2012 Co-Sponsored Events Committee report presented by Councilmember Gerdes.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Nurse. Newton. Danner. Nays. None. Absent. Kornell.

In connection with a Legal item, City Attorney John Wolfe announced the scheduling of an Attorney-Client Session, pursuant to Florida Statute 286.011(8), to be held January 17, 2013 at 3:30 p.m., or soon thereafter, in conjunction with the lawsuit styled 15,652 Petitioners and Kathleen Ford v. City Council, etc. Case No. 12-10312CI-19.

There being no further business, the meeting was adjourned at 2:38 p.m.

Karl Nurse, Chair-Councilmember
Presiding Officer of the City Council

ATTEST: _____
Eva Andujar, City Clerk

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL

THURSDAY, JANUARY 17, 2012, AT 3:04 P.M.

Chair Karl Nurse called the meeting to order with the following members present: Charles Gerdes, James R. Kennedy, William H. Dudley, Leslie Curran, Steven Kornell, Wengay M. Newton, Sr. and Jeff Danner. Mayor Bill Foster, City Administrator Tish Elston, Chief Assistant City Attorney Mark Winn, and Deputy City Clerk Amelia Preston were also in attendance.

Councilmember Curran moved with the second of Councilmember Newton that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg that Council approve the agenda as amended:

DELETE C-4 CASA's Training Video Presentation by Tuesdi Dyer.

ADD E-2 Resolution amending the appointments to various Intergovernmental Agencies and recommended Mayoral appointments.

In connection with the Open Forum portion of the agenda, the following person(s) came forward:

1. Ms. Patrina Jenkins, St. Petersburg, stated that she is a member of the Bartlett Park Association and expressed concern on behalf of herself and other members about the Hollywood Knight Adult Club that is in the path of a school zone crossing for children that attend Campbell Park Elementary and John Hopkins Middle School; stated while driving her son to school, it saddens her to see other neighborhood children being affected by this business sign that exploits women, promotes nudity and encourages the use of alcohol. She noted an article in the Tampa Bay Times Newspaper that at Hollywood Knights North, in Tampa Police arrested dancers in the strip club for violations on September 28, 2011 and another article revealed that a man had been shot at the same club in September of 2012. Ms. Jenkins referenced St. Petersburg ordinance which states that strip clubs cannot be within 400 feet of churches, schools and daycare centers. She is afraid of what the children will see and hear on their path to get an education; and suggested that they each go see for themselves during the school zones crossing time. Ms. Jenkins stated Chair Nurse informed her that the permit was for a lounge. Chair Nurse shared that Building Official Rick Dunn and Zoning Official Philip Lazzara are working on this issue. Mayor Foster commented on the difference between the City of Tampa and stated City of St. Petersburg has very strict zoning when allowing adult use; stated that if they are not operating according City Code, they will make sure that they are a lawful business and expressed that this one is on his radar.

1/17/2013

Chair Nurse commented he realized he did not conduct roll call and asked that it be called. Roll call on approval of the agenda as amended. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

Mayor Foster shared that he was approached by Mr. Scott Wagman who generously offered to clean, seal and paint City Hall at no cost to the City or its taxpayer; stated that Tom White donated the crew and Tom Scott Paint donated the paint. The job was professionally done by the team of painters from Tom White Painting who applied more than 200 gallons of paint to restore the luster and elegance to St. Petersburg City Hall. Mayor read a proclamation proclaiming January 17, 2013 as "Scott Wagman, Tom White Painting and Scott Paint Company Day." Mr. Scott Wagman commented that this is a magnificent building and he wanted to give back to the City the same as Mr. Edwards with the Welcome Monument as you enter the City of St. Petersburg. Mr. Wagman thanked Rick Mussett, Jay Pruitt and Bruce Grimes who helped them to make this happen. City Council Members expressed appreciation for a job well done.

In connection with a presentation, Council Member Kornell shared a grant application was submitted by the Greater Pinellas Point Civic Association (GPPCA) for funding from the Martin Luther King Jr. Day of Service Award Program to secure toward their early Literacy Program, "weeREAD. He introduced Jodi Davis, President, who made a presentation on the weeREAD Early Literacy Program where they are proposing three phases. She highlighted the partnership with Lakewood High School and Westminster Suncoast for volunteers; and shared they will hold book drives to collect gently used and new books. Ms. Davis commented that they would like to extend the program to Elementary, Middle and other schools. Council Member Kornell read the proclamation which reflected that Lakewood High School aged readers as well as adult learners as recipients will read to the children and earn volunteer hours for their own scholarship program. He proclaimed January 17, 2013 as weeREAD Early Literacy Program Day in St. Petersburg, Florida and urged area residence to join in recognizing the importance of early literacy program and for the young citizens in our community. Council thanked Ms. Davis and Representative Darryl Rouson for the assistance in passing legislation to make Dr. Martin Luther King, Jr. Day a day of services. The e-mail address to donate funding is greaterpinellaspoint.com or 727-866-2737.

In connection with agenda a presentation recognizing Jullian Munoz, First Job Corps graduate as Magna Cum Laude from St. Petersburg College and certified in medical billing and coding, Councilmember Newton presented her with a Sunshine Ambassador's Award dated January 17, 2013. Ms. Jullian Munoz thanked Mayor and Council for the recognition. Job Corps Community Liaison Anita George stated the tally of their community service by staff and students came to 5,572 hours in the calendar year 2012 which most was done within the city. They offer health care, construction trades and they can be contacted at 727-551-2903. Also introduced were Mr. Ramon Cruz who has completed his MA and in his first semester at St. Pete College and Mr. Gregg Marks is their Security Officer at the Job Corps site.

1/17/2013

In connection with a Legal Item concerning appointments to various Intergovernmental Agencies, Councilmember Kennedy moved with the second Council Member Gerdes that the following resolution be adopted:

13-27 Amending Resolution No. 2013-25 making appointments and recommendations to various Intergovernmental Agencies; and confirming certain Mayoral Appointments.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

Chair Nurse announced the commencement of an Attorney/Client Session, pursuant to Florida Statute 286.011 (8), held in conjunction with the lawsuit styled 15,652 petitioners and Kathleen Ford v. City Council, etc. Case No. 12-10312CI-19 and announced those who would be in attendance.

The meeting was closed at 3:53 p.m.

The meeting was reopened at 4:51 p.m. and the Attorney/Client Session was terminated with the following members present: Council Chair Karl Nurse and Councilmembers Charlie Gerdes, James R. Kennedy, William H. Dudley, Leslie Curran, Steven Kornell, Wengay M. Newton, Sr. and Jeff Danner. Absent. None.

There was an inquiry regarding what happened to the photos of the new Pier Lens that were on the first floor in City Hall. Leisure & Community Services Administrator Clarence Scott commented that they were relocated to the Marketing Department. Mayor Foster responded that they have ordered three additional copies and they will be displayed at other venues and at Mayors Night Out.

Chief Assistant City Attorney Mark Winn distributed to Council copies of Resolution 2012-418 opposing the implementation of Priority Dispatch as proposed by Pinellas County Emergency Medical Services Authority.

There being no further business, the meeting was adjourned at 4:59 p.m.

Karl Nurse Chair-Councilmember
Presiding Officer of the City Council

ATTEST: _____
Amelia Preston Deputy City Clerk

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL

THURSDAY, JANUARY 24, 2013, AT 3:03 P.M.

Chair Karl Nurse called the meeting to order with the following members present: Charles Gerdes, James R. Kennedy, William H. Dudley, Leslie Curran, Steven Kornell, Wengay M. Newton, Sr. and Jeff Danner. Mayor Bill Foster, City Administrator Tish Elston, Assistant City Attorneys Jacqueline Kovilaritch, Jeannine Williams, Jeanne Hoffmann, and Pamela Cichon, City Clerk Eva Andujar and Deputy City Clerk Amelia Preston were also in attendance.

Councilmember Curran moved with the second of Councilmember Kornell that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council approve the agenda as amended:

MOVE CA-1 Lift Station 85 Albert Whitted Master 30" Force Main, Part D Project (Engineering Project No. 12013-411; Oracle No. 13977):

- (a) Awarding a contract to Dallas 1 Corporation doing business as Dallas 1 Construction & Development in the amount of \$7,575,012.80 for the construction of Lift Station 85 Albert Whitted Master 30" Force Main, Part D Project; and approving the repayment of advances in the amount of \$12,069,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the Water Resources Operating Fund (4001).
- (b) Authorizing the Mayor or his designee to execute Amendment No. 1 to Task Order No. 08-3-GFY/W to the agreement between the City of St. Petersburg and George F. Young, Inc. in the amount of \$76,677 for professional consulting phase services for the Lift Station 85 Albert Whitted Master 30" Force Main – Part D.

MOVE CB-8 Authorizing the Mayor or his designee to sell the surplus, unimproved City-owned property located at 642 25th Avenue South, St. Petersburg, to Darrell Simmons, Sr., for \$3,500.

INFO CA-1 Budget, Finance & Taxation Committee. (1/17/13)

1/24/13

INFO CA-1 Public Services & Infrastructure Committee. (1/17/13)

ADD CA-1 Co-Sponsored Events Committee. (1/8/13)

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

Councilmember Kornell moved with the second of Councilmember Curran that the following resolutions be adopted:

- 13-28 Renewing blanket purchase agreements with Bayside Building Services, Inc., Creative Homes of Central Florida, Inc., Dave Ulm Builders, Inc. and Grosz Construction Company, Inc. for building maintenance and securing of structures at an estimated annual cost of \$465,000.
- 13-29 Approving an extension to BA Merchant Services LLC for merchant credit card services in the estimated amount of \$300,000.
- 13-30 Approving the purchase of 16 replacement off-road utility vehicles from Everglades Farm Equipment Co., Inc. for the Fleet Management Department at a total cost of \$173,968.
- 13-31 Awarding a contract to C-Squared Certified General Contractor, Inc. in the amount of \$115,318 for City Wide Arterial/Collector Sidewalks Project FY12. (Engineering Project No. 12015-112; Oracle No. 13286)
- 13-32 Awarding a three-year blanket purchase agreement to Ring Power Corporation, a sole-source supplier, for the maintenance and repair of generators for the Water Resources Department at an estimated annual amount of \$90,000.
- 13-33 Awarding a three-year blanket purchase agreement to Paramount Power, Inc. for the maintenance and repair of generators at an estimated annual amount of \$40,000.
- 13-34 Authorizing the Mayor or his designee to execute a five (5) year License Agreement with Paul and Jennifer Curry, for an annual use fee of \$50.00, to fence a portion of a City-owned property located in Safety Harbor for the City's 36-Inch Water Transmission Main.
- 13-35 Confirming the appointment of Naveen K. Malhotra as a regular member to the International Relations Committee to serve a three-year term ending December 31, 2015.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with the Open Forum portion of the agenda, the following person(s) came forward:

1. Howard Taylor, 316 8TH Street South #504, spoke regarding the Lens trolley. He presented a short video of the Lens Trolley and the Atlantic City (in New Jersey) Trolley. He expressed concern with the safety of pedestrians.
2. Watson Sinden, 1750 Central Avenue, stated he was issued a Codes Violation for his property at 1750 Central. He stated its City property not private property and the City should make the necessary repairs. The oak tree roots are raising the sidewalk and asked the City to revisit the situation. The problem is on the right-of-way (hexblock sidewalk).

Councilmember Curran commented the City needs a clear policy on ownership and who has responsibility for repair.

The Clerk read the titles of proposed Ordinances 66-H (City File LDR-2012-04) and 1046-V (City File 12-33000018). Councilmember Danner moved with the second of Councilmember Kornell that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Thursday, February 7, 2013, at 9:00 a.m., or as soon thereafter as the same may be heard, be set as the time for the public hearing on proposed Ordinances 66-H and 1046-V, entitled:

PROPOSED ORDINANCE NO. 66-H

AN ORDINANCE OF THE CITY OF ST. PETERSBURG AMENDING CHAPTER 16 OF THE CITY CODE; PROVIDING FOR ADDITIONAL RESIDENTIAL DENSITY, INTENSITY (FLOOR-AREA-RATIO) AND BUILDING HEIGHT FOR PROPERTY LOCATED WITHIN AN ACTIVITY CENTER AND DESIGNATED WITH CRT-1 (CORRIDOR RESIDENTIAL TRADITIONAL) AND CCT-1 (CORRIDOR COMMERCIAL TRADITIONAL) ZONING; AND PROVIDING AN EFFECTIVE DATE.

PROPOSED ORDINANCE NO 1046-V

AN ORDINANCE APPROVING THE PARTIAL STREET VACATIONS OF 2ND AVENUE SOUTH AND 5TH STREET SOUTH ABUTTING THE SOUTHERN AND WESTERN SIDES OF 116 - 5TH STREET SOUTH (LOTS 11 - 14, BLOCK 38, REVISED MAP OF THE CITY OF ST. PETERSBURG), AND THE ASSOCIATED PORTION OF THE INTERSECTION; PROVIDING AN EXCEPTION TO CERTAIN CONDITIONS IN THE CITY CODE; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

Urban Design & Historic Preservation Manager Derek Kilborn and Zoning Official Philip Lazzara made a presentation on the proposed ordinances. Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with a report item regarding Executive Action on proposed Ordinance 1044-V (City File 12-33000014), Councilmember Curran moved with the second of Councilmember Danner that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 1044-V, entitled:

PROPOSED ORDINANCE NO. 1044-V

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.

be adopted following final reading and Council Executive Action.

The Clerk read the title of proposed Ordinance 1044-V and Zoning Official Philip Lazzara made a presentation. Planning & Economic Development Director David Goodwin stated staff met with Mr. Mesago, but not found any relocation sites for him. We will, however, continue to work with him. Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with a report item concerning Lift Station 85 Albert Whitted Master 30" Force Main, Part D Project (Engineering Project No. 12013-411; Oracle No. 13977), Public Works Administrator Michael Connors made a presentation. Councilmember Kennedy moved with the second of Councilmember Danner that the following resolutions be adopted:

13-36 Awarding a contract to Dallas 1 Corporation doing business as Dallas 1 Construction & Development in the amount of \$7,575,012.80 for the construction of Lift Station 85 Albert Whitted Master 30" Force Main, Part D Project; and approving the repayment of advances in the amount of \$12,069,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the Water Resources Operating Fund (4001).

13-37 Authorizing the Mayor or his designee to execute Amendment No.1 to Task Order No. 08-3-GFY/W to the agreement between the City of St. Petersburg and George F. Young, Inc. in the amount of \$76,677 for professional consulting phase services for the Lift Station 85 Albert Whitted Master 30" Force Main – Part D.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Nurse. Danner. Nays. Kornell. Newton. Absent. None.

In connection with a report item, Real Estate & Property Management Director Bruce Grimes made a presentation. Councilmember Gerdes moved with the second of Councilmember Kennedy that the following resolution be adopted:

13-38 Authorizing the Mayor or his designee to sell the surplus, unimproved City-owned property located at 642 25th Avenue South, St. Petersburg, to Darrell Simmons, Sr., for \$3,500.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with a Budget, Finance & Taxation Committee report, Councilmember Kennedy moved with the second of Councilmember Curran that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive and file the January 17, 2013 Budget, Finance & Taxation Committee report presented by Councilmember Kennedy.

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Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with a Public Services & Infrastructure Committee report, Councilmember Dudley moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive and file the January 17, 2013 Public Services & Infrastructure Committee report presented by Councilmember Dudley.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with a Co-Sponsored Events Committee report, Councilmember Gerdes moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive and file the January 8, 2013 Co-Sponsored Events Committee report presented by Councilmember Gerdes.

Leisure & Community Services Administrator Clarence Scott stated the Funkfest promoter has an outstanding debt from last year's event. Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

The meeting was recessed at 4:36 p.m.

The meeting was reconvened at 6:00 p.m. with all members present.

City Administrator Tish Elston requested a report item accepting a \$250,000 Florida Fish and Wildlife Conservation Commission Grant for the Grandview Park Boat Ramp Improvement Project be added to the agenda because of time constraints. Councilmember Danner moved with the second of Councilmember Newton that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council add the above-mentioned report to today's agenda.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None. Councilmember Danner moved with the second of Councilmember Curran that the following resolution be adopted:

13-39 Authorizing the Mayor or his designee to accept a Florida Fish and Wildlife Conservation Commission ("FFWCC") Grant ("Grant") from the Florida Boating Improvement Program, Boating and Waterways Section for the Grandview Park Boat Ramp Improvements Project ("Project") at a total maximum reimbursement amount of \$250,000; to execute the Florida Boating Improvement Program Grant Agreement for the Project site with the FFWCC; and to execute all other documents necessary to effectuate the Grant; approving a supplemental appropriation in the amount of \$250,000 from the increase in the unappropriated balance of the General Capital Improvement Fund (3001), resulting from these additional revenues, to the Boat Ramp Facility Improvements Project (13181); and establishing an effective date.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

Councilmember Newton moved with the second of Councilmember Curran that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council add a Sweetbay Update to today's agenda under reports.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

In connection with a public hearing confirming preliminary assessments, the Chair asked if there were any persons present wishing to be heard and there was no response. Councilmember Danner moved with the second of Councilmember Curran that the following resolution be adopted:

13-40 Assessing the costs of securing listed on Securing Building No. 1172 (SEC 1172) as liens against the respective real property on which the costs were incurred; providing that said liens have a priority as established by City Code Section 8-270; providing for an interest rate of 12% per annum on unpaid balances; and authorizing the Mayor to execute and record Notices of Lien(s) in the public records of the County.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

The Clerk read the title of proposed Ordinance 1043-V (City File 12-33000012) and Zoning Official Philip Lazzara made a presentation. The Chair asked if there were any persons present wishing to be heard. The following person(s) came forward:

1. Peter Penza, AVID Group, 2300 Curlew Road, Suite 201, Palm Harbor, representing the applicant, spoke in favor of the proposed ordinance.

Councilmember Danner moved with the second of Councilmember Newton that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 1043-V, entitled:

PROPOSED ORDINANCE NO. 1043 -V

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.

be adopted on second and final reading as amended deleting the second sentence in item #3, Section 3, and adding an additional condition that would require landscaping and buffering improvements consistent with the submitted plan.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

The Clerk read the title of proposed Ordinance 64-H and Planning & Economic Development Director David Goodwin made a presentation. Building Official Rick Dunn responded to questions from City Council. The Chair asked if there were any persons present wishing to be heard and there was no response. Councilmember Gerdes moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 64-H, entitled:

PROPOSED ORDINANCE NO. 64-H

AN ORDINANCE AMENDING CHAPTER 12-6 RELATING TO FEES CHARGED FOR CONSTRUCTION SERVICES; AMENDING THE METHOD FOR CALCULATION OF CONSTRUCTION VALUES IN SUBSECTION (6); CHANGING CERTAIN FEES IN SUBSECTION (7) TO REFLECT THE ACTUAL COST RELATED TO PROVIDING THE SERVICE; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

The Clerk read the title of proposed Ordinance 65-H and Marketing & Communications Director Beth Herendeen made a presentation. Councilmember Dudley moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 65-H, entitled:

PROPOSED ORDINANCE NO. 65-H

AN ORDINANCE PROVIDING FOR THE SALE AND CONSUMPTION OF BEER AND WINE IN FLORA WYLIE PARK ON FEBRUARY 10, 2013; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

13-41 Resolution finding that the Rock 'N Roll St. Pete Half Marathon is an event of community interest or importance; approving a special event permit pursuant to City Code Section 3-11 b) allowing the sale or dispensing of alcoholic beverages after 8:00 a.m. on Sunday, February 10, 2013, in Flora Wylie Park in the 16,500 square foot area designated as "Beer Garden Area" on the drawing attached hereto as Exhibit "A."

Roll call. Ayes. Gerdes. Kennedy. Dudley. Curran. Kornell. Nurse. Newton. Danner. Nays. None. Absent. None.

The Clerk administered the oath to those present wishing to present testimony in connection with the quasi-judicial proceedings.

In connection with a public hearing concerning an appeal of the Planning & Visioning Commission's (PVC) recommendation to deny Future Land Use Map and Official Zoning Map changes, and an associated Development Agreement, for an estimated 5.1 acre area generally located on the northwest corner of Dr. Martin Luther King Jr. Street North and Roosevelt Boulevard (City File FLUM-16 Appeal), the Clerk read the titles of proposed Ordinances 700-L, 730-Z and 63-H. Presentations were made by Development Services Planner II Paul Geisz, representing the City, and the appellant Mr. Todd Pressman and Mr. Robert Pergulizzi with Ferber Corporation, representing the applicant/property owner PBC Associates. The Chair asked if there were any persons present wishing to be heard. The following person(s) came forward:

1. Gwen White, 890 North Village Drive, spoke in opposition to the proposed ordinances and stated it will increase traffic and noise pollution. She expressed concern with quality of life issues.
2. Tee Lassiter, 963 27th Avenue South, spoke in support of the proposed ordinances.

The meeting was recessed at 7:38 p.m.

The meeting was reconvened at 7:44 p.m.

Cross examination was waived by Messrs. Geisz and Pressman. Rebuttal was provided by Messrs. Geisz, Pressman, Pergulizzi and Armstrong. Assistant City Attorney Pam Cichon responded to questions from Council. Councilmember Newton moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council approve the appeal and overturn the Planning & Visioning Commission's denial of the applicant's request.

Roll call. Ayes. Gerdes. Kennedy. Dudley. Newton. Nays. Kornell. Nurse. Danner. Curran. Absent. None. (Motion failed.)

In connection with an oral report concerning an update on the Midtown Sweetbay store, Mayor Foster made a presentation and stated he is working with Mr. Newsome to find other vendors of food services for this location. The Mayor commented on the press conference and numerous telephone conversations with the Vice President in charge of store closures to see if there was any possibility that Sweetbay would reverse their decision. Mayor Foster commented the shelves are not being restocked, remaining items are being discounted and they are proceeding to close the store. Council provided comments and the Chair asked if there were any persons present wishing to be heard. The following person(s) came forward:

1. Tee Lassiter, 963 27th Avenue South, stated we have serious needs in Midtown and we must help people lift themselves up.

In continuation with Council discussion concerning the Planning & Visioning Commission appeal, Councilmember Danner moved with the second of Councilmember Kornell that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council deny the appeal and uphold the Planning & Visioning Commission's denial of the applicant's request.

Roll call. Ayes. Curran. Kornell. Nurse. Danner. Nays. Gerdes. Kennedy. Dudley Newton. Absent. None. (Motion failed.) Councilmember Gerdes moved with the second of Councilmember Kornell that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinances 700-L, 730-Z and 63-H, entitled:

PROPOSED ORDINANCE NO. 700-L

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN FOR THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE FUTURE LAND USE MAP DESIGNATION FOR PROPERTY GENERALLY LOCATED ON THE NORTHWEST CORNER OF DR. MARTIN LUTHER KING JR. STREET NORTH AND ROOSEVELT BOULEVARD FROM INDUSTRIAL LIMITED (ACTIVITY CENTER) TO PLANNED REDEVELOPMENT MIXED-USE (ACTIVITY CENTER); PROVIDING FOR CONDITIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

PROPOSED ORDINANCE NO. 730-Z

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ST. PETERSBURG, FLORIDA; BY CHANGING THE ZONING FOR PROPERTY GENERALLY

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LOCATED ON THE NORTHWEST CORNER OF DR. MARTIN LUTHER KING JR. STREET NORTH AND ROOSEVELT BOULEVARD FROM EMPLOYMENT CENTER (EC) TO CORRIDOR COMMERCIAL SUBURBAN (CCS-1); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PORTIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

PROPOSED ORDINANCE NO. 63-H

AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN PINELLAS BUSINESS CENTER (PBC) OWNER, LLC, SOUTHEAST INVESTMENTS, INC., A FLORIDA CORPORATION, AND THE CITY OF ST. PETERSBURG RELATING TO THE DEVELOPMENT OF PROPERTY GENERALLY LOCATED ON THE NORTHWEST CORNER OF DR. MARTIN LUTHER KING JR. STREET NORTH AND ROOSEVELT BOULEVARD WITHIN THE BOUNDARIES OF THE CITY; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

be tabled.

Roll call. Ayes. Gerdes. Dudley. Curran. Kornell. Nurse. Danner. Nays. Kennedy. Newton. Absent. None.

There being no further business, the meeting was adjourned at 9:06 p.m.

Karl Nurse, Chair-Councilmember
Presiding Officer of the City Council

ATTEST: _____
Eva Andujar, City Clerk

Attached documents for item Authorizing the Mayor or his designee to apply for and administer Florida Boating Improvement Program grants through the Florida Fish and Wildlife Conservation Commission on behalf of the City for improvements for the construction and repairs of seawalls,

ST. PETERSBURG CITY COUNCIL

CONSENT AGENDA

MEETING OF April 4, 2013

TO: Honorable Karl Nurse, Chair, and Members of City Council

SUBJECT: A resolution authorizing the Mayor or his designee to apply for and administer Florida Boating Improvement Program grants through the Florida Fish and Wildlife Conservation Commission on behalf of the City for improvements for the replacement and repairs of waterway channel markers and other local boating-related activities; and to execute all documents necessary to effectuate this transaction; and establishing an effective date.

EXPLANATION: The City of St. Petersburg ("City") intends to apply for Florida Boating Improvement Program grants through the Florida Fish and Wildlife Conservation Commission ("FFWCC") for construction funding for city wide improvements and the replacement and repairs of waterway channel markers and other local boating-related activities.

A requirement of the Florida Boating Improvement Program is to provide an adopted resolution by the governing body stating that the project manager (Mayor or designee) has the authority to apply for and administer the grant(s) on behalf of the applicant (City of St. Petersburg, Florida). Administration of the grant(s) will require City Council approval of the grant agreement(s) if awarded and compliance with all applicable laws, including the City Charter.

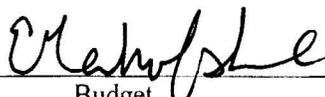
RECOMMENDATION: Administration recommends that City Council adopt the attached resolution authorizing the Mayor or his designee to apply for and administer Florida Boating Improvement Program grants through the Florida Fish and Wildlife Conservation Commission on behalf of the City for improvements for construction funding for city wide improvements and the replacement and repairs of waterway channel markers and other local boating-related activities; and to execute all documents necessary to effectuate this transaction; and establishing an effective date

COST FUNDING/ASSESSMENT INFORMATION: N/A

Attachment: Resolution

Approvals:


Administration * JLF


Budget

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO APPLY FOR AND ADMINISTER FLORIDA BOATING IMPROVEMENT PROGRAM GRANTS THROUGH THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FOR REPLACEMENT AND REPAIRS OF WATERWAY CHANNEL MARKERS AND OTHER LOCAL BOATING-RELATED ACTIVITIES AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of St. Petersburg ("City") intends to apply for Florida Boating Improvement Program grants through the Florida Fish and Wildlife Conservation Commission for the replacement and repairs of waterway channel markers and other local boating-related activities; and

WHEREAS, a requirement of the Florida Boating Improvement Program is to provide an adopted resolution by the governing body authorizing that the project manager (Mayor or designee) has the authority to apply for and administer the grants on behalf of the applicant (City of St. Petersburg, Florida); and

WHEREAS, administration of the grant(s) will require City Council approval of the grant agreement(s) if awarded and compliance with all applicable laws, including the City Charter.

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 apply for and administer Florida Boating Improvement Program grants on behalf of the City for replacement and repairs of waterway channel markers and other local boating-related repairs.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction.

This resolution shall become effective immediately upon its adoption.

Approvals:



Legal



Administration #OT

Attached documents for item Resolution of the St. Petersburg City Council urging members of the Florida Legislature to support Senate Bill 294 and House Bill 619 which make certain substances to be controlled substances.

A RESOLUTION OF THE ST. PETERSBURG CITY COUNCIL
URGING MEMBERS OF THE FLORIDA LEGISLATURE TO
SUPPORT SENATE BILL 294 AND HOUSE BILL 619 WHICH
MAKE CERTAIN SUBSTANCES TO BE CONTROLLED
SUBSTANCES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, new herbal and/or chemical mixtures are being marketed and sold in the State which are not currently controlled by Federal or State law but which are designed and marketed to mimic the effects of illegal controlled substances; and

WHEREAS, these synthetic cannabinoids and synthetic cathinones are sold in various forms which are intended to be ingested and which mimic certain effects of controlled substances ; and

WHEREAS, the DEA has placed a number of these drugs into Schedule 1 of the Controlled Substances Act, finding that this placement on Schedule 1 was necessary to prevent an imminent hazard to public safety; and

WHEREAS, in response to efforts to outlaw the specific chemicals in synthetic cannabinoids and synthetic cathinones, chemists quickly reconfigure the chemicals to produce new versions of these synthetic drugs which are not specifically set forth in the legislation; and

WHEREAS, these new synthetic drugs have the same or similar negative impacts as drugs made illegal under the Controlled Substances Act, including both short term impacts and potentially long term impacts.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the City of St. Petersburg urges the members of the Florida Legislature to support SB 294 and HB 619 which add more of these harmful substances to Schedule 1 of the Controlled Substances Act; and

BE IT FURTHER RESOLVED that the City Council supports the adoption of legislation that makes any chemical or chemical compound whose molecular makeup is similar to those substances already listed on the Controlled Substances Act, and whose intended use when introduced into the body is to mimic or simulate the effects of controlled substances, to be illegal; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be provided to the Governor, Senate President, House Speaker and members of the Pinellas County Legislative Delegation.

This resolution shall become effective immediately upon its adoption.

Approved as to form and content:

City Attorney (designee)